

6-7-72

1. PRESIDENT:

2. The Senate will come to order. Prayer by the chaplain,
3. Reverend Joseph Ferriera, pastor of the Zenobia Baptist Church.
4. Pastor Ferriera.

5. PASTOR FERRIERA:

6. (Prayer)

7. PRESIDENT:

8. Reading of the Journal. Moved by Senator Bidwill that the
9. reading of the Journal be dispensed with. All in favor signify
10. by saying aye. Contrary minded. Motion prevails. Committee
11. reports.

12. SECRETARY:

13. Senator Lyons, chairman of the Appropriations Committee
14. reports out Senate Bills 1319, 1372, 1535, 1542, 1550, and 1581
15. with the recommendation Do Pass as Amended.

16. PRESIDENT:

17. Just a moment. For what purpose does Senator Course
18. arise?

19. SENATOR COURSE:

20. Thank you, Mr. Speaker. I'd like unanimous consent to
21. take a group of bills from the Secretary's Desk.

22. PRESIDENT:

23. Just wait a little bit on that. All right?

24. SECRETARY:

25. Senate Bill No. 1555 with the recommendation Do Pass.
26. Senator Course, chairman of Revenue reports out Senate
27. Bills 1304, 1305, 1306, 1307, 1333, 1342 and 1343 without
28. recommendation and ordered to lie on the table. House
29. Bills 4118 and 4533 without recommendation and ordered to
30. lie on the table. House Bills 3611, 4124, and 4298 with
31. the recommendation Do Pass.

32. PRESIDENT:

33. Senator Course.

1. SENATOR COURSE:

2. Yes, Mr. President, that's House Bill 4218. Is that correct?
3. And I'd like unanimous consent to take these bills from the
4. Secretary's Desk and advance them to the order of 2nd Reading.

5. PRESIDENT:

6. Is there objection? Senator Berning. Is there objection?
7. Leave is granted. For what purpose does Senator Sours arise?

8. SENATOR SOURS:

9. Just to verify that this is what the committee wanted to
10. do. They concern the Personal Property Tax Bills and others
11. that we're just putting out on the Floor on 2nd Reading so
12. we can discuss them here.

13. PRESIDENT:

14. Senator Partee.

15. SENATOR PARTEE:

16. I just wanted to advise the membership that the tapes are
17. working. That is, newspaper people are taping.

18. PRESIDENT:

19. Further committee reports?

20. SECRETARY:

21. No. No, I have some . . . The Rules Committee met and
22. recommended that the following rules be in effect for the
23. remainder of the 1972 regular Session.

24. PRESIDENT:

25. Just a moment, please. Let's pay attention. It's a
26. rule change. Proceed, Mr. Secretary.

27. SECRETARY:

28. Amend Senate Rule 34 by adding the following after paragraph 2:
29. No Senator shall speak more than once, nor for longer than five
30. minutes, in debate on final passage of a bill called from the
31. order of Postponed Consideration. Any motion to take from the Table
32. shall be argued only as the last order of business.

1. PRESIDENT:

2. Is there any discussion? Senator Sours.

3. SENATOR SOURS:

4. Is that the . . . Is that the change, Mr. President, of
5. a permanent rule, or is it just ad hoc for this little Session?

6. PRESIDENT:

7. Well, it's for the remainder of this Session, and . . .

8. SENATOR SOURS:

9. For this Session only.

10. PRESIDENT:

11. This Session only, and this . . . What it . . . What this
12. change does is limits debate to five minutes per person on
13. bills on Postponed Consideration. Senator Partee.

14. SENATOR PARTEE:

15. You know, it's unfortunate at the beginning of a morning
16. when a . . . the . . . there's a lot of buzzing around. I'm
17. sure that half the membership didn't hear the rule and when it's
18. invoked, everybody will say I didn't know that. The rule, I
19. think we could explain again, that on any bill on Postponed
20. Consideration, debate on it will be limited to five minutes per
21. person. Anybody who wants to talk about it has five minutes, and
22. that's all.

23. PRESIDENT:

24. All in favor of the adoption of the rule change indicate
25. by saying aye. Contrary minded. It is adopted. Senator
26. Smith.

27. SENATOR SMITH:

28. I wish to call the attention of the membership to the
29. fact that on yesterday, and I was speaking with regards to
30. the Personal Property Tax, the red light came on. I called
31. attention to the fact that the light was on when I arose to
32. speak and that my time had not expired. A test was made,
33. and it was verified, that the operation of that light was

1. wrong. Is that right, Mr. Secretary?

2. PRESIDENT:

3. Oh. I'm advised that this is between you and the Secretary
4. here, Senator Smith. All right. We have some motions. Just a
5. moment. For what purpose does Senator Horsley arise?

6. SENATOR HORSLEY:

7. This is personal to me, in that I may be called out of
8. town on account of illness in the family, but would it be
9. possible at this time, and this is the first day I've noticed,
10. we haven't had committee hearings on page 1 of the Calendar.
11. Would it be possible now that we could have committee hearings
12. at least without detailing the bills, the committee and the
13. time approximately put on here so that some of us would have
14. some inkling of how to make some plans, although we can't
15. really make plans under some circumstances.

16. PRESIDENT:

17. Senator Cherry.

18. SENATOR CHERRY:

19. We have an Executive Committee scheduled immediately
20. after the Session. It's not on the Calendar, Senator Horsley,
21. but I'm making this announcement so that all the members of
22. the Senate can be aware of that. Immediately after the Session
23. in Room 212.

24. PRESIDENT:

25. Are there any further committees scheduled for today?
26. Appro . . . Senator Lyons?

27. SENATOR LYONS:

28. Yes, there will be a meeting of the Committee on Constitutional
29. Implementation immediately after adjournment.

30. PRESIDENT:

31. We have some . . . Senator Lyons.

32. SENATOR LYONS:

33. There will also be a meeting of the Committee on Appropriations

1. tomorrow, and Tuesday morning, 9:00 o'clock. That'll be the
2. last . . . Those will be the last meetings of the Committee
3. on Appropriations.

4. PRESIDENT:

5. Senator Course.

6. SENATOR COURSE:

7. There will be a meeting of the Revenue Committee tomorrow
8. morning at 9:00 o'clock to consider the Lottery Bills. Everybody
9. is invited.

10. PRESIDENT:

11. The Secretary asks that the Chair announce that if the
12. committee chairmen will let the Secretary's Office know when
13. you're going to be holding these committee hearings, it will
14. facilitate . . . It's the only way they can get them on
15. the Calendar. We have some motions.

16. SECRETARY:

17. Pursuant to Rule 10 and to notice previously given there-
18. under, I move that the Committee on Public Finance, Appropriations
19. Division be discharged from consideration of Senate Bills 1361,
20. 1414, 1427, and that the bills be placed on the Senate Calendar
21. on the order of Senate Bills on 2nd Reading ; and that the
22. Committee on Public Finance, Appropriations Division be discharged
23. from consideration of House Bills 3774, 4086, 4088, 4097, 4130,
24. 4140, 4158, 4185, 4199, 4249, 4253, 4254, 4255, 4256, and 4266,
25. and 4308 and that the bills be placed on the Senate Calendar on
26. the order of House Bills on 2nd Reading. Filed 6-7-72. Senator
27. Clarke.

28. PRESIDENT:

29. Senator Clarke.

30. SENATOR CLARKE:

31. Mr. President, members of the Senate, I'll be very brief,
32. because we've got a lot of business to do. The reason for
33. filing this motion is the fact that this Session is fast approaching

1. a close and we would hope an orderly close, but when we started
2. out, we aimed for a June 9th adjournment date. That should have
3. been plenty of time, if all of the rules and all of the dead-
4. lines had been met in both Houses. The critical matter, in the
5. opinion of the President Pro Tem, and I concurred with him in
6. the start of the Session, should have been and the priority
7. items should have been Appropriations and the other exempt
8. categories. In order to arrive at even a final determination
9. in an orderly manner of these matters by what is now the
10. hoped deadline of June 16th, we should really have had Appropriations
11. hearings and consideration and final determination on Appropriation
12. bills in the Senate by the first of June and had those bills
13. over to the House and vice versa, the House should have finished
14. their appropriation process and had their bills over to the
15. Senate by the first of June. And this has not happened, and I
16. am grieved that the Senate which has met all of their deadlines
17. in passing the bills out of committees and in passing the
18. Senate bills on May 12th out of the Senate, other than the
19. exempt categories, in my opinion has dragged their feet, and
20. I think the bills have been here long enough, but has dragged
21. their feet in terms of prompt, considered meetings of the
22. Appropriations Committee. Oftentimes the chairman has been
23. absent, and we have not, until yesterday, really disposed of
24. almost all but one of the Senate bills, and certainly by the
25. end of this week all Senate Appropriation bills and the
26. other Senate bills must be out of this Chamber and over to
27. the House if we are to finish up by a week from Friday, the
28. 16th. And it is in that spirit for that reason that I am suggesting
29. that Appropriation bills be brought out on the Calendar; that we
30. have the amending process done here; that last night we considered
31. three major departments such as Public Aid, Mental Health, and
32. so forth, and there were a handful of proxies on that side, with
33. four stout and very fine members of the Appropriations Committee

1. doing the questioning and on our side there were a like
2. number. There were only three members at the end. And
3. this is farce, really, of the committee process, because
4. you're voting a handful of proxies, and everybody knows
5. the outcome before you start. And of course you ask questions,
6. but the determination is already there because of the balance
7. in the committees--inbalance in the committees--so I feel
8. that it would be far more illuminating to the members if we
9. would have these amendments offered, debated on the Floor.
10. Let's get these bills out and moving and let's get this
11. process at least them which has to be done if this Session
12. is going to adjourn without coming back for a special
13. Session in a week or two, and I move the adoption of this
14. motion.

15. PRESIDENT:

16. Senator Lyons.

17. SENATOR LYONS:

18. Well needless to say, Mr. President and members, I am
19. opposed to the motion, because I oppose it on conceptual
20. grounds and I oppose it also, because some of the things that
21. Senator Clarke has just said do not comport totally with the
22. fact of objective reality. Number 1, there remains in the
23. Committee on Appropriations at this very moment, one Senate
24. bill. One of the reasons that that bill is still in the
25. Committee on Appropriations is because all it does is appropriate
26. 1 billion 700 million dollars to the Department of Transportation,
27. and the full . . . all the information that our Task Force
28. requested was not furnished to us until Monday. So if the
29. Department of Transportation had been a little less dilatory
30. in supplying the information that the task force requested
31. some time ago, we wouldn't be in this situation. When Senator
32. Clarke says that the treatment of the Appropriations Committee
33. afforded these various bills, does not square properly with

1. the philosophy of the committee system, I have to differ with
2. him. One of the reasons that Senator Clarke is unhappy, is
3. that these bills are gone over very carefully, and one of the
4. things that we have found in the Committee on Appropriations
5. and in our Task Forces is something that we knew we'd find.
6. It was just a question of finding it out and finding where it
7. was. There are cuts that can and should be made in this
8. budget, and they are being made in the Committee on Appropri-
9. ations. Now I can't help it if the House of Representatives
10. doesn't send over bills until the last two days of the Session.
11. Possibly that's part of the grand strategic game plan of the
12. gentleman on the other side of the aisle, to hold up every-
13. thing in the House, send it over here at the last minute, and
14. then think that they can by-pass committee. If that is the
15. plan, gentlemen, it's going to be frustrating. We are going
16. to continue to look over these appropriations; we are going
17. to continue to make a cut where necessary to save the tax-
18. payers' dollars; and we're going to squeeze what fat we can
19. out of this budget; and we're going to do it in the Committee
20. on Appropriations. Now if you want me to go down the list
21. of the bills that remain in Committee, I'm perfectly willing
22. to do so. I hesitate to take the time of the Senate to do
23. this. All I can do is assure you that these bills will all
24. receive expeditious and thorough analysis and will be reported
25. out of the committee one way or the other in ample for the
26. Senate to take action and in ample time for the House to
27. take action.

28. PRESIDENT:

29. There is a motion before the body. Is there further
30. discussion? Senator Partee.

31. SENATOR PARTEE:

32. Well, I appreciate what Senator Clarke said about the
33. attempt we made to have an orderly beginning, because the

1. orderly beginning would have made for an orderly close. Unfor-
2. tunately we were not able to convince everybody that we should
3. delimit this Session's activities and I am not noster damas, but
4. I foresaw that we were going to have this kind of problem. I
5. foresaw we would have it on the basis of prior experience with
6. the House. The House, for reasons better known to themselves,
7. have always ignored or changed or altered their deadlines. We
8. lost a whole week here in terms of consideration of the bills
9. when they extended their deadline to May 22nd, which we lost
10. that whole week of May 5th to the 19th and also the 23rd and
11. 24th, because the bills didn't come over until then. Now I
12. can understand the motivation, and I can understand Senator
13. Clarke's desire now to move all these bills to the Floor. But
14. let me just suggest to you that there are amendments to many
15. of these bills, and if we waited until these bills reach the
16. Floor for the amendment, it would simply mean that we would
17. then open up a Pandora's box and we would be in engaging in
18. long debate on each of these amendments to each of these
19. many bills. It seems to me we'd be better off to keep them
20. in this committee, have these hearings, put the amendments
21. on, and then when they came to the Floor, we wouldn't . . .
22. we could perhaps save a great deal of time. Now, I can appre-
23. ciate that everybody wants to get out by the 16th. I can
24. appreciate that there are members here who have made rather
25. firm plans with families and others to take vacations, to go
26. to places of beautiful scenery and exotic times. I can
27. appreciate this, and I certainly still want to get out by
28. the 16th. By the same token, it was I who said that we could
29. have been out of here by the 2nd, and that was my first
30. statement--that we'd be out of here by the 2nd. And then
31. the Speaker says no, maybe the 9th. Well, maybe he knew then
32. that they weren't going to observe their deadline; I don't
33. know. But in any event, I don't think we can take all these

1. bills out of committee and put them on the Floor and have all
2. these amendments offered on the Floor 'cause it just will prolong
3. the Session. And if we have any prayer of getting out by the 16th,
4. I think, we're going to have to leave them in committee, put the
5. amendments on them there, and then vote for them. I've talked to
6. Senator Lyons about this and he proposes to have a meetings even...
7. there will be a meeting Monday when we will not be in Session be-
8. cause we won't come back until Tuesday next week. There will be
9. even a meeting of Appropriations on that date. And I am sure that
10. by Monday evening or Tuesday morning, every single bill will be
11. out of that committee. That gives us still ample time during the
12. course of the week to get all of these bills passed and to the
13. Governor. So I'm going to have to oppose the motion.

14. PRESIDENT:

15. Senator Clarke may close the debate.

16. SENATOR CLARKE:

17. May I ask a question of the Pro Tem? He was mentioning
18. schedules, not being here Monday, and many of our members have
19. asked about Friday and Monday. Could you give us that again?

20. PRESIDENT:

21. Senator Partee.

22. SENATOR PARTEE:

23. Yes, we will not be here Friday and we will come back Tuesday
24. of next week.

25. PRESIDENT:

26. Senator Clarke.

27. SENATOR CLARKE:

28. What time Tuesday, they ask?

29. PRESIDENT:

30. Senator Partee.

31. SENATOR PARTEE:

32. I'd like to start at 10:00 Tuesday.

33. PRESIDENT:

1. Senator Clarke.

2. SENATOR CLARKE:

3. Well, Mr. Pro Tem, I don't know the reason for this but I'm
4. really a little befuddled as to how we're gonna finish this whole
5. process with a long weekend on the last weekend before the finale
6. and still get through by Friday, the 16th. You do have an answer
7. to that, I'm sure.

8. PRESIDENT:

9. Senator Partee.

10. SENATOR PARTEE:

11. Well, the only way we could accomodate, Senator, is to be here
12. Friday if you wanted to. But we came in Monday and I know some of
13. the members had indicated they need this one day because once we
14. get back here Tuesday we are not likely to leave until we're finished.
15. So that's why I said they could have Friday and Monday to take care
16. of their business they have and we'll come back Tuesday and we'll
17. stay here 'til we're finished, night and day.

18. PRESIDENT:

19. Senator Clarke.

20. SENATOR CLARKE:

21. Then am I to understand that the 16th is not your deadline
22. because actually we had an exchange the other day and the chairman
23. of the Appropriations Committee said he had firm plans to go fishing
24. in Canada on the 16th.

25. PRESIDENT:

26. Senator Partee.

27. SENATOR PARTEE:

28. Well, I just hope he catches some fish but we'll be off Friday
29. and then we'll come back Tuesday and we'll work straight through.
30. I think we can get out at the end of the week if we work straight
31. through.

32. PRESIDENT:

33. Senator Clarke.

1. SENATOR CLARKE:

2. Well, Mr. President and Senators, I merely offered this motion
3. as a matter of being helpful and I would certainly hope that the
4. Appropriation bills are all out of committee and passed by Friday
5. so that Senator can take a rest before his strenuous campaign and
6. I urge the Senators to vote yes and pass this motion.

7. PRESIDENT:

8. You wish to persist in the motion, Senator Clarke, is that correct?
9. I'm sorry, I was engaged in conversation here.

10. SENATOR CLARKE:

11. I have a roll call as to the attendance here and I'd be per-
12. fectly willing to abide by a voice vote.

13. PRESIDENT:

14. All right. All in favor of the motion indicate by saying aye.
15. Contrary minded. The no's have it. The motion is defeated.
16. Senator Soper.

17. SENATOR SOPER:

18. Mr. President and members of the Senate, I'd like to discharge
19. the Committee on Appropriations from House Bill 4097. It's the
20. Illinois Veterans' Commission bill and it's been given the nod
21. by the chairman of the Appropriations, Senator Lyons. Put it on
22. the Calendar, Second Reading.

23. PRESIDENT:

24. Is there objection? Senator Partee.

25. SENATOR PARTEE:

26. We're checking the bill. What is the bill, Senator? What
27. is it?

28. PRESIDENT:

29. Senator Soper.

30. SENATOR SOPER:

31. Senator Partee, this is the Illinois Veterans' Commission bill
32. and Senator Lyons just came over to me and said it's okay to by-pass
33. committee. If you'd check with him, he just got through telling me

1. it was okay.

2. PRESIDENT:

3. Senator Partee.

4. SENATOR PARTEE:

5. I understand he says that's so, Senator, so I have no objection.

6. PRESIDENT:

7. Is there objection? Leave is granted. We have any further

8. motions, resolutions? Messages from the House.

9. SECRETARY:

10. Message from the House by Mr. Selcke, Clerk: Mr. President--

11. I am directed to inform the Senate that the House of Representatives

12. has passed bills of the following titles and the passage of which

13. I am instructed to ask the concurrence of the Senate, to-wit:

14. House Bills 4087 and 4644.

15. PRESIDENT:

16. Senator Partee moves that these be referred to the Rules Com-

17. mittee. All in favor signify by saying aye. Contrary minded.

18. Motion prevails. Message from the House.

19. SECRETARY:

20. Message from the House from Mr. Selcke, Clerk: Mr. President--

21. I am directed to inform the Senate that the House of Representatives

22. has refused to concur in the Senate in the adoption of their amend-

23. ments to a bill of the following title: House Bill 2416 which is

24. sponsored by Senator Vadalabene, Amendments No. 1 and 2.

25. PRESIDENT:

26. Senator Vadalabene, are you aware of this? Do you have a motion

27. on this? All right. It'll go on the Secretary's Desk.

28. SECRETARY:

29. Message from the House...

30. PRESIDENT:

31. Just a moment. Senator Vadalabene.

32. SENATOR VADALABENE:

33. It'ssll go to a conference committee then?

1. PRESIDENT:
2. Well, if you're not aware of it, I think you'd better check it
3. and see what should be done on it.
4. SENATOR VADALABENE:
5. And then we'll get back to it? I'd better see Kenny Calvo.
6. PRESIDENT:
7. Right. We'll get back to it tomorrow then.
8. SENATOR VADALABENE:
9. All right.
10. SECRETARY:
11. A message from the House from Mr. Selcke, Clerk: Mr. President--
12. I'm directed to inform the Senate that the House of Representatives
13. has refused to concur in the Senate in the adoption of their amend-
14. ments to a bill of the following title: House Bill 2916 and this
15. is Senator Graham is the sponsor. It's Amendments No. 1 and 2.
16. PRESIDENT:
17. Senator Graham, we have a nonconcurrence from the House on...
18. what was the number again, Mr. Secretary? On House Bill 2916, a
19. nonconcurrence with the Senate amendments.
20. SENATOR GRAHAM:
21. What is it?
22. PRESIDENT:
23. Well, if you're not aware, maybe we'll just refer this to the
24. Secretary's Desk and then we'll...
25. SENATOR GRAHAM:
26. Let's just hold it there and I'll take a look.
27. PRESIDENT:
28. Yea, all right.
29. SECRETARY:
30. And on House Bill 3190, with Senate Amendment No. 1 and Senator
31. Newhouse is the sponsor.
32. PRESIDENT:
33. And what is the disposition of the House?

1. SECRETARY:

2. Nonconcurrency.

3. PRESIDENT:

4. A nonconcurrency by the House on Amendment...What's the number of
5. the bill again?

6. SECRETARY:

7. 3190.

8. PRESIDENT:

9. 3190. Are you familiar with this, Senator Newhouse?

10. SENATOR NEWHOUSE:

11. Mr. President, my recommendation is that we not recede from the
12. amended version, that a committee be appointed.

13. PRESIDENT:

14. Motion that the Seanate refuse to recede from its amendment and
15. that a conference committee be appointed. All in favor signify by
16. saying aye. Contrary minded. Motion prevails.

17. SECRETARY:

18. On Amendment No. 1 to House Bill 3639 sponsored by...Senate
19. sponsor is Senator Dougherty, the House refuses to concur.

20. PRESIDENT:

21. Senator Dougherty, House Bill 3639, I think it was. 39. Are
22. you familiar with this or should we put it on the Desk and take it
23. up tomorrow? All right.

24. SECRETARY:

25. On House Bill 3544, the House refuses to concur in Amendment
26. No. 1. This is Senator Bruce's bill.

27. PRESIDENT:

28. Is Senator Bruce on the Floor? This is a . . . House refuses to
29. concur in the Senate amendment. Should we just leave it there...

30. SENATOR BRUCE:

31. No., we should refuse to accept the House's action and have a
32. conference committee appointed.

33. PRESIDENT:

1. Senator Bruce moves to refuse to recede from the amendment
2. and request the appointment of a conference committee. All in
3. favor signify by saying aye. Contrary minded. Motion prevails.

4. SENATOR BRUCE:

5. Thank you, Mr. President.

6. SECRETARY:

7. House Bill 3682. The House refuses to concur in Amendment
8. No. 1. Senator Graham is the sponsor. Senator Graham, 3682.

9. PRESIDENT:

10. Senator Graham moves that the Senate refuse to recede and
11. request a conference committee. All in favor signify by saying
12. aye. Contrary minded. Motion prevails. On 2916, Senator Graham
13. makes the same motion. All in favor signify by saying aye. Con-
14. trary minded. Motion prevails. Senate Bills on Second Reading.
15. Senate Bills on Second Reading. Senator Clarke, on Senator Car-
16. pentier's bills, is there any disposition . . . Oh. Senator Car-
17. pentier is here. I'm sorry. 1395, you wish to advance these? There's
18. a request that they be held. 1598, Senator Mc...1598.

19. SECRETARY:

20. Second Reading of the bill. No committee amendments.

21. PRESIDENT:

22. Any amendments from the Floor? Third Reading. 1599.

23. SECRETARY:

24. Second Reading of the bill. No committee amendments.

25. PRESIDENT:

26. Any amendments from the Floor? Third Reading. 1600.

27. SECRETARY:

28. Second Reading of the bill. No committee amendments.

29. PRESIDENT:

30. Any amendments from the Floor? Third Reading. 1601.

31. SECRETARY:

32. Second Reading of the bill. No committee amendments.

33. PRESIDENT:

1. Any amendments from the Floor? Third Reading. 1602.

2. SECRETARY:

3. Second Reading of the bill. No committee amendments.

4. PRESIDENT:

5. Any amendments from the Floor? Third Reading. Senate Bills
6. on Third Reading. 1062, is Senator O'Brien on the Floor? Hold.

7. 1154, Senator Kosinski. 1323, Senator Fawell. Senator Fawell.

8. SENATOR FAWELL:

9. Yes, Mr. President, members of the Senate, this is the annual
10. appropriation for the Mental Health Planning Board which has been
11. quite a hard-working board since it's...a number of new members
12. were appointed. It's gone through the Task Force on the other side
13. of the aisle quite thoroughly. It'll have another review over in
14. the House and I would appreciate a favorable vote from this body.

15. PRESIDENT:

16. Is there any discussion? Secretary will call the roll.

17. SECRETARY:

18. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
19. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,
20. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley,
21. Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow, Laughlin,
22. Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein, Newhouse,
23. Nihill, O'Brien, Ozinga, Palmer, Partee, Rock, Romano, Rosander,
24. Saperstein, Savickas, Smith, Soper, Sours, Swinarski, Vadalabene,
25. Walker, Weaver.

26. PRESIDENT:

27. Lyons aye. Kosinski aye. Newhouse aye. Vadalabene aye. On
28. that question the yeas are 45. The nays are none. The bill having
29. received a constitutional majority is declared passed. Senator
30. Clarke, on 1326, does someone want to handle that for Senator Harris
31. or...

32. SENATOR CLARKE:

33. I wonder if the other side has any objections. This is the

1. Department of Labor appropriation bill.

2. PRESIDENT:

3. Just a moment. Number one, let's cut down the noise. Senator
4. Lyons, is there...Senator Lyons, is there any objection to going
5. ahead on this bill. Senator Harris is not here. Senator Clarke
6. is wondering if there's any objection on 1326.

7. SENATOR LYONS:

8. No, there's no objection.

9. PRESIDENT:

10. Senator Partee:

11. SENATOR PARTEE:

12. Just hold that one. I'll talk to you about it.

13. PRESIDENT:

14. It will be held. 1382, is Senator Chew on the Floor? 1389,
15. Senator Latherow. Hold. 1394, Senator Gilbert. Senator Gilbert.

16. SENATOR GILBERT:

17. 1394 is a reappropriation to the Secretary of State for the
18. continuing of the planning for the State library building to be
19. located here in Springfield sometime in the future. The bill
20. originally had further funds in, but they were stricken by
21. amendment and this bill now has the approval of the Task Force on
22. the other side of the aisle. Senator Bruce has worked with the
23. Secretary of State on this and is satisfied that these funds are
24. available to continue the project so that if and when the complex
25. is built we will be that far advanced. I ask for a favorable roll
26. call.

27. PRESIDENT:

28. Is there any discussion? Secretary will call the roll. Just
29. a moment. Senator Berning.

30. SENATOR BERNING:

31. Just one question. What is the amendment? The Calendar shows
32. an amendment and I don't have it in my book.

33. PRESIDENT:

1. Senator Gilbert.

2. SENATOR GILBERT:

3. The amendment struck \$700,000 from the bill, sir. This was
4. for other planning and Site acquisition and it was felt that this
5. was too early to do that inasmuch as they were making a study
6. of the entire Capitol complex and we felt that the \$700,000 was
7. not now needed this year.

8. PRESIDENT:

9. Is there further discussion? Secretary will call the roll.

10. SECRETARY:

11. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
12. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,
13. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley,
14. Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow, Laughlin,
15. Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein, Newhouse,
16. Nihill, O'Brien, Ozinga, Palmer, Partee, ...

17. PRESIDENT:

18. Senator Partee:

19. SENATOR PARTEE:

20. I don't know if there's any misunderstanding or not but this
21. bill is cleared. The State has to have a library. We are going
22. to support it. Bacon, I think it was, who said that reading makes
23. a full man. Many of the people who don't understand the library
24. program ought to know that the library program is one of the most
25. excellent programs that this State has. They have mobile libraries
26. that's all a part of the State library system. It's a very excellent
27. bill and there are many people, not only in remote areas, but in
28. areas where it's a real well built up, who exercise the prerogative
29. of citizens to take advantage of this reading program. It's a
30. very excellent thing and I would certainly hope that the members
31. support it. I vote aye.

32. SECRETARY:

33. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper,

1. Sours, Swinarski, Vadalabene, Walker, Weaver.

2. PRESIDENT:

3. Mitchler aye. Merritt aye. Palmer aye. Vadalabene aye.
4. Johns aye. Knuepfer aye. Kosinski aye. Kusibab aye. Smith
5. aye. On that question the yeas are 42. The nays are none. The
6. bill having received a constitutional majority is declared passed.
7. 1397, Senator Carpentier.

8. SENATOR CARPENTIER:

9. Mr. President, I'd like to take this bill back to Second
10. Reading for an amendment. Senator Rock has an amendment for this
11. bill.

12. PRESIDENT:

13. Pulled back to Second Reading. Senator Rock.

14. SENATOR ROCK:

15. Yes, Mr. President, members of the Senate, I want to thank
16. Senator Carpentier for offering me this courtesy. There is a
17. bill pending on this Calendar, House Bill 4428, which calls for
18. a photograph on a drivers' license. Now, in the Committee on
19. Appropriations, we had testimony from the Secretary of State,
20. that, in his judgment this program would cost approximately \$7
21. million the first year. The bill becomes effective only for six
22. months as it's presently constituted; therefore, the amendment which
23. I am offering to the ordinary and contingent expense appropriation
24. of the Secretary of State appropriates the sum of \$3 million or
25. so much thereof that may be necessary from the road fund for im-
26. plementing the requirements that drivers' license bear color
27. photographs of the licensees imposed by House Bill 4428. Now,
28. this is \$3 million. It is not budgeted but it just seems to me
29. as with all other major programs that we vote on here that it's
30. kind of silly to vote for a major program and not to properly
31. fund it. The Secretary has said in good faith in his judgment
32. this is what the cost would be. If we're going to have this program
33. we had better fund it. And I would ask for the support for this

1. amendment appropriating 3 million dollars for this purpose.

2. PRESIDENT:

3. Senator Carpentier.

4. SENATOR CARPENTIER:

5. Well, Mr. President, we discussed this in Appropriations and
6. the amendment was defeated in the Appropriations Committee. We also
7. tried to tack that onto the bill that puts the picture on the
8. drivers' license and at that time that amendment was stricken in
9. committee of Transportation. It's been voted down twice and I
10. gave my word to Senator Rock that we'd look it over but just last
11. week we in the Senate passed a bill to study the problem of the
12. picture on the drivers' license, the ramifications that it would
13. have and the handicap it would be to the new Secretary of State,
14. whomever he be come January. And I see no need to pick a figure
15. of 3 million out of the hat and attach it to a bill that may only
16. run for six months and when the Secretary of State gets in office
17. in January he may decide after the feasibility study that we're
18. going to do on this that he won't lend his support to this pro-
19. gram. So I see no need for this appropriation at this time. We're
20. wasting money and I urge a no vote on this amendment.

21. PRESIDENT:

22. Is there further discussion? Senator Rock may close the de-
23. bate. Just a moment please. Let's cut down the noise level.

24. Senator Rock.

25. SENATOR ROCK:

26. Well, Mr. President, members of the Senate, this is simply a
27. judgment which the General Assembly has to make. If we're going
28. to have this program at this time, as called for by House Bill 4428,
29. we have to fund it. I admit that the \$3 million is unbudgeted.
30. However, if this program is as laudable and salutary and wanted by
31. everyone as they say it is, then we better properly fund it and I'd
32. urge all the members to support this amendment. I'd ask for a
33. roll call.

1. PRESIDENT:

2. Secretary will call the roll.

3. SECRETARY:

4. Arrington, Baltz, Berning...

5. PRESIDENT:

6. Just so there is a clarification, we are voting on the amend-
7. ment proposed by Senator Rock. We are not voting on the bill it-
8. self.

9. SECRETARY:

10. Bidwill, Bruce, Carpentier, Carroll, Cherry, Chew...

11. PRESIDENT:

12. Senator Cherry.

13. SENATOR CHERRY:

14. All I can say about this amendment is that we can ill-afford
15. to do this. I vote no.

16. SECRETARY:

17. Clarke, Collins, Coulson, Course, Davidson, Donnewald,
18. Dougherty, Egan...

19. PRESIDENT:

20. Senator Egan.

21. SENATOR EGAN:

22. Yes, Mr. President, members of the Senate, what little experience
23. we have with this idea shows us that this is not certainly the only
24. way to fund this program which I'm in favor of but I can't be in
25. favor of appropriating \$3 million when we don't know that that's
26. the only way to do it. I vote no.

27. SECRETARY:

28. Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley, Hynes,
29. Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow, Laughlin,
30. Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein, New-
31. house, Nihill, O'Brien, Ozinga, Palmer, Partee, . . .

32. PRESIDENT:

33. Senator Partee.

1. SENATOR PARTEE:

2. I am not unpersuaded by the logic of these resounding no
3. votes but I owe Senator Rock a favor. I vote aye.

4. SECRETARY:

5. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper,
6. Sours, Swinarski, Vadalabene, Walker, Weaver.

7. PRESIDENT:

8. On that question the yeas are 3. The nays are 34. The bill...
9. the amendment having failed barely to receive a majority, Senator
10. Rock, is declared defeated. Senator Carpentier.

11. SENATOR CARPENTIER:

12. Now we move that back to Third Reading and after some inter-
13. vening business...

14. PRESIDENT:

15. We do not need intervening business since no amendment was
16. attached. So we can proceed immediately to the bill, Senator Car-
17. pentier.

18. SENATOR CARPENTIER:

19. Then I'd like to call Senate Bill 1397 as amended. It is
20. the appropriations for the ordinary and contingent expenses of
21. the Secretary of State's office. There was an amendment put on
22. simply to change the date to July 1st which was an oversight.

23. PRESIDENT:

24. Is there any discussion? Secretary will call the roll.

25. SECRETARY:

26. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
27. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,
28. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley,
29. Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow, Laughlin,
30. Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein, Newhouse,
31. Nihill, O'Brien, Ozinga, Palmer, Partee, Rock, Romano, Rosander,
32. Saperstein, Savickas, Smith, Soper, Sours, Swinarski, Vadalabene,
33. Walker, Weaver.

1. PRESIDENT:

2. Knuepfer aye. Graham aye. McBroom aye. Donnewald aye.
3. Lyons aye. Collins aye. Sours aye. Horsley aye. On that
4. question the yeas are 44. The nays are none. The bill having
5. received a constitutional majority is declared passed. 1408,
6. Senator McCarthy. Senator McCarthy, 1408. Hold. 1410, Senator
7. Fawell. I always grab you when you're eating.

8. SENATOR FAWELL:

9. The explanation in regard to 1410 is fully set forth on the
10. Calendar. It's a \$35,000 appropriation bill. It is in the Govern-
11. nor's budget. I'd appreciate a favorable roll call.

12. PRESIDENT:

13. Is there any discussion? Secretary will call the roll.
14. Let's maintain a little more order, please, gentlemen.

15. SECRETARY:

16. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
17. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,
18. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley,
19. Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow, Laughlin,
20. Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein, Newhouse,
21. Nihill, O'Brien, Ozinga, Palmer, Partee, Rock, Romano, Rosander,
22. Saperstein, Savickas, Smith, Soper, Sours, Swinarski, Vadalabene,
23. Walker, Weaver.

24. PRESIDENT:

25. Horsley aye. On that question the yeas are 43. The nays are
26. none. The bill having received a constitutional majority is de-
27. clared passed. 1423, Senator McCarthy. Hold. 1425, Senator Mc-
28. Broom. Is Senator McBroom on the Floor? He was here a moment ago.
29. 1432, Senator Saperstein. Hold. 1433, Senator Partee.

30. SENATOR PARTEE:

31. I don't think there's any problem with this bill. I'll just
32. accept a roll call.

33. PRESIDENT:

1. Is there any discussion? Senator Knuepfer.

2. SENATOR KNUEPFER:

3. Well, we have some problems with that bill and I would simply
4. suggest we are presently drafting some amendments to the bill. I
5. promised before we introduce them that I would communicate those
6. amendments to the O.S.P.I. If you want to call it today I would
7. simply suggest that we withhold the vote here. We're gonna pass
8. it eventually but we do...we will have a few amendments to the
9. bill. We had a meeting with the O.S.P.I. this morning and as soon
10. as we get them drafted we will talk to them and see whether they're
11. acceptable to them. If we have problems I also said I would com-
12. municate with Senator Hynes before introduction. But if as it
13. presently exists it is not acceptable.

14. PRESIDENT:

15. Senator Partee.

16. SENATOR PARTEE:

17. We'll hold them and I hope we can get the amendments today,
18. Senator?

19. PRESIDENT:

20. Senator Knuepfer.

21. SENATOR KNUEPFER:

22. We're doing our very best. What we want is not only to get
23. an amendment, Senator, but as well to communicate after that amend-
24. ment is drafted to the O.S.P.I. and to Senator Hynes to make them
25. aware so if they have some affirmative defenses before we intro-
26. duce it, then we will certainly recognize that.

27. PRESIDENT:

28. Senator Partee.

29. SENATOR PARTEE:

30. Thank you very much, and I want to tell you, Senator, you're
31. talking more and more like a lawyer. Affirmative defenses, how
32. about that?

33. PRESIDENT:

1. 1464, Senator Gilbert. 1476, Senator Soper...For what pur-
2. pose does Senator Newhouse arise?

3. SENATOR NEWHOUSE:

4. Mr. President, I arise to a point of personal privilege and
5. I beg the indulgence of the Senate while I explain this point
6. because I know we're terribly busy but I would like to get it
7. off before something happens that it slips my mind. Mr. President,
8. the hectic days of the...of this kind of Session sometimes things
9. happen...

10. PRESIDENT:

11. Just a moment, please. Senator Newhouse has asked for the
12. Floor on a point of personal privilege. He deserves our attention.
13. Senator Knuepfer, Senator Hynes.

14. SENATOR NEWHOUSE:

15. From time to time things happen to members of the body in
16. terms of personal tragedies that somehow might slip our minds
17. in the course of our deliberations. For example, there's been
18. a tragedy in Senator Rosander's family. Senator Chew has two or
19. three things to happen in his family in the course of this present
20. Session. We've had some state and national figures who have either
21. died or something of that nature and on my own part I know that
22. I slipped once or twice in this in not paying my own respects when
23. I really intended to do so. I'm wondering if there is a committee
24. that is charged with the responsibility from this Body to pay its
25. respects in incidents of this kind and whether or not there is some
26. mechanism by which all of us can be reminded so that we can make it
27. known to the families and friends of those we certainly love here
28. that we do have the kind of respect for them that indicates that
29. they have our support in times of tragedy. Is there such a thing,
30. Mr. President. If not, I just want to advance it now because it
31. seems to me I don't personally want to go on being caught in the
32. switches because we don't have administrative people or what-not
33. of not saying to my fellow Senators at the time when it need to said

1. that I'm with them.

2. PRESIDENT:

3. Senator Partee.

4. SENATOR PARTEE:

5. Well, we do have a way of knowing generally when something has
6. happened in someone's family and flowers are generally sent and in
7. some instances if it is a Senator himself we appoint a delegation
8. to go. If it is a family member, we are expressive of our sympathy
9. by way of cards, flowers and things of this sort and resolutions
10. and other acknowledgements that we do share the grief in those
11. particular instances. More than that I don't know what else is...

12. PRESIDENT:

13. I wonder if in connection with Senator Newhouse's statement
14. whether a maybe just a card, postcard, from the...your office or
15. Senator Clarke's office when a near relative of one of the Senators
16. died. I think that...

17. SENATOR PARTEE:

18. Well, we usually do that and when we are informed. As a matter
19. of fact, I normally write personally a letter in addition to some
20. expression from the Body as a whole and we normally send flowers
21. when we're informed.

22. PRESIDENT:

23. I mean a postcard from all the other members of the Senate
24. when something like that occurs. That's what I mean.

25. SENATOR PARTEE:

26. Well, I think that's a good idea.

27. PRESIDENT:

28. Senator Newhouse.

29. SENATOR NEWHOUSE:

30. Mr. President, Mr. Pro Tem, I certainly hope you understand
31. that I'm not expressing any shortcoming on the part of any one of
32. officials here. May I suggest one thing further? Perhaps in some
33. fashion there can be an additional notification to each member written.

1. Now, I know we've got an awful lot of paper work but it seems to
2. me that particularly the immediate family of any Senator here, I
3. think most of us might like to receive just kind of reminder so
4. that we can take care of our own personal kinds of respect. Thank
5. you, Mr. President.

6. PRESIDENT:

7. It's a good suggestion. We'll...Senator ParTEE.

8. SENATOR PARTEE:

9. Well, I think we can accomodate that but let me just since
10. this subject has been opened and I'll only take a moment to say
11. that it's been my personal practice to from time to time on a
12. periodic basis write just a little note to sometimes a widow or
13. a very dear loved one to one of our deceased members particularly
14. 'cause I have found that within the first week or month after the
15. death of someone people are deluged with well-wishers and people
16. who are expressive of their sympathy. But after that nobody hears
17. from them at all. I wrote a letter about two months ago to the
18. widow of a former Senator. I got a letter back from her saying
19. how much she appreciated it because after a month after he was
20. gone everybody seemed to forget about her. And I make it on a
21. periodic basis of sending a little note to widows and other people
22. who are the widows of members who've served here. And I think it's
23. sort of an individualistic thing but we, I think, can accomodate
24. this notification. I think that can be handled and we'll address
25. ourselves to it.

26. PRESIDENT:

27. Senator Chew.

28. SENATOR CHEW:

29. Yes, just a further point on this question here. Certainly
30. I'm not saying this from a vindictive point of view but when you
31. work with a group of distinguished men in your own heart you do
32. feel that there is some kind of moral obligation that you have when
33. something of a tragedy does occur. I hope this is taken as I'm

1. going to say it with a clear understanding that I hold no animosity
2. whatsoever in my heart for anybody ever. I think this is an
3. excellent idea that Senator Newhouse advanced and I hope Mr. Partee
4. can work it out. But I'd like to go a little further than that.
5. As the Senate of the State of Illinois, I think we do have an obli-
6. gation whether it's locally or nationally to...we ought to just
7. start a floral fund out of our own funds so when these things
8. occur not only can we be represented by flowers but it ought to
9. be an official representative of this Body to assist or be present
10. at these kind of things. Now, it is true that I had two deaths
11. one behind the other. My father died on May 1st, and I had another
12. death on May 7th. And with the exception of Senator Howard Mohr
13. and please accept this as I'm saying it, with the exception of
14. Senator Howard Mohr, I'm to understand that there was no other
15. communication from the Senate to me in this instance. I know we're
16. busy. Sometimes we get too busy doing things and...until somebody
17. needs to remind us and I further state that members of the House
18. of Representatives were certainly represented at my father's funeral
19. but not one member of the Senate, Mr. President, not one member of
20. the Senate was represented there. Now, maybe it'll never happen
21. to me again but it's certainly going to happen to some of us and
22. I think many of the problems that we face here in this Body could
23. easily be solved if we thought of each other's interests. I might
24. add that the President did communicate with me...the Governor
25. communicated with me...the Mayor of the City of Chicago called me
26. on the next day as you know I was in attendance here and I was
27. asked did I need their services and things of this nature. But
28. you know when you've sat with a man or a group of men and you can't
29. find a card after this is all over from your colleagues, you can't
30. find a tag on a floral piece, this may not say anything individually
31. but it does say something collectively. And if we would merely
32. start thinking of each other's problems, just to think of each
33. other's interests, and to think of what a tragedy really means to

1. the individual that it happens to, I think we would be more in-
2. cumbent on gathering together. Now, I might add this while I'm
3. on the Floor. Since being an elected official, I attended the
4. funeral of President Eisenhower, the funeral of President Kennedy,
5. the funeral of Senator Robert Kennedy, the funeral of Dr. Martin
6. Luther King, the funeral of Medgar Evers and recently I took a
7. resolution from this Senate, I personally took this resolution
8. from this Senate, to New York City when Representative Adam Clay-
9. ton Powell died. Now, with the cooperation of Senator Partee,
10. we were able to take this resolution but the point is this is not
11. a county supervisory board. We are representatives of people all
12. over the state and this Body in my opinion is great enough to give
13. just a little something toward these kind of things. I received
14. a beautiful copy from the President Pro Tem of the resolution that
15. was passed on the death of my father but we were in such a hassle
16. doing nothing till nobody took the time to even read the resolution
17. when it was presented. And I remember on that day that Senator
18. Graham took the Floor and registered a complaint about our looseness
19. of these kind of resolutions. And I would hope in the future that
20. those of us who are serving here in this Body would be more cog-
21. nizant and show just a little more concern of each other's problems.
22. I might add personally when I see a member missing from this Body
23. I inquire to whatever leader that member is on his side as to whether
24. he's sick or what problems that are happening. My first term in
25. this Senate when I guess I didn't know any different because I had
26. just gotten here from the City Council, I attended the wake and the
27. funeral of my colleague, Senator DeLaCour. I thought it was protocol.
28. Maybe I'm stupid. When Senator Dougherty had his tragedy, I attended
29. the funeral of his wife and I think it's encumbrant upon us to get
30. a little closer together and be a part of each other, and be a part
31. of each other humanly, instead of just throwing it out of the window
32. and not doing it. I hold no animosity because the Senate in which I
33. served was not represented by flowers or by persons because I know

1. that we could all say we were busy but it so happened that the
2. wake and the funeral were both held when the Senate was not in
3. Session.

4. PRESIDENT:

5. Senator Neistein.

6. SENATOR NEISTEIN:

7. I don't want to belabor the point. Senator Chew is correct
8. and the committee has been doing a good job I thought in that
9. regard but to go one step further Senator Partee appointed at
10. the beginning of this Session, he appointed Senator Chew to be
11. in charge of the chaplain division, to notify our members when
12. anything like this happens and if there's any foul-up in com-
13. munication, Senator Chew, I don't want to put the blame at your
14. footsteps but I think that as Chairman of this committee that
15. Senator Partee made you the leader and chairman, it's incumbent
16. on you to contact all the members and apprise them of the fact
17. that someone is ill or that there's been a death, etc. And I
18. think that if you perform your job diligently as I know you can
19. that this problem will not arise.

20. PRESIDENT:

21. Senator Rosander. Senator Chew.

22. SENATOR CHEW:

23. I have performed my duty adamantly in this field. We are
24. not speaking of notification at this point. We're speaking of
25. the other interest that members may want to show but suddenly
26. that part of the program that I have been assigned has been carried
27. out. I know that it was announced on the Floor when Senator Rosander
28. had his tragedy, Senator Dougherty had his, and it was announced
29. on the Floor when my father died. So that portion, Senator Neistein,
30. has certainly been carried out to the letter. But we were going
31. a little further than that in trying to organize a committee for
32. personal representation and if not personal representation, you
33. may have not been listening to this, really a floral fund so this

1. Body can certainly be represented.

2. PRESIDENT:

3. Senator Rosander.

4. SENATOR ROSANDER:

5. Mr. President, members of the Senate, we are mortal men and
6. because of that death is a common thing. So when this tragedy strikes
7. the immediate family there is an awful deep hurt. It's difficult
8. to speak out at a time like this because in our mortal life we
9. anticipate these tragedies and we are never prepared to accept them.
10. But I do want to offer my sincere and humble thanks for the kindness
11. that has been bestowed upon me personally with the passing of my
12. father. We received flowers, cards, a personal letter from the
13. President pro tempore, Cecil Partee, and I was privileged to show
14. these to my mother and somehow or other all of these things seem to
15. even though you are numb helps you bear the grief that much more
16. easily and on reflection I know that it was of a great help to me
17. personally and it is something that I want to thank every member
18. of this Body and of the House for the death resolutions that were
19. passed and I think that every member here knows that feeling that
20. we all experience because sometime or another we all have to face
21. the truth of life. I think everything was done. I have no regrets,
22. I have no feelings that enough wasn't done. I don't think enough can
23. be done at a time like this. In all truthfulness I want to say
24. that it made me carry the burden that much easier. Thank you.

25. PRESIDENT:

26. Thank you, Senator. Senate Bills on Third Reading. 1425,
27. Senator McBroom. Senator McBroom.

28. SENATOR MCBROOM:

29. Mr. Chairman and members of the Senate, this is the appropriation
30. for the Department of Revenue. I...it has been amended and I under-
31. stand that whatever controversy did exist has evaporated. I'd
32. appreciate a favorable roll call.

33. PRESIDENT:

1. Is there any discussion? Secretary will call the roll.

2. SECRETARY:

3. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
4. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,
5. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley,
6. Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow, Laughlin,
7. Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein, Newhouse,
8. Nihill, O'Brien, Ozinga, Palmer, Partee, Rock, Romano, Rosander,
9. Saperstein, Savickas, Smith, Soper, Sours, Swinarski, Vadalabene,
10. Walker, Weaver.

11. PRESIDENT:

12. Graham aye. Coulson aye. Hall aye. Egan aye. Palmer aye.
13. Lyons aye. Neistein...On that question the yeas are 42. The
14. nays are none. The bill having received a constitutional majority
15. is declared passed. 1476, Senator Saperstein.

16. SENATOR SAPERSTEIN:

17. MMr. President and gentlemen of the Senate, 1476 is an ap-
18. propriation of \$7500 for the Commission on the Status of Women.
19. I urge your support.

20. PRESIDENT:

21. Is there any discussion? Secretary will call the roll.

22. SECRETARY:

23. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
24. Cherry, Chew, Clarke, Collins, Coulson...

25. PRESIDING OFFICER: (SENATOR ROCK)

26. For what purpose does Senator Neistein arise?

27. SENATOR NEISTEIN:

28. Has this bill been amended to include the Commission on the
29. Status of Women and Men because they're equal now according to the
30. resolution we passed and I feel that I've been oppressed and en-
31. croached upon if men don't get the equal rights on this Commission
32. as the women. So I'd like to address a question to the sponsor. I
33. hated to see you jump right in, Senator Saperstein, did you amend

1. this to make men equal to women.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Saperstein.

4. SENATOR SAPERSTEIN:

5. We'd be delighted to and we will invite you to serve on the

6. Commission.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Neistein.

9. SENATOR NEISTEIN:

10. I don't go for that we'd be delighted to stuff. Did you

11. do it or didn't you?

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator, we're on roll call. You're out of order. Continue

14. the roll call. Continue the roll call.

15. SECRETARY:

16. Coulson, Course, Davidson, Donnewald, Dougherty, Egan, Fawell,

17. Gilbert, Graham, Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer,

18. Knuppel, Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, Mc-

19. Carthy, Merritt, Mitchler, Mohr, Neistein, Newhouse...

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Neistein.

22. SENATOR NEISTEIN:

23. I'll be delighted to vote for this bill since Senator Saper-

24. stein said she'll be delighted to add the amendment on. However,

25. I think we're creating an unconstitutional situation, Senator Saper-

26. stein, when you're passing a commission for women only not for

27. men and women since the women and men are now equal. I'll vote

28. aye to support her delight.

29. SECRETARY:

30. Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee...

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Partee.

33. SENATOR PARTEE:

1. In a very nonjocular vein, let me say that we have in this
2. Senate approved the Equal Rights' Amendment. And I had the in-
3. stantaneous thought that having so done that this special com-
4. mission for women should go out of existence. It seems to me
5. inconsistent on one hand to say we are equal and then on the other
6. hand to ask for a special kind of consideration. It was suggested
7. to Senator Saperstein by me that there ought to perhaps be an
8. amendment on this bill that when the other states, I think about
9. eighteen have now signed on, when the other twenty come on and it
10. becomes a part of our Constitution, then this bill should ipso
11. facto go out of existence. It's difficult, however, to tell how
12. long that's going to be. It may be two years or three years or
13. whatever. So until this transpires, I'm going to vote aye on
14. this commission but with the warning that as soon as ERA becomes
15. a part of our Constitution I think there then becomes no need for
16. a special commission of this type. I'm gonna vote aye.

17. SECRETARY:

18. Rock, Rock, Romano, Rosander, Saperstein, Savickas, Smith,
19. Soper...

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Soper.

22. SENATOR SOPER:

23. Now, I thought that under the first and fourteenth amendment
24. that all sexes were equal and then with this resolution we had...
25. somebody's snapping pictures around here, Mr. President...I thought
26. that we'd ended all this discrimination against either men or
27. women. And I see no necessity of this commission now and I'd rather
28. spend the \$7,500, to put in it for some poor children some place, or our
29. poor school children or the poor old people. So I have to vote no
30. having support the other amendment.

31. SECRETARY:

32. Sours, Swinarski, Vadalabene, Walker, Weaver.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Knuppel.

2. SENATOR KNUPPEL:

3. Mr. President, I agree with the remarks of Senator Soper.
4. Women are equal. We voted that and we're for it 100% and I
5. think this is waste of money and I also vote no.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. For what purpose does Senator...Senator Saperstein. Senator
8. Saperstein.

9. SENATOR SAPERSTEIN:

10. Mr. President and gentlemen, I had a feeling that this might
11. happen because the Senate had passed very graciously and I think
12. a job well done, the ratification of the 27th Amendment. And I
13. also feared that the Senate might feel that our work was done.
14. But this is not a case, gentlemen. The ERA will not become ef-
15. fective until the passage by 38 states and then two years after
16. the 38 states ratify the Constitution. Now, there is a lot to
17. be done. There are two members, three members of the Senate, on
18. this commission, four including myself, Senator Carroll, Senator
19. Mitchler, Senator Kosinski, and they know that we have accomplished
20. a great deal in terms of not only promoting the opportunity of
21. women in employment and education...

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Gentlemen, may we have some order. Senator Saperstein's ex-
24. plaining her vote.

25. SENATOR SAPERSTEIN:

26. And I could take up and I will if I feel that you do not under-
27. stand the accomplishments of this commission since the beginning
28. of its program and I will because I think it is important.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator, you haven't much time. You'd better conclude your
31. remarks and vote.

32. SENATOR SAPERSTEIN:

33. Pardon me.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Romano aye. You're running out of time. Lyons aye.

3. SENATOR SAPERSTEIN:

4. I want to thank you for understanding the program those who
5. are voting for it and then perhaps in the future you will under-
6. stand that because this commission existed and because of your
7. generosity in supporting it that women will stand taller and
8. work with you side by side. Thank you very much. I vote aye.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. For what purpose does Senator Laughlin arise?

11. SENATOR LAUGHLIN:

12. Well, I'm confused and I may be out of order but I have a
13. right, I guess, before the roll call's announced to change my
14. vote. And I've just been given some information, I don't know
15. whether it's accurate or not, no one brought it up on the Floor.
16. If I may have the unanimous consent, I'd like to ask Senator
17. Saperstein a question?

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Yes, you may, Senator.

20. SENATOR LAUGHLIN:

21. Senator, is it true during the last fiscal year this com-
22. mission spent \$1500 of a \$5000 appropriation?

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Saperstein.

25. SENATOR SAPERSTEIN:

26. Ask me that question again.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Laughlin.

29. SENATOR LAUGHLIN:

30. During the last year, is it true that this commission spent
31. \$1500 of a \$5000 appropriation?

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Saperstein.

1. SENATOR SAPERSTEIN:

2. We have been very careful of our expenditures. In June
3. there's going to be a national conference of all the Commissions
4. on the Status of Women to be held in Minneapolis and this . . .
5. the . . . all the members of the commission are going there
6. and this will, I think, use up the remainder, or close to
7. the remainder, of the appropriation. And if you recall, when
8. this bill passed the last Session we reduced it from 75 hundred
9. to 5 thousand because we did not have to make a report. This
10. year we do. The next year, the fiscal year of '73, we do
11. have to print a report.

12. PRESIDING OFFICER (Senator Rock):

13. Senator Laughlin.

14. SENATOR LAUGHLIN:

15. Change my vote from aye to no, please.

16. PRESIDING OFFICER (Senator Rock):

17. Senator Horsley.

18. SENATOR HORSLEY:

19. Change my vote from aye to no.

20. PRESIDING OFFICER (Senator Rock):

21. Senator Horsley wishes to be recorded no. Course aye.

22. Senator Carroll.

23. SENATOR CARROLL:

24. How am I recorded, Mr. Chairman?

25. PRESIDING OFFICER (Senator Rock):

26. How is Senator Carroll recorded? You are not recorded,
27. Senator.

28. SENATOR CARROLL:

29. Well, you know we old Indians had a quite a status for
30. women in our day, but I ran across a little saying that a friend
31. of mine sent me, and it might apply to this and it might not.
32. But this said that when the white man discovered this country,
33. the Indians were running it, and at that time there were no

1. taxes, no debt, and the women did all the work, and the white
2. man thought he could improve on a system like that. Well, now
3. hopefully, the women will start doing all the work. I'm going
4. to vote aye on this bill.

5. PRESIDING OFFICER (Senator Rock):

6. On that question, the yeas are 31; the nays are 5. The
7. bill having received a constitutional majority is declared
8. passed. Senate Bill 1490. Senator Saperstein. Senate
9. Bill 1509, Senator Latherow. Senator Harris. Senate Bill
10. 1541, Senator Newhouse. Senate Bill 1546, Senator Hynes.
11. Hold. 1547, 1548. Senate Bill 1556, Senator Hall. Senate
12. Bill 1556, Senator Hall.

13. SENATOR HALL:

14. Thank you Mr. Chairman and members of the Senate. As
15. I told you yesterday, that this bill necessitates the study
16. of the organization and the structure of the Illinois school
17. district. Now the impetus of this bill was provided by
18. Judge James Parson who was presiding in the Rothchild versus
19. Bakalis. It has to do with District 42, in the federal district
20. courts of Chicago. Judge Parson requested help in this bill
21. and it's approved by his attorneys and the case is on record.
22. I assume that we have something worked out here now with every-
23. one's agreement, and I'd ask your most favorable support.

24. PRESIDING OFFICER (Senator Rock):

25. Is there any discussion? Senator Soper. Senator Soper.

26. SENATOR SOPER:

27. Mr. President . . . Senator Hall, would you yield to a few
28. questions?

29. PRESIDING OFFICER (Senator Rock):

30. He indicates he will.

31. SENATOR SOPER:

32. Now, is this in the . . . Is this in the Superintendent's
33. budget?

1. PRESIDING OFFICER (Senator Rock):
2. Senator Hall.
3. SENATOR HALL:
4. Yes, it is. I'm informed that it is, Senator.
5. PRESIDING OFFICER (Senator Rock):
6. Senator Soper.
7. SENATOR SOPER:
8. Then why do you need an appropriation of a hundred
9. thousand dollars?
10. PRESIDING OFFICER (Senator Rock):
11. Senator Hall.
12. SENATOR HALL:
13. Uh . . . That's where it is. It's in the budget. It's
14. been taken off the bill, Senator. It's in the budget, but
15. the . . .
16. PRESIDING OFFICER (Senator Rock):
17. Senator Soper.
18. SENATOR SOPER:
19. Is there . . . Is it in the original budget, or is there a
20. separate budget for this?
21. PRESIDING OFFICER (Senator Rock):
22. Senator Hall.
23. SENATOR HALL:
24. It's in the Superintendent's appropriation bill, I'm
25. informed.
26. PRESIDING OFFICER (Senator Rock):
27. Is there any further discussion? Senator Hall may close
28. the debate.
29. SENATOR HALL:
30. We explained this yesterday, and in the interest of time
31. I'll just ask for your most favorable roll call.
32. PRESIDING OFFICER (Senator Rock):
33. The Secretary will call the roll.

1. SECRETARY:

2. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
3. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
4. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert,
5. Graham, Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer,
6. Knuppel, Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom,
7. McCarthy, Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill,
8. O'Brien, Ozinga, Palmer, Partee, . . .

9. PRESIDING OFFICER (Senator Rock):

10. Senator Partee.

11. SENATOR PARTEE:

12. I notice that a large number of people are not voting for
13. this bill and I wonder why. It may be because the suggestion
14. for this particular piece of legislation came from a federal
15. judge. I think some members feel that a federal judge should
16. not be telling us what to do. Well, very frankly, I take
17. some pride in being a member of Illinois State Senate, and
18. I take some pride in being able to make decisions on my own
19. without urging and without pushing from any other quarter
20. of government, but I think I have the judgment to evaluate
21. what is suggested to me, and I do not think that we as a
22. group are infallible, or do I think that we as a group are
23. omniscient. I think certainly any good idea that comes
24. from any quarter, if it's a good idea, it could be . . . come
25. from a little girl skipping rope, if it's a good idea and if
26. it's a good idea, it's a good idea, no matter what its genesis
27. and no matter who gave birth to the idea. I think we discussed
28. this the other day and it occurs to me that this is something
29. that we ought to address ourselves to. Every business in this
30. country, every corporate inter . . . entity in this corp . . .
31. in this country from time to time has programs that they pay
32. for which is a evaluation of the worthwhileness of the way
33. they're doing things. That's why we've got people even going

1. through college become time-study men, people who have as a
2. profession the looking at and delineating the various processes
3. through which a company operates and we are, in fact, a business.
4. Although we are governmental, we have the right, I think, to
5. evaluate our efficiency from time to time, and this is an area
6. where there are a lot people concerned as to whether or not
7. we are operating at the highest level of our efficiency, and this
8. is a way, a rather cheap way I think, to determine where we
9. can make corrections, where we can improve what we're doing
10. in terms of the educational process. I think it's a good bill
11. and I think it deserves your support, and I think that we should
12. not shrink from trying to find out how best we can do a job
13. that we were mandated to perform. I want to know how best we
14. can do it. I want to know the better way of approaching many
15. of these problems. It will be a real guide to me in subse-
16. quent votes and I think you, too, would share that if you
17. really think about it. I think this is a good bill, and I
18. solicit your votes and ask you to reconsider your negative
19. position here.

20. SECRETARY:

21. . . . Rock, . . .

22. PRESIDING OFFICER (Senator Rock):

23. For what purpose does Senator Gilbert arise?

24. SENATOR GILBERT:

25. On a matter . . . I don't know whether it'd be called
26. personal privilege or what, but to try to get on with the
27. business, I would like to explain to Senator Partee that
28. many of the people on our side of the aisle consider this
29. one of three bills which are in the same area. We are working
30. on trying to get something worked out on them. It's our feeling
31. that we ought to have all three of them together before we vote
32. on any one, and that's the reason for the silence on our side
33. of the aisle. I have voted for this bill because I support

1. it, but I think that under the circumstances, the three bills
2. should be handled together and this bill should not have been
3. called today. Nobody is offended by it, but that's the reason
4. you're finding the silence.

5. SECRETARY:

6. . . . Romano, Rosander, Saperstein, Savickas, Smith,
7. Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.

8. PRESIDING OFFICER (Senator Rock):

9. Senator Hall.

10. SENATOR HALL:

11. Mr. President, I'd like to place this bill on postponed
12. consideration.

13. PRESIDING OFFICER (Senator Rock):

14. It will be placed on postponed consideration. Senate
15. Bill 1569, Senator Graham. Senate Bill 1569, Senator Graham.

16. SENATOR GRAHAM:

17. Mr. President, I would like leave of the body to move
18. this bill back to 2nd Reading for the purposes of adopting
19. two amendments.

20. PRESIDING OFFICER (Senator Rock):

21. Senator 1569 will be moved back to 2nd Reading. Senator
22. Graham, is this . . .

23. SENATOR GRAHAM:

24. Amendment No. 1, I think it is, is a rather lengthy amend-
25. ment directed entirely to the correction of typographical
26. and spelling errors. It makes no substantive change in the
27. original bill at all, and I've checked with Senator Dougherty,
28. we're in agreement with it. I move its adoption.

29. PRESIDING OFFICER (Senator Rock):

30. Senator Graham moves the adoption of Amendment No. 1.
31. All in favor of the adoption of the amendment, indicate by
32. saying aye. All opposed. The amendment is adopted.

33.

1. SENATOR GRAHAM:

2. Now Amendment No. 2, Gentlemen. Those of you who
3. are interested in election contests says this, after the
4. time of an entry of a judgment in any election contest,
5. the court or panel may order filing fees and court costs
6. paid by any prevailing party refunded to that party. If
7. the judgment voids an election, each petitioner shall be
8. deemed to be the prevailing party for the purposes of this
9. section.

10. PRESIDING OFFICER (Senator Rock):

11. Senator Graham moves the adoption of Amendment No. 2.
12. Is there any discussion? All in favor of the adoption of
13. this amendment indicate by saying aye. All opposed? The
14. amendment is adopted. Are there any further amendments.
15. Third Reading. Do you want to come back to that, Senator?
16. SENATOR GRAHAM:

17. Yes. I have another one here, and then we might as
18. well get rid of me all at one time . . . er, concurrently.

19. PRESIDING OFFICER (Senator Rock):

20. Senate Bill 1571, Senator Graham.

21. SENATOR GRAHAM:

22. Mr. President and members of the Senate, Senate Bill 1571
23. is one that has received considerable discussion, has received
24. considerable editorial support, and is accepted by many people
25. as a piece of legislation that will make a great contribution to
26. the health and welfare of people involved in emergencies. This
27. bill, at the offset, I could remind you again, is a bill that
28. would allow a pilot program for the use of paramedics in the
29. cases of emergency under the supervision and direction of authorized
30. hospital personnel after these medics have received training and
31. have been authorized to be . . . suggested to be authorized to
32. do this by a medical doctor in charge of such training. This
33. bill at the current time could only affect, to my knowledge, one

1. hospital in the State of Illinois, that's Northwest Community
2. Hospital at Arlington Heights, who have subscribed to this
3. concept and are willing to become a participant in it. Seven
4. northwest municipalities have indicated a strong desire to have
5. us give this affirmative attention because their fire depart-
6. ments and police departments are really doing some emergency
7. work and only governed by or supervised by or protected by
8. the Good Samaritan Act. I don't know the answers to all this,
9. and some people are saying that we can't train these personnel.
10. Some people are worried about the liabilities of the paramedics.
11. We have a whole harmless clause in for the doctors and/or nurses
12. that will be conducting correspondence with the paramedics by
13. transmitter or telephone. I think there is no way, perhaps,
14. that we could satisfy everybody with regard to liability, of
15. negligence so-called, in the area of a disaster or emergency.
16. There is no way the United States Army, Navy, or Marine Corps
17. could do this and I suggest to you, Mr. President and members
18. of the Senate, that a great many American lives have been
19. saved by those fellows in the field who have done some of the
20. things that this bill might propose that we could do here, and
21. they didn't do it when they were in complete contact with a
22. doctor or a nurse because we didn't have that number of personnel
23. to work at this project on a one-to-one basis. It has been
24. stated by some that the Illinois Hospital Association, the
25. Illinois Medical Association are opposed to this. That is not
26. correct. The Illinois Nurses Association has some feeling
27. about it, and we accepted an amendment which has, in general,
28. cleaned up their objections to the point that they have none
29. now, so I am informed. But it just seems to me like with the
30. depletion of emergency services that we have in our heavily
31. populated areas due to the fact that our funeral directors
32. that formerly performed an ambulance service have found it
33. nonprofitable, the villages and municipalities have found or

1. felt, that they have a responsibility to theirs and others
2. who find themselves in a position where they need emergency
3. care. It seems to me that this might be a small step in the
4. right direction. It seems to me that when we have by and
5. large copied the model portion of this bill off of the Wedward
6. Townsend Act in California and it's working out there to some
7. degree, it seems to me that one of the largest states in the
8. union might consider this as part of a public program that will
9. work in conjunction and cooperation with the current trauma
10. program in the State of Illinois, and I ask for your favorable
11. consideration on what I consider one of our important bills.

12. PRESIDING OFFICER (Senator Rock):

13. Senator Nihill. Senator Nihill.

14. SENATOR NIHILL:

15. Mr. President and Senators . . . Senator Graham, will you
16. yield to a question, please?

17. PRESIDING OFFICER (Senator Rock):

18. He indicates he will.

19. SENATOR NIHILL:

20. Is this all okay now with the nurses that you put an
21. amendment in there and that they're satisfied with this?

22. PRESIDING OFFICER (Senator Rock):

23. Senator Graham.

24. SENATOR GRAHAM:

25. The amendment . . . The amendment that was adopted which
26. really was an important part of this bill, was an amendment
27. that we worked out with the Illinois Nurses Association and
28. I am told that they are in agreement with it because they sat
29. in with the drafting of the amendment. The answer is yes.

30. PRESIDING OFFICER (Senator Rock):

31. Senator Nihill.

32. SENATOR NIHILL:

33. When did that take place?

1. PRESIDING OFFICER (Senator Rock):

2. Senator Graham.

3. SENATOR GRAHAM:

4. Where did . . . Last week, Senator.

5. PRESIDING OFFICER (Senator Rock):

6. Senator Nihill.

7. SENATOR NIHILL:

8. As of yesterday the Nurses Association wasn't with this
9. bill the way it's drawn now.

10. PRESIDING OFFICER (Senator Rock):

11. Senator Graham.

12. SENATOR GRAHAM:

13. I have no knowledge of that. It seems strange that the
14. sponsor of the bill wouldn't be notified of that when I
15. told the Nurses specifically that we in committee and out here on
16. the Floor that I was willing to work with them toward the construction
17. of a good, workable bill, and there's no one from the Nurses
18. Association contacted me.

19. PRESIDING OFFICER (Senator Rock):

20. Senator Nihill.

21. SENATOR NIHILL:

22. Well, the lobbyist for the Nurses who I'm looking for
23. today in the balconies, contacted me and she says I'm happy
24. you oppose this bill. Now I've looked for her today and I
25. can't find her, and this bill is up here today, so, as of
26. yesterday, they were not satisfied with this bill, and she
27. told Senator Kenny Hall here and myself that they weren't
28. satisfied with this bill.

29. PRESIDING OFFICER (Senator Rock):

30. Senator Graham.

31. SENATOR GRAHAM:

32. Mr. President, I only have one reply to that. If they
33. were so interested in it being opposed, if they were so

1. interested in it being corrected, I'm certainly sorry that
2. they're not here today so I could find them, too, because
3. they did not contact me.

4. PRESIDING OFFICER (Senator Rock):

5. Senator Nihill.

6. SENATOR NIHILL:

7. Can't you hold this for a little while--an hour or so?

8. PRESIDING OFFICER (Senator Rock):

9. Senator Graham.

10. SENATOR GRAHAM:

11. Yes, I'll hold it. I want to get back to it because
12. I'm not in favor of having a lame duck bill of this nature
13. lying over here, but, yes, and our aide that worked with the
14. Nurses on this amendment has gone to call the Nurses right
15. now.

16. PRESIDING OFFICER (Senator Rock):

17. Senator Graham, what's your desire. Do you wish to
18. move ahead with the bill?

19. SENATOR GRAHAM:

20. Let's call the bill.

21. PRESIDING OFFICER (Senator Rock):

22. Senator Partee. Senator Partee.

23. SENATOR PARTEE:

24. Let me just say a couple of words about this bill and
25. about the concept involved here. Paramedics is a phrase
26. that probably was introduced to some of us the first time
27. last year with some bills that Senator Coulson had, and Senator
28. Coulson, in my opinion, had some pretty good safeguards in
29. the bills. Now I, of course, am no insensitive to the desires
30. of the medical profession nor am I insensitive to the desires
31. of the nursing profession, but I must be perfectly candid and
32. say to you, I am more concerned about how this affects people
33. who will be subjected to this program than I am about either

1. the medical profession or the nursing profession. Ultimately,
2. I think, the people I am most concerned about are the citizens
3. and if it pleases the nursing profession, so be it. If it
4. doesn't, so be it. If it pleases the doctors I take the same
5. attitude, but we are living in a world in which we have a great
6. deal more people than we've ever had, for a couple of reasons.
7. Our birth rate is not decreasing that much. There has been
8. some diminution in the birth rate, but the other thing is,
9. people are living longer, and as a consequence we have more
10. people inhabiting the earth than we've ever had, and we're not
11. educating more doctors and we're not educating more nurses
12. than we did in the days when we had a smaller population.
13. Witness our own Senator Knuppel who had open heart surgery on
14. the 21st of March and I think there are those of you who know
15. that he looks possibly stronger. Certainly his decibal is
16. louder than he was before his operation. So we know that we are
17. going to have to do something about aiding the medical profession
18. to give us health care because we're not educating more
19. doctors and nurses. Hence the whole field of paramedicine
20. is a field to which we must give some real attention. As a
21. matter of fact, I have some members of my staff right now
22. preparing some rather in depth legislation in this field for
23. next year. So impressed am I that this is something that we
24. must address ourselves to and with some dispatch. I'm concerned
25. about one thing in this bill that troubles me a great deal
26. and that is at first this bill gave absolute insulation to
27. nurses in their treatment of people in the context of liability.
28. They had absolutely no liability. Whatever they did just happened
29. and if you weren't taken care of properly, there was nothing you
30. could do about it. This has been altered and changed to give
31. them willful and wanton conduct as being a standard. I think
32. the fact that the Good Samaritan Bill has the willful and wanton
33. phrase in it, is not on all fours, nor is there a comparison

1. or parallel of value there. In other words, a doctor under
2. the Good Samaritan rule could only be held liable if he was
3. willful and wanton in his misconduct. I think to extend that
4. doctrine to a person not a doctor who's under the supervision
5. of a doctor renders the whole concept meaningless because you
6. have a very difficult time of proving willful and wanton conduct
7. between two separate entities or two separate groups of individuals.
8. Now this is a pilot program, and Senator Graham I say to you
9. we may well do violence to the entire concept if we don't have
10. more accountable standards than are involved in the Good Samaritan
11. Bill. I think there has to be absolute liability here and I
12. don't think we can diminish it or water it down for the reason
13. that this being a pilot program. If, in the first instance,
14. things happen which a citizen injured or a citizen aggrieved
15. has no chance of recovery we're going to find a large number of people
16. being against the entire concept of paramedicine. Inasmuch as
17. this is a pilot program, this pilot program ought to come in
18. with the highest kind of standards, the highest kind of demands
19. made on the persons who participate. When it is successful
20. under those circumstances then you will create a climate of
21. acceptability to the entire concept. But where you break in
22. the concept on something less than the highest standard, on a
23. pilot study, I think in the first instance, we do not enjoin
24. them with as much care as they can possess and show and secondly
25. we may jeopardize the paramedic program in its entirety because
26. the pilot program didn't come off as we hoped it would, and I
27. express this to you as being a real concern.

28. PRESIDING OFFICER (Senator Rock):

29. Senator Rosander.

30. SENATOR ROSANDER:

31. Mr. President and members of the Senate, this bill was
32. heard in the Welfare Committee and on the request of several
33. of its members, we heard the witness testify as to the reasons

1. and the need for this legislation. And it goes back to the
2. very fact that in her ascertainment of treatment that was
3. accorded to the various patients that needed this . . . needed
4. immediate attention, she found that many of them died before
5. they reached the hospital. This legislation could probably
6. be referred to as the Stitch in Time Saves Nine, and I
7. think that this legislation, if passed, certainly would provide
8. an area where services can be made immediately available by
9. only those who were trained under this program. I've had
10. occasion myself to be present when immediate attention should
11. have been given the patient, but due to the current laws and
12. the regulations, that aid was not forthcoming. This is a pilot
13. program, and I think when you get into liability area, particularly
14. when lawyers deal with this subject matter of rendering aid
15. to a patient, particularly one who may have been . . . that
16. has a heart attack, it's difficult under the most circumstances
17. to even legislate or write into the law the fine definition
18. as to when that patient should receive aid, and that . . .

19. PRESIDING OFFICER (Senator Rock):

20. Excuse me a minute. Senator Rosander is entitled to be
21. heard.

22. SENATOR ROSANDER:

23. . . . and that determination can only be made by a
24. trained person, one who has worked under the careful scrutiny
25. of a doctor. And I'm sure that any one of us, if we were faced
26. with an emergency situation, that we certainly would want a
27. trained nurse to perform whatever act that might avert death
28. itself, and that's why I feel that . . . I think every member
29. expressed themselves very strongly, and I concur with Senator
30. Partee that here is a concept that I believe we all can be
31. for, but I think the big problem is going to be, and I think
32. you aptly pointed it out, is how do you write legislation into
33. this area that can allay the fears of all the people. It's

1. an impossibility, but so long as it is limited to a pilot
2. program, I think from this we can gain some experience
3. and I think avert the unnecessary deaths that are brought
4. about when the type of aid needed is not forthcoming, and
5. I urge every member in this Assembly to support this worth-
6. while legislation.

7. PRESIDING OFFICER (Senator Rock):

8. Senator Horsley.

9. SENATOR HORSLEY:

10. Mr. President and members of the committee, if this
11. bill did what Senator Rosander says that he thinks it does,
12. then I think we should all vote for the bill, but it goes
13. much further than that. This pilot program also covers the
14. emergency treatment in our hospitals. Now we also, at the
15. present time, we've had a new trend to having resident physicians
16. in our hospitals in the emergency room. I know. I was there
17. myself last Thursday afternoon. I had to leave here and go
18. over there, and I had a doctor whom I was not . . . with whom
19. I was not familiar, but he took care of me in an emergency,
20. ordered X-rays, gave treatment. Now that man is a salaried
21. man. He gave orders to paramedics what to do. To wheel me
22. down . . . to wheel me down to the x-ray. If this did nothing
23. more or less than to have a paramedic program even in an
24. ambulance at the scene of an accident or somewhere else, I
25. certainly think it would be a good program, because we're
26. trying to help people. But when you tell me that the man
27. last Thursday who examined me has no liability for the orders
28. that he gives to other individuals for his ordinary negligent
29. acts, then you're going too far. That man is being paid a
30. salary to perform his duties the same as the man to whom you
31. go see in his doctor's office. And when you say that that
32. man is only going to be liable for willful and wanton negligence,
33. you're carrying it too far and you are not protecting the public.

1. Now it so happens that I defend cases. I'm talking as a
2. matter of conflict of interest, I'm talking against my own
3. law business as far as that is concerned, because I defend
4. doctors and I defend hospitals and I defend them against
5. these types of suits, but I'll tell you this. When you get
6. in a law suit involving even ordinary negligence, it is
7. extremely difficult to prove the negligence on the part of
8. a physician when it comes to a matter of his opinion. But
9. when you say that that man can only be held responsible
10. for an act that is willful and wanton, that means it is done
11. with intent, with malice of forethought, if you please.
12. I won't have a heart attack, no. Then you're going too far.
13. Now if you want to say that that man is guilty and shall pay for
14. his ordinary negligent acts done in the hospital, this does
15. not apply out on the road, out on an ambulance. That doctor
16. is not in that ambulance. These paramedics are out there.
17. They're not the people this bill is actually protecting. This
18. bill is actually protecting the men in the emergency rooms of
19. your hospitals where these people are brought by the ambulance,
20. and you are relieving them from any act of negligence for
21. which they're paid a salary, plus a commission, if you please,
22. on top of the salary that's paid for each individual they
23. treat. I don't think it's fair to characterize these people
24. differently than we do the doctor in his own private office
25. where he's guilty for his negligence to say that just because
26. he's out at the hospital in the emergency room, he has a different
27. degree of care than the man out on 7th Street or somewhere else.
28. Otherwise your program, Senator Graham, is good, but to tell me to
29. say I'm going to say to a doctor, you're not going to pay for your
30. negligent acts unless it's willful and wanton with intent and
31. malice of forethought, I cannot vote for your bill.

32. PRESIDING OFFICER (Senator Rock):

33. Senator Neistein.

1. SENATOR NEISTEIN:

2. My question is addressed to the Chair, Mr. President.
3. I thought we're entertaining bills that are of great importance
4. to the people of the Sovereign State of Illinois and we estab-
5. lished categories: revenue, appropriations, implementation of
6. the Constitution. Could you tell me where this bill falls?

7. PRESIDING OFFICER (Senator Rock):

8. This bill is in Category 4, Senator, and your point
9. is not well taken.

10. SENATOR NEISTEIN:

11. What's Category 4, Mr. President?

12. PRESIDING OFFICER (Senator Rock):

13. You'll have to check with the Rules Committee on that.
14. I didn't establish the categories.

15. SENATOR NEISTEIN:

16. Well we've been spending an hour now on a bill like
17. this when we should be taking up the appropriations that
18. the Governor needs to run the affairs of the State, and I
19. think a bill like this should be held until next year when
20. it can be given careful study and scrutiny, and most of the
21. bills that are on the Calendar today should be shunted to
22. the January or February '73 consideration program, and I'd
23. like a ruling from the Chair if this is within the purview
24. of the four sections that were established by the leader-
25. ship on both sides of the aisle.

26. PRESIDING OFFICER (Senator Rock):

27. I will defer to Senator Clarke.

28. SENATOR CLARKE:

29. In answer to that question, this is a Senate bill that
30. we . . . Really those categories are on the House bills. We
31. were giving time to hear all of the Senate bills. You could
32. make a motion, though, to close off debate if you so desire.

1. PRESIDING OFFICER (Senator Rock):

2. Senator Neistein.

3. SENATOR NEISTEIN:

4. I'm going to make two motions, that Senate bills must
5. come under the four categories, and I make a motion that . . .

6. PRESIDING OFFICER (Senator Rock):

7. Senator Partee.

8. SENATOR PARTEE:

9. The other end of your motion that you're trying to
10. think of, Senator, is a motion to table your first motion.

11. PRESIDING OFFICER (Senator Rock):

12. Senator Mitchler.

13. SENATOR MITCHLER:

14. Mr. President and members of the Senate, I think that
15. some of the reservations about this bill is expressed by
16. Senator Nihill and others of us that had them at the first
17. introduction of the bill have been corrected by the amend-
18. ment that has been placed on the bill, and I've done some
19. checking and the word paramedic has been amended to personnel
20. and I would point out that this is an important bill in one
21. particular area and that involves the mobile units. For
22. example, emergency fire units of these volunteer fire departments
23. that are occasioned to rush individuals to the hospital, and
24. they would be able to administer certain types of care. Also,
25. at the hospital, until such time as the regular hospital staff
26. assumes the responsibility. And with these amendments on here,
27. this makes this bill a good and acceptable bill, and I would
28. also urge support of the bill.

29. PRESIDING OFFICER (Senator Rock):

30. Senator Knuppel. Senator Knuppel.

31. SENATOR KNUPPEL:

32. Mr. President and gentlemen of this body, you will recall
33. that I stood on this Floor and spoke in favor of Senator Coulson's

1. paramedic bill a year ago. At that time I thought I was in
2. excellent robust health.

3. PRESIDING OFFICER (Senator Rock):

4. Senator, excuse me. May we have some order, please? The
5. Senator is entitled to be heard.

6. SENATOR KNUPPEL:

7. I nevertheless realized the need for this type of
8. legislation. You've got to remember, gentlemen, that most
9. of the people that sit in this body live in a community that's
10. large enough to have a hospital. Senator Horsley speaks from experience,
11. but he speaks from experience of living in a city like Springfield
12. with two outstanding hospitals. Now I lived through the terror
13. that goes with having a heart condition for more than two
14. months before I could be operated on by the sole and only
15. heart surgeon in downstate Illinois, and I had to carry on
16. the affairs of my everyday life and I had to carry on the
17. duties and the discharge of my office as a Senator of the
18. State of Illinois by going different places. And when you
19. travel through West Central Illinois knowing that at any time
20. you may have a heart attack and that you'll be 60 to 70 miles
21. away from a hospital and you have a young man who's in this
22. body here today who's driving me, and I told him, I said, if
23. anything ever happens, shove me over in the other seat and
24. go like hell to the closest hospital, and I told him where
25. they were. And even when I got there, I wouldn't have had
26. a resident physician available such as Senator Horsley had
27. when he went to one of the local hospitals, because they
28. don't keep interns and they don't keep resident physicians,
29. because theyre may only be three or four physicians in those
30. towns, and they work 24 hours a day. They have somebody
31. that's on call. Now I submit to you men that the bill doesn't
32. say what it's been purported to say. It says that these
33. people will be in telecommunications with a physician and

1. that their duties and responsibilities and their freedom from
2. liability continues only, only until such time as the regular
3. hospital staff can assume it. Now I say to you, maybe 15
4. minutes in the City of Chicago or 15 minutes in the City of
5. Springfield, or even Sangamon County, one whale of a lot difference
6. than being out there in a darkened night on a road 70 miles from
7. anybody who knows anything about being a physician, and most
8. ambulances, if I would have been loaded up at Culverson General
9. Hospital at Rushville and rushed over here if they had somebody
10. on that ambulance because the young man who was driving me knew
11. nothing about how to treat me. He hadn't been trained in that
12. field. If they'd had somebody who would have been in telecommunications
13. with Dr. Hart or one of the cardiologists here in Springfield, it
14. might have made the difference between my life and death. Now,
15. I say to you as President Kennedy said, a long trip starts with a
16. single step and that a paramedic idea, as long as the physicians
17. and nurses don't meet the needs of the people of the State of
18. Illinois, when they all go Chicago where they can make more money
19. with less effort, where they have all the conveniences of country
20. clubs and culture, and they won't go out into the small towns and
21. they won't serve the people who need them, we need a good paramedic
22. program. Maybe this isn't the whole answer of the problem but let's
23. don't stand still. Let's start forward. Let's take a single step
24. today and if this isn't the best bill, if it even saves two lives,
25. or if it's just there as that much security until we come back here
26. in January and can write a better paramedic program by those people
27. who think they're qualified to do it. I say let's do it. And I
28. speak not as one who just went to a hospital and found a resident
29. waiting in the emergency room because there were no resident physi-
30. cians, there were no interns in any of the hospitals where this
31. young man could have taken me when I was on the road. And I lived
32. in that fear for two months and I had to instruct him where these
33. hospitals were and tell him that the only thing you can do is just

1. drive like hell 'til you get to someplace where they can get
2. in touch with someone who can give me the help I need. That's
3. the best care that I can have, and you've heard me say on this
4. Floor, that in towns like Havana and Easton and Mason City and
5. Rushville, many times the best . . . the best physical treat-
6. ment that's available is a heavy foot on the accelerator. I'd
7. like to see some of these men riding these ambulances with these
8. people that have these heart conditions. I'd just say that
9. it would be a vote for me to vote for this bill. It'd be a
10. vote of confidence in what I have experienced and I would
11. like to see everybody on this side of the aisle support it.
12. PRESIDING OFFICER (Senator Rock):

13. Senator Fawell.

14. SENATOR FAWELL:

15. I . . . This bill was heard in Welfare as Senator Rosander
16. has pointed out, and I am going to support the bill. The
17. amendment, I think, pretty well tightened up the bill and
18. met at least the criticisms which were set forth in the Public
19. Welfare Committee, so that now it truly does pertain only
20. to emergency situations, and insofar as the paramedical services
21. which would be rendered in a hospital, as I understand it,
22. pertains only to a training program under the direct super-
23. vision of a physician. The one area where I would still have
24. a small criticism is as Senator Horsley pointed out. The
25. bill in its original form did not even have the willful and
26. wanton clause exception, and I still think and hope, Senator
27. Graham, that when you take this over to the House that you
28. would seriously consider setting forth a . . . the ordinary
29. liability for any paramedical personnel or a physician who may
30. be guilty of negligence, that is, failing to do what a prudent
31. person would do under the emergency situations, which aren't
32. the same as usual. I don't . . . I always have difficulty
33. voting for a bill when the final result would be that somebody

1. is injured because of the clear negligent actions of a physician
2. or one who receives the orders from a physician and has no way at
3. all to be compensated for the damages which he or she can suffer,
4. and I think, as Senator Partee had indicated, that this, I think,
5. would be the point that would lift the bill to the area where
6. you I don't think could be criticized. But in this one area
7. you could have some very sloppy work being done and a relative
8. negligent attitude perhaps of the physicians and the paramedicalur
9. help because they realize they couldn't be sued for their
10. negligence and I still have reticence there. I'm going to
11. vote for the bill and I think, because it is such a sound
12. step in the right direction, but I do hope that that correction
13. can be made in the . . . when the bill goes over to the House.

14. PRESIDING OFFICER (Senator Rock):

15. Is there any further discussion? Senator Graham may
16. close the debate.

17. SENATOR GRAHAM:

18. I'm going to close it very briefly. I appreciate all
19. of your attitudes, all of your constructive criticisms, all
20. of your admonitions and all of your support. I said in
21. committee, I said on the Floor once before, and I'm saying
22. it now, if anything can be done constructively to help this
23. bill in the House of Representatives, I think there's not a
24. man here who will say that John Graham's word is not good,
25. I will work with any person or persons who are willing to
26. make a contribution to making this important legislation
27. important, viable, and workable, I pledge to you that I
28. will do that and I ask for your favorable vote.

29. PRESIDING OFFICER (Senator Rock):

30. Secretary will call the roll.

31. SECRETARY:

32. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
33. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,

1. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert,
2. Graham, Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer,
3. Knuppel, Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom,
4. McCarthy, Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill,
5. . . .

6. PRESIDING OFFICER (Senator Rock):

7. Senator Nihill.

8. SENATOR NIHILL:

9. Mr. President, Senators, you will be back here next
10. year. You're opening the door for something. Believe me. I'm
11. telling you. I only hope that nothing happens to one of your
12. children or yourself on the road. Next year you'll come back
13. here, put four years in as a Senator, and you'll get a doctorate
14. degree--an M.D.--you'll be allowed to be a doctor without
15. going to school. You'll get a license to practice law. Keep
16. on passing these bills here. These are great bills. If you
17. think they're good, keep on voting for them. I vote no.

18. SECRETARY:

19. . . . O'Brien, Ozinga, Palmer, Partee, Rock, Romano,
20. Rosander, Saperstein, Savickas, Smith, Soper, Sours, Swinarski,
21. Vadalabene, Walker, Weaver.

22. PRESIDING OFFICER (Senator Rock):

23. Senator Graham.

24. SENATOR GRAHAM:

25. How am I recorded?

26. PRESIDING OFFICER (Senator Rock):

27. You are not.

28. SENATOR GRAHAM:

29. Mr. President, I was interested in some of the comments
30. that we'd be back here next year. If we can get this program
31. in affect, there'll be some people around next year to see
32. us come back. There won't be otherwise. I vote aye.

1. PRESIDING OFFICER (Senator Rock):

2. Senator Graham. Senator Neistein.

3. SENATOR NEISTEIN:

4. I'm keeping track of the vote. Could you tell me
5. how Senator Merritt, Latherow, Walker, and Watser, er Senator
6. Johns--how they voted? And while I've got the Floor I wanted
7. to renew a motion I made a few times that everyone that votes
8. cast their vote from their seat and doesn't waltz up to the
9. Desk and put a quiet yes or no and then forces me to go after
10. the roll call, disturb the clerks and get a copy of the roll
11. call so I can find out how the waltz kings did. So again I
12. renew my motion that when a Senator votes, he votes from
13. his seat loud and clearly. Loudly and clearly.

14. PRESIDING OFFICER (Senator Rock):

15. The motion will be referred to the Rules Committee. On
16. that question the yeas are 36 and the nays are 2. The bill
17. having received a constitutional majority is declared passed.
18. Senator Cherry. Senator Cherry.

19. SENATOR CHERRY:

20. I rise on a point of personal privilege, Mr. President,
21. members of the Senate. Yesterday I disclosed some unpleasant
22. event on the Floor of the House, and I wish to report to the
23. members of the Senate the situation as it was in effect yesterday
24. is not in effect today. I was on the Floor of the House and
25. I was cordially received by the Speaker of the House together
26. with all other members and I wish to report that all members
27. of the Senate are now welcome into the House to discuss their
28. business of the Legislature. Thank you very much.

29. PRESIDING OFFICER (Senator Rock):

30. With regard to Senate Bill 1571, Senator Graham moves
31. to reconsider. Senator Baltz moves to table. All in favor
32. of the motion. The motion prevails. Senator Graham, do you
33. wish to take 1569 at this time?

1. SENATOR GRAHAM:

2. I'd like to.

3. PRESIDING OFFICER (Senator Rock):

4. Senate Bill 1569, Senator Graham.

5. SENATOR GRAHAM:

6. Mr. President, I apologize for the imposition and details
7. upon the time of the Senate. This bill has been referred to,
8. cussed, and discussed, but it is, in fact, an attempt at the
9. recodification of the Election Code of the State of Illinois.
10. I don't presume that anyone or any group could deal with
11. an issue that was any more sensitive to elected officials
12. and office holders, and, in many cases, the electorate, than
13. an attempt to revise the Election Code. This we have tried
14. to do over a period of some 12 years starting out with hearings
15. all over the state, finally coming down to the point last
16. year that we decided that our trips to other states and our
17. trips around this state should cease because there was nothing
18. more to be added to the voluminous files of testimony we had
19. already acquired. I don't presume to tell you gentlemen and
20. lady that the contents of this bill represents a utopia in
21. the conduct of elections. I don't intend to represent to
22. you that the House of Representatives does not have some very
23. definite ideas as to some revisionary amendments that they
24. would like to have instituted. I suggest to you that we have
25. had this bill for a considerable amount of time in its first
26. and second drafts. Senator Dougherty and his staff, my fine
27. young man, Mark Rhodes, and me and a combination of the two,
28. have spent weekends working on this bill when we could have
29. enjoyed the sun, I presume. And if the efforts of our labors
30. are not acceptable to all, I understand. Many, many people
31. in this state, as a matter of fact, thousands of people indicated
32. to us by correspondence, telegram and phone calls that if any-
33. thing was needed in the state was an attempt to codify, index,

1. an Election Code that was understandable to the people working
2. in the precincts on election day. We think we have done that.
3. We have one section entirely devoted to the penalties. We have
4. one section, easy identifiable, devoted to the duties of judges
5. of elections. We have a section that addresses itself to the
6. consolidation of elections and that has been one of the hottest
7. issues and one people are demanding us to take a look at. And
8. of course there was opposition to that, and it's understandable.
9. This was heard in the Committee of the Whole the other day.
10. It was discussed frankly in our caucus and I'm sure it's been
11. discussed in the other side of the aisle. I thank you for
12. listening to me. I want to move this bill out of here. I ask
13. for your consideration on an affirmative vote, and I'm sure
14. that my co-chairman of the Election Laws Commission, my associate
15. for many years in this effort, Senator Dougherty, has some-
16. thing to say, and after that, I would hope that we could
17. let John Graham rest for a while with his noncontroversial
18. bills, and I hope that I may have your affirmative consideration.

19. PRESIDING OFFICER (Senator Rock):

20. Senator . . . For what purpose does Senator Nihill arise?

21. SENATOR NIHILL:

22. On this past . . . This . . . On that last roll call, I'm
23. sorry. Bill . . . Senate Bill 1571. There's names and people
24. voted here, out here, was not here. Many of them.

25. PRESIDING OFFICER (Senator Rock):

26. Well, Senator, there has been a motion to reconsider and
27. a motion to table. I don't know what we can do at this point
28. to re-open this.

29. SENATOR NIHILL:

30. Well there's many on here who was not in this here Chambers
31. when the roll was called. And there people . . . There's Senators
32. here who didn't vote for the bill and their name . . . It's on
33. here for it.

1. PRESIDING OFFICER (Senator Rock):

2. Senator Neistein, for what purpose do you arise?

3. SENATOR NEISTEIN:

4. Well I'd like to have leave of the body . . . I didn't
5. vote for that bill that he's talking about. I don't want to
6. be recorded as voting aye. I certainly didn't open my mouth
7. to say aye on that bill, yet I'm recorded as voting aye, and
8. I'm the one who walked up, made the motion, walked up and
9. asked for a copy of the roll call. I did not vote for that
10. bill. I want the vote corrected. I don't want my name to
11. appear on it.

12. PRESIDING OFFICER (Senator Rock):

13. Senator Neistein has asked, I guess, unanimous consent
14. to have his . . . He can't . . . Can he do that? I don't
15. know. Well, it has been reconsidered and it has been tabled.
16. Senator Partee?

17. SENATOR PARTEE:

18. I'm sorry. I missed . . .

19. PRESIDING OFFICER (Senator Rock):

20. There's some discussion here about the validity or non-
21. validity of the roll call on Senate Bill 1571.

22. SENATOR PARTEE:

23. Was the roll call verified?

24. PRESIDING OFFICER (Senator Rock):

25. No. There was no request for verification. There was
26. a motion to reconsider and a motion to table which prevailed.

27. SENATOR PARTEE:

28. Well, Senator Nihill is one of our better members and
29. never has much to say about anything that would be disruptive
30. of the process. He is a very careful legislator. I would
31. only suggest that if we do this after the time is elapsed
32. for doing it, we can do this on every bill and we'll have all kinds
33. of problems.

1. PRESIDING OFFICER (Senator Rock):

2. Senator Neistein.

3. SENATOR NEISTEIN:

4. I know I didn't vote for this bill. If I haven't got leave
5. of the body to get my name off as aye then on every roll call
6. before it's announced I'm going to get up and ask how are the
7. names recorded so that there'll be no question once the vote is
8. announced and somebody locks it in that the name appears the
9. way it shouldn't. I'm not saying that the clerk is at fault,
10. but my name appears there.

11. PRESIDING OFFICER (Senator Rock):

12. Senator Partee.

13. SENATOR PARTEE:

14. As far as Senator Nihill, or Senator Neistein is concerned,
15. I perhaps know what happened there. When your name was called
16. I sat here, turned to you and said, "Aye?" asking you to vote
17. aye. Maybe he thought it was you. That's the only thing I
18. can say about that. So that's probably what happened.

19. PRESIDING OFFICER (Senator Rock):

20. Senator Knuppel.

21. SENATOR KNUPPTEL:

22. I can confirm with respect to Senator Neistein, because
23. I looked when I heard the aye after the comments he had made
24. and the sound of the voice came from behind him over in this
25. part, and I did notice that it was checked down, and I didn't
26. understand at the time why. But I think that I'd like to make
27. a motion to expunge his name from the roll call pursuant to
28. his request, because I can verify that he didn't vote for the
29. bill.

30. PRESIDING OFFICER (Senator Rock):

31. Is there any objection to having Senator Neistein's name
32. unjournalized or taken out of that roll call? Leave. So ordered.
33. Senator Nihill.

1. SENATOR NIHILL:

2. Mr. Chairman, I don't want to put those senators on the
3. spot here, but there's a few senators here was not even here
4. is voting yes on this bill. If that's the way you're going to
5. pass bills, that's fine with me.

6. PRESIDING OFFICER (Senator Rock):

7. Senator Nihill is ruled out of order. Senator Graham.

8. SENATOR GRAHAM:

9. I resent, Mr. President, Senator Nihill's extemporaneous
10. outburst over there. There was no attempt on my part to mis-
11. interpret to anybody. We made the proper motion that has been
12. made in this Chambers for years and years and years after the
13. roll call, and I say to you that if this Body is going to allow
14. us to have a verification of the roll call and go into this
15. harangue when we're considering another measure, I'm going to
16. tell you, we're going to be here a long, long, time.

17. PRESIDING OFFICER (Senator Rock):

18. You are correct, and I have so ruled. We're on Senate
19. Bill 1569. Senator Dougherty.

20. SENATOR DOUGHERTY:

21. Mr. President and members of the Senate, in support of
22. Senator Graham's statements regarding this bill, I would like
23. to add what I . . . my comments on to the bill for this reason.
24. Contained in House Bill 1569 is an attempt to make more simple
25. the language of the Election Code. Great effort was made to
26. go into the various sections of the election laws or laws that
27. pertain to elections and to reduce the number and to bring out
28. some language that was not necessary--ambiguous language--to
29. clarify every point in it. This is provides that the average
30. judge of election anywhere in the State of Illinois can interpret
31. with clarity. This was designed for the purpose of attracting
32. to the election boards of the State of Illinois, by that I mean
33. the polling places, people who are willing to work when they

1. realize that they are not going to have any problems when trying
2. to decide what is the law and what is not the law. The only
3. two opponents to this bill that appeared at any moment, were
4. people who have in the past offered testimony and were invited
5. and failed to attend. The bill . . . There's no devious
6. language in it. There is no attempt to hide anything whatsoever.
7. The bill as drafted is to provide all of Illinois with a uniform
8. elections code. No area of the state gets any benefit any
9. other . . . any more than the other. It's as real a document
10. as could be drafted by men. A bill of this kind requires a
11. great deal of cooperation and compromise. It took months and
12. months to do it. Mr. Barr, a member of the commission, attended
13. most of the meetings. Senator Knuppel was at the last meeting
14. as I recall. We went over this line by line; every word was
15. discussed. Everything was gone into in detail. I think this
16. is a fine document. If there are frailties in it, they can be
17. determined in the House and even later when we come back next
18. year, if there are frailties they can be corrected. I think
19. it is a fine document. Many years of work have gone into it.
20. We have tried to hide nothing. It's a clear, concise document
21. designed to protect the voters' rights and their privileges
22. in the State of Illinois and I urge favorable passage.

23. PRESIDING OFFICER (Senator Rock):

24. Is there any further discussion? Senator Graham may
25. close the debate. The Senator requests a roll call. The
26. Secretary will call the roll.

27. SECRETARY:

28. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
29. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
30. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, . . .

31. PRESIDING OFFICER (Senator Rock):

32. Senator Graham.

33.

1. SENATOR GRAHAM:

2. Mr. President, I wanted to make this statement to you
3. for the record. Senator Dougherty and I have talked about
4. it. Senator Sours has a concern about it as does Senator
5. Gilbert. If and when this House . . . this bill reaches
6. the House of Representatives in regard to the requirements
7. provided herein regarding re-registration, we are going
8. to insert a grandfather's clause so not to cause that
9. undue burden on those counties who have just previously
10. within the last two or three years gone to the expense and
11. trouble. I want that on the record, that I, as one of the
12. chairmen, pledge to do this consideration for many of you in
13. the House of Representatives if we get over there with the
14. bill.

15. SECRETARY:

16. . . . Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer,
17. Knuppel, Kosinski, Kusibab, Latherow, Laughlin, . . .

18. PRESIDING OFFICER (Senator Rock):

19. Senator Laughlin.

20. SENATOR LAUGHLIN:

21. Yes, Mr. President, members of the Senate. I wish to
22. explain my vote which will be present. I don't know enough
23. of the consequences of this bill to support it and I certainly
24. don't want to vote against it. But when this bill comes in
25. here on May 16th and has as much content as it has, maybe I
26. should take it on faith, but when people tell me what they're
27. going to do to it when they get it in the House and we should
28. pass it out of here, I think that's the wrong way to go about
29. it. Consequently I wish to be recorded present.

30. SECRETARY:

31. . . . Lyons, McBroom, McCarthy, Merritt, . . .

32. PRESIDING OFFICER (Senator Rock):

33. Senator Merritt.

1. SENATOR MERRITT:

2. Mr. President, and just briefly explain my vote, and I know
3. I'm not going to change any votes because of it. It's been
4. mentioned here many times that this was just to codify the
5. Election Code. If that be true then I can't understand why
6. they got involved in the consolidation with it. I can't help
7. but feel the area that I come from and I'm sure if we just
8. envision this a little bit, when you go from precincts and then
9. turn to city elections, you're going into wards, and then at
10. the same time into the school elections in the school districts, I
11. think it's going to create more hardship and confusion on the
12. people than what you're trying to do in the elimination of
13. this. It's been said by some of the staff that worked on this
14. that possibly in the future they'd take out consolidation, that
15. really they just wanted to codify. Well I can't buy that for
16. my people and yet I know what's trying to be done here . . .
17. I just vote present.

18. SECRETARY:

19. . . . Mitchler, . . .

20. PRESIDING OFFICER (Senator Rock):

21. Senator Mitchler.

22. SENATOR MITCHLER:

23. I'm going to join the group of present voters and vote
24. present because of the exact words said by Senator Laughlin.
25. It's just an act of futility to pass a bill numbering . . .
26. it looks like it's several hundred pages here, it's almost
27. 400 pages long that has to do with the entire election code
28. and system in the State of Illinois. And we argue about so
29. many things here that I just can't understand how both sides
30. of the aisle can be so agreeable to something as important
31. as this is to both of them. They both naturally have special
32. interests involving the combining of elections and the
33. different problems, and something like this can come in in

1. the month of May and a month later, why voted out with the
2. understanding that the House is going to do all the homework
3. on it. So I vote present.

4. SECRETARY:

5. . . . Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga,
6. Palmer, Partee, . . .

7. PRESIDING OFFICER (Senator Rock):

8. Senator Partee.

9. SENATOR PARTEE:

10. The statement has been made here by my dear friend, Senator
11. Laughlin, and has been echoed by Senator Mitchler, that if we
12. vote for this bill we're taking it on faith and he's not
13. prepared to take anything on faith. I would remind the
14. gentlemen that I know a great deal more about election laws
15. than I do know about secure transactions, and we took a bill
16. here called Secure Transactions that we more or less took
17. on faith and you were sponsor and I took it because I knew that
18. if you felt that you could take it on faith, I felt the same.
19. But more than that, I think we show that we sometimes will
20. believe outsiders more than we will insiders. Now the person
21. who brought the Security Transactions Bill here, though eminent
22. lawyers, are not members of this Legislature and we took this
23. situation almost on faith just as we did the Commercial Code.
24. Now I say to you that it seems to me inconsistent when we
25. have members of our body who are highly respected men like
26. Senator Groen and Senator Dougherty and when you can give Senator
27. Groen and Senator Dougherty to agree on a legislative package,
28. you've accomplished something. There were four lawyers involved
29. in the drafting of this package, two of whom were Democrats from
30. upstate and two of whom were Demo . . . er, Republicans from . . .
31. Well, there were one of each. A Republican and a Democrat from
32. upstate, and a Republican and a Democrat from downstate.
33. When you get them to agree, you get Dougherty and Graham to

1. agree, and I worked on this leg . . . on this commission for
2. many years and I know that they are well intentioned. They
3. are competent men who are each quite zealous and protective
4. of their party interest. I say it is a good package and we
5. ought to support it. I can't say to people outside the
6. Legislature, I'll take you on faith, then deny Dougherty and
7. Graham the right to be taken on faith. I recognize it's
8. a long bill. I recognize that we didn't read it with all the
9. care and precision that we might have, but this is something
10. that's been going on quite a long while and I think it is a
11. piece of legislation which we ought to support. And I vote
12. aye.

13. SECRETARY:

14. . . . Rock, Romano, Rosander, . . .

15. PRESIDING OFFICER (Senator Rock):

16. Senator Rosander.

17. SENATOR ROSANDER:

18. Mr. President and members of the Senate, I sat attentively
19. during the Committee meeting of the Whole listening to the
20. various witnesses appear and testify in behalf and in opposition
21. to this Senate bill. Personally I have some misgivings on
22. a number of the statements that were made by those testifying,
23. particularly when they relate themselves to the cost of elections,
24. because many times when you have too many issues and too many
25. districts whether it's on a local level where you have park
26. boards and school districts and junior college boards, all its
27. members running at one time and each having their own particular
28. issues, I think sometimes when they point out that, for example,
29. when this one witness testified that in five elections it
30. cost 25 thousand dollars with a waste of 125 thousand dollars
31. cost to the taxpayers. I sometimes question this because many
32. times I have seen many an issue go down in defeat because there
33. were too many other issues at stake at the time and the taxpayer

1. was, er the voter was somewhat confused, and as a result of
2. that, not just mere thousands of dollars were lost which is
3. the cost of the election alone, but actually it meant the
4. loss of a particular issue that could have built this
5. school or could have provided the necessary funds to build
6. a public safety building or whatever it may have been which
7. had it been constructed it would have saved literally hundreds
8. and hundreds of thousands of dollars, so it was also pointed
9. out as a retort to that particular statement that thr voter is
10. always intelligent. He always knows what he's doing when
11. he goes to the polls. Why is it, then, that we have legislation
12. down here that by-passes the referendum and gives the authority
13. to the local municipality to issue bonds and to raise taxes
14. without going to the people themselves. So I think that
15. the . . . this is probably a proposition that has its pros and
16. it has its cons, and even though I have some misgivings as
17. to its content because of its . . . it's just resplendent with
18. so many pages and I'm not an expert in the election laws. Some
19. others may be pro . . . er, profess to be, but I am going to
20. place my faith and confidence in the fact that this was a non-
21. partisan, to some extent, and that both the Republican consultants
22. as well as the Democrat did agree and I know that the news media
23. has labored this issue long and long for many times in their
24. editorials over the . . .

25. PRESIDING OFFICER (Senator Rock):

26. Senator, would you conclude your remarks.

27. SENATOR ROSANDER:

28. Yes. . . . over the many, many years, and I'm going to
29. vote for this legislation hopefully that it will do what it
30. proposes to do. And I don't . . . I know that time is short
31. and in explaining my vote, and I'm not going to go into the
32. cost of re-registration. I'm going to vote aye for this
33. legislation.

1. SECRETARY:

2. Saperstein, Savickas, Smith, Soper, Sours, Swinarski,
3. Vadalabene,

4. PRESIDING OFFICER (Senator Rock):

5. Senator Vadalabene.

6. SENATOR VADALABENE:

7. Thank you, Mr. President and members of the Senate. I
8. just want to reiterate on a statement made by the Pro Tem,
9. Senator Partee, in regard to the framework of the Election
10. Laws Commission, that one of the downstate members of that
11. commission was a Democrat, was one of the outstanding truly
12. public officials, the County Clerk of Madison County, Eulalia
13. Hotz, who helped draft this legislation and I'm happy to
14. support . . . to vote aye and urge all the members of this
15. body to vote aye.

16. SECRETARY:

17. Walker, Weaver.

18. PRESIDING OFFICER (Senator Rock):

19. Horsley aye. Senator Dougherty.

20. SENATOR DOUGHERTY:

21. Members of the Senate, I want to thank those who have
22. voted for the bill, and I appreciate the re . . . the people
23. who have failed to vote for it or have failed to vote present.
24. But I will tell you this, in supporting this measure, you're
25. doing a great favor to all the election administrators of the
26. State of Illinois and to the people of Illinois. I thank you
27. and I vote aye.

28. PRESIDING OFFICER (Senator Rock):

29. Carpentier aye. Horsley aye. On that . . . On that question
30. the yeas are 35; the nays are 2; 7 present. The bill having
31. received a constitutional majority is declared passed. Senator
32. Romano moves to reconsider. Senator Dougherty moves to table.
33. The motion to table prevails. Senate Bill 1584. Senator Hynes:

1. Senate Bill 1587, Senator Carroll. Senate Bill 1587, Senator
2. Carroll.

3. SENATOR CARROLL:

4. Mr. President and Senators, Senate Bill 1587 is the
5. appropriation for the Legislative Advisory Committee on Public
6. Aid. I think everyone is familiar with what it does and what
7. it is, and I'd ask for a favorable roll call.

8. PRESIDING OFFICER (Senator Rock):

9. Is there any discussion? The Secretary will call the
10. roll.

11. SECRETARY:

12. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
13. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
14. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,
15. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
16. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
17. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,
18. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
19. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,
20. Weaver.

21. PRESIDING OFFICER (Senator Rock):

22. Cherry aye. Carpentier aye. Clarke aye. Carroll aye.
23. Mohr aye. Laughlin aye. Newhouse aye. Graham aye. On that
24. question the yeas are 42; the nays are 2. This bill having
25. received a constitutional majority is declared passed. Senate
26. Bill 1595 no. Senate Bill 1603, Senator Davidson.
27. Senate Bill 1603, Senator Davidson.

28. SENATOR DAVIDSON:

29. Mr. President, members of the Senate, this is another
30. one of those bills that has been enacted under the new Consti-
31. tution. This commission was passed in this last Session, but
32. we had to separate the appropriation and we had to put it in
33. now so that it would become effective and, uh, in 1973. I

1. ask you for the . . . for a favorable roll call.

2. PRESIDING OFFICER (Senator Rock):

3. Is there any discussion? Secretary will call the
4. roll.

5. SECRETARY:

6. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
7. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
8. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,
9. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
10. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
11. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,
12. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
13. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,
14. Weaver.

15. PRESIDING OFFICER (Senator Rock):

16. Neistein aye. On that question the yeas are 44; the nays
17. are none. This bill having received a constitutional majority
18. is declared passed. If I can have the attention of Senators
19. Partee and Clarke especially, and all the members, I am told
20. that we will go now to House Bills on 1st Reading. House Bills
21. on 1st Reading. House Bills on 1st Reading: House Bill 4082,
22. Senator Weaver; House Bill 4085, Senator Laughlin; House Bill
23. 4260, Senator Mohr; House Bill 4305, 4305; House Bill 4387, . . .
24. Senator Partee.

25. SENATOR PARTEE:

26. That 4305 . . . I think Senator Horsley is going to
27. handle it, but in any event . . .

28. PRESIDING OFFICER (Senator Rock):

29. Senator Horsley . . .

30. SENATOR PARTEE:

31. . . . advance it to 2nd Reading without reference. We'll
32. get somebody to handle it. I think there's no sense in leaving
33. it there.

1. PRESIDING OFFICER (Senator Rock):

2. House Bill 4305 will show Senator Horsley as the
3. sponsor. He'd ask leave to move it to 2nd Reading without
4. reference to committee. Is there any objection? So ordered.
5. House Bill 4387, Senator Savickas; House Bill 4420, . . .

6. SENATOR CLARKE:

7. Senator Gilbert.

8. PRESIDING OFFICER (Senator Rock):

9. . . . Senator Fawell. Oh. I'm sorry.

10. SENATOR CLARKE:

11. Senator Gilbert.

12. PRESIDING OFFICER (Senator Rock):

13. Senator Gilbert? Okay. House Bill 4453, Senator Walker?

14. Senator Walker.

15. SENATOR WALKER:

16. I thank you, Mr. President. I would like to ask for
17. unanimous to have House Bill 4453 advanced to 2nd Reading
18. without reference to committee. I've discussed it with the
19. Republican leadership, with Senator Dougherty and with the
20. chairman of the Appropriation Committee, and they've all
21. acquiesced.

22. PRESIDING OFFICER (Senator Rock):

23. House Bill 4453. Any objection? So ordered. House
24. Bill 4499, Senator Fawell. Senator Fawell. Senator Fawell.

25. SENATOR FAWELL:

26. I have . . .

27. PRESIDING OFFICER (Senator Rock):

28. Senator Fawell. Do you want to move over to Senator
29. Carpentier's microphone?

30. SENATOR FAWELL:

31. In reference to House Bill 4499, I haven't talked to
32. anybody about it being . . . advancing this to the order of
33. 2nd Reading, but it's simply a one hundred dollar appropriation

1. for a Korean War veteran. I assume there'll be no objection
2. to advancing this to the order of 2nd Reading without reference
3. to committee, and I do so move.

4. PRESIDING OFFICER (Senator Rock):

5. Is there any objection? So ordered. House Bill 4505,
6. Senator . . . Senator Laughlin; House Bill 4528, Senator
7. Gilbert. 4505 is Senator Laughlin. Senator Horsley? Senator
8. Horsley will be shown as the Senate sponsor of House Bill
9. 4505. 4528 is Senator Gilbert.

10. SENATOR HORSLEY:

11. If the Task Force has any amendments or anything, why I'd
12. be glad to take it up with them.

13. PRESIDING OFFICER (Senator Rock):

14. Request that House Bill 4505 be advanced to 2nd Reading
15. without reference. Is there any objection? So ordered.
16. House Bill 4649, Senator Mohr? Senator Mohr.

17. SENATOR MOHR:

18. Yes, Mr. President, members of the Senate. I would like
19. leave to have this advanced to the order of 2nd Reading.

20. PRESIDING OFFICER (Senator Rock):

21. There . . . there is objection to that one.

22. SENATOR MOHR:

23. May I make an inquiry, please?

24. PRESIDING OFFICER (Senator Rock):

25. Certainly.

26. SENATOR MOHR:

27. There will . . . will not be any committee hearing on this
28. bill I don't imagine, and last week in the Senate Executive
29. Committee we had House Bill 3620 and had a number of witnesses
30. that came as far as the State of Florida to testify and were
31. not given an opportunity to be heard, and I just think out of
32. fairness that we ought to be able to put this bill on the
33. Calendar and have some discussion on it, and I'd be happy to

1. work with Senator Cherry or whoever you designate, Senator, to
2. see whether this could be, uh . . . uh . . . The concept, I think,
3. deserves some consideration.

4. PRESIDING OFFICER (Senator Rock):

5. Senator Partee.

6. SENATOR PARTEE:

7. Well those . . . Those were some poor people who came back
8. from Florida last week to talk about tax relief. We . . . I
9. talked to them after they left and they understood that what
10. they sought to accomplish had a very grave tax and financial
11. impact on the area, but further, that the matter was being
12. taken care of by the person who is authorized to do it--the
13. assessor. And they're going to get the relief they want, but
14. not through here. As to this bill, Senator, I think there will,
15. there can be a . . . There is a meeting scheduled for the
16. committee to which it would go and I think we'd probably
17. like to talk about it a little bit in committee, because I
18. wouldn't want to . . . There are a lot of things I want to
19. talk about with it, and I wouldn't want to do it on the Floor.
20. So if we could take it to committee that doesn't mean we're
21. foreclosing in any way, but we do want to go into it pretty
22. thoroughly.

23. PRESIDING OFFICER (Senator Rock):

24. House Bill 4651, Senator Mitchler indicated . . . Senator
25. Mitchler. Senator Mitchler.

26. SENATOR MITCHLER:

27. Yes. Mr. President and members of the Senate, House
28. Bill 4651 . . . I have spoken to the President Pro Tem and
29. would like that advanced to 2nd Reading. That's the transfer
30. of funds in the Clerk of the Appellate Court up in Elgin.
31. They have to fix a leaky roof. It's leaking on the judges.

32. PRESIDING OFFICER (Senator Rock):

33. Senator Mitchler has moved that Senate . . . House Bill 4651

June 7, 1972
HB 2648

1. be referred to 2nd Reading without reference. Is there any
2. objection? Senator Partee.

3. SENATOR PARTEE:

4. Just so we can keep the record I . . . I want to . . .
5. I'm not objecting to it Senator, but it's . . . I'm not as
6. concerned about the judges as I am about the litigants. There's
7. more of them and there are more votes there.

8. PRESIDING OFFICER (Senator Rock):

9. Is there any objection? So ordered. 4653. 4653, Senator
10. Course. Senator Course.

11. SENATOR COURSE:

12. Yes, Mr. President, I'd like unanimous consent to advance
13. House Bill 4653 to the order of 2nd Reading without reference.

14. PRESIDING OFFICER (Senator Rock):

15. Senator Clarke.

16. SENATOR CLARKE:

17. Go to committee. I'd object.

18. PRESIDING OFFICER (Senator Rock):

19. There is . . . There is objection. Senator Course will
20. go to Appropriations Committee, I guess. 4665. 4665, Senator
21. Latherow is shown as the sponsor. We'll now move to the order
22. of House Bills on 2nd Reading. House Bills on 2nd Reading.
23. Senator Coulson? Senator Coulson.

24. SENATOR COULSON:

25. Mr. President, are you in the mood for a little new
26. business? Very briefly, in Senator Harris' absence, two of
27. the bills which are administration bills and which we're agreed
28. to were killed on account of our rule last Friday. I would
29. like to make a motion that they be restored to the Calendar
30. on the order of 2nd Reading. They are House Bill 2648 and
31. House Bill 4455.

32. PRESIDING OFFICER (Senator Rock):

33. Senator Coulson, may I . . . I've just been informed by

June 1, 1972
HB 2644

1. the Secretary that under the new rules which we adopted
2. this morning, they having come out of the rules committee,
3. that motions of this type are to be taken up at the end of
4. the day.

5. SENATOR COULSON:

6. Well I understand it'll be argued at the end of the
7. day, but if you get . . . it can be done by agreement. Several
8. were done earlier this morning.

9. PRESIDING OFFICER (Senator Rock):

10. Well, I think we have to abide by the decision of the
11. Rules Committee if you don't . . . I have . . . It's a rule
12. that was just propagated and promulgated this morning and
13. we adopted it and that's what it calls for.

14. SENATOR COULSON:

15. I appreciate that. I made the motion for the rule.
16. Any that are going to be argued . . . I didn't realize that
17. the Chair could create the argument, however. I thought this
18. was to be done by agreement as several others were. I'll
19. withdraw and wait.

20. PRESIDING OFFICER (Senator Rock):

21. Thank you. House Bills on 2nd Reading. Senator . . .
22. Senator Carroll, House Bill 179, 181, 182, and 187?

23. SENATOR CARROLL:

24. Move them, please.

25. PRESIDING OFFICER (Senator Rock):

26. Put the Secretary on, please.

27. SECRETARY:

28. House Bill 179, 2nd Reading of the bill, no committee
29. amendments.

30. PRESIDING OFFICER (Senator Rock):

31. Any amendments from the Floor? 3rd Reading.

32. SECRETARY:

33. House Bill 181, 2nd Reading of the bill, no committee

1. amendments.

2. PRESIDING OFFICER (Senator Rock):

3. Any amendments from the Floor? 3rd Reading.

4. SECRETARY:

5. House Bill 182, 2nd Reading of the bill, no committee

6. amendments.

7. PRESIDING OFFICER (Senator Rock):

8. Any amendments from the Floor? 3rd Reading.

9. SECRETARY:

10. House Bill 187, 2nd Reading of the bill, no committee

11. amendments.

12. PRESIDING OFFICER (Senator Rock):

13. Any amendments from the Floor? 3rd Reading. House

14. Bill 1324, Senator Fawell. Yes. 1324.

15. SECRETARY:

16. 2nd Reading of the bill, one committee amendment from

17. Judiciary.

18. PRESIDING OFFICER (Senator Rock):

19. Senator Fawell moves that the Amendment No. 1 be adopted.

20. All in favor of the adoption of the amendment indicate by

21. saying aye. All opposed. The amendment is adopted. Any

22. further amendments? 3rd Reading. House Bill 2033, Senator

23. Mohr. 2-0-3-3, right.

24. SECRETARY:

25. 2nd Reading of the bill, no committee amendments.

26. PRESIDING OFFICER (Senator Rock):

27. Any amendments from the Floor? 3rd Reading. House

28. Bill 2222, Senator Mitchler. He's not here. 2545, Senator

29. Mohr. 2545.

30. SECRETARY:

31. 2nd Reading of the bill, no committee amendments.

32. PRESIDING OFFICER (Senator Rock):

33. Any amendments from the Floor? 3rd Reading. 2653,

1. Senator Fawell. Hold that. Yes, Senator Knuepfer.

2. SENATOR KNUEPFER:

3. I think you skipped over 2555.

4. PRESIDING OFFICER (Senator Rock):

5. I did indeed. I beg your pardon. 2555.

6. SECRETARY:

7. 2nd Reading of the bill, 1 committee amendment from . . .

8. SENATOR KNUEPFER:

9. There . . . There is, as well, an amendment. The reason
10. this bill has been sitting on 2nd Reading for about two or
11. three weeks is because the President pro tem, Senator Partee, . . .
12. The President pro tem had wanted some additional provisions put in.
13. Now I agreed when we moved it out of the committee that the . . .
14. I would make these amendments agreeable to him. We now have an
15. amendment that I think is agreeable to everybody. It tightens
16. up some of the provisions and it specifically . . . It provides
17. more specifically that a certain amount of these funds, then
18. namely 75 million dollars at least, are to go to small business.
19. I think it is generally acceptable now and I would move the adoption
20. of the amendment.

21. PRESIDING OFFICER (Senator Rock):

22. Is this the committee amendment you're . . .

23. SENATOR KNUEPFER:

24. Uh . . . Well, wait a minute. I'd move the adoption

25. . . .

26. PRESIDING OFFICER (Senator Rock):

27. Senator Knuepfer.

28. SENATOR KNUEPFER:

29. I want to table the committee amendment because the new
30. amendment incorporates those provisions of the committee
31. amendment plus the additional reasons which the Pro Tem
32. requested, so therefore, I'd move to table the committee
33. amendment first of all.

1. PRESIDING OFFICER (Senator Rock):

2. Senator Knuepfer has moved to table what . . . What number
3. would that be?

4. SENATOR KNUEPFER:

5. It would be number 1 I suppose. Well, I don't if we ever
6. officially put it on. Did we officially ever put it on?

7. PRESIDING OFFICER (Senator Rock):

8. There's one on and then there's one that looks like it's
9. attached but hasn't been adopted yet.

10. SENATOR KNUEPFER:

11. I wonder . . . Can . . . Can I straighten this out with
12. the clerk and then come back to this?

13. PRESIDING OFFICER (Senator Rock):

14. Yes. Please. 2653, Senator Fawell. No, he wanted to
15. hold that. I'm sorry. 2733, Senator Latherow. He's not
16. on the Floor. 3078, Senator Fawell. Yes. 3-0-7-8. 3078.

17. SECRETARY:

18. 2nd Reading of the bill, no committee amendments.

19. PRESIDING OFFICER (Senator Rock):

20. Any amendments from the Floor? 3rd Reading. 3665, Senator
21. Laughlin.

22. SECRETARY:

23. 2nd Reading of the bill, no committee amendments.

24. PRESIDING OFFICER (Senator Rock):

25. Any amendments from the Floor? 3rd Reading. 3666.

26. SECRETARY:

27. 2nd Reading of the bill, no committee amendments.

28. PRESIDENT:

29. Any amendments from the Floor? 3rd Reading. 3703,
30. Senator Rock. 3703.

31. SECRETARY:

32. 2nd Reading of the bill, no committee amendments.

1. PRESIDENT:

2. Any amendments from the Floor? 3rd Reading. 3746, Senator
3. Rock. 3746? 3746.

4. SECRETARY:

5. 2nd Reading of the bill, no committee amendments?

6. PRESIDENT:

7. Any amendments from the Floor? 3rd Reading. 3747, Senator
8. Newhouse. 3747.

9. SECRETARY:

10. 2nd Reading of the bill, no committee amendments.

11. PRESIDENT:

12. Any amendments from the Floor?

13. SENATOR NEWHOUSE:

14. Uh . . . Mr., Mr. . . .

15. PRESIDENT:

16. Senator Newhouse.

17. SENATOR NEWHOUSE:

18. There is an Amendment No. 1. It's on the Secretary's
19. Desk. I would like to briefly explain it and move its adoption.
20. This is a bill that would provide that a person who drove
21. for a living and a commercial driver, that is a taxicab driver,
22. one who drove over the road, would have two additional moving
23. violations connected with his business prior to a revocation,
24. and it prescribes a procedure where after the third violation
25. he has to go to the Secretary of State's office to get a special
26. kind of license that will permit him to drive a commercial
27. vehicle. This amendment comes from Governor's office. It was
28. drawn in conjunction with the Teamsters' Union and I move its
29. adoption.

30. PRESIDENT:

31. Is there any discussion? All in favor signify by saying
32. aye. Contrary minded. The amendment is adopted. Any further
33. amendments? 3rd Reading. I'm advised that 2555 can be called

1. now. 2555. Senator Partee?

2. SENATOR PARTEE:

3. Yes. Hold that just a minute. I want to check that
4. amendment and then we'll be ready.

5. PRESIDENT:

6. All right. It will be held. 3766? 3766.

7. SECRETARY:

8. 2nd Reading of the bill, no committee amendments.

9. PRESIDENT:

10. Any amendments from the Floor? 3rd Reading. 3798, Senator
11. Rock. Hold. 4091, Senator Coulson. 4091.

12. SECRETARY:

13. 2nd Reading of the bill, no committee amendments.

14. PRESIDENT:

15. Any amendments from the Floor? 3rd Reading. 4128?
16. 4128.

17. SECRETARY:

18. 2nd Reading of the bill, no committee amendments.

19. PRESIDENT:

20. Any amendments from the Floor? Senator Rock has an
21. amendment. Can you explain the amendment, Senator?

22. SENATOR ROCK:

23. Yes, Mr. President, if I can get a page here I can pass
24. these out. This . . . This is the bill which we voted to take
25. off the Table yesterday. This is the Anti-Litter Act, and this
26. amendment will delete all references to the Office of Secretary
27. of State and will delete those sections of the bill which would
28. have entailed a moving violation for violation of the Litter
29. Control Act. I'd like to adopt the amendment and then we'll
30. hold the bill until everybody is satisfied that this amendment
31. does what I said it would do yesterday. I move the adoption
32. of Amendment No.--I think it should be No. 2.

1. PRESIDENT:

2. Is there any discussion? All in favor signify by
3. saying aye. Contrary minded. The amendment is adopted.
4. Any further amendments? 3rd Reading. 4 . . . Senator Graham.

5. SENATOR GRAHAM:

6. Senator, are the amendments printed? Do you have the
7. xerox I have? Thank you.

8. PRESIDENT:

9. 4149, Senator Carpentier? 4149.

10. SENATOR CARPENTIER:

11. Mr. President, I have an amendment down on the Secretary's
12. Desk to House Bill 4149.

13. SECRETARY:

14. 2nd Reading of the bill, no committee amendments. One
15. Floor amendment offered by Senator Carpentier.

16. PRESIDENT:

17. Senator Carpentier.

18. SENATOR CARPENTIER:

19. This is the Housekeeping Amendment worked out by the
20. Department of Transportation and the Secretary of State's
21. office. Otherwise there's no substantive changes being made
22. in this amendment. In other words, what we did a year ago
23. was to take all of the filings and put them in the Secretary
24. of State's office and we found that this could not be done
25. on the financial responsibility. We didn't have the time,
26. so we're just putting it back to the way it was two years
27. ago. I know of no objection because the two departments
28. worked this out.

29. PRESIDENT:

30. Is there any discussion? Senator Cherry.

31. SENATOR CHERRY:

32. I'd like to see a copy of the amendment. Do you have
33. it so we can look at it, Senator Carpentier? Okay. Will

1. you hold it for a moment until we get a chance to look at
2. it?

3. PRESIDENT:

4. It'll be held until I hear from you, Senator Cherry.
5. 4152, Senator Davidson.

6. SENATOR DAVIDSON:

7. Yes, Mr. President and members of the Senate. I've
8. held this bill for an amendment from Senator Knuppel and
9. Senator Latherow and they now have the amendment prepared,
10. and Senator Latherow evidently is off the Floor, but we
11. have the amendment here and we'll present it to the clerk,
12. and it's Amendment No. 1, and I move for its adoption.

13. PRESIDENT:

14. Senator Davidson offers Amendment No. 1. Is there
15. any discussion? Senator Neistein.

16. SENATOR NEISTEIN:

17. Where's the copy of the amendment? What does it do?

18. PRESIDENT:

19. Senator Neistein would like to see a copy of the
20. amendment, Senator Davidson.

21. SENATOR DAVIDSON:

22. We'll be glad . . . We have amendments for all members.
23. We'll be glad to give the amendment, Senator.

24. PRESIDENT:

25. Senator Knuppel.

26. SENATOR KNUPPEL:

27. What . . . What the amendment does is to make some spelling
28. and punctuation corrections--nothing of substance--and to take
29. out the effective date of July 1st, 1972 in view of the nearness
30. of that date so that it will comply with the uniform effective
31. date of October 1st, 1972.

32. PRESIDENT:

33. Is there any further discussion? All in favor of the

1. adoption of the amendment indicate by saying aye. Contrary
2. minded. The amendment is adopted. Any further amendments?
3. 3rd Reading. 4180, Senator Sours. 4180.
4. SECRETARY:
5. 2nd Reading of the bill, no committee amendments.
6. PRESIDENT:
7. Any amendments from the Floor? 3rd Reading. 4181, Senator
8. Sours. 4181.
9. SECRETARY:
10. 2nd Reading of the bill, no committee amendments.
11. PRESIDENT:
12. Any amendments from the Floor? 3rd Reading. 4283. 4283.
13. SECRETARY:
14. 2nd Reading of the bill, no committee amendments.
15. PRESIDENT:
16. Any amendments from the Floor? 3rd Reading. 4323,
17. Senator Palmer. 4328.
18. SECRETARY:
19. 2nd Reading of the bill, no committee amendments.
20. PRESIDENT:
21. Any amendments from the Floor? 3rd Reading. 4348.
22. Is Senator McBroom on the Floor? 4375, Senator Newhouse.
23. Is he on the Floor? 4461, Senator Neistein? 4461.
24. SECRETARY:
25. 2nd Reading of the bill, no committee amendments.
26. PRESIDENT:
27. Any amendments from the Floor? 3rd Reading. 4495,
28. Senator Fawell? 4495.
29. SECRETARY:
30. 2nd Reading of the bill, two committee amendments . . .
31. PRESIDENT:
32. Senator . . .

1. SECRETARY:

2. . . . from Education.

3. PRESIDENT:

4. . . . Fawell moves the adoption of the committee amend-
5. ments. All in favor signify by saying aye. Contrary minded.
6. The amendments are adopted. Any further amendments? 3rd
7. Reading. 4496, Senator Fawell? 4496.

8. SECRETARY:

9. 2nd Reading of the bill, no committee amendments.

10. PRESIDENT:

11. Any amendments from the Floor? 3rd Reading. Senator
12. Cherry, I understand 4149 is okay now? 4149. All right.
13. We have Senator Carpentier's offered Amendment No. 1. Is
14. there any discussion? All in favor signify by saying aye.
15. Contrary minded. The amendment is adopted. Any further
16. amendments? 3rd Reading. 4508. Is Senator Latherow . . .
17. 4508, Senator Latherow . . . regarding the State Fair
18. Board. Do you want to advance that?

19. SENATOR LATHEROW:

20. No. No, let's hold that.

21. PRESIDENT:

22. Hold. 4537, Senator Palmer? 4537.

23. SECRETARY:

24. 2nd Reading of the bill, no committee amendments.

25. PRESIDENT:

26. Any amendments from the Floor? 3rd Reading. 4595,
27. Senator Baltz. 4595.

28. SECRETARY:

29. 2nd Reading of the bill, no committee amendments.

30. PRESIDENT:

31. Any amendments from the Floor? 3rd Reading. Senator
32. Newhouse is now on the Floor. That series, 4375 through
33. 4382, can be called. Do you have any amendments, Senator,

1. on any of these bills?

2. SENATOR NEWHOUSE:

3. Uh . . . Senator, the bills are amendments, and all . . .

4. what they do is conform various sections of the Criminal Code to the

5. new provisions under the new Code of Corrections. It's

6. technical entirely.

7. PRESIDENT:

8. Well . . .

9. SENATOR NEWHOUSE:

10. And I . . .

11. PRESIDENT:

12. There are amendments on a number of these bills. We'd

13. better take them one at a time then.

14. SENATOR NEWHOUSE:

15. No, Mr. President, no. The . . . The amendments consist

16. of making the penalties in the crimes involved in these bills

17. correspond to the Code, so they're . . .

18. PRESIDENT:

19. Oh.

20. SENATOR NEWHOUSE:

21. So that's what the bills do.

22. PRESIDENT:

23. I see. But you . . .

24. SENATOR NEWHOUSE:

25. They amend the Code.

26. PRESIDENT:

27. There . . . Do you have any amendments on any of these

28. bills?

29. SENATOR NEWHOUSE:

30. No amendments. I want to move them.

31. PRESIDENT:

32. I see. Are there any committee amendments on any of

33. them? Is it acceptable to the body to advance all of these

1. to 3rd Reading? They are advanced. Senator Romano.
2. SENATOR ROMANO:
3. 4 . . . 4541, Senator Groen asked to have that
4. advanced.
5. PRESIDENT:
6. 4 . . . 4541.
7. SECRETARY:
8. 2nd Reading of the bill, no committee amendments.
9. PRESIDENT:
10. Any amendments from the Floor? 3rd Reading. 4642.
11. SECRETARY:
12. 2nd Reading of the bill, no committee amendments.
13. PRESIDENT:
14. Any amendments from the Floor? 3rd Reading. 4643.
15. SECRETARY:
16. 2nd Reading of the bill, no committee amendments.
17. PRESIDENT:
18. Any amendments from the Floor? 3rd Reading. Senator
19. Knuepfer?
20. SENATOR KNUEPFER:
21. I wonder if we can go back to House Bill 2555 at this
22. point?
23. PRESIDENT:
24. 2555, is that . . .
25. SENATOR KNUEPFER:
26. Yeh. I have a no . . . Senator Partee isn't here, but I
27. have a note from him saying he has checked it and cleared it.
28. PRESIDENT:
29. All right. 2555.
30. SENATOR KNUEPFER:
31. Now, what I want to do is to adopt Amendment No. 1, table
32. Amendment No. 2--the committee amendment--and adopt Amendment
33. No. 3.

1. PRESIDENT:

2. All right. No. 1 has already been adopted I am told.

3. SENATOR KNUEPFER:

4. Has been adopted. Has No. 2 . . .

5. PRESIDENT:

6. Senator Knuepfer.

7. SENATOR KNUEPFER:

8. No. 2 has not been adopted?

9. PRESIDENT:

10. Senator Knuepfer moves to table Amendment No. 2. All
11. in favor signify by saying aye. Contrary minded. The
12. amendment is . . . Senator Cherry?

13. SENATOR CHERRY:

14. Which amendment are you removing, Senator Knuepfer?
15. We adopted some of these amendments as suggested, rather
16. some of the amendments in the Executive Committee and pursuant
17. to that understanding you prepared and, uh, these amendments
18. were adopted. Now which one of the amendments are you removing?

19. PRESIDENT:

20. Senator Knuepfer.

21. SENATOR KNUEPFER:

22. The provisions of Amendment No. 2 are now included in
23. Amendment No. 3 along with some other provisions that Senator
24. Partee wanted. Uh . . . So we really haven't changed the language.
25. We just put it into one amendment. I . . . I'll get you a copy
26. of that, Senator, so you can take a good look at it prior to
27. getting on . . . prior to 3rd Reading vote.

28. PRESIDENT:

29. Motion to table Amendment No. 2. All in favor signify
30. by saying aye. Contrary minded. The amendment is tabled.
31. Motion to adopt Amendment No. 3. Is there any discussion?
32. All in favor signify by saying aye. Contrary minded. The
33. amendment is adopted. Any further amendments? 3rd Reading.

1. House Bills on 3rd Reading. If I may have the attention of
2. the body, on House Bills on 3rd Reading . . . The House . . .
3. On . . . Just a moment, please, gentlemen. On House Bills on
4. 3rd Reading we have . . . The Chair has two groups--two lists--
5. that have been submitted by the leadership, a first priority
6. and a second priority. What we will do now is first go through
7. the first priority and then to the second priority bills.
8. Senator Clarke.

9. SENATOR CLARKE:

10. Mr. President, I think it should be clarified for the
11. membership how we arrived at these priority groups so you
12. know that there's not a matter of subjective judgment. The
13. first priority group that the President speaks of has to do
14. with the bills in the four exempt categories--appropriations,
15. revenue, constitutional implementation, and administration
16. programs--and that is the group that we'll be taking, so
17. this is not a subjective judgment of picking one person's
18. bill as against another's. Let me speak to that then. The
19. cut-off date that we adhered to here in the Senate for hearing
20. all Senate bills, other than the exempt categories, and passed
21. them to the House was May 12. The House was supposed to
22. adhere to that same cut-off date. If you'll recall, they
23. postponed that date and continued to hear House bills for
24. approximately ten legislative days thereafter. We felt in
25. all fairness, insofar as the Senators didn't have that same
26. opportunity, that we should hear the bills in the second
27. priority group that heard . . . that came over before the
28. May 12 cut-off date and that a third priority then would be
29. the bills that came over and were heard in the House after
30. the cut-off date which they advanced some ten days.

PRESIDENT:

House Bills on 3rd Reading. 3619, Senator Walker.

1. SENATOR WALKER:

2. Uh . . . Thank you, Mr. President, members of the
3. Senate. House Bill 3619 amends the section of the Municipal
4. Code providing for payment to subdividers for drainage and
5. sewer facilities when used by persons not in the subdivision.
6. In other words, it would provide specific statutory authority
7. for a practice that is common, as you municipal attorneys
8. know, but lacks statutory recognition. By a contract with
9. a municipality, a developer could build a sewer or water
10. main facility which would serve areas other than his immediate
11. development and later recover a proportionate share of the
12. cost of construction from those other areas if and when they
13. are developed and need the service. I think it's a good bill
14. and I'd appreciate your support.

15. PRESIDENT:

16. Is there any discussion? Secretary will call the roll.
17. Senator Neistein. Senator Neistein. Can you speak into your
18. mike?

19. SENATOR NEISTEIN:

20. What category is this bill in?

21. PRESIDENT:

22. I assume it's an administration bill if it doesn't fall
23. in one of the other categories. Senator Walker.

24. SENATOR WALKER:

25. I pre . . . Thank you. I prefer to classify it as a
26. revenue bill because it provides for payment to subdividers
27. at a future date, Senator Neistein.

28. PRESIDENT:

29. Senator Neistein.

30. SENATOR NEISTEIN:

31. I sat up all night and studied this bill and I'll be
32. da . . . I can't understand what or which one of the four
33. categories this can be fitted in, even by stretching it, and

1. I pondered, as I say, 'til 6:00 this morning trying to figure
2. out where this comes within the four corners of the four
3. categories.

4. PRESIDENT:

5. The Secretary will call the roll.

6. SECRETARY:

7. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
8. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
9. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,
10. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
11. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
12. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,
13. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
14. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,
15. Weaver.

16. PRESIDENT:

17. Bidwill aye. Johns aye. Palmer aye. Bruce aye. On
18. that question the yeas are 40; the nays none. The bill having
19. received a constitutional majority is declared passed. 3741,
20. Senator Fawell. Is Senator Fawell on the Floor? Senator
21. Bidwill.

22. SENATOR BIDWILL:

23. Mr. President, a point of inquiry. I've heard the desig-
24. nation of the importance of several of these bills. I'd like
25. to ask a question. When are we going to get to the important
26. bills?

27. PRESIDENT:

28. The Chair is taking a list from the leadership on both
29. sides and will proceed. Senator Chew.

30. SENATOR CHEW:

31. Yes, I talked to leadership on yesterday on 3626, and
32. it was my understanding that the bill would be called and

33. . . .

1. PRESIDENT:

2. Well you'd better talk to leadership again then. Senator
3. Neistein.

4. SENATOR NEISTEIN:

5. I think Senator Bidwill raised the same point that I
6. want to make. I join him. I think that leadership should
7. go into an executive hurry-up session and come out with new
8. rules and abandon that idea, that concept, or that fallacy
9. about four categories, because I've been sitting here for
10. the last month or two and I can't find where four categories
11. applies or four seasons or whatever you want to call them.
12. I think we ought to go through the Calendar from the first
13. bill to the last and then finish and that's all. Senator
14. Bidwill makes a good point and I beseech both sides of the
15. aisle, the leadership, to go into executive session at once,
16. abandon that myth and fallacy about four sections and four
17. categories and let's take Charlie Chew's momentous bill about
18. having rear view mirrors on the back seat of a bicycle.

19. PRESIDENT:

20. The . . . If the Chair could just add, and I've been
21. presiding now on the tail-end of these various sessions and
22. it's the opinion of the Chair that both Senator Partee and
23. Senator Clarke have been doing an exceedingly fine job of a
24. very, very difficult situation. For what purpose does Senator
25. Chew arise?

26. SENATOR CHEW:

27. Well, well you told me to talk to leadership and I'm
28. ready to talk to leadership.

29. PRESIDENT:

30. Well you talk to them, not on your mike. That's not
31. part of our . . .

32. SENATOR CHEW:

33. Well, Mr. President, with all due respect to you, sir, I've

1. got a little bill that has no controversy in it at all and we
2. could pass it in a minute.

3. PRESIDENT:

4. I suggest you talk to Senator Partee about it.

5. SENATOR CHEW:

6. I, I did that.

7. PRESIDENT:

8. You better talk to him again then. 3 . . . 4268, Senator
9. Carroll.

10. SENATOR CARROLL:

11. Mr. President and Senators, House Bill 4268 is primarily
12. designed to benefit those wards of the State located in
13. School District 26, Mt. Prospect, Illinois, in my district.
14. Up until four years ago, the Maryville Academy served these
15. wards of the State. However, they were forced to close
16. their doors. Since that time, the local public school district
17. has leased the Maryville building; however, now the building
18. has been declared hazardous and for educational purposes,
19. a new facility is needed. This legislation will permit
20. the School Building Commission to construct a new facility
21. in School District 26 so that these wards of the State can
22. continue to be served. Now I could go into a lot more . . .
23. more detail on this. I think Senator Rock is familiar with
24. the situation and I'll yield to him for a minute.

25. PRESIDENT:

26. Senator Rock.

27. SENATOR ROCK:

28. Yes, Mr. President and members of the Senate, I rise
29. in support of House Bill 4268. I am a member of the Board
30. of Directors of the Maryville Academy which is an orphanage
31. in Des Plaines. The school district out there has suffered
32. and I think they are entitled to this relief and I would
33. solicit the support of the members on my side of the aisle.

1. PRESIDENT:

2. Is there further discussion? Senator Neistein.

3. SENATOR NEISTEIN:

4. This is a good bill, but I'd like to ask if each
5. sponsor, as they come up and report their bill or talk on
6. their bill, if they'll identify which of the four categories
7. of the momentous decision that's been made by leadership
8. the bill falls into before they begin their address on the
9. merits of their particular bill. So far the last four bills
10. I've been reading, I can't find out what category it's in
11. and it disturbs me. So to put my fears at rest, if they'll
12. label what category the bill falls in before they begin
13. explaining the bill.

14. PRESIDENT:

15. Sen . . . Senator Laughlin.

16. SENATOR LAUGHLIN:

17. Yes, Mr. President. Would either Senator Carroll or
18. Senator Rock yield to a question?

19. PRESIDENT:

20. Senator Carroll indicates he will.

21. SENATOR LAUGHLIN:

22. Yes. I haven't got the bill right in front of me. I
23. think we heard it in Education and this is my question.
24. Is it true, Senator, that ordinarily when building . . .
25. school buildings are constructed by the School Building
26. Commission, the district is ultimately required to repay and
27. that that is repay that money over a period of time, and if
28. that is the law, is it true or not true that this bill provides
29. that no repayment has to be made.

30. PRESIDENT:

31. Senator Carroll.

32. SENATOR CARROLL:

33. I think I'm going to have to yield to Senator Rock on

1. that, because he handled the bill in the committee and I didn't
2. and I can't rightly answer you that. Is he on the Floor?

3. PRESIDENT:

4. Senator Laughlin.

5. SENATOR LAUGHLIN:

6. I'll . . . I'll try and find . . . I'm not trying to
7. hold up the program here. I just wanted to know because it
8. makes a difference and I couldn't remember how I voted on the
9. bill in committee. I'm not trying to beat his bill in any
10. way, shape, or form.

11. PRESIDENT:

12. Senator Carroll.

13. SENATOR CARROLL:

14. Well, I . . . We'll try to get you the answer, Senator.
15. I can't give you an honest answer on it myself at the minute,
16. but the following qualifications must be met, if this will
17. be of any help to you. The public school district enrollment
18. must be increased at least 5 percent and the words "compelling
19. the increase" must have parents who do not reside in that
20. district, and the Governor must declare an emergency and the
21. non-public facility must have contracted with the Department
22. of Children and Family Services to provide residential care.
23. I'd ask for a favorable roll call.

24. PRESIDENT:

25. The Secretary will call the roll.

26. SECRETARY:

27. Arrington, Baltz, Berning, . . .

28. PRESIDENT:

29. Senator Berning.

30. SENATOR BERNING:

31. Well, Mr. President and members, this . . . this measure
32. has some features that distress me just a bit. On page 7 it
33. says the cost of facilities provided under this section shall

1. be paid from regular appropriations by the General Assembly,
2. and it doesn't seem to me that this follows our normal pattern
3. nor does it seem to be defensible. And secondly, it says,
4. the limits imposed on the cost of school facilities on a
5. square foot or other basis by any other section of this Act
6. or any other law do not apply to the cost of facilities pro-
7. vided under this section. It seems to me that this is peculiarly
8. distinctive class type provision and I'm impelled to vote no,
9. Mr. President.

10. SECRETARY:

11. . . . Bidwill, Bruce, Carpentier, Carroll, Cherry, Chew,
12. Clarke, Collins, Coulson, Course, Davidson, Donnewald, Dougherty,
13. Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley,
14. Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow,
15. Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr,
16. Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,
17. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper,
18. Sours, Swinarski, Vadalabene, Walker, Weaver.

19. PRESIDENT:

20. O'Brien aye. Hall aye. Donnewald aye. On that question
21. the yeas are 31; the nays are 4. The bill having received a
22. constitutional majority is declared passed. 4322, Senator
23. Knuppel.

24. SENATOR KNUPPEL:

25. This bill provides that regional superintendents may act
26. as administrators of a cooperative or joint special educational
27. programs where the districts may not be under their jurisdiction.
28. Previously they had to be under their jurisdiction. It makes
29. that simple change in the law. It has to be by the agreement
30. of the districts to do so.

31. PRESIDENT:

32. Is there any discussion? The Secretary will call the
33. roll.

1. SECRETARY:

2. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
3. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
4. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,
5. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
6. Kosinski, Kumbab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
7. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,
8. . . .

9. PRESIDENT:

10. Johns aye.

11. SECRETARY:

12. . . . Ozinga, Palmer, Partee, Rock, Romano, Rosander,
13. Saperstein, Savickas, Smith, Soper, Sours, Swinarski, Vadalabene,
14. Walker, Weaver.

15. PRESIDENT:

16. Rosander aye. On that question the yeas are 40; the
17. nays are none. The bill having received a constitutional
18. majority is declared passed. 4323, Sena . . . Oh. Senator
19. Carroll.

20. SENATOR CARROLL:

21. Mr. President, you called the last bill before I had
22. a chance to make a motion that House Bill 4268 be reconsidered.

23. PRESIDENT:

24. Motion to reconsider. Motion by Senator Baltz to table.
25. All in favor of the motion to table signify by saying aye.
26. Contrary minded. Motion to table prevails. 4323, Senator
27. Johns.

28. SENATOR JOHNS:

29. Mr. President, lady and gentlemen of the Senate, House
30. Bill 4323 is a bill that makes it possible for the chief
31. Higher Education liason person in the Superintendent's office
32. to vote on the SIU Board of Trustees when the Superintendent
33. cannot attend the Trustee meetings. The bill was amended to

1. specifically designate the liason person in deference to the
2. wishes of the SIU Board of Trustees who encouraged this
3. legislation. Now with this amendment, the SIU statute is
4. similar is to that of the Board of Governors and the Board
5. of Trustee . . . I mean the Board of Regents, in regard to
6. the Superintendent's voting rights. Now if you'd like, I
7. could continue this, but if . . . if you've studied this
8. bill, I'll just permit a roll call.

9. PRESIDENT:

10. Senator Sours.

11. SENATOR SOURS:

12. I'd like to know, Mr. President and Senators, whether
13. Bakalis wants this, or his office boy. Which one?

14. PRESIDENT:

15. Senator Johns.

16. SENATOR JOHNS:

17. Dr. Bakalis.

18. PRESIDENT:

19. Senator Gilbert. Senator Gilbert.

20. SENATOR GILBERT:

21. Senator Sours, I'd like to add that I've discussed this
22. at Carbondale with the administration there and they have no
23. objection to this bill. They did feel that the change should
24. be put in it which is in the bill that it must be his chief
25. assistant. The original proposal by the Superintendent's office
26. did not limit it to anyone, and they felt as I did that there
27. should be some continuity of the person who does it rather
28. than to pick one person one time and some person another. The
29. Superintendent cannot possibly make all of the meetings of the
30. various boards. He's ex officio member of all of the state
31. boards and I think that it is probably advisable that he has
32. someone who might go when he cannot be there to come back
33. and report. I think that he would get a better overall view of

1. what happened at a board meeting if he had his chief assis-
2. tant there than to merely read the minutes of the meeting.
3. I think that this legislation is all right and it is in effect
4. at two of the other boards.

5. PRESIDENT:

6. Senator Sours.

7. SENATOR SOURS:

8. Well, Senator Gilbert, I have the feeling where the
9. law provides that a high official in state government ex
10. officio has a privilege as well as a duty to serve on some-
11. thing like we're talking about, we ought to have him and
12. him alone because were it otherwise, and when we carry this
13. bill to its logical conclusions about ex officio membership,
14. then of course we're getting something less than what the
15. people bargained for. That is what is inherently wrong.
16. It wouldn't matter to me if Dr. Bakalis or any other ex officio
17. member. I don't think we should relegate the imporatance of
18. the position to someone appointed by the elected official.

19. PRESIDENT:

20. Senator Gilbert.

21. SENATOR GILBERT:

22. No.

23. PRESIDENT:

24. Senator Johns may close the debate.

25. SENATOR JOHNS:

26. Mr. President, just in . . . The assistant superintendent
27. for Higher and Continuing Education is the man that we're
28. designating and it just a human impossibility as Senator
29. Gilbert has so graciously given me in way of support, in
30. the way of knowledge, it's just humanly impossible for him
31. to be at these many places and I would ask for a favorable
32. roll call.

33.

1. PRESIDENT:

2. The Secretary will call the roll.

3. SECRETARY:

4. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
5. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
6. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,
7. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
8. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
9. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,
10. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
11. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,
12. Weaver.

13. PRESIDENT:

14. Mitchler aye. Newhouse aye. On that question the yeas
15. are 31; the nays are 2. The bill having received a constitutional
16. majority is declared passed. Senator Johns moves to reconsider.
17. Senator Kosinski moves to table. All in favor of the motion
18. to table signify by saying aye. Contrary minded. The motion
19. to table prevails. 4337, Senator Saperstein.

20. SENATOR SAPERSTEIN:

21. Mr. President, gentlemen of the Senate. 4337 is correctly
22. described on the Calendar. This will permit a certification
23. of early childhood teachers. Now that children are entering our
24. schools at the . . . in some instances at the age of 3, the
25. educators feel that there ought to be a certificate for teachers
26. who are trained in early childhood education. Therefore, I urge
27. your support.

28. PRESIDENT:

29. Is there any discussion? The Secretary will call the roll.

30. SECRETARY:

31. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
32. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
33. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,

1. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
2. Kosinski, Kusibab, Latherow, Laughlin, . . .

3. PRESIDENT:

4. Senator Laughlin.

5. SENATOR LAUGHLIN:

6. Yes, uh, Mr. President . . . Senator Saperstein, would
7. you satisfy me, I . . .

8. PRESIDENT:

9. Senator Saperstein, will you . . .

10. SENATOR LAUGHLIN:

11. . . . trying to read this thing, and I can't read it
12. fast enough. Now one way you get a certificate . . .

13. PRESIDENT:

14. Just . . . Just a moment. Let's have some order,
15. gentlemen. Proceed, Senator.

16. SENATOR LAUGHLIN:

17. One way you can get a certificate is to have graduated
18. from a recognized institution of higher learning with a
19. Bachelors Degree and with not fewer than a 120 semester hours
20. including certain profession . . . Now I don't know what this
21. means in practical experience involving supervised work with
22. children under six years of age. Is . . . Is this in the
23. alternative? In other words, you either graduate with your
24. 120 hours or you have done something else in your life that
25. somebody's going to value in working with children. I don't
26. understand it.

27. PRESIDENT:

28. Senator Saperstein.

29. SENATOR SAPERSTEIN:

30. Senator Laughlin, we, uh, in the consideration of this
31. bill in the Education Committee, we also asked what the criteria
32. would be. They did not want to write it in the bill. We agreed
33. that the guidelines and the criteria . . .

1. PRESIDENT:

2. Just . . . Just a moment. Please. Let's . . .

3. Proceed, Senator.

4. SENATOR SAPERSTEIN:

5. The guidelines and the criteria would be left up to the
6. Office of Public Instruction. Now whether they are going to
7. give credit for those teachers who at the time of teaching
8. Head Start for instance, in terms of their experience, I cannot
9. answer you. Whether it will be a strict recognition of the
10. number of hours, educational subjects, et cetera, I cannot
11. answer you, but it will follow the, I am sure, the strict
12. rules for certification of primary or elementary teachers.

13. PRESIDENT:

14. Senator . . . Senator Laughlin.

15. SENATOR LAUGHLIN:

16. Well, Senator Saperstein, I'm still not sure that I
17. know the answer. What I want to know is, is it possible for
18. someone who doesn't have a Bachelors Degree to become certified
19. in this particular field on the basis of practical experience
20. without any educational requirements?

21. PRESIDENT:

22. Senator Saperstein.

23. SENATOR SAPERSTEIN:

24. I would say no.

25. PRESIDENT:

26. Is there . . . Continue the roll call.

27. SECRETARY:

28. . . . Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr,
29. Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,
30. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper,
31. Sours, . . .

32. PRESIDENT:

33. For what purpose does Senator Sours arise?

1. SENATOR SOURS:

2. We're on roll call. I wanted to explain my vote of
3. no.

4. PRESIDENT:

5. Senator Sours.

6. SENATOR SOURS:

7. Here is another example, gentlemen, where we are contributing
8. to the unexcellence of the earliest years of education. This is
9. a back door certificate and the good senator knows it. Now if
10. we are ever going to prescribe what may be called credential
11. requirements, by that I mean a formal education, for
12. those who are to teach formal education at all levels,
13. this is the last thing we should do. Now mind you, when
14. the certificate is issued then that person that certified
15. person, will be entitled to a certain salary depending on
16. the salary scale of the school administration where this
17. party will teach. Now that party will not be paid in counter-
18. feit money. That party will be paid in the coin of the realm
19. which I am pleased to call hard earned tax money--hard to come
20. by, hard to squirrel away, and hard to pay. Now this is another
21. back door; it's another equivalency; it's another practical
22. experience situation. Now I don't think we can long endure
23. in our educational system with having collegiate requirements
24. on one hand and then mitigating and limiting those require-
25. ments on the other hand with what might be called equivalency.
26. Mind you, these certified persons will not take the back
27. door to their salary. They want the front door there. They
28. should go through the front door. This is a bad bill. I vote
29. no.

30. SECRETARY:

31. . . . Swinarski, Vadalabene, Walker, Weaver.

32. PRESIDENT:

33. Senator Saperstein.

1. SENATOR SAPERSTEIN:

2. How am I recorded?

3. PRESIDENT:

4. How is Senator Saperstein recorded? She's not.

5. SENATOR SAPERSTEIN:

6. How am I recorded?

7. PRESIDENT:

8. You are not.

9. SENATOR SAPERSTEIN:

10. I'm not recorded. Well, I . . . I think I would like
11. to make a statement or two, especially in answer to Senator
12. Sour. Senator Sour, perhaps you weren't listening when I
13. was answering Senator Laughlin's question. No certification
14. without a Bachelors Degree, and if you call that back door,
15. I . . . I just don't quite understand it, and I think that
16. this does credit to the . . .

17. PRESIDENT:

18. Just . . . Just . . . Just a moment, please. Let's
19. hold down the roar.

20. SENATOR SAPERSTEIN:

21. And so I think this is a front door, not a back door,
22. entrance to certification. I vote aye.

23. PRESIDENT:

24. On that question the yeas are 31; the nays are 3. The
25. bill is declared passed. Rosander aye. McBroom no. Latherow
26. aye. The . . . Senator Gilbert . . . Senator Hynes. For
27. what purpose does Senator Hynes arise?

28. SENATOR HYNES:

29. I move to reconsider the vote.

30. PRESIDENT:

31. Motion to reconsider the vote by which it was passed.
32. Motion by Senator Saperstein to table. All in favor of the
33. motion to table signify by saying aye. Contrary minded.

1. Motion prevails. Senator Gilbert made a suggestion that I
2. think makes sense, that the Chair inform the membership about
3. six bills in advance what bills are coming up. The next
4. bills that are coming up now are: 4426, Senator Horsley;
5. 4476, Senator Mitchler; 4551, Senator Dougherty; 4557,
6. Senator Dougherty; 4603, Senator Egan. 4426, Senator
7. Horsley.

8. SENATOR HORSLEY:

9. Mr. President and members of the Senate, this bill was
10. introduced as a part of the library program of the State of
11. Illinois to make downstate libraries have the same identical
12. powers as the City of Chicago has with regard to the funding
13. of libraries. We have need in many cities downstate to build
14. new libraries. We do not have the facilities to do it, and
15. under this bill it would merely remove the words under 500,000,
16. is one amendment, and the other amendment would allow bonds
17. to be used for the payment of libraries, not to exceed 40
18. years to repay the bonds for the new library building. It's
19. a much needed bill in downstate to rehabilitate our library
20. systems throughout the state, and I would appreciate your
21. roll call.

22. PRESIDENT:

23. Is there any discussion? Sec . . . Senator Knuepfer.

24. SENATOR KNUEPFER:

25. Senator, does this pertain to the library boards that
26. are selected by a municipality?

27. PRESIDENT:

28. Senator Horsley.

29. SENATOR HORSLEY:

30. That is correct and it would require concurrent action
31. by an ordinance passed by the municipality and that's required
32. by the law. They could not, the library board could not do
33. this without a city ordinance authorizing the action.

1. PRESIDENT:

2. Is there further discussion? Secretary will call the
3. roll.

4. SECRETARY:

5. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
6. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
7. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,
8. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
9. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
10. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,
11. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
12. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,
13. Weaver.

14. PRESIDENT:

15. McBroom aye. While the Secretary is totaling that up,
16. Senator Fawell has 3741. He was off the Floor when it was
17. called. If we can take that. He has to leave to attend his
18. son's graduation. On the question of the bill that is now
19. pending the yeas are 43; the nays are none. The bill is
20. declared passed. 3741, Senator Fawell.

21. SENATOR FAWELL:

22. Mr. President and members of the Senate, this particular
23. bill is designed so as to rectify an error which I participated
24. in the last Session. In 1965 the State of Illinois conveyed
25. Belleau Woods to the County of DuPage, the forest preserve
26. district and in the deed of conveyance they recited certain
27. language which was also in the deed of conveyance originally
28. of the land to the State of Illinois, and the words of restriction
29. which were in the deed stated that Belleau Woods would always
30. be utilized for recreational purposes and could not be utilized
31. for roadway purposes. Now in the last section, I think none of
32. us had any idea that these covenants and restrictions were in
33. the deed, and a bill was passed which authorized the DuPage

1. County Forest Preserve District to put a roadway through the
2. little woods. Subsequently the people of DuPage County have
3. apprised of this, and I think a vast majority are in complete
4. support of this bill, House Bill 3741, which will simply undo
5. what we did in the last Session and make it very clear that
6. the language of the deed which sets forth that the land will
7. be kept in the . . . the said parcel of real estate shall be
8. preserved substantially in its present natural state for
9. recreational and park purposes and no improvements of any
10. kind shall be placed upon said parcel except minor roads
11. which will allow the public to be able to get in for utilization
12. of the parcel. I would hope that this bill which is supported, by
13. I believe, all the news media in the DuPage and the Kane County
14. area, will find support here in this body. Thank you.

15. PRESIDENT:

16. Is there any discussion? The Secretary will call the
17. roll.

18. SECRETARY:

19. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
20. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
21. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,
22. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
23. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
24. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,
25. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
26. Savickas, Smith, . . .

27. PRESIDENT:

28. Senator Savickas.

29. SENATOR SAVICKAS:

30. Mr. President, in explaining my vote, I would like to
31. introduce the children from St. Daniels parish. They're
32. up in the gallery behind me. Would they please rise? Thank
33. you, Mr. President. I vote aye.

1. SECRETARY:

2. . . . Smith, Soper, Sours, Swinarski, Vadalabene, Walker,
3. Weaver.

4. PRESIDENT:

5. Fawell aye. On that question the yeas are 41; the nays
6. are none. The bill having received a constitutional majority
7. is declared passed. Senator Carpentier. Senator Carpentier
8. moves to reconsider. Senator Fawell moves to table. All in
9. favor of the motion to table signify by saying aye. Contrary
10. minded. The motion to table prevails. 4476, Senator Mitchler.

11. SENATOR MITCHLER:

12. Yes, Mr. President and members of the Senate, House Bill
13. 4476 does exactly what the synopsis says. This is a bill by
14. the Division of Waterways that authorizes the Department of
15. Transportation to sell at public advertised auction, 2.8 acres
16. of land located in Kendall County. I would appreciate a favorable
17. roll call.

18. PRESIDENT:

19. Secretary will call the roll.

20. SECRETARY:

21. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
22. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
23. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,
24. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
25. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
26. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,
27. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
28. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,
29. Weaver.

30. PRESIDENT:

31. Carroll aye. Carpentier aye. Bruce aye. Berning aye.
32. Horsley aye. On that question the yeas are 34; the nays
33. are none. The bill having received a constitutional majority

1. is declared passed. 4551, Senator Dougherty.

2. SENATOR DOUGHERTY:

3. Mr. President and members of the Senate, House Bill 4551
4. presents a rational and rather reasonable method of whereby
5. the Chicago Board of Education would change from a calendar
6. year to a fiscal year. The Board has been criticized for
7. many years for clinging to the concept of the calendar
8. year as opposed to the fiscal year. This method as suggested
9. by House Bill 4551 does that. What it carries . . . What it
10. does is this as explained to the Education Committee on the
11. start of the year within 60 days of the first day of January,
12. the Board of Education of the City of Chicago will adopt a
13. budget, a levy ordinance, providing for an operation which
14. will run from January 1 through August 31st of the same . . .
15. of the year of 1973. Subsequently, on . . . during the
16. month of December they will adopt a budget for 4 months
17. which will terminate at the end of the fiscal year. And then,
18. by doing this, they are creating what might be termed a
19. fiscal year. They are operating from the . . . really, from
20. the year . . . from the date of September 1 through July 31st.
21. They're taking advantage of any increments there might be in
22. the School Aid Formula by virtue of action by this Legislature
23. and approval of by the Governor and then they will spread it
24. out during the first four months and the following eight
25. months. This is a reasonable approach. It's a rational
26. approach. It will enable them, if necessary, to get approval
27. of any general obligation notes they may have to issue for
28. the operating purposes during the year, retain it on a sound
29. fiscal basis, and they will have achieved an operation on a
30. fiscal year by this methodology. I suggest favorable approval
31. of this bill.

32. PRESIDENT:

33. Is there any discussion? Senator Gilbert.

1. SENATOR GILBERT:

2. This bill was discussed at length in the Education Committee.
3. For many years, Chicago has been talking about going from the
4. calendar budget to the fiscal year of July 1st to June 30th. It
5. was not made clear to most of us there as to why they need this
6. when they will still be out of step with every other school
7. district in the State of Illinois. Everyone else has a calendar
8. month . . . I mean a fiscal year of July 1st to June 30th, and
9. uh, I just don't see why that the Chicago cannot do this. Now
10. it puts them in the same position that every other district
11. was at one time when they went from the calendar month to
12. the fiscal year--that they, at one time for one levy only,
13. have to levy for 20 months. Every other school district
14. has had to do that to get on the fiscal year rather than
15. the calendar year, but Chicago is not willing to do that.
16. And why they want to levy only for an eight months period and
17. a four months period with two levies, uh . . . It's just, uh,
18. was not explained so that I could understand it. Maybe it's
19. my dumbness and all but I don't see the reason, I don't
20. think it's a valid argument that they should wait until after
21. the Legislature has adjourned on June 30th and they would
22. know . . . have two months to figure out what has happened
23. in relation to the foundation level of the school support
24. by the state and all. If you're going to adopt that philosophy,
25. then you should say this should apply to all the school districts
26. because they'd all be in the same position. I just don't think
27. that this legislation is what is needed. I think it would be
28. much better if Chicago would go to the same fiscal year as
29. the other 1100 plus school districts in the state.

30. PRESIDENT:

31. Senator Horsley.

32. SENATOR HORSLEY:

33. Mr. President and members of the Senate, I can't do very

1. much more than echo what Senator Gilbert has said, because I
2. sat through that whole committee and I listened to this same
3. hearing and I think you're going to wind up with messing up
4. our Formula and our State Distributive Aid Program, and I
5. see no reason why they can't go through the same procedure
6. of changing to a fiscal year that the other districts had
7. to do. And this was not fully explained to the committee and
8. the questions were not directly answered, and I challenge
9. any member who sat in that committee and asked those questions
10. to answer absolutely exactly what this bill does in plain
11. English, because it has not been done in committee. We could
12. not get our questions answered. Finally some of us just
13. simply threw up our hands, some maybe something else, I don't
14. know, but at least we just simply can't understand why this
15. bill is needed and we can't understand all of the implications
16. with our Distributive Aid Formula if this bill should become
17. law, and I want to vote no on it..

18. PRESIDENT:

19. Senator Dougherty.

20. SENATOR DOUGHERTY:

21. Well, I'm going to tell you something Mr. Governor, right
22. now there aren't enough Democrats on the Floor to explain this
23. bill, but I want to say this. Senator . . . In answer to
24. Senator Horsley and Senator Gilbert, they wanted us to go
25. through the process that they went through some years ago
26. wherein they had to have an 18 or 20 month budget. I don't
27. know how long ago it was but this provides a method where
28. we will not have to go through this horrendous situation and
29. levy a tax equal to two-thirds of the present tax in one year
30. on the people of the City of Chicago. It means that they
31. had the mumps and they want me to have them. That's the
32. whole thing in a nutshell. This is a bill that was carefully
33. drawn. It has had the approval of the people who look after

1. our bond issues, our negotiable notes, if you will, and this
2. is a method whereby we can do it. We will achieve a fiscal
3. year by virtue of this operation. Only 12 years . . . 12 months
4. taxes will be levied and it will be paid in one year and it
5. will be paid . . . due on May the 1st and September the 1st.
6. That's as simple as all that. You just want us to go through
7. that horrendous period of 18 months budget and there's no
8. reason for it.

9. PRESIDENT:

10. Secretary . . . Senator Gilbert?

11. SENATOR DOUGHERTY:

12. I want to . . . I want to hold the the bill.

13. PRESIDENT:

14. The bill will be . . . Senator Gilbert.

15. SENATOR GILBERT:

16. Just a moment. Senator Dougherty, I don't think that
17. that's the . . . that anybody is wanting Chicago to go through
18. anything. I certainly am not and I have worked with the
19. Superintendent from Chicago and his staff and we have talked
20. about you changing to a fiscal year rather than your calendar
21. year and the problem that's created, as you well know, for
22. many, many years. And so don't, please don't put me in the
23. position of saying that I want to put something on Chicago.
24. It's just that I don't see any reason why for . . . If it was
25. a one-shot deal it would be different, but from now on you're
26. always going to be on the same thing. This isn't just a
27. one time deal that your trying to get on a different fiscal
28. year. You're continuing on a fiscal year of an eight month
29. and a four months levy. Nobody else in the State does it,
30. and I don't see why that if you're going to change that you
31. can't go for a levy of a few months, get yourself on a fiscal
32. year, then you'll be in the same position that you can make
33. your annual levy as everybody else does. That's my whole

1. thinking on it. It isn't that we want to see Chicago have
2. to have a big tax bill at all. But you do not put yourself
3. in the same position as everybody else and you're continuing
4. to have an entirely different situation as you have now, even
5. after the bill is passed. We were trying to get you . . .
6. and you . . . This is the first time this came up at the
7. time the bill was introduced. It never was mentioned before
8. by Chicago School Board or anything and I don't know what's
9. behind it, and we sincerely . . . Senator Laughlin was there.
10. I've talked with him since this bill has been discussed. He
11. was there in the committee. The questions we asked were certainly
12. not to be difficult. We were trying to become informed on it,
13. and, sincerely, I just don't understand the rationale behind
14. this and I'm not trying to be obstructive. My vote would
15. be present because I just don't think I understand it.

16. PRESIDENT:

17. The bill will be held. 4557, Senator Dougherty.

18. SENATOR DOUGHERTY:

19. I'm going to hold that, also. I'm waiting for infor-
20. mation--more on that bill.

21. PRESIDENT:

22. All right. 4603, Senator Egan.

23. SENATOR EGAN:

24. Thank you, Mr. President and members of the Senate. The . . .
25. This bill amends the School Code to change the date for submitting
26. claims by those school districts that have in them orphans,
27. children in children homes, from August 1st to September 15th.
28. It's impractical for these school districts to report these
29. claims on August 1st, so they're asking to change that date
30. from August 1st to September 15th and allows the payment
31. to be made on December 1st instead of December 15th. That's
32. all it does. I ask for a favorable roll call if there are
33. no questions.

1. PRESIDENT:

2. Is there any discussion? Secretary will call the roll.

3. SECRETARY:

4. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
5. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
6. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,
7. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
8. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
9. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,
10. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
11. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,
12. Weaver.

13. PRESIDENT:

14. Lyons aye. Cherry aye. On that question the yeas are
15. 39; the nays are none. The bill having received a constitutional
16. majority is declared passed. If you'll turn to the first page
17. of your Calendar, we now go to the second priority list, and
18. the Chair will read six in advance. The next six bills that
19. will be called: 1318, Senator Latherow; 1769, 1770, and 1771,
20. Senator Savickas; 1954, Senator Dougherty; 2019, Senator
21. Kusibab. 1318, Senator Latherow.

22. SENATOR LATHEROW:

23. Pass it.

24. PRESIDENT:

25. You . . . You want to hold. Is Senator Savickas on the
26. Floor? Senator Savickas, 1769, 70, and 71. Senator Savickas.
27. Senator, can these three be taken on one roll call?

28. SENATOR SAVICKAS:

29. Yes, I was going to ask for that.

30. PRESIDENT:

31. Is there objection to that? Leave is granted.

32. SENATOR SAVICKAS:

33. Mr. President and members of the Senate, these bills

1. basically are very simple. They amend the present anti-
2. solicitation law. We are trying to amend the present law
3. because the present law has been a little awkward at times
4. because, the first reason, the present system requires the
5. mailings by the State to all the real estate brokers which
6. presents two problems. One is that it's too costly and
7. two, inaccurate notifications. Now the solution to this
8. problem was to eliminate the mailings and to require pick
9. ups. We take this away from the Human Relations Commission
10. and put it into the Department of Registration and Education.
11. This bill is improved for the benefit of the brokers by including
12. the aspect of reliability. Presently, or by eliminating the
13. mailing, we move that it would be more reliable for the
14. broker. The second reason that the broker himself is
15. only required to consult two lists which have been certified
16. by the Director. Third reason is that notice forms now
17. have a life expiration date of a . . . expiration time of
18. one year. And fourth included in the new amendment is the
19. contrary intent provision which means that when a
20. person who has signed up for anti-solicitation has by himself
21. by placing an ad in the paper or with a broker indicated
22. that he has no more intent of not selling his home, that
23. his home is automatically removed from the list. The bill
24. in its present form has the consent of most of the members
25. of the Southwest Real Estate Board which is one of the most
26. effective areas in regarding this type of legislation.
27. Lady and gentlemen, this is a Chicago bill because Section 18
28. of the Statute works on the notice system and there is no
29. notice system required in the suburban Cook County or
30. downstate areas. This bill will put a little more meaning
31. into the present anti-solicitation law, the present law which
32. was enacted for the purpose of preventing block-busting,
33. preventing the wholesale and dunnation of neighborhoods,

1. the forcing of the white residents to sell their homes at
2. low prices and the resale into the black community at out-
3. rageous prices for these homes where both the blacks and
4. the whites suffer in a monetary basis. This bill introduced
5. in the House, and I would like to read some of the sponsors.
6. People like: Michael J. Madigan; Representative Garmisa;
7. Representative Ike Sims; Representative McPartlin; Representative
8. Capparelli; Representative Jimmy Taylor; Representative Jimmy
9. Barnes; Representative Jimmy Carter; the Minority Leader,
10. Representative Davis; Representative Richard A. Carter;
11. Representative Kosinski; Representative Phil Collins;
12. Representative Maragos. So you can see we have bipartisan
13. support on this. We have support from all areas and
14. the communities in Chicago. Ladies and Gentlemen, we solicit
15. your support regarding this legislation.

16. PRESIDING OFFICER (Senator Bruce):

17. Senator Mohr.

18. SENATOR MOHR:

19. Yes, Mr. President, just one question of the sponsor.
20. Has the Illinois Real Estate Board worked with you on this?
21. Have they . . . Do they still have objections to the bill?

22. SENATOR SAVICKAS:

23. Well the Illinois Real Estate Board has objected since
24. the first anti-solicitation legislation has gone into the
25. statutes. We worked with Mr. Cook of the Illinois Real Estate
26. Association and some of these . . . some of these provisions
27. that we have entered into the new bill, like the contrary
28. intent provision, the notice form expiration time, the removal
29. of the mails, the broker, well, the two list certified copy,
30. and I might mention here that the certification of these
31. lists really give the broker a basis and a legal basis in
32. case he's involved in any litigation on solicitation, because
33. it's a certified list that he will be working from, a certified

1. list that he will be responsible for only. So we feel we have
2. probably answered 95 percent of the objections of the Illinois
3. Real Estate Board and Mr. Cook. I realize that he would
4. probably be happy to see no legislation in this area ever be
5. introduced or ever passed, but we do have the legislation and
6. we're just trying to improve it to help both the people involved
7. and the real estate broker himself.

8. PRESIDING OFFICER (Senator Bruce):

9. Senator Mohr.

10. SENATOR MOHR:

11. I . . . They haven't fully endorsed it then. One other
12. question. You say this is for Chicago only?

13. SENATOR SAVICKAS:

14. Yes. This . . . The way these amendments to the present
15. statute are written it would only affect Chicago, because of
16. the notice system. The notice system is only used in Chicago--
17. Section 18 of the present statute.

18. PRESIDING OFFICER (Senator Bruce):

19. Senator Laughlin.

20. SENATOR LAUGHLIN:

21. Yes. Well in the first place, Senator Savickas, I guess
22. I'm wrong, but I understood that these bills were to be re-referred
23. to the Judiciary Committee and I don't see Senator Neistein on
24. the Floor. But all that aside, you want to transfer this to
25. the Department of Registration and Education in the legislation,
26. and the Department doesn't want it. They object to this bill
27. and I can understand why if they have to police all these
28. things. Secondly, it's amazing to me, with all those home
29. rule amendments we get, all the home rule amendments, you now
30. have a bill that applies only to the City of Chicago, but you
31. want the State Department of Registration and Education to
32. handle it. Now this is an absurdity. The other day, on the
33. Hospital Facilities Act, in it was the Home Rule Amendment,

1. and most of those hospitals that were to benefit, I was advised,
2. were within the metropolitan area of Chicago. Now I don't
3. think these are good bills and I think they should be defeated.

4. PRESIDING OFFICER (Senator Bruce):

5. Senator Knuep . . . Senator Knuepfer.

6. SENATOR KNUEPFER:

7. Well, I think Senator Laughlin has said essentially what
8. I wanted to say. If you want to pass this ordinance in a home
9. rule county, go to the County Board. If you want to pass the
10. ordinance in a home rule municipality and you have both, then
11. you go to the City Council, but it seems to me perfectly
12. as illogical as it can be to put the Home Rule Amendment on
13. everything and then all of a sudden say come down here and
14. enforce this. I would suggest that we don't want to enforce
15. it. You've got the powers to enforce it. Go ahead and enforce
16. it. Pass it through your city council or county board, but
17. don't take up the time of this legislative body.

18. PRESIDING OFFICER (Senator Bruce):

19. Senator Lyons . . . Hynes.

20. SENATOR HYNES:

21. Mr. President, members of the Senate, I rise in support
22. of this legislation. I think this is an essential bill. It
23. makes significant improvements in what is a very cumbersome
24. statute at the present time. We have a very real problem in
25. Chicago and I think any of you that saw the series of articles
26. in the Chicago Tribune last year dealing with the serious
27. abuses going on in the real estate industry, can recognize
28. why this bill is so important. The question has been raised
29. here about home rule powers and why this should be limited
30. to Cook County. That amendment was put on to remove as many as
31. possible objections to the bill as could be done. But on
32. that score, let me remind you that recently we passed, over
33. strenuous objection, a highly undesirable measure under the

1. title of House Bill 3636 which cast serious doubts on the ability
2. of a home rule unit to enact an ordinance of this kind. My
3. personal opinion is that that legislation is going to be declared
4. unconstitutional eventually, but in the interim, there is this
5. serious doubt. Finally, this enforcement procedure was set
6. up before the new Constitution became effective, before home
7. rule units were, in fact, home rule units, and this is simply
8. an attempt to improve and strengthen that existing law, and I
9. would urge your favorable consideration.

10. PRESIDING OFFICER (Senator Bruce):

11. Senator Savickas may close the debate.

12. SENATOR SAVICKAS:

13. Well, Mr. President and members of the Senate, just to
14. answer a few items, we've gone over this bill probably more
15. times than many of the other pieces of legislation in the
16. Senate this time. The reason nobody from the Department of
17. Registration and Education has contacted either myself or
18. any of the House sponsors indicating they did not care to
19. handle or have the responsibility of submitting these lists,
20. the reason it was taken from the Human Relations Commission
21. and put into the Department of Registration and Education is
22. because they are the one that license real estate brokers and
23. the real estate salesmen in the State of Illinois. They are
24. the ones from which these brokers receive their licenses and
25. they should be the ones who, in turn, remove the licenses
26. from the offenders. People talk about home rule. What we
27. are doing here is amending an existing State statute, trying
28. to help, in this case, help both brokers and the home owners
29. from the statute the way it stands. That it's very complicated,
30. it has not guarantee for either broker or no guarantee that
31. the people will not be solicited. I think that in its present
32. form, the bill will provide some meaningful legislation in the
33. area of anti-solicitation which is one of the worst social evils

1. we have in our urban areas. I solicit your support of this
2. bill and I thank you.

3. PRESIDING OFFICER (Senator Bruce):

4. Roll call, and the roll call will apply to 1769, 1770,
5. and 1771.

6. SECRETARY:

7. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
8. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
9. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,
10. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
11. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
12. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,
13. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
14. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,
15. Weaver.

16. PRESIDING OFFICER (Senator Bruce):

17. On that series of three bills the yeas are 17; the nays
18. are 16. The bill having failed to receive the constitutional
19. majority is declared defeated. House Bill 1954, Senator
20. Dougherty. Senator Smith.

21. SENATOR SMITH:

22. . . . number of bill was defeated. The same vote should
23. apply to the series, Mr. Secretary.

24. PRESIDING OFFICER (Senator Bruce):

25. I said the series of bills.

26. SENATOR SMITH:

27. You did . . . did . . . did . . .

28. PRESIDING OFFICER (Senator Bruce):

29. All right. All right. Senator Dougherty, House Bill
30. 1954.

31. SENATOR DOUGHERTY:

32. Well, Senator . . . Mr. President, I very foolishly entrusted
33. my copy of this bill to Senator Walker who is wandering around

1. someplace, but, however what it does is this. Senate Bill 1954,
2. and it was originally the Senate's, the syllabus is wrong, provided
3. for a method of the operation of the Sanitary Department of
4. the Sanitation Department of the City of Chicago. At the request
5. of a member of the Senate and the Illinois Municipal League,
6. I amended this bill and struck everything after the enacting
7. clause and inserted therein a proposition that the mayor of
8. of the city could appoint or dismiss the fire chief or the police
9. chief of a particular city provided that the administration adopted
10. an ordinance of that kind and that further provided that if
11. they did not adopt an ordinance of that kind that he could
12. not be dismissed by the mayor. He could be dismissed only by
13. the city manager or the appointing power. This is an attempt
14. to survive a court decision of Marion . . . that came out of
15. Marion, Illinois wherein the mayor of the city attempted to
16. discharge the police chief and he was barred from doing so
17. by a court decision that said that unless the city council of
18. that particular city had adopted an ordinance that provided
19. that he could retain control over the appointments of the
20. chief's job, why, it would not hold. This legislation does
21. this. This legislation provides that any city can adopt an
22. ordinance whereby they will have complete control over the
23. chief of the fire department and the chief of the police
24. department and he can be removed at the will of the mayor
25. or the president of a village. This merely gives the municipality
26. the right to have the mayor or president of the village to
27. have complete jurisdiction over the chief of the police
28. department and the fire department who serves in his cabinet
29. and is a cabinet officer. I urge that we . . . approval of
30. the bill.

31. PRESIDENT:

32. Senator Walker.

33.

1. SENATOR WALKER:

2. Thank you, Mr. President, fellow Senators, lady Senator.
3. When I heard the senatorian tones of Senator Dougherty, I quit
4. my wandering and got back to my desk because I do believe this
5. is good legislation. I have a very short opinion here that I
6. don't believe that Senator Dougherty used. It states: It is
7. my belief that it was the intent of the General Assembly when
8. they passed the Fire and Chief of Police Commissioners Act,
9. the fire and police chief serve at the pleasure of the corporate
10. authorities. I have heard of no opposition to this bill. I've
11. discussed it with various municipal attorneys. At the present
12. time in my own district and two of the municipalities that
13. we represent, we're having this same problem. I think it's
14. good legislation and I, too, would appreciate your support.

15. PRESIDENT:

16. Is there further discussion? Senator Dougherty.

17. SENATOR DOUGHERTY:

18. Well, Senator Walker has made my speech. Roll call.

19. PRESIDENT:

20. The Secretary will call the roll.

21. SECRETARY:

22. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
23. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
24. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,
25. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
26. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
27. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,
28. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
29. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,
30. Weaver.

31. PRESIDENT:

32. On that question the yeas 39; the nays are none. The bill
33. having received a constitutional majority is declared passed.

1. 2019, Senator Kusibab.

2. SENATOR KUSIBAB:

3. Mr. President, lady and gentlemen of the Senate, House
4. Bill 2019 amends the Illinois Insurance Code to encourage
5. creation of an assigned risk plan enabling jewelers to obtain
6. liability, burglary, and forgery, glass, fire, and extended
7. coverage insurance. The Director of Insurance to distribute
8. the risk of applicants unable to obtain such insurance among
9. companies authorized to do business in the State. This
10. bill is sponsored by Representative Kosinski in the House. It
11. is designed to bring relief to the industry which, I am told,
12. is having trouble to purchase this kind of protection that they
13. really need. I ask for favorable consideration of this legisla-
14. tion.

15. PRESIDENT:

16. Is there any discussion? Secretary will call the roll.

17. SECRETARY:

18. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
19. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
20. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,
21. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, . . .

22. PRESIDENT:

23. Senator Knuepfer.

24. SENATOR KNUEPFER:

25. I'm sorry. I'm going to have to back up on this. I
26. wasn't listening. I was chatting with Senator Gilbert, and
27. I have to confess I wasn't listening. Does this provide
28. for mandatory pooling of jewelers' risks?

29. PRESIDENT:

30. Senator Kusibab.

31. SENATOR KNUEPFER:

32. Is this going to be an assigned pool?

33.

1. SENATOR KUSIBAB:

2. Yes, it is. Well, we're trying to get it to be an
3. assigned risk.

4. SENATOR KNUEPFER:

5. Well, then if that's the case, I would advise everybody,
6. at least to seriously consider what you're doing when you're
7. mandating a pool. The only mandated pool that I am presently
8. aware of is in the area of automobile insurance risk. Now,
9. when you mandate a pool, what you do, in effect, is to take
10. the very bad risks and spread the costs of those very bad risks
11. over all risks. I'm just suggesting that this body ought to be
12. aware of what of the implications of this bill, because what it
13. will mean is that no longer will the burglary risk, in this case,
14. be spread based upon the actual risk in the area. It will
15. mean that everybody throughout the State is going to pay a
16. proportion for those so-called assigned risks. I have some
17. doubts personally as to whether this is a necessary, desirable
18. kind of thing and I think this body at least ought to be aware
19. of what they are doing if they pass this bill, that the cost
20. will be spread throughout the State rather than on the basis
21. of the risk, and I vote no.

22. SECRETARY:

23. . . . Knuppel, Kosinski, Kusibab, . . .

24. PRESIDENT:

25. Senator Kusibab. Senator Kusibab. Do you wish to explain
26. your vote?

27. SENATOR KUSIBAB:

28. I'd like to answer the Senator. In the bill on page . . .
29. on page 1, line 32, Senator, line 32 . . . If the application
30. is rejected by three companies then the Director shall then
31. designate a company which shall forthwith its usual form of
32. policy, providing the applicant with the insurance that he
33. has applied for. I am told, Senator, that in many cases, 44

1. jewelers have paid premiums for a good number of years and
2. then with no loss experience, they are refused reapplication
3. when the policy expires. Now, imagine yourself paying premiums
4. for a good number of years and then finding yourself without
5. coverage even though you had no loss and had to go home that
6. night leaving thousands of dollars of easily disposed of
7. merchandise in your store unprotected. That is the reason
8. now. You must be rejected by three companies. If you are,
9. then the Director would direct the assigned risk. I vote
10. aye.

11. SECRETARY:

12. . . . Latherow, Laughlin, Lyons, McBroom, McBroom, McCarthy,
13. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,
14. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
15. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,
16. Weaver.

17. PRESIDENT:

18. Newhouse aye. Chew aye. Mitchler aye. Senator Clarke?

19. SENATOR CLARKE:

20. Mr. President, I was off the Floor when this came up, but
21. I'd just like to point out that there was a misrepresentation
22. on this bill or we wouldn't even be considering it. That . . .
23. This bill was tabled under the original tabling order and
24. one of the staff members from the other side came to me and
25. suggested that this is a noncontroversial bill, that the
26. Department was for it, that there was no controversy, and
27. I said all right, we'll put it back on. I quickly found out
28. within 24 hours that it not only was highly controversial
29. with the insurance companies, with the Department, and otherwise
30. I approached Senator Partee on this and he indicated he had
31. been misled too, and I feel that it certainly has a cloud
32. over it from the very start. I would urge a no vote. I
33. want to vote no.

1. PRESIDENT:

2. Merritt no. For what purpose does Senator Kusibab arise?

3. SENATOR KUSIBAB:

4. In answer to the good Senator, I would . . .

5. PRESIDENT:

6. Just a moment. Senator, the . . . the . . . the . . . We
7. have had roll and Senator Kusibab is not entitled to debate
8. the issue any more. Point of personal privilege. Senator
9. Kusibab is recognized.

10. SENATOR KUSIBAB:

11. I'd like to call to the attention of Senator Clarke, I
12. don't know who got this bill back on the Calendar. I wasn't
13. here in that particular two weeks because of the illness of
14. my wife. So I wasn't the one who misrepresented anybody or
15. tried to misrepresent anybody.

16. PRESIDENT:

17. On that question the yeas are 27; the nays are 8. The
18. bill having failed to receive a constitutional majority is
19. declared defeated. The next series of bills to be considered
20. now will be the next ones down the Calendar: 2267, Senator
21. Latherow; 2385, Senator Egan; 2396, Senator Egan; 2397, Senator
22. Egan; and the series beginning 2562 by Senator Mitchler.
23. 2267, Senator Latherow.

24. SENATOR LATHEROW:

25. Mr. President and members of the Senate, this bill has to do
26. with the licensing of detectives and also with the licensing
27. of those people in the occupation of watchmen. We have
28. made several changes in this, include . . . and which was
29. the increasing of the bonds from one thousand dollars to
30. five thousand dollars. Also allowed to the fact that if they
31. have served on the state police that that be used towards
32. three years' experience for registration. They increased
33. the board members from three to five and provides that someone

1. convicted of a felony and/or who has received dishonorable
2. discharge from the army may apply for registration if they
3. have not been convicted of any other crime within 20 years
4. from the end of that sentence or term of discharge. It
5. provides also that persons convicted of felony may be employed
6. by a licensed detective or watchmen's agency if the person
7. has not been convicted of a felony or crime involving moral
8. turpitude within 10 years of a discharge from any sentence
9. that's been tried upon. And it also combines the two agencies
10. into one. I know of no opposition to this bill, Mr. President.

11. PRESIDENT:

12. Senator Nihill.

13. SENATOR NIHILL:

14. Mr. President . . . Senator, will you yield to a question?
15. Are these licensed watchmen allowed to carry a revolver back and
16. forth to work and so forth and so on?

17. PRESIDENT:

18. Senator Latherow.

19. SENATOR LATHEROW:

20. Well I don't recall that being in this bill. That was
21. passed in 1971 that they could, yes.

22. PRESIDENT:

23. Senator Nihill.

24. SENATOR NIHILL:

25. Well I'm not too sure about that, because, if you'll
26. recall, Charlie Chew here, Senator Chew rather, he had a bill
27. here I think a year or two ago, er, Fred Smith, where you could
28. carry the policemen who was retired who had 20 years or more
29. or less on the police department and had to get off at the age
30. of 63. Well that bill was defeated in here where a man had
31. all that experience, arresting officer, carrying a revolver
32. back and forth. Now if this is in here one way or the other,
33. I don't know if you stop a man who's carrying a revolver, an

1. officer, to enforce the law, and this here is licensing to
2. carry a gun back and forth and somebody who had a job only
3. had two, three, or four years' experience, uh, maybe this
4. is wrong. I don't know, but I'd like to see you look into
5. it.

6. PRESIDENT:

7. Senator Latherow.

8. SENATOR LATHEROW:

9. Mr. President . . . Senator, I don't think this particular
10. bill has to do with the provisions of his activities. This has
11. to do with his qualifications to become licensed. Now I don't
12. believe there's anything in here that has to do with his activities.

13. PRESIDENT:

14. Senator Nihill.

15. SENATOR NIHILL:

16. Mr. President and Senators, you know there's many fellows
17. who is watchmens, have licenses. On their way home, they may
18. stop two or three hours in this place or that place and sometime
19. they get a little wobbly on the way home and they got this
20. in their possession, and things could happen, now. I think
21. maybe you ought to get this a good look before you pass a
22. bill like this. I'm not going to try to stop your bill, but
23. I think this ought to be looked over a little bit more.

24. PRESIDENT:

25. Senator Laughlin.

26. SENATOR LAUGHLIN:

27. Yes, Senator Latherow, as usual, this may be a foolish
28. question, but look on page . . . Well I don't even know . . .
29. Yeh. Page 4, down in 6, Section 6d. Now I understand a person
30. is qualified to receive his certificate of registration as a
31. private detective and then you say he's . . . how old he's
32. got to be and down under it it says who has not been convicted
33. in this or another state of a crime which would be a felony

1. under the laws of this State or under the laws of the United
2. States of a crime involving moral turpitude if the Department
3. determines, after investigation, that such person has not been
4. sufficiently rehabilitated to warrant the public trust. Now
5. that language is absolutely not correct. I don't know which
6. is, as I read it . . . If you want to say that if you've been
7. convicted, you can't get it and then say unless . . . Is there
8. an amendment on it? If it is, it isn't . . . I don't see it.

9. PRESIDENT:

10. Senator Latherow.

11. SENATOR LATHEROW:

12. Are you reading from the amendment? Do you have the amend-
13. ment there, Senator?

14. PRESIDENT:

15. Senator Laughlin.

16. SENATOR LAUGHLIN:

17. Uh . . . I don't have any amendment.

18. SENATOR LATHEROW:

19. Well that . . . That amendment has been on there since
20. last November. I am sorry you don't have it, sir.

21. PRESIDENT:

22. Senator Laughlin.

23. SENATOR LAUGHLIN:

24. I'm sorry, but I don't have a yellow amendment in my book,
25. so I can't read it and this is what happens.

26. PRESIDENT:

27. Senator Latherow.

28. SENATOR LATHEROW:

29. Just let this go and we'll pick it up tomorrow then. I'll
30. get those amendments.

31. PRESIDENT:

32. It'll be held and . . . Just a moment. Senator Laughlin.

33.

1. SENATOR LAUGHLIN:

2. I'm not trying to stop his bill. I'm . . . In this amend-
3. ment, if I could have just about 10 seconds to skim read this
4. . . Well that certainly takes care of that objection anyway,
5. the amendment does.

6. PRESIDENT:

7. Is there further discussion? Secretary will call the roll.
8. Oh. Excuse me. Senator Newhouse?

9. SENATOR NEWHOUSE:

10. I'd just like to ask the sponsor a question. Senator
11. Latherow, would you yield to a question, please? Who wants
12. this bill?

13. PRESIDENT:

14. Senator Latherow.

15. SENATOR LATHEROW:

16. This, Senator Newhouse, is a bill the Department has
17. recommended. It's their recommendation--the Department of
18. Registration and Education.

19. PRESIDENT:

20. Secretary will call the roll.

21. SECRETARY:

22. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
23. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
24. Davidson, Donnewald, Dougherty, Egan, Pawell, Gilbert, Graham,
25. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
26. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
27. Merritt,

28. SENATOR MERRITT:

29. Mr. President, I notice this is another one of those bills
30. that's just had its first birthday. It came over here just
31. about a year and a week ago, and I think that Senator Latherow
32. deserves that first birthday present. I'll give him an ayé vote.

33.

1. SECRETARY:
2. . . . Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,
3. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
4. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,
5. Weaver.
6. PRESIDENT:
7. Laughlin aye. Sours aye. Horsley aye. Graham aye.
8. Knuepfer aye. Weaver aye. Latherow aye. Senator Latherow.
9. SENATOR LATHEROW:
10. Just . . . I forgot to tell you, Mr. President and members,
11. that this has been looked over very carefully by all the
12. detectives' associations and they support it. I vote aye.
13. PRESIDENT:
14. On that question the yeas are 32; the nays are none. The
15. bill having received a constitutional majority is declared passed.
16. 2385, Senator Egan. And can those next three bills be considered
17. in one roll call?
18. SENATOR EGAN:
19. I would ask leave of the body so that they may. These
20. bills . . .
21. PRESIDENT:
22. Is there objection? Leave is granted.
23. SENATOR EGAN:
24. These bills are identical to the Senate bills that the . . .
25. that passed the House and as amended in the House, and concurred
26. in by the Senate last week, with one exception. The appropriation
27. is still in the House. It's coming over, and I would ask you
28. for a favorable roll call. The last time we concurred in the
29. House amendments and sent the bills to the Governor, we got a
30. roll call of 44 to 1. I'd ask for the . . . for a favorable
31. consideration.
32. PRESIDENT:
33. Senator Partee.

1. SENATOR PARTEE:

2. Yes. I hope you heard what Senator Egan said so we don't
3. get involved in debate on these bills. These bills have already
4. passed 41 to 1. I guess the only reason we're calling them is
5. because we made a promise to the House sponsor that we'd call
6. his bills, too, and they'd both go to the Governor. So it's
7. a personality thing. We've already passed them 41 to 1. Let's
8. just take a roll call and pass them again.

9. PRESIDENT:

10. Secretary will call the roll.

11. SECRETARY:

12. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
13. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
14. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,
15. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
16. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
17. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,
18. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
19. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,
20. Weaver.

21. PRESIDENT:

22. Walker aye. Carroll aye. On those three bills, the yeas
23. are 37; the nays are none. The bills having received a consti-
24. tutional majority are declared passed. Senator Mitchler, 2562
25. through 2565. Can those be considered in one roll call?

26. SENATOR MITCHLER:

27. Yes, they can, to expedite, Mr. President.

28. PRESIDENT:

29. Is there objection? Leave is granted.

30. SENATOR MITCHLER:

31. This series of bills amends the Sanitary District Act
32. and it provides for a nonreferendum tax for chlorination of
33. sewerage from two mills to three mills. It also gives permission

1. for additional tax levying for chlorination of sewerage with
2. referendum required up to five mills. Now the reason for this
3. is because the State Pollution Control Board has adopted
4. regulations requiring the chlorination of sewerage by all
5. systems by July 1, 1972. The cost of meeting this requirement
6. will vary from district to district depending on the present
7. chlorination equipment, plant layout and similar conditions.
8. This series of bills will provide the flexibility for the
9. various districts to meet their needs and this bill covers
10. the sanitary districts located within the county, but outside
11. of municipalities, this is for 25-65, and the others refer to
12. other very similar sections of the Sanitary District Act. It
13. has the endorsement of the Pollution Control Board of the
14. Environmental Protection Agency and I would ask for a favorable
15. roll call.

16. PRESIDENT:

17. Is there any discussion? Secretary will call the roll.

18. SECRETARY:

19. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
20. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
21. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,
22. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
23. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
24. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,
25. Ozlona, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
26. Savlukas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,
27. Weaver.

28. PRESIDENT:

29. Kosinski aye. Egan aye. Kusibab aye. McBroom aye. Sours
30. no. Latherow no. Walker aye. On those bills the yeas are 31;
31. the nays are 4. The bills having received a constitutional
32. majority are declared passed. Senator Clarke.

33.

SB 1547
3rd Reading
6-7-72

1. SENATOR CLARKE:

2. Motion ro reconsider.

3. PRESIDENT:

4. Motion to reconsider by Senator Clarke. Motion by Senator
5. Mitchler to table. All those in favor of the motion to table
6. signify by saying aye. Contrary minded. Motion prevails.
7. The Chair has received a request from Senator Hynes that we go
8. out of order to take Senate Bill 1547 on 3rd Reading. I under-
9. stand this has the approval of the leadership on both sides
10. to take it out of order. Senator Hynes.

11. SENATOR HYNES:

12. Mr. President, members of the Senate, Senate Bill 1547
13. is the proposed School Aid Formula for fiscal year 1973. Basically
14. this bill retains the existing school aid formula with at least
15. one important modification, however. On the ground that with
16. the Superintendent of Public Instruction having a task force
17. that is studying the matter, the Governor having a task force
18. studying the matter, other studies being underway, that a radical
19. change in the formula this year would not be practical. So we
20. build on the basic formula from last year and this bill essentially
21. does two things. It adds a weighted compensatory education
22. factor which would count each Title I eligible child as 1.6 for
23. purposes of determining school aid. This factor--this weighted
24. compensatory education factor--is an alternative to density
25. so that a school district would receive its aid on the basis
26. of the weighted compensatory education factor or density, which-
27. ever was greater. Therefore no district presently receiving
28. density money would get less. Any district that did have
29. a substantial number of Title I eligible children would be
30. able to make use of the weighted compensatory education factor.
31. This is an attempt to provide resources to handle and cure the
32. problems associated with educating children from families below
33. the poverty line. The second important change in the bill is

1. an increase in the flat multiplier from 12 percent to 22 percent
2. for all districts except unit districts with more than 100 pupils.
3. For unit districts with more than 100 pupils, the increase is from
4. 12 to 24 percent. This additional 2 percent addon for the larger
5. dual districts is intended to be a second step in removing the
6. or narrowing the gap or the disparity that exists between unit
7. and dual districts. It is not as much as some would want, but
8. it is a step forward and particularly in view of the studies
9. and litigation that are presently under way, that it's a significant
10. step forward. Now as far . . . That is the technical material . . .
11. Those are the technical changes that are made in the Formula
12. in the method of distributing the money. Now in terms of
13. cost, this will distribute 148 million dollars more than
14. last year to the common schools in the State of Illinois. It
15. is, and to answer the question that I think will be in everyone's
16. mind, it is 126 million dollars over what has been budgeted
17. through the . . . or what has been recommended, let's put it
18. that way, by the Bureau of the Budget and the School Problems
19. Commission. The Formula which the School Problems Commission
20. adopted would, in fact, result in 260 school districts in
21. this State receiving less aid this year than they did last.
22. Furthermore, it would result in another decline in the percentage
23. of State support for the common schools. Last year the per-
24. centage went from 29.1 percent the prior year, to 37.9 percent.
25. That is, the State was providing last year 37.9 percent of
26. the total cost of education in Illinois. The School Problems
27. Commission formula would again reduce that percentage figure
28. slightly. This, I think, is an unacceptable approach in a
29. time of rising costs, in a time when school districts through-
30. out this State are in a crisis situation. Furthermore, it is
31. contrary to the mandate of the new Constitution which puts
32. directly on the State, the primary, the primary responsibility
33. for the financing of education. Under this proposal, Senate

1. Bill 1547, the State's share of the funding of the cost of
2. education would rise to 42 percent, still not at the minimum
3. 50 percent that would be necessary to have primary State
4. financing, but yet a step forward and a very significant
5. step forward. Districts throughout the State of Illinois are
6. in serious financial trouble. We are all aware of the crisis
7. that exists in the Chicago public schools. That crisis has
8. received perhaps more publicity than others. The fact of the
9. matter is that the crisis is as serious, if not more so, in
10. hundreds of other districts throughout the State. We have
11. seen articles about lay-offs and reductions in staff and
12. course offerings in suburban Cook County schools, in schools
13. throughout the State, Cairo, East St. Louis, Kankakee, Springfield,
14. and so on down the line, in some of the smaller school districts.
15. There is a serious problem, and in downstate particularly, I might
16. point out, many schools are engaging in deficit financing. They
17. are spending more than they have in resources each and every
18. year, and they are getting further and further in the hole.
19. At some point, we are going to see a crisis the likes of which
20. we have never faced in this Legislature. Now, on the question
21. of where is the money going to come from, let me suggest three
22. or four sources. Last year we passed a bill appropriating
23. 30 million dollars for private, for non-public schools. That
24. money was not spent. It will lapse because of the Supreme
25. Court decision. That money should be, it was intended to be used
26. for education purposes, and should be. We also passed an
27. appropriation of 763 million for the common schools, 26 million
28. of which was not spent because the Formula was inadequate to
29. do the job. That money should be made available to the common
30. schools of the State of Illinois. Thirdly, last year, the
31. School Building Commission, which is an educational agency,
32. received 36 million dollars out of General Revenue Funds. This
33. year, there will be no General Revenue money in the School

1. Building Commission. It is going to be financed totally out
2. of bond money, and that 36 million dollars of General Revenue
3. should not, in my judgment, be transferred into other areas.
4. It should be left in the field of education. Those three items
5. alone total 92 million dollars. We still would need an additional
6. shift of 34 million dollars from . . . in the existing budget
7. and I submit that in view of the budget figure of 7.4 billion
8. dollars, that shift should be made. We are going to have one
9. crisis after another over the next year unless we make a significant
10. step forward, and this bill is the vehicle to do just that, and
11. I would urge your favorable support.

12. PRESIDENT:

13. Senator Gilbert.

14. SENATOR GILBERT:

15. Well, for all practical purposes, we are still discussing
16. Senate Bill 1018 which we had in the Session last year. This
17. is the proposal of the Superintendent to give this additional
18. money which is not here. I'm not going to belabor this. The
19. problem that we have is that the money is not here, lady and
20. gentlemen of the Senate. If it was here for education, we
21. would certainly be distributing it in some form or the other.
22. We're not attempting to keep the schools from getting money
23. that's available. The Governor has recommended 90 million
24. dollars additional money over what was made available to the
25. schools last year. This would add an additional 126 million
26. dollars to what the Governor says is available. Now the
27. State is expected to have a deficiency at the end of this
28. biennium, which takes up the 30 million dollars that wasn't
29. spent, and many other moneys that were not spent because we
30. had to freeze them or, as in the parochial aid situation,
31. the court declared the law unconstitutional. The growth in
32. the economy has been included to make up the some 40+ million
33. dollars included in the 90 million dollars that the Governor

1. has recommended and that the School Problem Commission has
2. adopted as their Formula. The School Building Commission
3. bill will be before us tomorrow. We didn't have the Bond
4. Issue Bill passed for the new Bond Act, so we do not know
5. what is going to be the situation in relation to financing
6. those projects. The 34 million dollars that Senator Hynes
7. seems to think is easily found, would have to come from other
8. agencies, all of which are each asking for as much or more
9. than they are getting. They have the same shortages and
10. demands that the school system. If the 216 million dollars
11. was available for the schools, I would be here just as quickly
12. as Senator Hynes or anyone else asking that that money be
13. appropriated and it be distributed as fairly and equally as
14. we could throughout the State. It isn't there. We have to
15. be realistic. This is a situation that has existed ever
16. since I have been in the Legislature and since the Lt. Governor
17. and every one of you who worked with the schools as much as
18. he has, and the rest of us, we have had to live within reality,
19. not what we would like to have, and I do agree that we need
20. to make some changes, that we do need to have more money. The
21. dual district problem is an acute one, and I think that we are
22. having some bills tomorrow that we're going to act on, or
23. maybe later today, in attempting to work out some problems
24. and figure out how we can help to do this. There is going to
25. have to be a tax increase sometime or some new source of
26. revenue, and it should be a substantial one and at that time
27. is when we're going to have to do these things that we are
28. attempting to do now. Without new sources of revenue, it is
29. impossible for us to do this. It's not what you want to do;
30. it's just like you in your own life in your own home. There
31. are a lot of things you'd like to do, but you have to face
32. the reality of what you can do. I think that when we're adding
33. 90 million dollars to education alone, and the elementary-

1. secondary level, not including what is being added at the field
2. of higher education that we're doing as much as we can and the
3. present economic situation without a new tax increase. I would
4. like to be able to vote yes, but I have to face reality as I
5. have under Governor Kerner, under Governor Shapiro, and I'm
6. attempting to do under Governor Ogilvie. It's not a matter of
7. politics. It's a matter of what we can do, and I urge those
8. of you who want to face fiscal responsibility for the State to
9. vote no.

10. PRESIDENT:

11. Senator Saperstein.

12. SENATOR SAPERSTEIN:

13. Mr. President and gentlemen of the Senate, I rise in
14. support of 1547. You know, addressing my remarks to my
15. good friend, Senator Gilbert, and all the gentlemen in the
16. Senate, if you recall, Senator Gilbert, for the past four
17. sessions we have heard the same answer to the question of
18. increased appropriations for our Illinois schools. We don't
19. have the money. We are studying the matter of a new Formula.
20. We need to revise the revenue program of the State, and, it
21. seems to me, that we ought to get tired of saying the same
22. things and hearing the same things when we talk about finan . . .
23. adequately financing education in the State of Illinois.
24. We are completely frustrated. Certainly we have a School
25. Problems Commission and I'm very proud to be on the Commission,
26. but even the School Problems Commission has failed us, it
27. seems to me, in the last Session of the Legislature, in this
28. Session of the Legislature. We really have not answered the
29. various school districts that have come to us and told us
30. of their dire situation in their district, of a possibility of
31. closing schools, of a possibility of cutting down on curriculum,
32. of the possibility of dismissing thousands of teachers throughout
33. the State. I don't think we can honestly turn away from the

1. expressions of our school districts in terms of meeting
2. their needs. It seems to me that when we return to our particular
3. own home area, how can we answer and say the State of Illinois
4. doesn't have enough money to meet their educational needs, the
5. third richest state, if not the second richest state in the
6. Union. If we had done something constructively, I don't believe
7. I would have been on my feet to make this presentation, but I
8. don't honestly feel that we have adequately studied this problem
9. in terms of the Scoool Problems Commission. We have filed
10. a minority report because we feel so deeply about the failure
11. of the School Problems Commission, and even this Legislature,
12. I might say, in meeting the needs, and I for one am sick and
13. tired of hearing the same things said Session after Session
14. after Session as we grow dangerously toward closing Illinois schools
15. when we refuse to rearrange our priorities because we say,
16. number 1, we don't have enough money for schools, but we have
17. enough money for hundreds of million dollars for bond issues.
18. I would like to see the day arrive in the State of Illinois
19. when we have a million dollar bond issue for Chica . . . for
20. not Chicago alone, but for all the schools. Therefore, I
21. challenge every member of this House not to vote for this
22. bill on the basis of meeting minimum, minimum requirements
23. for meeting this drastic situation in Illinois schools. I
24. urge you to support this bill.

25. PRESIDENT:

26. Senator Sours.

27. SENATOR SOURS:

28. Like Senator Saperstein, Mr. President and Senators, I
29. could engage in a rhapsody of what might have been, what would
30. be the ideal, but unfortunately, the exigencies of daily living
31. and the complaints of the beleaguered taxpayers, the demands of,
32. for example only, mental health, higher education, roads, bridges,
33. highways, and one can run from Alpha to Omega in the classifications

1. of the demands upon state revenue. Senator Saperstein, the
2. money just isn't there. I know it, and I'm sure you know it.
3. A state which becomes insolvent is in far more trouble education
4. wise than by turning down with good grace, this bill. We are
5. limited from the day we take the first breath until we expire.
6. State revenue is a definite amount of dollars. It's not infinity.
7. The taxpayers' patience is of definite mensuration, too, and
8. is not infinity. We have so many dollars to go along. As it
9. is we'll be lucky to struggle through. Now I've heard said
10. recently among the Chamber members here that very few, if any--
11. maybe one, maybe two--would support an increase in the State
12. income tax, and I say that not because this is a campaign year,
13. but I say it also because it is a campaign year and other
14. reasons. When the Governor of this State tells taxpayers to
15. pay under protest, he's agreeing with them and I think it's
16. time some of us agreed with them. We have so many dollars.
17. This does not fit into what we will have for that Department
18. or for that part of government. It's just that pragmatic.
19. That doesn't mean that we couldn't wax this eloquent as you
20. and become affianced to the finest purposes of public education.
21. We just don't have the wherewithall, and I think we better
22. realize that and this bill should not pass.

23. PRESIDENT:

24. Senator Berning.

25. SENATOR BERNING:

26. Mr. President and members of the body, at the calculated
27. risk of being labeled anti-education, I feel I must speak
28. briefly in opposition to this measure because, in my humble
29. opinion, this is only the beginning and if I need anything
30. other to emphasize that for you, let me refer you to a little
31. document, one of a continuing stream of documents I might
32. emphasize, that keeps coming out of the Office of the Super-
33. intendent of Instruction. This lovely little document says

1. action goes for the 70's. Lady and gentlemen, if you think
2. we have problems now, all you need do is look at this and you
3. will readily recognize that we will have problems ad infinitum
4. for the next decade and more. The purposes outlined in here
5. are mandatory procedures of one type or another including such
6. things, and I'm just at random referring to one, by September
7. 1972 implement the new team approach to pupil personnel services.
8. Very innocuous, but Step No. 3 under that says by September
9. 1972, identify and select 100 consulting teams in local school
10. districts to be trained--by whom I ask you, and at whose expense--
11. to be trained in the teaming concept to further train others
12. in methods of consultation. Take a look at the next page,
13. page 117, where we find School Food Services. Very commendable.
14. Immediately provide free lunches for all needy children, but
15. Step No. 2, develop and publish by October 1, 1972 procedures
16. for dealing with noncompliant including withdrawal of State
17. recognition and financial aid. I submit this is unconscionable,
18. probably unconstitutional, and emblematic of an over eager, over
19. aggressive administrator, who, if he were paying attention to
20. the responsibilities of the office, we wouldn't have the need
21. for such bills as 1430, 1432, which was pending on the Calendar.
22. Thank you, Mr. President.

23. PRESIDING OFFICER (Senator Egan):

24. Senator Partee.

25. SENATOR PARTEE:

26. Senator, you said that you made that speech at the risk of
27. being branded anti-educational. I will make no assessment of
28. what you're speech renders you. I will only say this, that I
29. have heard all kinds of speeches on this Floor and I've seen
30. the bills that are on this Calendar. I've looked at the various
31. budgets of the various departments from the Governor's office
32. down, and I see a proliferation of added expenses to the cost
33. of State government. There's a word in the dictionary

1. that I think we have to get back to and that word is priority.
2. And there's nothing, in my humble opinion, that is more important
3. than structuring financially the schools of this State. Now we
4. hear people constantly comparing what they're doing in terms of
5. economic advancement and scientific advancement in Russia and
6. in Japan and in other countries. At the same time, we take a
7. parsimonious attitude about the structuring of the schools in
8. this State when payrolls can increase and increase and increase
9. in every single department, I think we can do something about
10. schools, because, for me at least, this Senator believes that
11. there is a priority for schools rather than jobs. School children
12. don't vote I guess, and hence they are relegated to the back
13. end of the wagon. We have bureau after bureau created. The
14. Bureau of the Budget which threw out its furniture which the
15. senators on this side of the aisle are using up there on the
16. sixth floor. Good enough for them as elected officials, but
17. it wasn't good enough for the Bureau of the Budget. And
18. there is instance after instance of that kind of waste and
19. that kind of insensitivity to the problems at hand, and this
20. bill is a bill which ought to be passed. You make some reference,
21. Senator Berning, to the booklet you read coming out of the
22. Superintendent of Public Instruction's office, and I submit
23. to you that the Superintendent of Public Instruction, in my
24. opinion, has been a very fine Superintendent of Public Instruction
25. and has done a very worthwhile job. I will say nothing else
26. about that Office and make no comparisons between him and any
27. other predecessor. I will only say that he has done a good
28. job. You can take a booklet, Senator, and you can find some-
29. thing out of context which makes the whole thing sound like
30. nothing. I could read to you from the Bible and I could read
31. something to you and you would say my God, how could that be?
32. But if it's taken out of context and it isn't understood for
33. what it is intended to mean, it could have no meaning to any

1. person who listened. Now this is a priority and this is a
2. priority that which we must address ourselves, and let me say
3. here and now that all of the rhetoric that we've heard about
4. how much has been done for the schools is but rhetoric. A close
5. examination of the moneys which they say are available for
6. school children of this State are actually less than they were
7. in the year preceding. And I would say to you gentlemen, and
8. I want you to know this, that before this Legislature closes
9. and before we leave here, something meaningful is going to be
10. done about the school children of this State and something is
11. going to be done about a large number of budgets where people
12. are bombarding me with phone calls because there are jobs
13. involved. Jobs are fine. People need jobs. But these
14. children need an education and for this senator, that is going
15. to be the number one priority.

16. PRESIDING OFFICER (Senator Egan):

17. Senator Hall.

18. SENATOR HALL:

19. Thank you, Mr. President. Members of the Senate, I'll
20. be brief. I rise in support of Senate Bill 1547. Gentlemen,
21. you know it's wisely written that the saddest word of tongue
22. or pen are these that might have been. Now I'll just quote
23. you a few things that's one of the areas that I represent.
24. I have District 189 in East St. Louis. It has all the
25. problems of a school district in an urban area, but none of
26. the financial resources with which to meet them. There's
27. a serious discussion of whether these schools will have to
28. close in this city. It's a poor district. It's in the lower
29. 25 percent of the unit districts in terms of educational
30. tax rate of 1.91, one dollar and 91, in terms of total
31. educational tax, East St. Louis ranks 41st among the 419
32. unit districts with a 3.27 tax rate. This heavy tax rate
33. has not kept this district out of the red, however. It

1. has an educational fund deficit of over one half million dollars,
2. and it has issued 2.5 million in anticipated warrants, 75 percent
3. of its legal capacity mind you. This is badly needed legislation.
4. I plead with you, I urge you to please support this bill.

5. PRESIDING OFFICER (Senator Egan):

6. Senator Rock.

7. SENATOR ROCK:

8. Yes, Mr. President and members of the Senate, I, too, rise
9. in support of Senate Bill 1547, and I think I have to take
10. issue with what the Senator from Peoria said. It's very
11. simple, or a simplistic approach, it seems to me, to dismiss
12. a top priority program kind of out-of-hand on the basis that
13. we just don't have the money. It seems to me that if we assign
14. the type of priority that the Governor has called for, that
15. we can find that money. We have presently pending in the
16. Senate Appropriation Committee one agency's appropriation
17. bill calling for 1,600,000,000 dollars. This formula would
18. add only 123 million dollars to the proposed administration
19. formula. And let me point out and elaborate on something
20. that Senator Hynes brought up, that the School Aid Formula
21. backed by the present administration will be, in fact,
22. financially detrimental to 260 school districts enrolling nearly
23. half of this State's student population. Now I don't know
24. all the counties that all the various senators represent, but
25. I'd like just for the moment if you'll bear with me to point
26. out some of these districts that are expected, on the basis of
27. computer analysis, to receive reduced State aid during fiscal
28. '73 under the Governor's proposal. One in Cass County; 30 in
29. Cook County; 6 in DuPage County; 3 in Grundy County; 2 in
30. Jasper County; 3 in Johnson County; 15, Senator Berning, in
31. Lake County; 1 in Lawrence; 1 in Lee; 2 in Massac; 1 in Menard;
32. 4 in Morgan; 1 in Peoria, Senator Sours; 4 or 5 in Perry County;
33. 4 in Randolph County; 1 in St. Clair; 1 in Scott; 1 in Taswell;

1. 2 in Wabash; 1 in Wayne; 1 in Whiteside; 5 in Will; and 1, Senator
2. Laughlin, in Winnebago. It seems to me that if we stand for
3. the proposition that education is our top priority, that we
4. can't but vote for this bill, and I solicit your support.

5. PRESIDING OFFICER (Senator Egan):

6. Senator Cherry.

7. SENATOR CHERRY:

8. Mr. President and members of the Senate, Saturday night
9. last past, I listened to the Governor of our State debate his
10. opponent at a dinner held in the City of Chicago. And I listened
11. carefully to every word that was stated in this debate. I
12. heard the Governor of our State say in response to one of the
13. questions by a newsman, that he would provide more money for
14. the educational system of our State. And I was very pleased to
15. hear this comment and I am hopeful that those words that were
16. uttered by our Governor Saturday night were heard by some
17. of the members of this Legislature, and if they weren't, that
18. that message would be given to some of the members of the other
19. side. I hope that they were, and I am not questioning the
20. sincerity of the Governor when he made that statement. I think
21. we have a right to assume that he will be responsible in carrying
22. forth the statement that he made to a practicality. Now, Senator
23. Partee talked about some of the things that have occurred in
24. the spending of money in the State. We just received some
25. information about the expenditure of almost 1 million dollars
26. for appraisal fees to independent companies for our State Mental
27. Health Department. These are the kind of things that we do
28. not consider a priority or necessary spending when you evaluate
29. it and compare it to the expenditure of funds for the school
30. children of our State. Just the other day in debating the
31. bill for aid to non-public schools, one of our distinguished
32. senators, Senator Fawell, attempted to amend the bill to provide
33. that in the event that the non-public school aid bills were held

1. unconstitutional that that money would then be provided for the
2. schools of our State. I resisted that amendment because I
3. thought the form was bad, that it was unconstitutional, and stated
4. on the Floor of this Senate that the only way to do that, and
5. I would join with Senator Fawell and the other Senators who
6. supported that amendment, would be to provide for an appropri-
7. ation bill that if they were sincere in adding this 30 million
8. dollars to the Common School Fund then I would join them in
9. support of this amendment. Now you can't talk out of both sides
10. of your mouth at the same time. That's pretty difficult to do.
11. And I say to those men who supported that amendment, who voted
12. for that amendment, that they obviously believe that that money
13. should go to the common schools of our State, and so I urge
14. every man who supported that amendment, and there were many
15. of those votes and those of you who voted for it know who you
16. are, to add that money now by supporting this bill. In other
17. words, what I'm saying, Mr. President and members of the Senate,
18. put your money where your mouth is, and when you do that you're
19. going to support this bill.

20. PRESIDING OFFICER (Senator Chew):

21. Thank you, Senator Cherry. Senator Gilbert, did you have
22. some more discussion?

23. SENATOR GILBERT:

24. Some matters have been brought up that I would like to
25. answer. I didn't know that we were going to get into such a
26. long debate. Certainly during the last three years there have
27. been substantial increases to education. The increase on a
28. state-wide average over the preceding four years or the preceding
29. eight years is 91 and 2 percent for the State and an increase
30. in aid for Chicago of 104.1 percent. When we passed the new
31. income tax everybody said where is the money going? Recently
32. when the groups were down from Chicago on the problem of education
33. and it certainly is a problem, they were asking what happened to

1. the income tax money, that they didn't get any of it. 44 percent
2. of the income tax increase which we, er, the income tax which
3. was a new one, went to elementary and secondary education. 17
4. percent of it during the period that it has been collected, has
5. gone to higher education. A total of 61 percent, or 6 cents out
6. of every dime that we have collected. The tax increases that
7. we have been able to give to the schools and the . . . I mean
8. the increased income without a tax increase at the local level.
9. We have not raised the local qualifying rate at all.

10. PRESIDING OFFICER (Senator Chew):

11. Just a moment, Senator Gilbert. For what purpose does
12. Senator Knuepfer arise?

13. SENATOR KNUEPFER:

14. Oh. I'm just waiting to get on. No hurry.

15. PRESIDING OFFICER (Senator Chew):

16. Carry on, Senator Gilbert.

17. SENATOR GILBERT:

18. In the previous administrations to keep the qualifying
19. rate and to get additional money, 34 cents of local qualifying
20. rate was added. Now there will be some districts that are
21. receiving less from the State as Senator Rock has pointed
22. out, but he did not point out that the reason that they are
23. receiving less is because they are in areas where they have
24. an increased assessed valuation. They are getting more local
25. money. Each of the districts will receive more money because
26. you add what the State gives you with what you raise locally.
27. 90 million additional dollars are being made available above
28. what was given last year, and I have before me, and I wish
29. that you would pay attention to this, you gentlemen who
30. are supporting this legislation. State Treasurer Alan Dixon
31. this very day reveals that the General Assembly is in Session
32. right now and our information indicates that there is no
33. way of balancing the budget if all recommended expenditures

1. are authorized. At the same time, Dixon said our two candidates
2. for Governor are going about the State telling voters they will
3. ask for no new increased taxes and even in the case of one incident,
4. one candidate slashed the budget by hundreds of millions. Neither,
5. however, is taking note of the actual fact that Illinois will suffer
6. a net loss in regular funds beginning next September continuing
7. through January with only a brief in black into May when available
8. regular funds will have been depleted from 564 million to only
9. 176 million. He points out that the only time that there will
10. be money available to show a cash increase is during the month
11. of August in the summer and our net cash flow will then be
12. reduced because of the claims of the common schools. The money
13. is not there, gentlemen. Your own State Treasurer points out
14. that the State is in dire financial condition. This bill calls
15. for 126 million dollars more than the 90 million dollars the
16. Governor says that he feels he can make available from the
17. anticipated income. We will have a deficiency at the end
18. of this year. If you put yours on, we will have a bankrupt
19. State and that is not what you want and will affect not only
20. education, but will affect all other departments and agencies
21. and will affect the credit of this State and will cost the
22. taxpayers many, many millions of dollars over a period of
23. years in the immediate future.

24. PRESIDING OFFICER (Senator Chew):

25. Thank you, Senator Gilbert. Senator Knuepfer.

26. SENATOR KNUEPFER:

27. Well, Senator Cherry is correct in terms of spending some
28. money on appraisals. The Department of Mental Health spent
29. some 900 thousand dollars on appraisals. For that 900 thousand,
30. they got 11 million back, and if I got that return and kind
31. of return in my business, I'd consider it a heck of a good
32. return. The reason they spent the money on these appraisals
33. was very simply to be able to collect overhead expenditures

1. based upon costs from the federal government. I'd like that
2. return. Uh . . . Just for . . .

3. PRESIDING OFFICER (Senator Chew):

4. For what purpose does Senator Cherry arise?

5. SENATOR CHERRY:

6. I will wait until Senator Knuepfer concludes his
7. remarks. I don't wish to interrupt him.

8. PRESIDING OFFICER (Senator Chew);

9. You may continue, Senator Knuepfer.

10. SENATOR KNUEPFER:

11. Thank you. In the past four years, the administration has
12. added almost 500 million dollars to school aid. Senator Gilbert
13. pointed out that 44 percent of the income tax money went to
14. the common schools. In addition to this, in my own particular
15. area, the schools achieved a 3 percent automatic increase this
16. year because the cost of collection was no longer levied against
17. them. I think in Cook County that probably was only about
18. 1 percent. Since I've been in this Legislature and it's only
19. been eight years, we've gone from 275 to about 575 dollars and
20. that's 250 to 575, and that's one heck of an increase. I've
21. sat in on the Appropriations Committee hearings. There may be
22. money to be saved. There's a candidate by the name of Walker
23. who says he can save a half a million dollars, and if he can
24. find this kind of money, I'd be, uh, half a billion, I'd be
25. delighted to apply this to the school revenues. I'm certain
26. you would, as well. But you're just as realistic as I am, and
27. you know that the only place to achieve major revenue changes
28. is Mental Health, Public Aid, Roads, and Higher Education, and
29. the minute we try to take very substantial sums of monies from
30. those programs, on the other side, you would then be suggesting
31. that we've got our priorities all wrong. But without new taxes
32. any substantial sums of money have to come from one of these
33. four programs. Schools have received a substantial amount.

1. One of the problems, I suspect, is and one of your bills is
2. address to that, and that is management in the schools. When
3. a school signs a contract or authorizes a budget which is beyond
4. their capacity to meet, then that's fiscal irresponsibility
5. at the local level and we are called upon to bail them out.
6. Sometimes I think we at the State level do the same kinds of
7. things when we suggest that we're hopeful that there will be
8. a federal government grant that may never materialize. We tend
9. to believe in the same kinds of fairies that local school boards
10. believe in that suddenly the fairy is going to come and solve
11. our problems. I would suggest to you that in summary, I think
12. we have balanced our priorities as best we can. I have done my
13. utmost since I have been in this Body to try and cut various
14. budgets where I thought they were in excess of what they ought
15. to be and I have cooperated with your task forces this year in
16. doing just that. But we all know that this kind of jargon is
17. meaningless unless you are willing to take a substantial cut out
18. of one of the four major budgets and we would run into just as
19. much resistance on those as we are running into on these.

20. PRESIDING OFFICER (Senator Chew):

21. Uh . . . I want to recognize Senator Cherry now, because
22. I think his name was mentioned and Senator Knuepfer's conversation.
23. Senator Cherry has the Floor. Behind that, Senator Egan.

24. SENATOR CHERRY:

25. Thank you, Senator. On a point of personal privilege, in
26. response to Senator Knuepfer's remarks that we have benefited
27. to the extent of 11 million dollars, in the Legislative Audit
28. Commission, I've been after Dr. Glass to give me a figure to
29. see how much money the spending of these appraisal fees produced,
30. and to this day, that number has not been submitted to me, but
31. on June 28th, I can assure you, we're going to proceed with our
32. investigation on duplicating contracts that were in existence
33. for which we paid where we received services for which we had

1. contracted for and paid for. And I would like to see this
2. 11 million dollars and we intend to pursue this, Senator
3. Knuepfer, and that's . . . The only statement I wish to make,
4. and I'd like you to give me the figures that you received
5. and from whom you received them.

6. PRESIDING OFFICER (Senator Chew):

7. Senator Johns. Senator Egan.

8. SENATOR EGAN:

9. Mr. President and members of the Senate, I was not going
10. to speak on this bill, but it seems that the excuse that we don't
11. have money enough to pay for this legislation is gaining momentum.
12. I herald and I echo the remarks of Senator Rock, that this
13. legislation is of such a priority and such a necessity that we
14. should find the money to fund it. We've got in this House a
15. Lottery Bill, the estimate of which would bring in revenues amounting
16. to a hundred million dollars a year. I would suggest that you
17. take a little more serious attitude in your thinking on the
18. Lottery Bill, and then we'll have no trouble passing House Bill . . .
19. Senator 1547.

20. PRESIDING OFFICER (Senator Chew):

21. Thank you, Senator Egan. I believe that Senator McBroom
22. has moved the previous question. All in favor of the previous
23. question will say aye. All opposed will say no. The ayes have
24. it. Senator Hynes may close the debate.

25. SENATOR HYNES:

26. Mr. President and members of the Senate, I'll be very brief
27. because I think this has been debated fully. First of all, in
28. response to Senator Berning's recitation from the Goals, Senator,
29. let me say that this bill does not involve those items that you
30. referred to. This bill is to provide funding for the day to day
31. operation of the common schools of this State. This is perhaps
32. the most significant piece of legislation that we're going to
33. face in this Session. The school districts of this State are

1. in desperate condition. We are going to force further reliance
2. on property tax unless the State assumes its rightful role
3. in the financing of education. We are, in fact, going backward.
4. The year before last, the State provided 39.1 percent of the
5. total cost of education in this State. This current year it
6. is 37.9 percent. Next year, unless we get something in addition
7. to what the Bureau of the Budget has recommended we are going
8. to go back again in terms of overall percentage. 260 districts in
9. this State--Senator Rock read the list with respect to counties
10. involved--would get less money than they did last year, a situation
11. that I think is intolerable. This is an important bill. I
12. would urge your favorable consideration.

13. PRESIDING OFFICER (Senator Chew):

14. Is there any further discussion on the bill? If not, the
15. clerk will call the roll and I would suggest at this point that
16. the Sergeant of Arms ring the bell so we will not have to go
17. through a second roll call. Mr. Clerk, will you kindly ring
18. the bell and get all the Senators in their seats. That's an
19. order, not a suggestion. Senator Savickas, you may explain
20. your point on roll call.

21. SECRETARY:

22. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
23. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
24. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,
25. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel, . . .

26. PRESIDING OFFICER (Senator Chew):

27. Senator Knuppel.

28. SENATOR KNUPPEL:

29. I didn't engage in the debate of this, and I do want to
30. explain my vote. I was a member of the Constitutional Convention
31. which mandated this General Assembly to assume the responsibility,
32. the primary responsibility, of financing education. It also
33. said that one of the primary priorities of State government

was to properly finance public education. I hope that in voting aye on this bill that I will be carrying out the mandate of the Constitutional Convention and I would suggest to those people who voted in the negative, that they reevaluate what the people voted when they adopted this Constitution of 1970 when they wanted the State to assume the entire responsibility. I think it's inevitable, in view of the California case, and Minnesota and Texas, ultimately this is what we have to do. And when we talk about this State being bankrupt and not having enough money to do it, and we sit here in our seats and shake and quiver and cry big crocodile tears about raising the taxes that are going to have to be raised to do this job, and we don't have the courage to tell the people whether their gubernatorial candidate, senatorial candidate, or legislative candidate, that they have to . . . if they're going to dance they have to pay the musicians, then I think that we're doing a disservice to our children. We're postponing 'til next year the fiscal decisions that we're going to have to make to raise the revenue that's necessary to carry on the basic functions of State government, and we . . . and to assume those responsibilities which were mandated in the 1970 Constitution. I think we should start reconsidering when we start talking abolishing personal property tax, when we start talking about how we're going to raise our revenue, the very essential, basic tenet that we're going to have to restructure the entire method by which we raise and spend our revenue--both for local units of government and State government. And this patchwork way of financing education, of raising revenue, of abolishing taxes without replacement when our State is in fiscal peril, has to stop. But first of all, we must meet the priorities of education, which we so badly owe our children. We had this from our parents. We owe it to our children.

PRESIDING OFFICER (Senator Chew):

How do you vote, Senator?

1. SENATOR KNUPPEL:

2. I voted aye.

3. PRESIDING OFFICER (Senator Chew):

4. The clerk will continue to call the roll.

5. SECRETARY:

6. . . . Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom,
7. McCarthy, Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill,
8. O'Brien, Ozinga, Palmer, Partee, Rock, Romano, Rosander, . . .

9. PRESIDING OFFICER (Senator Chew):

10. Senator Rosander.

11. SENATOR ROSANDER:

12. I hadn't intended to talk on this particular bill, but I
13. do like to explain the reason for the vote that I am about to
14. cast. In the last five to six years, School District 205 has
15. received almost better than 9 million dollars additional
16. annually. They've gone from 6 million dollars in State aid
17. to almost 15 million dollars and still today, they are besieged
18. with the same, difficult, fiscal problems in trying to meet
19. teachers' salaries and many other requirements of education.
20. And I can remember not so very long ago that I sat at an annual
21. meeting of the Rockford Chamber of Commerce with the then
22. Superintendent of Public Instruction of the Rockford School
23. System, a Mr. Thomas Sheehen, who has long since left and
24. is now out in Berkeley, California. I said the answer to
25. education isn't dollars. The answer is in the development
26. of new techniques and education, and it seems to me that this
27. is an area in which the educators should become more practical
28. and devote their time and attention, not to how much money
29. they can spend, because spending money in itself does not
30. provide the necessary education, or the tools that are needed
31. to give to our children in our elementary and secondary education.
32. And I don't . . . I don't think that the answer here is to
33. provide additional funds. I think ultimately we will reach

1. the 50 percent goal as set forth in the Constitution, but I
2. think we have to think, also, in terms of the overall responsibility
3. of State legislators, that we must meet the requirements of
4. public welfare, mental health, and public health and other
5. services that are rendered by the State and we must make these
6. tax dollars stretch. We have to meet our own responsibilities,
7. and I think sometimes we need to just as the people do in
8. referendum, they vote no, because they have reached the saturation
9. point as to how much money they can spend for the services that
10. they need. And I think we in the State Legislature should
11. have the ability to stand up and say let's meet our fiscal
12. responsibilities and tell the people that . . . and tell the
13. school boards that they have to start reexamining their own
14. fiscal responsibilities and face up to the task. I do cast
15. my vote in the negative.

16. PRESIDING OFFICER (Senator Chew):

17. The clerk will continue to call the roll.

18. SECRETARY:

19. . . . Saperstein, Savickas, . . .

20. PRESIDING OFFICER (Senator Chew):

21. Senator Savickas.

22. SENATOR SAVICKAS:

23. Mr. President, I had a question earlier. I was wondering
24. if it was still against the rules to introduce guests and
25. family of our Senators'. If it isn't, I would like to introduce
26. the lovely young wife of Senator Charles Chew who sits right
27. in front of me. She's standing to my left over against the wall
28. there. I vote aye.

29. PRESIDING OFFICER (Senator Chew):

30. Thank you, Senator Savickas. I am going to take . . . As
31. the Chair, I'm going to take this privilege to, if it's all right
32. with the President of the Senate, to introduce my administrative
33. assistant, Vincent Schoinberg, who's here with me. Vince. And

1. his mother and father, Mr. and Mrs. Schoinberg. I think they
2. are SECRETARY:
3. will continue to call the roll.
4. SECRETARY:
5. . . . Smith, Soper, Sours, Swinarski, Vadalabene, Walker,
6. Weaver.
7. PRESIDING OFFICER (Senator Chew):
8. Is there a request for the calling of the absentees?
9. Senator Hynes has requested that the absentees be called. The
10. Sergeant at Arms will ring the bell.
11. SECRETARY:
12. Arrington, Bidwill, Carroll, Fawell, Groen, Harris,
13. Hynes, Merritt, Mitchler, Mohr, Ozinga, Soper, Sours, Walker.
14. PRESIDING OFFICER (Senator Chew):
15. Senator Hynes may close the debate.
16. SENATOR HYNES:
17. Mr. President, I would move to postpone consideration.
18. PRESIDING OFFICER (Senator Chew):
19. Postponed consideration has been requested. That's the
20. pleasure of the Senate sponsor. Postponed consideration will
21. be granted. Resolutions. Senator Lyons.
22. SENATOR LYONS:
23. I'd like to make an announcement, Mr. President, because
24. it's important that everybody understands before we begin to
25. break up. The meeting of the Appropriations Committee tomorrow
26. will be at 9:00 AM.
27. PRESIDING OFFICER (Senator Chew):
28. The meeting on Appropriations will be at 9:00 AM. What
29. room, Senator?
30. SENATOR LYONS:
31. On the Senate Floor.
32. PRESIDING OFFICER (Senator Chew):
33. On the Senate Floor. All members are requested or demanded

1. to be present.

2. SECRETARY:

3. Senate Resolution No. 361, introduced by Senator Graham.

4. It's congratulatory.

5. PRESIDING OFFICER (Senator Chew):

6. Senator Graham.

7. SENATOR GRAHAM:

8. Mr. President, this resolution is congratulatory. It
9. addresses itself to a person that you people have been acquainted
10. with for many years. It's not necessary that it be read. There's
11. a party being held in this person's honor tonight. I move
12. for a suspension of the rules and immediate adoption of the
13. resolution.

14. PRESIDING OFFICER (Senator Chew):

15. Suspension of the rules requested. May I have leave?
16. Leave is granted. Suspension of the rules. The resolution
17. is adopted, Senator.

18. SECRETARY:

19. Senate Resolution No. 362, introduced by Senator Partee,
20. and it's . . .

21. PRESIDING OFFICER (Senator Chew):

22. Just a moment. Senator Graham wants to speak again.

23. SENATOR GRAHAM:

24. All senators I think are welcome and I suggest that they
25. join in this.

26. PRESIDING OFFICER (Senator Chew):

27. All senators will be joined in this resolution with
28. Senator Graham. Any further discussion? All senators will
29. be granted. Resolution is adopted.

30. SECRETARY:

31. Senate Resolution No. 362, introduced by Senators Partee
32. and Clarke.

33.

1. PRESIDING OFFICER (Senator Chew):

2. Senator Partee.

3. SENATOR PARTEE:

4. To save time, rather than reading this resolution, let
5. me simply tell you what it is. Some time ago, this Body
6. passed unanimously a resolution which we sent to the House
7. which was a Joint Resolution for the appointment of a group
8. of persons during the time we were going to be out of Session
9. until we come back, to make a rather thorough study of the
10. subject of no-fault insurance, there being four or five bills
11. pending at that time. The House has not acted on that reso-
12. lution and we do not know if they are going to. In the event
13. they do act on that resolution and act on it favorably, this
14. resolution will not be necessary. We will not appoint the
15. persons authorized by this resolution. If, on the other
16. hand, they do not pass the Joint Resolution, this is a
17. Senate Resolution that calls for the appointment of six
18. persons, three by this side and three by the other side,
19. to go into this subject of no-fault insurance and to bring a
20. report to us when we come back next year. I would ask for
21. a suspension of the rules and immediate adoption of this
22. resolution.

23. PRESIDING OFFICER (Senator Chew):

24. Any discussion on Senator Partee's request. He has
25. requested suspension of the rules. All in favor say aye.
26. Opposes, no. Ayes carry. Suspension of the rules has
27. been granted to you, Mr. Partee, and the resolution will be
28. adopted. Senator Vadalabene, you have a motion?

29. SENATOR VADALABENE:

30. Yes, Senator . . . Yes, President . . . Yes, uh, yes
31. sir. It's Vadalabene, not Badalabene.

32. PRESIDING OFFICER (Senator Chew):

33. I know. It begins with a "Vd".

1. SENATOR VADALABENE:

2. No, "V"

3. PRESIDING OFFICER (Senator Chew):

4. "V" like in "Victor"

5. SENATOR VADALABENE:

6. Mr. President, members of the Senate, earlier in the
7. session today, I was getting some information in regard to
8. House Bill 2416. I request now that the Senate refuse to
9. recede from the amendment and it be referred to a conference
10. committee. On House Bill 2416.

11. PRESIDING OFFICER (Senator Chew):

12. Any objection? Leave is granted. It shall be granted.

13. Senator Bruce, you have a written motion on the Secretary's
14. Desk. Would you like to explain your motion? Would you
15. like the motion read, Senator Bruce? Senator Bruce, you
16. may explain your motion.

17. SENATOR BRUCE:

18. I filed a motion on House Bill 311 and ask that that
19. be taken from the Table and placed on the order of 3rd Reading.
20. It was one of the bills tabled. It has the agreement of both
21. Senator Clarke and Senator Partee.

22. PRESIDING OFFICER (Senator Chew)

23. Do I have leave to table the bills?

24. SENATOR BRUCE:

25. No, no. To take from the Table.

26. PRESIDING OFFICER (Senator Chew):

27. You want to take it from the Table?

28. SENATOR BRUCE:

29. Yes, and place it on the order of 3rd Reading.

30. PRESIDING OFFICER (Senator Chew):

31. Place it on the order of 3rd Reading? Does it require
32. 35 votes? May I have unanimous consent of the Senate to take
33. away and put back on 3rd Reading? Leave has been granted.

June 7, 1972
HB 2648

1. 3rd Reading. Senator Coulson.

2. SENATOR COULSON:

3. Mr. President, in the absence of Senator Harris, there
4. are two of his bills for which I would like to make the same
5. motion, except just to place them on the order of 2nd Reading,
6. also by agreement. These are administration bills--House
7. Bill 2648 relates to the gas pipeline damage prevention and
8. House Bill 4455, the Insurance Code. May I have that consent?
9. PRESIDING OFFICER (Senator Chew):

10. You've heard the request. May I have leave. Senator
11. Carpentier.

12. SENATOR CARPENTIER:

13. Senator Coulson, would you . . . on the one bill on the
14. gas piping, I think there's an amendment going to be offered.
15. Would that be acceptable on 2nd Reading?

16. PRESIDING OFFICER (Senator Chew):

17. Senator Coulson.

18. SENATOR COULSON:

19. I'm just...oh, yes...preserving it for Harris. It's dead,
20. otherwise, I'm simply preserving it.

21. PRESIDING OFFICER (Senator Chew):

22. It will be accepted on 3rd Reading, Senator Carpentier.
23. Senator Partee.

24. SENATOR PARTEE:

25. I understood what that bill is about, but the 4455, what
26. was that about, Senator, please?

27. PRESIDING OFFICER (Senator Chew):

28. Senator Coulson.

29. SENATOR COULSON:

30. That is the Insurance Code.

31. PRESIDING OFFICER (Senator Chew):

32. Senator Partee.

33.

June 7-1972

1. SENATOR PARTEE:

2. Yes, that's a big thing. The Insurance Code has been
3. here forever, but what does the bill do with reference to
4. the Insurance Code.

5. PRESIDING OFFICER (Senator Chew):

6. Senator Coulson.

7. SENATOR COULSON:

8. The taxing rate of out-of-state insurance companies.

9. SENATOR PARTEE:

10. It does what? Get in the mike, Senator.

11. SENATOR COULSON:

12. It sets the taxation for . . . This is Harris' bill.

13. I'm simply trying to preserve it for him.

14. SENATOR PARTEE:

15. He's a nice fellow, but I just want to know what the
16. bill does.

17. SENATOR COULSON:

18. I wish I knew.

19. SENATOR PARTEE:

20. I'm beginning to understand that.

21. PRESIDING OFFICER (Senator Chew):

22. Senator Partee.

23. SENATOR PARTEE:

24. No, he was . . . I still . . . Let, let . . . What . . .

25. SENATOR COULSON:

26. It deals with rate of taxation for out-of-state insurance
27. companies. Beyond that, I can't tell you.

28. SENATOR PARTEE:

29. Well, you'll hold it on 2nd until we get a chance to look
30. at it.

31. SENATOR COULSON:

32. Oh sure. I just want to keep it alive.

33.

June 7, 1922

1. SENATOR PARTEE:

2. Fine. All right.

3. PRESIDING OFFICER (Senator Chew):

4. It will be held on 2nd Reading 'til Partee and Coulson
5. can get together on it. Senator Knuepfer.

6. SENATOR KNUEPFER:

7. Yeh, Mr. President, in order to expedite proceedings here,
8. there are four bills . . . there's a series of bill, rather,
9. that were reported out of Senate Appropriations yesterday.
10. I'd like to make a motion on those today that we place them
11. on the order of 2nd Reading and a number of them have
12. amendments. I've talked to both the President pro tem and
13. the Minority Leader on this. I'm wondering if we can take
14. them one after another, put the amendments . . .

15. PRESIDING OFFICER (Senator Chew):

16. Senator Knuepfer . . .

17. SENATOR KNUEPFER:

18. Oh. I'm sorry. Read them a second time and get them
19. on 3rd Reading for the purpose of saving a legislative day.
20. Now that would mean we've got to adopt the amendments on these
21. bills. Otherwise, they would not get on 3rd Reading until
22. Tuesday.

23. PRESIDING OFFICER (Senator Chew):

24. Senator Knuepfer has made the request. Is Senator Clarke
25. on the Floor? Is Senator Partee on the Floor? If that request
26. is in agreement . . . Senator Partee.

27. SENATOR PARTEE:

28. Yes, that's the only way to save a legislative day. I see
29. nothing wrong with that. The understanding, of course, would
30. be embracive of the concept of being able to bring it back for
31. amendments. There's nothing wrong with that.

32. PRESIDING OFFICER (Senator Chew):

33. Senator Clarke. Is that in agreement with you? I hear and

1. see Senator Graham.

2. SENATOR GRAHAM:

3. Mr. President and Senator Bruce, Senator Partee, the
4. Department of Corrections Bill is in this category just
5. referred to. I would like to save a legislative day. I
6. know these amendments. I've talked to Senator Bruce about
7. those, but if we could move this out, it is a Senate bill,
8. so if we could move that from 3rd to 2nd for the purpose
9. of amendments, I would appreciate your consideration in that
10. regard.

11. PRESIDING OFFICER (Senator Chew):

12. Senator Partee.

13. SENATOR PARTEE:

14. I see nothing wrong with that either. They are Senate
15. bills. We need to save a legislative day. I do not object
16. to this motion.

17. PRESIDING OFFICER (Senator Chew):

18. The bills will be brought back to 2nd Reading. Does
19. the Secretary have the amendments? They are committee
20. amendments. For what purpose does Senator Knuepfer arise?

21. SENATOR KNUEPFER:

22. Well I think I probably have to take these one at a
23. time. It won't take very long. There's a series . . .
24. Because there are 1, 2, 3, 4, 5, 6 of them that have amendments
25. on them. Most of these are your task force amendments. Can
26. I take 1319 first of all?

27. PRESIDING OFFICER (Senator Chew):

28. Are there any objections, Senator Clarke and Senator
29. Partee on the request of Senator Knuepfer. Senator Partee.

30. SENATOR PARTEE:

31. I think he's right. If they are committee amendments, I
32. see no objection to putting them on, but they have to be done
33. one at a time. That's correct. Are there any other amendments

1. which are not committee amendments?
2. SENATOR KNUEFFER:
3. Senator, I wouldn't try to put anything on except the
4. committee amendments today.
5. SENATOR PARTEE:
6. No. I'm not suggesting that.
7. SENATOR KNUEFFER:
8. To the best of the knowledge, there are no amendments that
9. are not committee amendments, and I will . . . I would vouch
10. for the fact that only a committee amendment will go on today.
11. If anybody wants to argue, we'll bring them back from 3rd
12. Reading another day and argue on another amendment.
13. SENATOR PARTEE:
14. Very good.
15. PRESIDING OFFICER (Senator Chew):
16. Do we have unanimous agreement there? If there are
17. some objections, then it will be brought back to 2nd Reading
18. for additional amendments or deductions. If not, Senate Bill
19. 1319 will be called back to 2nd Reading for purpose of amendments.
20. Any questions? It will be read a second time.
21. SECRETARY:
22. 2nd Reading of the bill, 1 committee amendment from
23. Appropriations.
24. PRESIDING OFFICER (Senator Chew):
25. Senator Knuepfer moves the adoption of the amendment.
26. All in favor say aye. The ayes have it. The no's nay. Any
27. amendments from the Floor? 3rd Reading. Senate Bill 1372.
28. SECRETARY:
29. 2nd Reading of the bill, 1 committee amendment from
30. Appropriations.
31. PRESIDING OFFICER (Senator Chew):
32. Senator Gilbert moves the adoption of the amendment.
33. All in favor say aye. All opposed. The ayes have it. The

1. amendment is adopted. Any amendments from the Floor? 3rd
2. Reading. Senate Bill 1535.
3. SECRETARY:
4. 2nd Reading of the bill, 1 committee amendment from
5. Appropriations.
6. PRESIDING OFFICER (Senator Chew):
7. It's been moved out by Senator Partee. The amendment
8. is adopted. All in favor say aye. All . . . The amendment
9. is adopted. 3rd Reading. Senate Bill 1542.
10. SECRETARY:
11. 2nd Reading of the bill, 1 committee amendment from
12. Appropriations.
13. PRESIDING OFFICER (Senator Chew):
14. Any amendments from the Floor? Senator Knuepfer moves
15. that the amendment be adopted. All in favor say aye. Opposes
16. no. 3rd Reading. Senate Bill 1550.
17. SECRETARY:
18. 2nd Reading of the bill, 1 committee amendment from
19. Appropriations.
20. PRESIDING OFFICER (Senator Chew):
21. Any amendments from the Floor? Senator Knuepfer moves
22. the adoption of the amendment. All in favor say aye. All
23. opposed say no. The ayes have it. 3rd Reading. Senate
24. Bill 1581.
25. SECRETARY:
26. 2nd Reading of the bill, 1 committee amendment from
27. Appropriations.
28. PRESIDING OFFICER (Senator Chew):
29. Any amendments from the Floor? Senator Knuepfer moves
30. the adoption of the amendment. All in favor say aye. Opposed
31. no. Amendment is adopted. 3rd Reading. Senate Bill 1555.
32. SECRETARY:
33. 2nd Reading of the bill, no committee amendments.

AD/HHO
motion
6-7-72

1. PRESIDING OFFICER (Senator Chew):

2. Any amendments from the Floor? 3rd Reading. Are there
3. further resolutions? Senator Berning.

4. SENATOR BERNING:

5. Thank you, Mr. President. Having conferred with the
6. President pro tem, with the leadership on this side and with
7. Chairman of the Local Government Committee, Dan Dougherty,
8. there being no objections, I would beg leave of the Body to
9. take House Bill 1440 from the Table and advance it to 2nd
10. Reading.

11. PRESIDING OFFICER (Senator Chew):

12. Senator Partee.

13. SENATOR PARTEE:

14. Oh yes. We have looked at that. This is a real
15. exception to our general rule. It is something that has
16. been indicated by Chapman and Cutler, which I sometimes
17. describe as the 59th member of the Legislature, and they are
18. adamant in their position that this is needed, so we'd have
19. no objection to its going on.

20. PRESIDING OFFICER (Senator Chew):

21. 3rd Reading. Any other business to come before the Senate?
22. Senator Sours.

23. SENATOR SOURS:

24. Mr. President, I happen to have two little gems here from
25. the House, and I've talked with Senator Lyons. They both
26. concern minor appropriations. I'd like to get unanimous
27. consent to have these heard in Appropriations tomorrow morning.
28. I've discussed it with Senator Lyons. He says it's all right.
29. They are House Bills No. 4373 and 4626, both sui generis.

30. PRESIDING OFFICER (Senator Chew):

31. Is Senator Lyons on the Floor? Senator Lyons.

32. SENATOR LYONS:

33. No objection.

1. PRESIDING OFFICER (Senator Chew):

2. No objection. They will be heard. Senator Lyons.

3. SENATOR LYONS:

4. I wish to the membership that there will be a meeting
5. of the Committee on Constitutional Implementation immediately
6. after adjournment today on the Senate Floor.

7. PRESIDING OFFICER (Senator Chew):

8. Senator Cherry.

9. SENATOR CHERRY:

10. I wish to announce to the members of the Senate, there
11. will be an Executive Committee meeting immediately after the
12. adjournment today in Room 212.

13. PRESIDING OFFICER (Senator Chew):

14. Executive Committee immediately after adjournment in
15. Room 212. Senator Clarke.

16. SENATOR CLARKE:

17. Mr. President, in the light of the business tomorrow
18. morning at 9:00 o'clock, the Lottery Bill being heard in
19. the Revenue Committee, the Appropriation Committee meeting,
20. we will not schedule a Republican caucus. If we need a
21. caucus, we'll have it a little later in the day.

22. PRESIDING OFFICER (Senator Chew):

23. There will not be a Republican caucus tomorrow morning,
24. and it will be announced from the Senate Floor. Do we have
25. further resolutions? Senator Latherow.

26. SENATOR LATHEROW:

27. Mr. President. Senator Partee, I talked to Senator
28. Dougherty about House Bill 4188 which has to do with road
29. commissioners' annual budget being okayed with the board of
30. auditors or with the board of commissioners, whichever it should
31. be, and this was tabled the fifth of June. It is on the Local Govern-
32. ment call tomorrow morning to be heard and rather than try to evade
33. that hearing, I'd like to take it from the Table and

1. have it heard in that committee tomorrow.

2. PRESIDING OFFICER (Senator Chew):

3. Senator Partee.

4. SENATOR PARTEE:

5. No objection.

6. PRESIDING OFFICER (Senator Chew):

7. Mr. Partee has no objection. Senator Donnewald, did
8. you want the attention? Senator Donnewald.

9. SENATOR DONNEWALD:

10. There will be no Democratic caucus at 9:00 o'clock.

11. PRESIDING OFFICER (Senator Chew):

12. No Democratic caucus at 9:00 o'clock. Is there further
13. business to come before the Senate? Senator Course.

14. SENATOR COURSE:

15. Revenue Committee will meet tomorrow morning as scheduled,
16. 9:00 o'clock, M-3.

17. PRESIDING OFFICER (Senator Chew):

18. Revenue Committee, 9:00 o'clock, M-3, as scheduled.

19. Senator Partee.

20. SENATOR PARTEE:

21. Mr. President and members of the Senate, may I have your
22. attention, because this is a real problem and I wish that you'd
23. think about it over night. Maybe somebody can have a solution
24. for us tomorrow. The . . .

25. PRESIDING OFFICER (Senator Chew):

26. Just a minute, Senator Partee. I'm hearing too much
27. noise. Will all the members on the Senate Floor that are
28. not authorized to be on the Floor kindly move out. That's
29. an order, not a request.

30. SENATOR PARTEE:

31. I am quite concerned, Mr. President, about the image of
32. the Legislature in terms of the baseball game for tomorrow
33. night. Now the softball game is played, as you know, for

1. charity in Springfield. The House will be leaving tomorrow
2. as will the Senate. I am concerned that those persons who
3. were scheduled to play will be going home, and I think would
4. be a very terrible thing to disappoint those persons who are
5. the subject of that charity if we don't play this game tomorrow
6. night and if it isn't supported. Now I don't know how or what
7. to suggest to the players and to the membership generally about
8. our participation, but this is an annual event. It has been
9. going on for years, and I think it would be tragic, in terms
10. of image, for the Senate or the House not to play that game
11. tomorrow night. Now there may be some counter-suggestions.
12. If you have them, let's talk about it probably tomorrow. But
13. I think it's something we should think about.

14. PRESIDING OFFICER (Senator Chew):

15. The President of the Senate has made a request. If you
16. have any suggestions pertaining to the ballgame tomorrow
17. afternoon, they shall be aired tomorrow. I will not accept
18. any comments today because he has asked that they be aired
19. tomorrow. Death resolutions. Senator Latherow.

20. SENATOR LATHEROW:

21. Mr. President, I inadvertantly read the notice wrong.
22. That was this morning, so I'd like the privilege to move
23. 4188 from the Table and place it on 2nd Reading.

24. PRESIDING OFFICER (Senator Chew):

25. Senator Partee.

26. SENATOR PARTEE:

27. Well, Senator, we all make mistakes. That's why we
28. have rubbers on pencils. I don't have any objection.

29. PRESIDING OFFICER (Senator Chew):

30. No objections. It will be moved. So ordered. Senator
31. Carpentier.

32. SENATOR CARPENTIER:

33. In regard to what the Pro Tem said, I think we've got

1. about two alternatives in regard to the baseball game. We have
2. the obligation to the Boys' Club and over the years we've raised
3. a lot of money. Now if we can get 10 of our fellas or 11 to
4. agree to stay tomorrow night, we'll have the ballgame, and it'll
5. be up to the House to either forfeit or show up on the field.
6. The other alternative would be that we try to reschedule it.
7. We worked that park district over pretty hard getting these
8. dates set and so I'd like to hear the concensus tomorrow morning
9. the same as the Pro Tem, because Senator Rock and I have pretty
10. much come to that agreement. If we can get 10 fellows to stay,
11. we'll take them on in the baseball game tomorrow night and
12. turn that money over to the Boys' Club where it belongs.

13. PRESIDING OFFICER (Senator Chew):

14. Senator Carpentier, the reason I allowed you to speak
15. is because you are the Minority Spokesman on my committee.
16. I would suggest that you get together with Senator Rock and
17. work it out tomorrow and it will so be announced. I might
18. add here that Senator Carpentier has been absent for a couple
19. of days and he's . . . for personal reasons and his son
20. has graduated from school. We're glad to see you back,
21. Senator Carpentier. Any other business to come before the
22. Senate before I announce resolutions? Senator Bidwill.

23. SENATOR BIDWILL:

24. Will you find out when they're going to call my bill,
25. Senator? Would you give me a little due notice?

26. PRESIDING OFFICER (Senator Chew):

27. Senator Bidwill, as long as you've been in the Senate,
28. we'll call your bill whenever you want it. Just tell me.
29. May I have all senators in their seats? And listen carefully
30. because there are some death resolutions. The Secretary will
31. so indicate.

32. SECRETARY:

33. Senate Resolution No. 363, introduced . . . co-sponsored

1. by Senator Gilbert and Senator Johns.

2. PRESIDING OFFICER (Senator Chew):

3. I assume Senator Gilbert wants to speak on the resolution.
4. Senator Gilbert.

5. SENATOR GILBERT:

6. I might just summarize it and invite all members of the
7. Senate if they want to . . . It's in memory of Gordon Franklin,
8. an attorney in Marion and Senator Johns' hometown, and that's
9. why I asked him to co-sponsor it with me and we'd be glad to
10. have all of you join. Gordon was known to many of you. He
11. was very active in the Democrat party in this State and he
12. served for many years on the Public Employees Pension Law
13. Commission. He was active in all of Southern Illinois and
14. in the development of Southern Illinois, Incorporated. He
15. served on the school board. He served on the Airport Authority
16. and helped to establish that. I think that we can honor him
17. by all of us joining, and I invite you to do this in his
18. memory.

19. PRESIDING OFFICER (Senator Chew):

20. All senators will be shown as Senate sponsors of this
21. resolution. Thank you, Senator.

22. SENATOR GILBERT:

23. Suspension of the rules and immediate adoption of this
24. resolution.

25. PRESIDING OFFICER (Senator Chew):

26. Suspension of the rules has been granted. All in favor
27. of the resolution will rise. Resolution is adopted. Motion
28. by Senator Partee. Senate will . . . I see Senator Lyons'
29. hand up. Senator, for what purpose do you rise?

30. SENATOR LYONS:

31. To announce that the meeting of the Committee on Constitutional
32. Implementation will not occur because Senator Mitchler has just
33. told me that he is not interested and does not wish to pursue

1. the two bills he has in committee.
2. PRESIDING OFFICER (Senator Chew):
3. We'll probably have those tabled. Leave is granted.
4. Motion by Senator Partee to adjourn until 10:00 o'clock
5. tomorrow morning. All in favor say aye. No's? No opposed.
6. The Senate is adjourned.
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