

77TH GENERAL ASSEMBLY

SENATE FLOOR DEBATE

MAY 30, 1972

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5-30-72

1. CHAPLAIN: Rev. Charles R. Walker, Pastor of the First Baptist
2. Church of Marion, Marion, Illinois.

3. PRESIDENT:

4. Senate Session for May 30th will come to order. Reading
5. of the Journal. Moved by Senator Palmer that the reading of the
6. Journal be dispensed with. All in favor signify by saying aye.
7. Contrary minded. Motion prevails. Committee reports. Message
8. 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 concurred with the Senate in the adoption of the following
13. preamble and Joint Resolution . . . I am directed to inform the
14. Senate that the House of Representatives has concurred with the
15. Senate in the adoption of the following preamble and Joint
16. Resolution to wit: Senate Joint Resolution 72, concurred in
17. May 25th.

18. PRESIDENT:

19. Any Resolutions, motions by members of the body? Senator
20. Sours.

21. SENATOR SOURS:

22. Mr. President, Lady and Gentlemen of the Senate, I have
23. filed some duplicate bills and I want to table Senate Bill 1588
24. and also Senate Bill 1594. There are other identical bills pending.

25. PRESIDENT:

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1. These are in committee, or where are they, Senator? They
2. are in committee, I am advised. Motion is to table the bills.
3. They are tabled. Senator Groen.

4. SENATOR GROEN:

5. Mr. President, I would move to bring Senate Bill on Third
6. Reading, 1466, back to the order of Second Reading for the purpose
7. of an amendment, which is on the Secretary's desk and it reduces
8. the appropriation by \$304,000 by reason of a previous bill,
9. which passed the Senate and is now in the House appropriating
10. that same amount of money for the purpose, so that it is not
11. necessary in this bill.

12. PRESIDENT:

13. 1463. Senate Bill on Third Reading is brought back to Second
14. Reading for purpose of amendment. Senator Groen offers Amendment
15. No. 1, reducing the appropriation. Is there any discussion? All
16. in favor signify by saying aye. Contrary minded. The amendment
17. is adopted. Senator Partee.

18. SENATOR PARTEE:

19. Because of the weather and climatic conditions, I personally
20. experienced some real difficulties getting here today and many
21. of the other members have done likewise and some of them are still
22. not here. I have just spoken with Senators Clarke and Coulson and
23. we offer this as a alternative to what the normal schedule would
24. be today. Instead of going into Session at this moment, we will
25. have committee hearings commencing at 2:00 o'clock. Now
26. there are three that were scheduled to commence at 1:30, Labor
27. and Commerce, Welfare . . . well two of them . . . at 1:30. Now those
28. committees will meet at 2:00 o'clock at the same places as designated on
29.
30.
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32.
33.

1. the calendar. The Revenue committee will meet at 3:30 as scheduled.
2. The Elections committee which is scheduled for 5:30 will meet tomorrow
3. morning at 9:00 o'clock instead of 5:30 this afternoon. At 4:30 we
4. will come back to the floor of the Senate for the session. Agriculture
5. and Conservation ... the same as is ... at 3:00 o'clock... 3:30, I think
6. probably would be better. And there will be a caucus of the Democrats
7. for ten minutes immediately on the sixth floor.

8. PRESIDENT:

9. Motion is that the Senate stand in recess until 4:30. Senator
10. Swinarski.

11. SENATOR SWINARSKI:

12. I would like to ask leave of the Senate to have four bills heard
13. in committee tomorrow morning at nine o'clock that haven't been notified
14. of ...

15. PRESIDENT:

16. Just a moment ... Senator Swinarski asked leave to waive the six
17. day ruling. Is there objection? There is objection, Senator ... by
18. Senator Clarke. Are there further announcements? The Senate stands in
19. recess until 4:30.

20. PRESIDING OFFICER: (Senator Partee)

21. Senate Bills on second Reading ... 1459. Senator Rock. 1505,
22. Senator Laughlin. Senate Bills on Third Reading. Senator Harris is
23. not here. 147, Senator Saperstein. 811, Senator Knuepfer. 1062,
24. Senator O'Brien. 1154, Senator Kosinski. 1318, Senator Horsley.
25. 1365, 66, 67, Senator Carpentier. Senator Carpentier.

26. SENATOR CARPENTIER:

27. Could we come back to those when we get a few more ...

28. PRESIDING OFFICER: (Senator Partee)

29. Yes, Senator. I understand that some of them are coming up from
30. committee, when you get more people here. We'll get back to them.
31. 1369, Senator Baltz. 1382, Senator Chew. 1388, Senator Harris. 89,
32. Harris. 1408, Senator McCarthy. 1430, Senator Rock. Alright, we'll
33. come back to that one. 1432, Senator Saperstein. 1437, Senator

1. Vadalabene. Now you say hold ... You want to hold until later today,
2. or just hold. Alright. 1463, Senator Groen. Senator Groen.
3. SENATOR GROEN:
4. Mr. President, you have a customer.
5. PRESIDING OFFICER: (Senator Partee)
6. Thank you.
7. SENATOR GROEN:
8. I ... I would presume that there has been intervening business,
9. Mr. Secretary, since the amendment was put on this morning.
10. PRESIDING OFFICER: (Senator Partee)
11. Yes, that's good enough.
12. SENATOR GROEN:
13. All right then, I will call the bill. The bill appropriates
14. \$2,283,900 less \$403,000 which we amended out of the bill this morning
15. by reason of the fact that that \$403,000 is covered in a Senate
16. bill which previously passed this Senate, and I'm advised also has
17. passed the House. So that the appropriation is now less that amount,
18. and it is the appropriation for the Teachers' Retirement System,
19. and in my judgment is worthy of your support. I would ask for a
20. favorable roll call.
21. PRESIDING OFFICER: (Senator Partee)
22. Senator Knuepfer.
23. SENATOR KNUEPFER:
24. Senator, I've heard of downstate teachers retirement funds and
25. Chicago retirement funds. Which one is this or is it neither?
26. SENATOR GROEN:
27. Senator, it's the...
28. SENATOR KNUEPFER:
29. Is this the administrative costs only or is this a funding of a
30. pension plan?
31. PRESIDING OFFICER: (Senator Partee)
32. Senator Groen indicates he will yield.
33. SENATOR GROEN:

1. Ah...this is the downstate teachers' retirement fund.
2. It's section...it's set forth in section 16.135, 147, 154, and
3. so on. Downstate teachers' retirement fund and it covers the ball
4. of wax.
5. PRESIDING OFFICER: (Senator Partee)
6. Senator Knuepfer.
7. SENATOR KNUEPFER:
8. Now, this then is the money for the funding of the State's
9. contribution for this year?
10. SENATOR GROEN:
11. That's correct.
12. PRESIDING OFFICER: (Senator Partee)
13. Senator Knuepfer. He's...light on.
14. SENATOR KNUEPFER:
15. Then I want to get to the level of funding. Ah, on what is this
16. level of funding based? Is there any catch-up here for all of the
17. unfunded liabilities? Does this presume on this basis whatever the
18. number is...two million, so many thousand dollars that we are in truth
19. meeting our obligation for this year or are we backing off again?
20. SENATOR GROEN:
21. Well Senator, you've asked two questions and I'll answer them
22. both. One, no, we are not meeting the, the minimum funding as recom-
23. mended by the Pension Laws Commission, nor are we full funding. We
24. are barely paying, if we are paying, current costs, and that's always
25. a nebulous figure in that you can't determine exactly what it's going
26. to be. So I guess to answer the second portion of your question, yes,
27. we are backing off.
28. PRESIDING OFFICER: (Senator Partee)
29. Senator Groen...I mean Senator Knuepfer.
30. SENATOR KNUEPFER:
31. Well, if this is the situation, I'm simply not going to vote
32. for this bill on the grounds that there's not enough money in this
33. bill. That this is the beginning at this session of failing to

1. discharge our responsibility to fund the pension plans. We've done
2. it every year since I've been here. I don't know whether it's getting...
3. It certainly is getting no better and it appears to be getting worse.
4. And we're going to balance the budget, usually we wait until the end
5. of the session to balance our budgets by cutting the money from the
6. pension funds. This year evidently we're starting off that way. I
7. think it's an atrocious way to continue and I'm not going to support
8. this....funds if there's not enough in this.

9. PRESIDING OFFICER: (Senator Partee)

10. Any further debate? Senator Mitchler.

11. SENATOR MITCHLER:

12. Well I think that I have received more mail on this very subject
13. and this was throughout the entire year that the Teachers' Pension
14. Fund was inadequately funded. And as I understand, they had to go
15. into the reserves this last time if I'm not...ah, if I'm incorrect.
16. Now, what, what would be a proper funding of this to bring it up, Senator.
17. How much would we have to increase this to be in a...satisfy Senator
18. Knuepfer. I believe Senator Groen could answer that question.

19. PRESIDING OFFICER: (Senator Partee)

20. Senator Groen.

21. SENATOR GROEN:

22. Well, Mr. Chairman and to Senators Knuepfer and Mitchler, if we
23. tried to amortize over a forty year period the unfunded obligation
24. of this system, which is now a billion dollars, it would require
25. in excess of two hundred million dollars a year, and we just don't
26. have that kind of money.

27. PRESIDING OFFICER: (Senator Partee)

28. Senator Horsley.

29. SENATOR HORSLEY:

30. Well Mr. President, just to remind you of what condition we're
31. in, if you'll recall a gentleman by the name of Noble Lee, a very
32. distinguished, fine gentleman from Chicago who pointed up the very
33. situation we were in, and as I recall, his bill had an appropriation

1. for 22 million dollars and the purpose of that bill was merely to
2. pay the interest on money we ain't got and I think that's the shape
3. we're in and I wish we had someone with the courage to get up and
4. introduce a bill that would merely provide the interest at least
5. for the money we ain't got the principal of to invest.

6. PRESIDING OFFICER: (Senator Partee)

7. Any further grammarians desire to get into the debate,
8. Senator Bruce.

9. SENATOR BRUCE:

10. Yes, Senator Groen, I wonder if we could answer a couple of
11. questions. First of all...are we not obligated to fund this at
12. 1.2 to member contribution?

13. SENATOR GROEN:

14. Yes, Senator, we are, and I might add this figure does not
15. constitute all that's involved. There are other appropriation
16. bills but in answer to Senator Knuepfer's question, he asked me
17. whether this was the full amount ... it wasn't. Ah... he asked me
18. whether or not we were backing away ... the answer is, we are. We
19. do have that formula. The formula is not complied with ordinarily,
20. however, under the Supreme Court decision that was handed down a
21. short time ago, if you ... several month's ago. It would appear that
22. this now is a requirement. At least we know that once the amount has
23. been voted by the General Assembly and has been signed by the Governor,
24. it is not going to be reduced administratively by the Bureau of the
25. Budget. Now to Senator Horsley I might state that the 22 million which
26. Noble Lee introduced some years ago would now be 60 million dollars.
27. The problem, Gentlemen, and I might say this in further reply. You will
28. recall that year after year, biennium after biennium, I stood on this
29. floor and I pleaded with you, not with all of you, but with many of you,
30. not during the final hours of the session to cut appropriations for
31. pensions. It always comes down to the final hours when we fought to
32. find dollars some place and the easiest way to find those dollars over
33. a long period of years has been to say this is something we don't have

1. to pay this year, we can defer it. Now we have done that until today
2. as we stand here now, the total deficiencies of all of the five State
3. funded systems approaches 2 billion dollars. In addition to that you
4. have local public supported pension systems paid out of the same tax-
5. payers pockets, and when you add all of those together you come up
6. with what approaches another 2 billion dollars so that your total un-
7. funded obligation of the people of this State, and this is a realistic
8. figure ... this is money that some day they are going to have to pay
9. out of taxes, approaches 4 billion dollars.

10. PRESIDING OFFICER: (Senator Partee)

11. Senator Gilbert. Senator Bruce, have you finished? Senator
12. Bruce.

13. SENATOR BRUCE:

14. And now Senator if we were to fund this particular system at the
15. 1.2 statutory requirement, how much need be in this bill?

16. SENATOR GROEN:

17. Senator, I would have to get my files, and my file on this is not
18. even here in Springfield, it is in my office at home, but it's a sub-
19. stantial figure. I would not want to guess at it because it is a lot
20. of money.

21. PRESIDING OFFICER: (Senator Partee)

22. Senator Bruce.

23. SENATOR BRUCE:

24. On Task Force we had an opportunity to discuss with the Executive
25. Secretary of the downstate teacher's system and there is a bill presently
26. in the Legislature with a ... would a hundred and 26 million dollars be
27. ... Why is this bill just 2 million? It just seems to pay the current
28. obligations that are due next year. This is not the general appropriation

29. SENATOR GROEN:

30. No ... it is not.

31. SENATOR BRUCE:

32. Well, what did this fund?

33. SENATOR GROEN:

1. Well, I would have to get my file, and as I say, my file is not here
2. on that ... on that program.

3. PRESIDING OFFICER: (Senator Partee)

4. Senator Gilbert.

5. SENATOR GILBERT:

6. We are off on two different subjects completely. In other words,
7. the question that Senator Knuepfer and Mitchler are talking about are
8. the appropriations for the current downstate and Chicago Teachers Re-
9. tirement funds. The appropriation as I recall is 82 million dollars
10. for the downstate teachers and 25.4 million for the Chicago teachers.
11. This is an increase over what we appropriated last year of some 36
12. million. We are attempting to do some catching up, Senator Knuepfer,
13. and the amount that we are appropriating this year is more than enough
14. to pay the claims that are expected to be made this year. But this
15. bill is an entirely different matter, I am not familiar with exactly
16. what it is but it is not those pensions because I know those two funds.
17. We have talked about them in school problems commission and those bills
18. are 82 million and 25.4 to take care of the Chicago and downstate
19. appropriations.

20. PRESIDING OFFICER: (Senator Partee)

21. Senator Groen.

22. SENATOR GROEN:

23. Senator Gilbert is right in his figures, but I would add this to
24. that. Senator that does not begin to cover the current cost that is
25. involved in these ... in the funding of the two systems ... either the
26. Chicago system or the downstate system. I did find in the supplemental
27. file here, this is the appropriation for the supplemental payments and
28. would be an adequate figure based upon their best estimate for the cost
29. for this year, Senator Knuepfer. But I am glad this subject came up
30. because it points up a subject which I intended to talk about and will
31. talk about at a later time when these actual appropriation bills do come
32. up that are so grossly inadequate.

33. PRESIDING OFFICER: (Senator Partee)

1. Any further debate? Senator Groen, you may close the debate if you
2. desire.

3. SENATOR GROEN:

4. Well, Mr. President as I said, the amount is now less than that
5. shown and will to be best of the judgment of the two systems pay the
6. supplemental payments for the current year. It's closed group by
7. attrition, by debt, will ultimately some day disappear and it's sacri-
8. legious almost to say so, but it is the amount is being reduced actuarially
9. at a faster rate than was anticipated so that the appropriation this
10. year is less than we anticipated originally that it would be and I ..
11. in the case of these people, I would wish them long life, happy re-
12. tirement and I would hope that everyone votes for this bill.

13. PRESIDING OFFICER: (Senator Partee)

14. Secretary will call the roll.

15. SECRETARY OF SENATE:

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, Saper-
22. stein, Savickas, Smith, Soper, SOurs, Swinarski, Vadalabene, Walker,
23. Weaver.

24. PRESIDING OFFICER: (Senator Partee)

25. On this question, the yeas are 49, the nays are none. This bill
26. having received the constitutional majority, is declared passed. 1464,
27. Senator Gilbert. Would Senator Walker come to the rostrum a moment please

28. SENATOR GILBERT:

29. Mr. President, I would like to bring 1464 back from Third Reading
30. to Second for the purpose of reconsidering the vote by which Amendment
31. Number 2 was adopted for the purpose of submitting Amendment Number 3
32. which includes the part of Amendment Number 2 and also deletes the
33. appropriations from it. I have introduced another bill with the

1. appropriation on it so that we will not have that problem of
2. whether we can have our appropriation and the subject matter in
3. the same bill.

4. PRESIDING OFFICER: (Senator Partee)

5. Any discussion on the motion? The bill is on Second Reading.

6. SENATOR GILBERT:

7. Yes, and I move now to table Amendment Number 2.

8. PRESIDING OFFICER: (Senator Partee)

9. Any objections? The amendment is tabled.

10. SENATOR GILBERT:

11. Now I offer Amendment Number 3 which is on the Secretary's
12. desk. Now Amendment Number 2 merely fixes the date on which it
13. is signed on July 1st, and the other part of the amendment is to
14. strike the \$200,000.00 appropriation.

15. PRESIDING OFFICER: (Senator Partee)

16. Any objection to the amendment? The amendment is adopted.

17. Third eading. 1466, Senator Merritt. 1476, Senator Saperstein.

18. Senator Merritt please. I will be with you in a minute. 1490,

19. Senator Saperstein. 1509, Senator Latherow. Senator Latherow

20. are you ready with 1509? 1534, Senator Rosander. 1541, Senator

21. Newhouse. 1546, Senator Hynes. 1547, Senator Hynes. 1548,

22. Senator Rock. The Chair would like for you to follow your

23. Calendars so when we get to your names you will be cognizant of

24. which one it is. Senator Rock.

25. SENATOR ROCK:

26. Mr. President, and members of the Senate, there are presently

27. pending before the Senate, three bills concerning what's called

28. assessability - education assessability. I wonder Mr.

29. President . . .

30. PRESIDING OFFICER: (Senator Partee)

31. Senator Rock, I'm sorry.

32. SENATOR ROCK:

33. Yes. I wonder Mr. President, if we can revert as I started to

1. indicate, there are three bills concerning this or related subject
2. matters. Senator Saperstein has one, I have two of them. I
3. wonder if we might revert back to 1430 and start at the first step
4. and then perhaps we can go through all three of these bills?

5. PRESIDING OFFICER: (Senator Partee)

6. The Chair calls 1430 Senate Bill on Third Reading. 1430,
7. Senator Rock.

8. SENATOR ROCK:

9. Yes. Mr. President and members of the Senate. Senate Bill
10. 1430 mandates an annual educational performance assessment of
11. public education in Illinois in order to provide information on
12. how well and how efficiently the public schools of this State
13. are serving the students that attend them, and the taxpayers
14. that support them. In other words, this Bill requires an annual
15. state educational needs assessment to determine the educational
16. performance and fiscal efficiency of education offered in the
17. Illinois public school system.

18. PRESIDING OFFICER: (Senator Partee)

19. Senator Horsley.

20. SENATOR HORSLEY:

21. A point of inquiry. Are we considering all of these three
22. bills now, or we going to take them one at a time?

23. PRESIDING OFFICER: (SENATOR PARTEE)

24. One at a time in sequence.

25. SENATOR HORSLEY:

26. And we're going to vote on them one at a time separately.

27. PRESIDING OFFICER: (SENATOR PARTEE)

28. Individually.

29. SENATOR HORSLEY:

30. Thank you. These are very important bills and I hope that
31. everybody will pay attention to what he is saying. Although I'm
32. agin' 'em, but I hope everybody listens to what he has to say.

33. SENATOR ROCK:

1. Senator, I hope everybody does listen, even though you're
2. agin' 'em. Maybe if you listen, you wouldn't be agin' 'em.
3. Senate Bill 1430 gives legislative authority to develop and
4. implement a state educational needs assessment in order to determine
5. the educational performance and fiscal efficiency of the system
6. of education offered by the public schools of this State. At
7. present, as you know, there are no State guidelines or validly
8. established measurement criteria with which school districts can
9. determine the success of the educational program. This effort
10. to provide quality education requires some type of reasonable
11. standard against which a school district can compare its past
12. and present achievements. Senate Bill 1430 would authorize the
13. Superintendent of Public Instruction, with the advice of a
14. Citizens Advisory Committee for Assessment and Evaluation to do
15. the following:

16. To develop techniques for assessing student attributes
17. including students knowledge, skills and attitudes.

18. To field test, evaluate and revise the assessment procedures
19. based on valid sampling techniques and begin a State educational
20. assessment program on or before September 1, 1975.

21. Would give authority to conduct an annual state educational
22. assessment that would furnish annual assessment reports to the
23. Governor, the General Assembly and the School Problems Commission.

24. To assist those boards that requested district educational
25. assessment in interpreting the results so affirmative action may
26. be taken to improve local educational programs and procedures.

27. This bill has the support of many educators. It has the
28. support of the Illinois State Chamber of Commerce.

29. The appropriation was in the amount of \$128,000.00. That portion
30. of the bill was deleted and will be offered as an amendment
31. to the budget of the . . . or the appropriation bill for the
32. Superintendent of Public Instruction. I would solicit your
33. favorable support for this legislation.

1. PRESIDING OFFICER: (Senator Partee)

2. Any further discussion? Senator Knuepfer.

3. SENATOR KNUEPFER:

4. Yeah, I'm . . . I'm - I want to say I'm . . .

5. PRESIDING OFFICER: (Senator Partee)

6. Just a minute Senator, I want to get you some order.

7. Gentlemen in the back there - please let's have it quiet so we

8. can hear the gentleman. Senator Knuepfer.

9. SENATOR KNUEPFER:

10. I think the kind of thing you're attempting to do is a most

11. necessary kind of a thing. The only question I have - is it

12. necessary that we legislatively mandate the Superintendent of

13. Public Instruction to do this? Couldn't he do this on his own

14. initiative?

15. PRESIDING OFFICER: (Senator Partee)

16. Senator Rock.

17. SENATOR ROCK:

18. Senator that's an excellent question and one of the first

19. ones that I asked the Superintendent when he presented this bill

20. to me. In . . . In my judgment, certainly he has the authority

21. to do something like this, if not this exact same thing. I think

22. his thinking, however, is that since in . . . whether this year or

23. in years to come, the legislature is going to be called on

24. constitutionally to fund public education to an extreme amount...

25. Somewhat over 50% obviously. That this kind of a program, rather

26. than be directed by or authorized by or postulated by a State

27. agency, should be a mandate of the legislature. Eight or ten

28. other States have this, and they all are as a result of legislative

29. enactment and I am sure that was his thinking.

30. PRESIDING OFFICER: (Senator Partee)

31. Any further debate? Senator Gilbert.

32. SENATOR GILBERT:

33. Well . . . the question that you asked, Senator Knuepfer,

1. was asked in the Education Committee and a number of other
2. questions along the line, which I personally asked and I don't
3. recall, maybe some of the others did, whether the Superintendent
4. could do this under the present legislation, whether he has the
5. staff and the facilities to do it. The answers that we got were
6. that he did not have. I personally feel that this is a step in
7. the right direction. I am personally going to support this
8. legislation.

9. PRESIDING OFFICER: (Senator Partee)

10. Senator Latherow.

11. SENATOR LATHEROW:

12. Mr. President, I'd like to ask the same questions that I did
13. in Committee. Isn't this doing exactly the same thing the
14. Superintendent's office has been doing for some time? Haven't
15. they been in the system of evaluating all the school districts
16. and the students?

17. PRESIDING OFFICER: (Senator Partee)

18. Senator Rock.

19. SENATOR ROCK:

20. No, I'll attempt at least to give you the same answers I
21. gave you at that time. No, I don't think it is. This is a new
22. program. It calls for a real valid assessment and it calls for...
23. this particular bill at this stage, now calls for the Superintendent
24. and this Committee to get together and set up standards, criteria,
25. against which the performance of our school kids can be measured.
26. Heretofore, to my knowledge at least, there just . . . Illinois
27. doesn't have any.

28. PRESIDING OFFICER: (Senator Partee)

29. Senator Latherow.

30. SENATOR LATHEROW:

31. Well then in Section 1 or in number 1 on line 19, this
32. program of evaluation, surveys, tests and so on and questionnaires
33. hasn't then being conducted?

1. PRESIDING OFFICER: (Senator Partee)

2. Senator Rock.

3. SENATOR ROCK:

4. I . . . I think there obviously has been some attempt at
5. least, a with the various reports and with the amount of federal
6. funds that come into this State to make some type of an assessment.
7. This calls for an in depth, all out, four square assessment of
8. how our kids are doing. And it calls for that by legislative
9. mandate and it calls for a report back to the legislature
10. predicated upon the fact that we are going to have to come up
11. with the money.

12. PRESIDING OFFICER: (Senator Partee)

13. Senator Latherow.

14. SENATOR LATHEROW:

15. You've seen reports coming from the Superintendent of Public
16. Instruction's office that shows how the State of Illinois stands
17. in comparison with those of other states and such as that?

18. PRESIDING OFFICER: (Senator Partee)

19. Senator Rock.

20. SENATOR ROCK:

21. I have seen some reports like that. This calls for an
22. evaluation of our state educational public school system. I
23. think one of your concerns is what's commonly referred to as
24. state-wide testing, where presumably some of the rural or
25. agricultural school districts would not measure up presumably
26. and then presumably also would suffer in the funding. That's
27. not at all the purpose of this, and I would like to allay those fears.

28. PRESIDING OFFICER: (Senator Partee)

29. Senator Latherow.

30. SENATOR LATHEROW:

31. That . . . That wasn't my worry about how the agricultural
32. people stand up with the municipal schools, I tell you Senator,
33. that wasn't my worry.

1. PRESIDING OFFICER: (Senator Partee)
2. Senator Horsley.
3. SENATOR HORSLEY:
4. Senator Rock, It's been several days since I read these bills.
5. I think you called them didn't you, once before and we were going
6. to go with them and then we didn't. At least we had something
7. up on them on the floor. I don't remember exactly.
8. PRESIDING OFFICER: (Senator Partee)
9. Senator Rock.
10. SENATOR ROCK:
11. Senator, what I did do was call them back to second reading
12. to take the appropriation off. We got into that discussion pursuant
13. to your asking the Chair for a ruling about whether or not a bill
14. could contain substantive matter and an appropriation. At that time a ...
15. in my judgment, I took the appropriation out of this bill. That's
16. when it came up.
17. PRESIDING OFFICER: (Senator Partee)
18. Senator Horsley.
19. SENATOR HORSLEY:
20. Isn't it true, Senator, that as I read the bills at that
21. time, that we had a \$400,000.00 appropriation which was merely
22. seed money to get this baby started? To buy the bottle and the
23. nipple and to nourish it along for a little while. Isn't there
24. \$400,000.00 in there? Wasn't that the amount?
25. SENATOR ROCK:
26. Senator, that's with regard to Senate Bill 1548. There is
27. in fact \$500,000.00. This particular bill, Senate Bill 1430,
28. had carried with it an appropriation of \$128,000.00. And again,
29. it's really to get the program started. The full assessment
30. program as such, will not kick in until September, 1975. But in
31. this intervening period, we cannot rely really on the methods
32. and methodology used by the other States. We have to develop
33. our own.

1. PRESIDING OFFICER: (Senator Partee)

2. Senator Horsley.

3. SENATOR HORSLEY:

4. Senator when you use the words full assessment a . . . most
5. of us around here think you're taking about tax assessments.
6. You're taking about educational full assessments. Now actually
7. these bills provide that after the baby gets weened of it's
8. bottle, that we're also going to have to contribute several
9. million dollars to educational institutions to pay tuition,
10. room and board for the people who are going to be trained to
11. become these so-called evaluators. And also to pay for professors
12. and educational programs for the people who are going to do the
13. training. Isn't that correct?

14. PRESIDING OFFICER: (Senator Partee)

15. Senator Rock.

16. SENATOR ROCK:

17. Well Senator . . . Senator I don't know that's the fact.
18. Now if you have some information that I don't have, I'll
19. certainly take your word for it. I . . . I am not aware of that,
20. or of any legislation that says that.

21. PRESIDING OFFICER: (Senator Partee)

22. Senator Horsley.

23. SENATOR HORSLEY:

24. Reading . . . I am merely reading from the bill and I don't
25. have it in front of me now but, the bill said right in one place
26. that grants would be made to institutions for the purpose of
27. financing the program and for education of the people who would
28. be administering these programs. Now if you will give me a
29. moment, I don't know whether that's in 1430 or whether that's in
30. one of the other two bills, but I read it . . .

31. PRESIDING OFFICER: (Senator Partee)

32. Senator Gilbert.

33. SENATOR HORSLEY:

1. and as I recall, I read it . . .

2. PRESIDING OFFICER: (Senator Partee)

3. Excuse me.

4. SENATOR HORSLEY:

5. and it's on the right hand page and it's up at the top of the

6. page . . .

7. PRESIDING OFFICER: (Senator Partee)

8. No. No. Senator Horsley.

9. SENATOR HORSLEY:

10. on the right hand side.

11. PRESIDING OFFICER: (Senator Partee)

12. I think Senator Gilvert has an answer here. Senator Gilbert.

13. SENATOR GILBERT:

14. Senator Horsley, that is not in this bill. I think you're

15. confusing it with 1464. A bill which I introduced, which called

16. for \$200,000.00 in community education, which did allow grants to

17. the institution and that may be the bill that you're thinking of.

18. I do not believe that's in 1430, the one that we're taking about

19. now.

20. PRESIDING OFFICER: (Senator Partee)

21. Any further debate? Senator Bruce.

22. SENATOR BRUCE:

23. Yes. Mr. President and members of the body I rise in opposition

24. to this bill. Senate Bill 1430 is "a quality education bill

25. proposed by Superintendent Bakalis." The difference to those who

26. have listened to the debate and whether or not the Superintendent

27. can do this now or whether we must mandate him to do it is in the

28. dollar amount will create. I think in no other field is equal to

29. education in the amount of money we can create prospectively

30. This program will go through without any money in the bill. Then

31. next year you will find in the Superintendent's budget, I am sure,

32. a new division called the Division of Assessment or Assessment

33. Control. I have no idea what that program will cost, but I am

1. sure that it will be substantial. We created last year an Urban
2. Education Act, which I opposed because I said the amount this year
3. would be stunning. It passed last year with something in the
4. neighborhood of \$150,000.00. It runs over \$13,000,000.00 this
5. year. This is the type of program that this Legislature must be
6. very wary of. Is that the money to fund this will not be required
7. this year. It seems like we're doing a good job. We are "making
8. quality education available to all students in this State." But
9. next year when the budget comes around, many of us here will be
10. surprised and say no one told me how much it was going to cost.
11. I think we are creating a program the local boards do not desire
12. and it's creating a State program which will cost money that the
13. state citizens do not desire. We will have educationalists
14. running around the state assessing "quality education" whatever
15. that may be and spending a substantial amount of money. We are
16. in a funding change in Illinois. I see no reason at this point to
17. create a new advisory board, to create new annual reports, to
18. create new field tests which will be conducted by, I am sure,
19. State employees on the State payroll who will be getting travel,
20. who will be on all of our expenses for contracting out studies,
21. for the printing of those studies. All the ramifications of this
22. bill are not . . . the dollar amount is not shown. If we're going
23. to change the funding in Illinois and I find that this is a
24. strange time to be changing the assessment procedures, I would
25. oppose the bill and do oppose the bill for the reason of funding
26. and because the money that we are going to spend for this bill
27. is just an enormous amount of money in the years to come.

28. SENATOR PARTEE:

29. Mr. President and members of the Senate, I rise in support
30. of this bill. I suppose I have as much sensitivity as most of the
31. members about spending taxpayers money. I never forget that I am
32. one of them and I am reminded of that fact quite often when it's
33. time to pay my taxes. I think that this, however, is not an

1. issue that we should be so overly concerned about the money
2. involved and the prospective money which is to be spent. I can
3. think of nothing more important to the future of the State of Illinois
4. than that the young people in our schools get a good education.
5. A good sound fundamental education in the grammar school and
6. high school is absolutely essential. We spend lots of money
7. around here for lots of things that are far less important over-
8. all to the State of Illinois than we would in this kind of a
9. program. The people in my district are concerned about what
10. their children are learning in school. The people in my district
11. want to know whether the teachers are doing what they are being
12. paid to do. The people in my district want to know if their
13. children are learning at their highest potential. There is no
14. way other than to make an assessment than by the kind of program
15. that this kind of legislation dictates. People ought to know
16. whether their children are learning, whether they're learning at
17. their highest potential, whether the teachers are doing every-
18. thing that ought to be done. An assessment is absolutely necessary.
19. We have assessments in all other areas of life. People are
20. evaluated on the basis of their competence. They are evaluated
21. on the basis of their production in all areas of life and
22. certainly in this area, we ought to know. There was a very
23. popular phrase a few minutes . . . a few moments ago or a few
24. years ago probably now, "Why Johnny can't read?", and there were
25. all kinds of assessments made as to why it wasn't. I can remember
26. my father evaluating the kind of program that I had in school.
27. I think parents have the right to have some scientific data
28. presented to them by the Superintendent of Public Instruction
29. as to what the status and posture of our learning process is.
30. I think this is one of the most essential, valuable pieces of
31. legislation that's been introduced in this session. I would
32. certainly support it and urge you to do likewise.
33. PRESIDING OFFICER: (Senator Laughlin)

1. Sours.

2. SENATOR SOURS:

3. Before I get off into a parenthetical comment on this, Mr.
4. President and Senators, I would like to state also the back row
5. is considering seriously offering an honorary seating arrangement
6. to Senator Bruce. And we are going to get a place over here for
7. you, Senator, because that's one of the most refreshing opposition
8. speeches we've had this semester. Pork is pork, however it may
9. be described. Just like a rose is a rose, according to the bard of
10. Avon. A million dollars won't produce a Phi Beta Kappa or a
11. Rhodes Scholar. Now we have some idea of what is wrong with the
12. educational system. I don't think we need a new adjunct of the
13. Department of Education. After all, Ray Page was not known for
14. being parsimonious about this kind of legislation nor is his
15. successor. One of the very purposes of the Department is to
16. ascertain just what we're talking about. Without any prod.
17. Without any encouragement. Without any legislation. Now, as
18. has been said by Senator Bruce, this will be a line item next
19. year. And after that it will be a horrendous expense. Just like
20. some of us have told this Chamber in the past, that day care will
21. come back to haunt us when those living on Lake Shore Drive will want
22. the same care of their children. Now we're starting something
23. here. It will be a professor's paradise. It's like a refining
24. company for an oil company, that's a plumber's paradise. This
25. will be an educator's paradise. Now I have my own notions of
26. why "Johnny can't read?", Senator. Because in many of what we
27. used to call the normal schools there was a time when there was
28. 80 hours of procedure and 40 hours of substance. So the history
29. teacher knew exactly how to teach history, but he couldn't put
30. Napoleon in the right century. We've had the back door to the
31. old normal schools, that's what is the trouble. Trouble number
32. two. The teachers beat the kids out the front door at 3:15.
33. Then they decide they are going to punish the electorate when

1. bond issues fail, so they cut down on music and other things
2. instead of cutting out the fat. With all the colonels and all the
3. generals are in what is sometimes called the front office crowd.
4. That's what is wrong. We've created a hierarchy that's come back
5. to haunt us. Maybe the times tables would help us a little. Maybe
6. the old fashioned spelling book and the Ellison Readers instead of
7. all this advanced foolishness. And may I close by saying that a
8. million dollars never cured a headache and a million dollars
9. never made a scholar.

10. PRESIDING OFFICER: (Senator Laughlin)

11. Senator Hynes, did you wish to be heard on this matter?

12. SENATOR HYNES:

13. Mr. President and members of the Senate I rise in support
14. of this legislation. I would echo the comments of Senator Partee
15. and I would also think frankly, the Senator from Peoria would be
16. among the most vociferant . . . vociferous supporters of this
17. legislation since it's an attempt to find out how we are spending
18. 3 billion dollars a year that we spend on education in Illinois.
19. Combining state, federal and local sources, we spend 3 billion
20. dollars a year, and yet we do not effectively evaluate that
21. expenditure. I think this is a small sum of money to invest to
22. determine how the money is being spent, how our children are being
23. educated. What kind of results are coming from these massive
24. expenditures? I think it's highly desirable legislation. I
25. would urge all of you to support it. Also I might point out,
26. in the Superintendent's budget it was originally part of this
27. bill. The appropriation of \$125,000.00, and has been taken out
28. the bill and has been put separately into the Superintendent's
29. office appropriation.

30. PRESIDING OFFICER: (Senator Laughlin)

31. Is there any further debate? Senator Berning.

32. SENATOR BERNING:

33. Thank you Mr. President and members of the body. I recognize

1. that I am perhaps going to be redundant but it does appear to me
2. that the office of the Superintendent of Public Instruction can
3. do this very thing now. The question arises in my mind is
4. simply if he has not, why not? This seems to me to be the basic . . .
5. one of the basic responsibilities of that office and I am intrigued
6. to find now that this department is not functioning in a manner
7. that I thought was purely elemental. People in my district are
8. ever concerned about the mounting expenditures of our funds . . . their
9. funds, I might say and the initiation of any new programs are
10. unwelcome. I can very readily see this escalating into tremendous
11. expenditures. If for no other reason, will there be a continuing
12. expense when one notes on page one that there is a citizen's
13. advisory committee. Now undoubtedly they will not be paid, but
14. they will be entitled to their expenses. These sorts of committees
15. have a way of meeting regularly so their expenses become rather an
16. item. Further, a little down the page, I see where there is a
17. requirement to develop techniques for assessing student's attributes,
18. knowledge, and so on. Now gentlemen and lady of the Senate, many
19. times I find myself disagreeing with our school teachers on one
20. issue or another, but here I would have to rise in defense of the
21. teachers, because as I interpret this, we are simply impugning the
22. teachers with this particular section of this bill. Then thirdly,
23. I find that the members of the General Assembly will be furnishing
24. an annual report. I doubt that there is one person in this body
25. that can look with favor on the receipt of another report. Our
26. wastebaskets are full all of the time, throwing these things out.
27. It's a waste of money, and I submit that this is something that
28. we ought to attempt to avoid and not encourage. Furthermore, this
29. doesn't become effective until September 1, 1975.

30. PRESIDING OFFICER: (Senator Laughlin)

31. Senator Soper.

32. SENATOR SOPER:

33. Mr. President and members of the Senate, I rise in opposition

1. to this bill. This bill calls for a citizens advisory committee.
2. Now I always thought that the citizens advisory committee was the
3. local school board. I think the local school board should know
4. whether or not the students are doing well when they receive reports
5. that their scholars . . . their scholarships haven't been . . .
6. scholarships haven't been awarded to their local schools - to
7. their local school children. They find that they receive their
8. graduation certificates or diplomas and they can't find jobs because
9. they can't read and write. I think the school board knows that.
10. They know what is going on in their school district and if they
11. can't take . . . if they can't take heed of that, there is no
12. citizens advisory committee that's going to help them. To spend
13. this money reminds me of when I came down to the Senate and we
14. had \$261,000,000.00 for relief and now the last budget was
15. 14 hundred million dollars. This will just grow and grow and
16. grow, and we can't afford all this nonsense. People that have the
17. responsibility, have to take the responsibility. The sooner we
18. cut down with these extra divisions in every . . . in every
19. directorship or division that we have in the state, the sooner
20. we will be fiscally responsible and we'll get on to the business
21. of educating the children in the proper manner.

22. PRESIDING OFFICER: (Senator Laughlin)

23. Is there any further debate? If not, the Secretary will
24. call the role. Was there someone else? Did I miss someone?
25. I beg your pardon. Senator Rock. I'm not used to being up here,
26. you may close the debate.

27. SENATOR ROCK:

28. Thank you Mr. President and members of the Senate, I can
29. only say gentlemen that I have to echo what Senator Partee said.
30. I think that this is an extremely important piece of legislation
31. for the future. This calls for the full accountability procedures
32. to be effective and effected in . . . by September 1, 1975. Now
33. in order to do that properly, we have to begin immediately. I

1. would think that everyone would support this. We are going to
2. argue long and hard I am sure, as to the funds that we will
3. ultimately appropriate to the common school fund. I would venture
4. to say that the 78th General Assembly will have to appropriate
5. even more money, and the 79th and every succeeding General
6. Assembly. It seems to me only elementary that there should be an
7. accountability. An accountability - an accounting if you will, to
8. the men who appropriate this money to see what in fact, our school
9. system is all about. I would ask for a favorable roll call, Mr.
10. President.

11. PRESIDING OFFICER: (Senator Partee)

12. The Secretary will call the roll.

13. SECRETARY:

14. Arrington, Baltz, Berning, Bidwill, Bruce, . . .

15. PRESIDING OFFICER: (Senator Partee)

16. Senator Bruce.

17. SENATOR BRUCE:

18. Gentlemen, we are on the verge of creating probably the most
19. extensive shelf study that Illinois has ever made. A shelf study
20. is one that is done at tremendous expense and then placed upon
21. our shelves. I vote no.

22. PRESIDING OFFICER: (Senator Partee)

23. Continue with the roll call.

24. SECRETARY:

25. Carpentier, Carroll, Cherry, . . .

26. PRESIDING OFFICER: (Senator Partee)

27. Senator Cherry.

28. SENATOR CHERRY:

29. I notice the 18 states in the United States have already
30. passed similar legislation. I'm referring to the most populous
31. states in the union - Pennsylvania, New York, New Jersey, Ohio.
32. I have heard many comments by people who are inquiring what are
33. we doing in our educational system today? Why can't some of our

1. youngsters read properly? Why can't they write properly? Why
2. can't they devote enough time for study periods? What is happening
3. in our educational system where many students are turned out that
4. don't have basic qualifications to go on to higher education? I
5. think this is a good bill and I want to correct Senator Berning.
6. I don't know where he gets the date that this law, if passed, will
7. become effective in 1979. Because the bill precisely says 1972.
8. That's the date . . . the effective date of this act. I think
9. it's time that we reassess our values and determine where we are
10. going in future education for the youngsters in our society
11. today. I think times have changed sufficiently and we better give
12. a new look and a strong look at our entire educational system and
13. find out what are the defects. Where we're from here in our modern
14. society. What new techniques are necessary? We've inovated a new
15. program in my district called the Magnet School. The results that
16. have been achieved there are absolutely amazing. I think that a
17. study of what is occuring there is most important by the office of
18. Superintendent of Public Instruction. I see nothing wrong with
19. this bill. I think it's a great step forward for the youngsters
20. of our society and I vote aye.

21. PRESIDING OFFICER: (Senator Partee)

22. Senator Cherry votes aye. Continue the roll call.

23. SECRETARY:

24. Chew, Clarke, Collins, Coulson, . . .

25. PRESIDING OFFICER: (Senator Partee)

26. Senator Coulson.

27. SENATOR COULSON:

28. Mr. President, the new constitution under which we are now
29. operating provides that this new State Board of Education, except
30. as limited by law, may provide . . . may establish goals, determine
31. policies, provide for planning and evaluating education programs
32. and recommend financing. Now it seems to me, this is either an
33. attempt to statutorily enact what is already in the Constitution.

1. In which case it's pointless or it is an attempt to limit the power
2. of that Board, in which case it is affirmatively evil, and in
3. either case I must vote no.

4. PRESIDING OFFICER: (Senator Partee)

5. Continue the roll call.

6. SECRETARY:

7. Course, Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert,
8. Graham, Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, . . .

9. PRESIDING OFFICER: (Senator Partee)

10. Senator Knuepfer.

11. SENATOR KNUEPFER:

12. I'm afraid I don't see the devil that evidently many of my
13. colleagues see in the bill. I think one of the serious problems of
14. the Legislature and the Executive Branch in this State is that
15. after we've spent the money, we pay far too little attention to what
16. we've really done with that money. We've talked about things like
17. performance budgeting, and never even gotten close to them. We
18. haven't paid any attention to it later. This doesn't come close
19. to performance budgeting but it is darned important to find out what
20. we're doing and before we know why we're doing it. We a . . . and
21. this program will grow. I share many of the doubts that Senator
22. Bruce has about growing programs. I know they grow and I'm afraid
23. of them. But I think in the one area that this State needs growth
24. programs, it's in the area of finding out what we've done after
25. we've done it. And particularly in measuring what we've done and
26. I vote aye.

27. SECRETARY:

28. Knuppel, Kosinski, Kusibab, Latherow, Laughlin, . . .

29. PRESIDING OFFICER: (Senator Partee)

30. Senator Laughlin.

31. SENATOR LAUGHLIN:

32. Mr. President and members of the Senate, I have been trying
33. to listen to this debate and remember where the light switch was

1. when I was up there in that wrong place: At first I thought I
2. was going to support this bill and I've come to the conclusion that
3. I can't. The motive is undoubtedly the finest. Unfortunately my
4. wife is a school teacher teaching remedial reading - takes courses
5. and constantly tells me how much disagreement there is among the
6. professors as to the proper way to teach Johnny to read. They
7. don't even agree completely that there is such a thing as dyslexia,
8. for example. Now it's one thing to set out in this statute what
9. we're to do and to set up rules, but if you look on page 2, it's
10. really sort of interesting. This says that the legislature will
11. enact this provision: All norm referenced testing conducted
12. hereunder shall constitute no more than one-third of the importance
13. of the total assessment and shall be administered on a sampling
14. basis, unless otherwise requested by any local school board. Now
15. none of us know what this means, let's confess it. Also, all
16. reported data shall take into account other characteristics which
17. influence student educational performance - such as, and they
18. don't say without limitation or as limited. Such as the size of
19. the school district, level of financial support and other school,
20. community, economic and social variables. Now I tell you, ladies
21. and gentle . . . lady and gentlemen of the Senate, this is to
22. authorize the darndest experiment you ever saw. And while the
23. motive is excellent, and we certainly do need to improve the
24. quality of our education, I'm satisfied this isn't the way to do
25. it. I vote no.

26. SECRETARY:

27. Lyons, McBroom, . . .

28. PRESIDING OFFICER: (Senator Partee)

29. Speak a little louder, would you.

30. SECRETARY:

31. McCarthy, Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill,
32. O'Brien, Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
33. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.

1. PRESIDING OFFICER: (Senator Partee)
2. Senator Horsley votes no. Request for the call of the
3. absentee.
4. SECRETARY:
5. Arrington, Baltz, Bidwill, Chew, Clarke, Fawell, Harris, Knuppel,
6. Rock, Swinarski, Weaver.
7. PRESIDING OFFICER: (Senator Partee)
8. Lyons aye. Senator Rock.
9. SENATOR ROCK:
10. Mr. President, I don't think I'm recorded. I would like to
11. postpone consideration on this bill.
12. PRESIDING OFFICER: (Senator Partee)
13. Consideration postponed. Is 1432 in this series? Is Senator
14. Saperstein on the floor? Do you desire to go ahead with this one
15. or hold it? 1437, Senator Vadalabene. 1464, Senator Gilbert.
16. 1466, Senator Merritt.
17. SENATOR MERRITT:
18. Yes Mr. President and members of the Senate, 1466 is just as
19. the calendar says. It is the annual appropriation Commission for
20. Economic Development. Itold Senator Lyons earlier that we would
21. hold it 'til I saw the status of the omnibus bill, if it had it
22. in. Now I've seen that come from the House and just for the sake
23. of getting this over to the House, I would appreciate a favorable
24. roll call. If it is in the omnibus bill, it will die over there.
25. PRESIDING OFFICER: (Senator Partee)
26. Senator Neistein.
27. SENATOR NEISTEIN:
28. Senator Merritt is this the Commission that charges money
29. for people that want to find out about Illinois when you ask for
30. information they charge you for the book?
31. SENATOR MERRITT:
32. Yes Senator Neistein, with your aye vote we were able to
33. accomplish that.

1. PRESIDING OFFICER: (Senator Partee)
2. Senator Neistein.
3. SENATOR NEISTEIN:
4. You never had my aye vote. I've opposed it all the time. You
5. see programs on T.V., the State of Oregon, all the other states
6. encouraging people to come there and they don't charge them for
7. asking for information about their States. Now I think it's a
8. mistake to have people who want to write in about Illinois and say
9. you have to pay a charge to find out information. You should be
10. giving them money for making the interest or exhibiting the interest
11. in the State of Illinois and I'm going to oppose this bill.
12. PRESIDING OFFICER: (Senator Partee)
13. Senator Merritt.
14. SENATOR MERRITT:
15. Senator Neistein, you have us confused with the Department.
16. The Department does the charging, not the Commission.
17. PRESIDING OFFICER: (Senator Partee)
18. Any further debate? Do you care to close the debate, Senator?
19. Roll call.
20. SECRETARY:
21. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
22. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,
23. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris,
24. Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab,
25. Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler,
26. Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,
27. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper, Sours,
28. Swinarski, Vadalabene, Walker, Weaver.
29. PRESIDENT:
30. Saperstein, aye. On that question the yeas are 40, nays are
31. 1. The bill having received a constitutional majority is declared
32. passed. Senator Partee.
33. SENATOR PARTEE:

1. Just two brief announcements, there is a young man here with
2. a camera from Southern Illinois University, who desires to take
3. some photos of the Senate in session. They are stills and require
4. no lights. It's a requirement for a term paper in photography I
5. might add. I understand there is no objection to it so if you see
6. him here, you will know what's going on. And while I'm on my feet
7. let me say that one of the reasons that I think the Legislature
8. functions as well as it does, is because associated with the
9. legislative process, are a lot of very fine people who are known
10. as lobbyists. This State lost one of them the other day. Mr.
11. Lon Sargent, who has been with the Illinois Municipal League for
12. many years, having come to Springfield perhaps about thirty years
13. ago, from his home town of Bloomington. He passed, and his wake is
14. at the Kirilin & Egan Funeral Home at 900 South Sixth Street tonight.
15. The visiting hours are 3:00 to 9:00 P.M. It occurs to me that
16. because of the years of devotion, which Mr. Sargent gave to the
17. Illinois Municipal League and to this Legislature, that as we
18. finish here today . . . Senator Walker has a Death Resolution . . .
19. that it would be the height of good taste, if as many of us as
20. possible, could go in a body to his wake. The funeral is tomorrow
21. at one o'clock, when we will be in Session. The wake is tonight
22. from 3:00 to 9:00.

23. PRESIDENT:

24. 1476, Senator Saperstein. Hold. Same on 1490. 1509,
25. Senator Latherow. 1534, Senator Rosander. 1541, Senator Newhouse.
26. Senator Newhouse was on the Floor a moment ago. Oh, it's been
27. passed. 1546, Senator Partee.

28. SENATOR PARTEE:

29. I gave you some misinformation. I think we are almost down
30. now to 1561.

31. PRESIDENT:

32. Oh, I'm sorry. 1561, Senator Kosinski. 1561.

33. SENATOR KOSINSKI:

1. Mr. President, Senators. I would like to recall Senate Bill
2. 1561 to Second Reading for the purpose of amending, tabling
3. Amendment Number 1 and Number 2 and inserting Amendment Number
4. 3.

5. PRESIDENT:

6. Senator Kosinski takes Senate Bill 1561 back to Second Reading
7. for purpose of amendment. He moves to reconsider the vote by which
8. Amendment Number one and two were adopted for the purpose of tabling.
9. All in favor of the motion to reconsider indicate by saying aye. Contrary
10. minded. All those in favor of the motion to table signify by saying aye.
11. Contrary minded. Senator Kosinski offers Amendment Number three. Do
12. you wish to explain the Amendment?

13. SENATOR KOSINSKI:

14. Yes, Mr. President, Senators. Amendments . . . it amends, let's
15. see . . . lines 2 and 3 has the wrong date in the bill and we're
16. changing it to March 18, 1967. It also changes the language in
17. which Senator Horsley disagreed in the language that was written
18. in the bill. The bill now reads . . . means the wife if not
19. legally separated whose husband was a prisoner of war or a
20. person missing in action after marriage or any legitimate child
21. born during the period of time it's father was a prisoner of war.
22. Then it also takes out the appropriation \$40,000 that was inserted
23. in the bill.

24. PRESIDENT:

25. Is there any discussion? All in favor signify by saying aye.
26. Contrary minded. The amendment is adopted. Do you wish to return
27. for passage of the bill shortly?

28. SENATOR KOSINSKI:

29. Yes, I do. Thank you Mr. President.

30. PRESIDENT:

31. 1570, Senator McCarthy.

32. SENATOR McCARTHY:

33. Mr. President, I would like to move that that be committed to

1. the Committee on Education.

2. PRESIDENT:

3. Motion to commit this to the Committee on Education. All
4. in favor signify by saying aye. Contrary minded. Motion prevails.
5. Senator Kosinski is recognized on 1561.

6. SENATOR KOSINSKI:

7. Mr. President, Senators. Senate Bill 1561 amends the
8. scholarship article of School Code and provides for scholarships
9. for dependents and wives of prisoners of war or persons missing
10. in action. It also prohibits the removal of benefits once
11. accrued from the dependents even though the father returns or
12. reported deceased. This bill is a long time coming. I feel
13. that the wives of prisoners of war, and missing persons, the only
14. income they have Senators, are the allotment checks and to bring
15. up and raise children on an allotment check I think is pretty
16. difficult. I now make a plea that you vote this bill into law
17. and send it down to the House and that they would concur with
18. our vote and have the Governor sign the bill. I appreciate a
19. favorable roll call at this time.

20. PRESIDENT:

21. Senator Gilbert.

22. SENATOR GILBERT:

23. Well, I opposed this bill in committee. I think that it's
24. a laudable cause possibly that the Senator is advocating here. But
25. I feel in the light of the fact that we're attempting to phase
26. out the scholarships instead of creating new ones, that if there
27. are any of these people covered by this who are in need, that they
28. would be covered by the application of the Scholarship Commission.
29. It is my understanding that the families of prisoners of war
30. continue to draw the same income as if the person who is a prisoner
31. was still serving in the service. I see no reason why we should
32. pick out this group of people and give them extra attention if
33. their income is \$7,000 or less. Almost 100% of every person who

1. applies to the Scholarship Commission is given a scholarship
2. grant which they do not have to pay back up to \$15,000 a year.
3. About 75% of the applicants received a scholarship grant. The
4. sub-committee of which I was a member along with Senator Hynes,
5. Senator Newhouse and Senator Laughlin made a detailed study. We
6. had representatives of Scholarship Commission before us in
7. Chicago and Springfield here and we went into this matter of
8. tuitions and scholarships. I think that we are attempting to make
9. everything on the basis of need. I favor that. I'm for phasing
10. out many of our scholarships and putting them solely on need and
11. giving more money to the Scholarship Commission. If we're
12. going to add \$40,000, I think it should be given to the Scholarship
13. Commission. And I feel confident that every one of these people who
14. is in need of a scholarship, who is covered by this bill, would
15. receive such a grant from the Commission.

16. PRESIDENT:

17. Senator Mitchler.

18. SENATOR MITCHLER:

19. I have a question to ask the sponsor. Senator Kosinski, do you
20. know approximately how many prisoners of war and missing in action
21. persons are from the State of Illinois at the present time?

22. PRESIDENT:

23. Senator Kosinski.

24. SENATOR KOSINSKI:

25. Yes, I have that answer, Senator. First of all I wonder if I
26. could answer Senator Gilbert.

27. PRESIDENT:

28. Well, Senator Kosinski is entitled to close the debate. I
29. think right now you're restricted to responding to Senator Mitchler.

30. SENATOR KOSINSKI:

31. The statistics that were given to me by the Illinois Veterans
32. Commission up to now are 49 prisoners of war missing in action in
33. the great State of Illinois. Not all of these are married. We would

1. estimate about 75% or 36 of them are married. There are 33
2. dependent children of prisoners of war and missing in action. The
3. estimated total of wives and children are approximately 69.

4. PRESIDENT:

5. Senator Mitchler.

6. SENATOR MITCHLER:

7. Well, Mr. President, members of this Senate, we're talking
8. about 49 prisoners of war missing in action in the State of Illinois
9. and as pointed out by the Senator, 36 of these are married leaving
10. behind 33 dependent children. Now anything that we can do to help
11. the wives and this Amendment Number 3 that Senator Kosinski put on, after
12. consultation with Senator Horsley and myself, protects the fact that
13. it's the wife not legally separated who's husband was a prisoner of
14. war missing in action after the marriage or any legitimate child
15. born before or during the time his father was a prisoner of war.
16. This is little we can do for these few people of our State and I
17. think, when you talk about the millions of dollars that is squandered in
18. the saloons and all that for the people who are not making any
19. sacrifice and who are not working or contributing in any way but living
20. off the fat that this Legislature appropriates, to deny that to those
21. people on any grounds would be a very wrong doing. I would urge
22. support.

23. PRESIDENT:

24. Is there further discussion? Senator Neistein.

25. SENATOR NEISTEIN:

26. I would like to ask the sponsor, Senator Kosinski. Since you
27. didn't consult with me but you only consulted with Senator Horsley
28. and Senator Mitchler . . . what crime has an illegitimate child committed
29. that your bill limits the aid only to the legitimate children of the
30. missing of action and the prisoners of war. Why do you differentiate?
31. Can you explain what crime a child has committed who is born
32. illegitimate?

33. PRESIDENT:

1. Senator Kosinski.

2. SENATOR KOSINSKI:

3. Well the child sure didn't commit a crime. Neither did the
4. ones involved. I don't . . . I haven't seen my Chaplain lately
5. and I haven't asked him about those things.

6. PRESIDENT:

7. Senator Neistein.

8. SENATOR NEISTEIN:

9. Well, Senator Kosinski, you can think of this as levity but I
10. think this is a serious question and I don't see the differentiation
11. that you're making, with all due respect to that great patriot,
12. Senator Mitchler, and consulting with Senator Horsley, and I want to
13. know where the logic is that you limit the amendment to legitimate children
14. and I want to again ask you what crime an illegitimate child has committed
15. that he can't have a scholarship?

16. PRESIDENT:

17. Senator Lyons.

18. SENATOR LYONS:

19. Well I would just like to point out to Senator Neistein
20. that one reason, I don't know that this is a fact or not, but one
21. reason could be that in the case of illegitimate children there might
22. be some difficulty in determining whether or not the male parent
23. actually was in a prison camp.

24. PRESIDENT:

25. Senator Soper.

26. SENATOR SOPER:

27. Mr. President, would the Senator yield to a question?

28. PRESIDENT:

29. He indicates he will.

30. SENATOR SOPER:

31. I understand that your amendment states beside illegitimate
32. children not being able to receive this benefit that if a woman
33. is separated from her husband or divorced from her husband that the

1. child couldn't receive benefit of this scholarship. Is that true?
2. SENATOR KOSINSKI:
3. I wouldn't know the answer, maybe my . . .
4. SENATOR SOPER:
5. Does your amendment state that if the wife is separated or
6. legally divorced from the prisoner of war that the child cannot
7. receive the benefit of the scholarship? I'm not asking about
8. an illegitimate child, I'm asking about a child in a broken home
9. or a divorced home. Does your amendment say that?
10. PRESIDENT:
11. Senator Kosinski.
12. SENATOR KOSINSKI:
13. I'll hold the bill. I've got to get more information.
14. PRESIDENT:
15. Alright, the bill will be held. 1572, Senator Rock, hold.
16. 1563, Senator Cherry.
17. SENATOR CHERRY:
18. Mr. President, I would move to bring this bill back to
19. Second Reading for the purpose of presenting an amendment.
20. PRESIDENT:
21. 1563 is brought back to Second Reading for purpose of
22. amendment. Can you explain your amendment.
23. SENATOR CHERRY:
24. Yes. In substance it reduces the appropriation provided for
25. is this bill by 2 million, three hundred and thirty nine thousand
26. dollars. It was the concensus of the Judicial Advisory Committee
27. in considering the proposed increses to the judiciary to include
28. the proposed increases in this appropriation bill. Now that it
29. seems that we will not consider, at the moment at least, the
30. increases to the judiciary, this added amount is unnecessary.
31. Should the bills, however, pass it can then be appropriately
32. done so that what we're doing now is reducing this appropriation
33. by those pay raise increases, taking them out and I would move

1. for the adoption of the amendment as I have stated.

2. PRESIDENT:

3. Is there any discussion? All in favor signify by saying aye.

4. Contrary minded. The amendment is adopted, any further amendments?

5. Third Reading. 1564, Senator Cherry.

6. SENATOR CHERRY:

7. Senate Bill 1564 is a bill for the appropriation to the

8. Supreme Court for all of the expenses including the administration

9. of the Court. I don't know of any objection to the bill and I

10. would ask for your favorable vote.

11. PRESIDENT:

12. Is there any discussion? Senator Laughlin.

13. SENATOR LAUGHLIN:

14. Yes, Senator Cherry, would you yield. This does not include

15. then salary increases for the Supreme Court.

16. SENATOR CHERRY:

17. None whatsoever Senator.

18. SENATOR LAUGHLIN:

19. Alright, thank you.

20. PRESIDENT:

21. Any further discussion. Senator Berning.

22. SENATOR BERNING:

23. Just one question, please, of the sponsor. How does this

24. compare with last year's appropriation for the same things?

25. PRESIDENT:

26. Senator Cherry.

27. SENATOR CHERRY:

28. I don't know, Senator, I haven't compared it with last year's

29. appropriation.

30. PRESIDENT:

31. Is there further discussion. Secretary will call the roll.

32. SECRETARY:

33. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,

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

8. PRESIDENT:

9. Horsley, aye. Mitchler, aye. McBroom, aye. On that question
10. the yeas are 50, the nays are none. The bill having received
11. the constitutional majority is declared passed. Do you wish
12. to return to 1563, Senator Cherry. 1563.

13. SENATOR CHERRY:

14. Mr. President, members of the Senate this bill provides for
15. the operation of our judicial system in the entire State without
16. considering any pay increase for the judiciary whatsoever they
17. having been removed.

18. PRESIDENT:

19. Is there further discussion? Secretary will call the roll.
20. Just a moment. Senator Horsley.

21. SENATOR HORSLEY:

22. Senator Cherry, I've been asked a lot of questions. You told
23. me originally it was in but you took it out by amendment, didn't you?
24. The pay increases.

25. PRESIDENT:

26. Senator Cherry.

27. SENATOR CHERRY:

28. I don't get your question, Senator Horsley. What is your
29. question?

30. SENATOR HORSLEY:

31. Its been taken out.

32. PRESIDENT:

33. Senator Cherry.

1. SENATOR CHERRY:
2. That is correct. We did that by the amendment we just adopted.
3. PRESIDENT:
4. Senator Horsley.
5. SENATOR HORSLEY:
6. In other words, this now appropriates the money as though their
7. salaries all remain the same . . . as what they are today.
8. PRESIDENT:
9. Senator Cherry.
10. SENATOR CHERRY:
11. That is correct . . . precisely correct, Senator Horsley.
12. PRESIDENT:
13. Is there further discussion. Secretary will . . . Senator
14. Knuppel.
15. SENATOR KNUPPEL:
16. Senator Cherry, I think you said that if . . . something about if
17. their salaries were raised that could be taken care of as a matter
18. of course. Now does that mean by a separate appropriation bill?
19. It won't just happen. Okay.
20. PRESIDENT:
21. Is there further discussion? Secretary will call the roll.
22. SECRETARY:
23. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
24. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,
25. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris,
26. Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab,
27. Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler,
28. Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,
29. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper, Sours,
30. Swinarski, Vadalabene, Walker, Weaver.
31. PRESIDENT:
32. On that question, the yeas are 52, the nays are none. The bill
33. having received the constitutional majority is declared passed.

1. 1575, Senator Rosander.

2. SENATOR ROSANDER:

3. Mr. President, I would like to have Senate Bill 1575 brought
4. back to Second Reading for purpose of amendment.

5. PRESIDENT:

6. 1575 is brought back to Second Reading for purpose of amend-
7. ment. Senator will explain his amendment.

8. SENATOR ROSANDER:

9. Well, Amendment Number One merely sets the effective date of
10. this act, in fact it reads, "This act shall take effect July 1st,
11. 1972 or upon its becoming a law whichever is later." I move for
12. the adoption of this amendment.

13. PRESIDENT:

14. All in favor signify by saying aye. Contrary minded. The
15. amendment is adopted. Any further amendments? Now we'll have
16. to have intervening business before we can get back to the adoption
17. of . . . you have another amendment.

18. SENATOR ROSANDER:

19. Well, I don't want to pass the bill at this time, I simply
20. want the amendment and brought back to Third Reading.

21. PRESIDENT:

22. It is brought back to Third Reading.

23. SENATOR ROSANDER:

24. I also have a companion bill, that's Senate Bill 1534 which
25. would be Amendment Number 2 which does exactly the same thing. Puts
26. on the effective date.

27. PRESIDENT:

28. Which bill was that?

29. SENATOR ROSANDER:

30. 1534.

31. PRESIDENT:

32. 1534. Senator Rosander puts back to Second Reading and offers
33. Amendment Number 2 on that.

AB 1367
2nd Reading
5/30/72

1. SENATOR ROSANDER:

2. It does exactly the same thing as Amendment Number One to
3. 1575.

4. PRESIDENT:

5. All in favor signify by saying aye. Contrary minded. The
6. amendment is adopted. The original Joliet spelled his name with
7. two L's incidentally, rather than one. 1582, Senator Carpentier.

8. SENATOR CARPENTIER:

9. Mr. President, I'd like to go back to 1365, 1366 and 1367
10. because 1582 is the appropriation bill. We by-passed those earlier
11. and I'd like to take them at this time.

12. PRESIDENT:

13. 1365, 66 and 67. Now do you want to take them one at a time
14. or can we take this as a . . .

15. SENATOR CARPENTIER:

16. It's a package deal, Mr. President. What it does is . . . in
17. August of 197 . . .

18. PRESIDENT:

19. Just a moment, before you go into explanation. Is there
20. objection to voting on . . . Senator ParTEE.

21. SENATOR PARTEE:

22. I thought that there wasn't, but now my staff tells me that
23. someone was here today from the city and the county who have some
24. questions about it and, if you can hold it until tomorrow, I'll
25. get the answers, I'm sorry I thought we were ready to go.

26. PRESIDENT:

27. Senator Carpentier, what is your wish?

28. SENATOR CARPENTIER:

29. Well, Mr. Pro Tem, I don't what other questions we could have.
30. I'm not going to be here tomorrow. I'm going to go see my son
31. graduate from Military School and I won't be back for the rest of
32. the week and maybe the first two days of next week and we've had
33. a hearing on these bills in both revenue and appropriations and the

1. case has been continued in court that they want to turn this over
2. to receivership and we've heard from the Department of Revenue.
3. They have the mechanics all set up. They are ready to go to give
4. these people the refunds and I would like to pass these bills out
5. now.

6. PRESIDENT:

7. Senator Partee.

8. SENATOR PARTEE:

9. Well, Senator, you hit a very sensitive nerve with me when
10. you said you wanted to go to your son's graduation. I have painful
11. recollections of sitting at that desk there where Senator Hall sits
12. when my daughter finished high school and didn't get there. It's
13. never going to happen to me again and I hope you get to your son's
14. graduation. So under those circumstances call the bill. But I
15. don't understand how the graduation is going to last a week.

16. PRESIDENT:

17. Senator Carpentier.

18. SENATOR CARPENTIER:

19. Well, I would be very happy to take you along Mr. Pro Tem and
20. show you how that school operates but if there is any doubt when these
21. bills are over in the House of Representatives that they have some
22. questions, I know Representative Pappas who will handle them over
23. there will be most happy to answer questions. What it does, members
24. of the Senate, is to give back a refund to people who bought cars
25. from August 16th to December 10th of 1971. This is when the Federal
26. Government . . . they knocked out the Federal Excise Tax and this is the
27. refund that our people who bought cars in between August and December
28. have coming to them and I know of no other opposition other than this
29. one court case and at this time I ask for a favorable roll call.

30. PRESIDENT:

31. Senator Partee.

32. SENATOR PARTEE:

33. There's just one question that I want to make certain about

1. before we vote and that is this: When the Federal Escise Tax
2. was declared unconstitutional the question then became whether
3. or not the State would refund to those persons who had paid it
4. those monies which the State had collected. Is that correct?
5. By way of sales tax, is that right?
6. PRESIDENT:
7. Senator Carpentier.
8. SENATOR CARPENTIER:
9. Yes, Congress rolled back this tax and New York and Wisconsin
10. have already put theirs in motion. They are giving the refunds
11. back now.
12. PRESIDENT:
13. Senator Partee.
14. SENATOR PARTEE:
15. So what we're giving back is a 5% sales tax collected on the
16. excise tax, is that correct?
17. PRESIDENT:
18. Senator Carpentier.
19. SENATOR CARPENTIER:
20. That's correct Senator.
21. PRESIDENT:
22. Senator Partee.
23. SENATOR PARTEE:
24. Did any municipalities receive any portion of the 5% tax and
25. if so, what is the arrangement by which the cities or communities
26. will pay back that money to the State, or must they?
27. PRESIDENT:
28. Senator Carpentier.
29. SENATOR CARPENTIER:
30. That is handled in 66 and 67 of the bill. They will get credit
31. for next year.
32. SENATOR PARTEE:
33. When you say credit . . .

1. SENATOR CARPENTIER:

2. The amount will be credited....will be deducted I mean.

3. PRESIDENT:

4. Senator Partee.

5. SENATOR PARTEE:

6. You mean then that there will be a deduction of the amount
7. of monies that cities would be entitled to parallel with the amount
8. of money that the State pays back on their behalf. Is that what
9. your saying?

10. PRESIDENT:

11. Senator Carpentier.

12. SENATOR CARPENTIER:

13. Yea.

14. SENATOR PARTEE:

15. I just want to make it clear because we've been ask this
16. question by several of the members and I want to make certain that
17. this is what we're saying here.

18. PRESIDENT:

19. Is there further discussion? The Secretary will call the roll.
20. The roll will apply to 1365, 1366, 67 and 1582...4 bills. Secretary
21. will call the roll.

22. SECRETARY:

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

28. PRESIDENT:

29. Senator Lyons.

30. SENATOR LYONS:

31. Mr. President and members, I want to explain my vote since there
32. has been some press conferences held in the last couple of weeks
33. having to do with this bill. My office, as can be learned by anyone

1. who can read English if he takes a look at the ethics form that
2. we all filed, represents the Chicago Auto Trade Association. Chicago
3. Auto Trade Association is a party in the law suit...that...a...has
4. grown up around this rebate. The position of the Chicago Auto Trade
5. Association is that of a stake holder. They stand to gain nothing
6. or profit anything a...from whatever way this bill comes out. But
7. since there has been imputations in the media that I or somebody
8. acting for me, or my law office or the Chicago Auto Trade Association
9. had some kind of sinister influence in seeing the defeat of this bill,
10. a...I want to make clear to all that that is not a fact which I
11. think can be gleamed from the fact that I vote aye on the bill.

12. SECRETARY:

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

17. PRESIDENT:

18. Senator Walker.

19. SENATOR WALKER:

20.the only thing that I have I would like to announce is
21. Senator Swinarski and Walker have a conflict of interest here in
22. as much as we both have overgrown Fords and we're going to receive
23. this rebate and I thought that we both should announce that publicly
24. and I have cleared with Senator Swinarski. I voted aye before I
25. started.

26. SECRETARY:

27. Weaver,

28. PRESIDENT:

29. Egan, aye. Cherry, aye. Hynes, aye. On that question the yeas
30. are 51 the nays are none. The four bills are declared passed. 1572,
31. Senator Rock.

32. SENATOR ROCK:

33. Yes, Mr. President and members of the Senate, this is a bill to

1. appropriate the sum of one...forty thousand dollars, it was originally
2. introduced as a hundred thousand. It was amended down by Senator
3. Partee to the sum of forty thousand dollars to the Secretary of
4. State for use by the Motor vehicle Services Division for making a
5. study of the feasibility of requiring photographs on drivers licenses.
6. Now there is presently pending before this body, House Bill 4428 which
7. would mandate such a photograph on such a license and there is some concern
8. by the members concerning the cost thereof. It has been estimated
9. that it would cost somewhere in the neighborhood of seven million
10. dollars per year. Now this bill would appropriate a sum of money
11. of forty thousand dollars to do a feasibility study on this question.
12. There were questions raised in the committee that frankly I didn't
13. think were well enough answered. We will get a chance later on to
14. vote on House Bill 4428 but I...in good conscience, I thought that we
15. ought to have another vehicle and I'd ask for a favorable support.

16. PRESIDENT:

17. Senator Carpentier.

18. SENATOR CARPENTIER:

19. Mr. President, I rise in support of this bill. I've done some
20. checking in the last couple of weeks after that bill passed the House
21. and as the members will recall last week I got up on a point of personal
22. privilege to take out after two people that testified under the
23. other bill for their misrepresentation of all the late Secretaries of
24. State going way back to 1953 and also their saying that they had
25. permission to use the signature of Secretary Lewis. We talked with
26. the...with Oklahoma and Nebraska, Arizona. A few years ago, Miss
27. America was from Arizona. Somehow one of the administrators of the
28. motor vehicle division took a great...of the motor vehicle division
29. of the Great Plains state obtained her license. He took it to the
30. downtown photographer and had his picture superimposed over hers.
31. A copy was then taken of the altered card and the altered product
32. then encased in plastic and it was impossible to tell that it wasn't
33. an original. The cost was two dollars. So there is no fool proof

1. scheme. In the system that we're about to work on under the other
2. bill and why we need this study commission, for those who are going
3. to abuse this new administrative system which will have a field day
4. because they will have 135 locations in Illinois to which
5. they may go out and get different drivers license cards. If
6. the person is honest, then he doesn't need a picture on
7. his drivers license. What they are trying to do is use this as an
8. identification card and I think that Senator Rock has come up with
9. a good idea for a study commission because only in generalities have
10. we heard the two candidates for Secretary of State for next year.
11. And I think that this study commission would be a great aid and I
12. think at this time it would be a burden upon the citizens of Illinois
13. to turn around and tell them that they now, starting next July, all have
14. to report to an exam station to get their picture taken as which
15. pointed out in Arizona, Nebraska and Oklahoma there are no fool-
16. proofs. We had one set of samples in a committee and heard testimony
17. of a police officer who spoke for the patrolman's association...been
18. an officer in the field for over nine years and all we did was alter
19. one number and he could not detect what happened to that license. So
20. there is no foolproof plan and I think this is a good approach and
21. I urge the members on this side and both sides of the aisle to
22. support this feasibility study.

23. PRESIDENT:

24. Senator Mitchler.

25. SENATOR MITCHLER:

26. Mr. President, I'd like to ask the sponsor . . .

27. PRESIDENT:

28. Just a moment. Please, maintain some order. Proceed Senator.

29. SENATOR MITCHLER:

30. Senator Rock, how many states now have photos on the driver's
31. license.

32. PRESIDENT:

33. Senator Rock.

1. SENATOR ROCK:

2. I think there was testimony before the Transportation Committee
3. last week with regard to House Bill 4428 that there are approximately
4. 20 states that do have some type of photograph on some type of
5. drivers license.

6. SENATOR MITCHLER:

7. Well, Mr. President and members of the Senate, it would appear
8. to me that you could purchase 20 eight cent stamps and draft a letter
9. and ask each of these states for some of the research and problems
10. that they had in connection with the implementation of the drivers
11. photo on their drivers license and you could get a great deal of
12. information. Now originally this bill called for an appropriation
13. of a hundred thousand dollars. It was amended down, as I find in
14. my book, to forty thousand dollars. Now forty thousand dollars is
15. the same figure that you were debating and you had Senator Kosinski
16. hold up his bill for scholarships to prisoner of war and missing
17. in action persons for their sons and daughters that are left behind.
18. And right away we are going to pass through forty thousand dollars here
19. but we had to debate how it was going to be done whether they were
20. legitimate or illegitimate and all this other stuff over those prisoners
21. of war and missing in action. But here we have forty thousand dollars
22. for a feasibility study and it'll only be for the purpose
23. of delaying because it will come up again and there will be another
24. bill in next Session as there has been in the past to have these
25. photo I.D. cards issued by the Secretary of State's office in the
26. form of drivers licenses. Now this is bad. This is just spending
27. forty thousand dollars. It isn't going to accomplish anything
28. that a \$1.60 wouldn't accomplish by buying 20 eight cent stamps.

29. PRESIDENT:

30. Senator Rock.

31. SENATOR ROCK:

32. Yes, Mr. President in response to Senator Mitchler's question
33. there are 22 states and two, four, six more considering this.

1. And I think probably I am sure that the motor vehicle section of the
2. office of the Secretary of State will in fact be in contact with each
3. of those states when this study gets underway. In response to your
4. second point, Senator Kosinski did not hold his bill at my request.
5. And as long as Senator Carpentier and I have the floor we are co-
6. sponsors of this bill... I'd like to announce to all the membership
7. that the ball game has been cancelled this evening due to the un-
8. playability of the grounds and it's rescheduled for June 8th. June
9. 8th. I would ask a favorable roll call.

10. PRESIDENT:

11. Senator Walker.

12. SENATOR WALKER:

13. Thank you Mr. President and members of the Senate. I frankly
14. feel that this is another ball game that should be cancelled. I'm
15. always hesitant to oppose bills introduced by particular friends of
16. mine and these happen to be two of my close friends, I would say.

17. PRESIDENT:

18. Just a moment. Please, let's maintain some order. Proceed
19. Senator.

20. SENATOR WALKER:

21. Thank you Mr. President. I was just informed by the Senator
22. behind me that I could put that in the past tense. This legislation
23. isn't new fella Senators. It has been in, I think, ever since I've been
24. down here, 14 or 15 years. I've had this legislation in the House.
25. I've seen it defeated. Each time it was introduced which I couldn't
26. figure out that seems to happen to many bills that I introduced which
27. I think are good some of which are bad, but as far as I am concerned
28. this is good legislation that is having the picture on the drivers
29. license. But I recall last Spring when we had an appropriation in here
30. to continue the grade crossing commission. As I recall the appropriation
31. was \$25,000. They held extensive hearings, they wanted to continue for
32. another two years and that appropriation was defeated. At that time I
33. made up my mind that I would look carefully at any further and new

1. appropriations. This is legislation and I see that both candidates
2. have been mentioned here for the Secretary of State's office, now
3. think it's good legislation. I don't know where they were ten
4. years ago, eight years ago, six years ago, when the legislation
5. was introduced to provide the drivers license with a picture on
6. the drivers license. All law enforcement agencies, the State's
7. Attorneys are for it and I think Senator Mitchler hit it on the
8. head. Instead of spending \$40,000.00, if Senators Carpentier and
9. Rock will meet me at their favorite bistro I can give them a file
10. six to eight inches thick. I've written to other states - the
11. Legislative Council has much information on this. To me, it's just
12. \$40,000.00 going into the wind. I don't think the study is necessary.
13. I do think the legislation providing the picture on the license is
14. necessary. But why spend \$40,000.00 to study what we already know
15. is necessary and that we already can get the information. Either at
16. the Mansion View or wherever you want to meet, I'll give you my
17. files or I'll take you down to the Legislative Council and let
18. Bill Day give you all the information you're going to spend
19. \$40,000.00 to acquire. Thank . . .

20. PRESIDENT:

21. Is there further discussion? Senator Carpentier.

22. SENATOR CARPENTIER:

23. Senator Rock is the lead sponsor and I know he will close the
24. debate, but after listening to the esteemed Senator sitting in
25. front of me, I don't think anybody would want to look at his
26. files because these bills kept getting beat when he handled them.

27. PRESIDENT:

28. Senator Rock may close the debate.

29. SENATOR ROCK:

30. Yes, Mr. President and members of the Senate, this bill I
31. think, provides for the General Assembly an alternative. There is
32. a great deal of support for a picture on a drivers license. There
33. are currently two or three processes by which this could be done.

1. There is I understand a fourth one in the copywrite or patent stage.
2. And I think it's only fair that whoever becomes the Secretary of
3. State in . . . next year, should have a study at hand so that we
4. don't rush prematurely into a program that appears to at this point
5. at least, cost some \$4,000,000.00. Now I'm in favor of the program
6. obviously, because I'm the Senate Sponsor of House Bill 4428.. But
7. in all fairness to that program, of which I am in full support, I
8. think we should have an alternative so that the General Assembly
9. can say we're either going to take the program as it stands now,
10. or we're going to provide for a feasibility study. I'd ask a
11. favorable roll call.

12. PRESIDENT:

13. The Secretary will call the roll.

14. SECRETARY:

15. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
16. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,
17. Dougherty, Egan, Fawell, Gilbert, Graham, Groen . . .

18. PRESIDENT:

19. Senator Groen.

20. SENATOR GROEN:

21. For the edification of everyone here, I could announce that
22. the Department of Public Aid is presently issuing colored photo-
23. graphs on identification cards for Public Aid recipients
24. probably get all the information for them that you need. I vote no.

25. SECRETARY:

26. Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
27. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
28. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,
29. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
30. Savickas, Smith, Soper . . .

31. PRESIDENT:

32. Senator Soper.

33. SENATOR SOPER:

1. The only thing that you will find after you have a drivers
2. license with your picture on it, that that drivers license you
3. took out of your pocket has that picture. But if you have four
4. more drivers licenses with the same picture on it but with
5. different names. So I don't know what kind of I. D. that's going
6. to be.. I vote no.

7. SECRETARY:

8. Sours, Swinarski, Vadalabene, Walker, Weaver.

9. PRESIDENT:

10. On that question the yeas are 36, the nays are 15. The bill
11. have received a constitutional majority is declared passed. House
12. bills on Third Reading. Senator Course.

13. SENATOR COURSE:

14. Yes, Mr. President and members of the Senate, I'd like unanimous
15. consent to have the Transportation Committee discharged of further
16. consideration of House Bill 4149. And then I would like to have it
17. advanced to the order of Second Reading without reference . . . I
18. discussed this with the leadership on both sides of the aisle,
19. they have no objections.

20. PRESIDENT:

21. Is there objection? Leave is granted. Senator Mohr.

22. SENATOR MOHR:

23. Yes, Mr. President a . . . I have House Bill 4296 that I
24. would like to discharge the Pension or the Labor Committee from
25. hearing that and put in on the order of Second Reading. It's been approved
26. by the Pension Laws Commission and approved by both sides of the
27. aisle.

28. PRESIDENT:

29. Is there objection? Leave is granted. Senator Knuepfer.

30. SENATOR KNUEPFER:

31. Yeah, I would like leave to waive notice on House Bill 4396
32. and have it heard this week in Local Government Committee meeting.
33. Inadvertently it was left off the schedule.

11/10/78 30, 1978
H.B. 4327

1. PRESIDENT:

2. Is . . . Is there . . . I'm sorry Senator Knuepfer, the
3. Chair was occupied here in conversation and I didn't hear the
4. request.

5. SENATOR KNUEPFER:

6. A . . . the request was to waive the notice on 43 . . . House
7. Bill 4396 to be heard in Local Government Committee. Inadvertently
8. it was left off of the . . . of the Committee assignment and I
9. would like it heard this week.

10. PRESIDENT:

11. Is there objection? There is objection. Senator Clarke.

12. SENATOR CLARKE:

13. I'd just like to ask one question. I'd just like to ask
14. what inadvertent means . . . you know . . .

15. PRESIDENT:

16. Senator Knuepfer.

17. SENATOR KNUEPFER:

18. Well I requested of Senator Dougherty's Committee Clerk that it
19. be included in the hearing. Inadvertently she did not list it and that's
20. what inadvertent means in this sense. I had requested it. the clerk
21. didn't put it on the call.

22. PRESIDENT:

23. Does your objection stand or do you withdraw your objection
24. Senator Clarke . . . The objection is withdrawn. Is there further
25. objection? Senator Berning.

26. SENATOR BERNING:

27. Thank you, Mr. President. If this is the appropriate time, with
28. the leave of the body I'd like to move to take H.B. 4327 from the
29. table and advance it to Second Reading. Chairman Romano from Labor
30. and Commerce Committee is in agreement and . . .

31. PRESIDENT:

32. Is there objection? Leave is granted. House bills on Third
33. Reading. 493, Senator Dougherty, hold. Senator Partee.

1. SENATOR PARTEE:

2. If I could suggest to the membership . . . several members have asked
3. us as to how long we plan to go, and we don't want to go past
4. so if you will bear in mind that and call those that you feel are
5. without controversy we could probably get out by seven. And then we
6. have some resolutions also.

7. PRESIDENT:

8. 2683, is Senator Graham on the floor? Do you wish to call that?
9. Amends Civil Administrative Code . . . hold. 3047, Senator Knuppel,
10. Senator Knuppel on the Floor? Senator Knuppel, Senator Knuppel, 3047
11. do you wish to call that? 3068, Senator Hynes, hold. 3647, is
12. Senator Sours on the floor? 409 . . . for what purpose does Senator
13. Savickas arise?

14. SENATOR SAVICKAS:

15. For the purpose I'd like to bring back 3588, Second Reading
16. for purpose of amendment.

17. PRESIDENT:

18. Well we're just now going through these preferred bills right
19. now, Senator Savickas and I think we had better hold that off until
20. tomorrow. Senator Sours, 3647, House Bills on Third.

21. SENATOR SOURS:

22. I think we might just as well table that. I make the proper motion.

23. PRESIDENT:

24. Motion to table. Bill is tabled. 4090, Senator Romano.

25. SENATOR ROMANO:

26. Mr. President, members of the Senate. This is the annual
27. appropriation for the Medical Center District in Chicago and I would
28. appreciate a favorable roll call.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Is there any discussion. House Bill 4090. Any discussion?
31. Secretary will call the roll.

32. SECRETARY:

33. Arrington, Baltz, Berning, Bidwill . . .

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Berning

3. SENATOR BERNING:

4. In explaining my vote may I ask a question of the sponsor?

5. What is the Medical Center Commission. Is this part of the Chicago
6. Medical School or what is this sir?

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Romano.

9. SENATOR ROMANO:

10. It was a district that was set up by the Legislature back in
11. 1951 and its been continued up to now. They buy property and sell
12. it to hospitals...anything connected with the medical profession.

13. SECRETARY:

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

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Horslev.

24. SENATOR HORSLEY:

25. I want to explain my vote. This bill got by me before I had
26. an amendment prepared for it and I can't blame anybody but myself
27. for that and it had been recommended that it be reduced by a considerable
28. amount not only by the Bureau of the Budget by those who had studied
29. this particular project and it didn't ring a bell with me until I got
30. back into some of my old files and started digging into what this
31. Commission did, the Medical Center group going back 8, 10, as much
32. as 18 years ago my file goes back on them and I now find they are
33. spending more money to acquire less than \$25,000 in actual acquisition

1. than they spent in payroll to acquire more than a million dollars
2. in acquisition for hospital funds. This is one Commission that
3. could be done without, could be completely turned over to the
4. Department of Public Health and we could save this entire appropria-
5. tion because our study of it shows that it is overstaffed, it is over-
6. funded, there are not enough duties for the people that are being
7. paid the salaries that are being paid. For that reason, I apologize
8. for not having the amendment ready. I wanted to cut this amendment
9. down to less than one half of the amount that it provides but I'm
10. forced to vote no.

11. PRESIDENT:

12. On that question the yeas are 43, the nays are 3. The bill
13. having received the constitutional majority is declared passed. We
14. have some committee reports.

15. SECRETARY:

16. Senator Romano the Chairman of Labor and Commerce reports out
17. Senate Bill 1574 with the recommendation Do Pass. House Bill 4353,
18. 4354, 4419, 4541, 4577 with the recommendation Do Pass. House Bills
19. 4434 and 4435 with the recommendation Do Not pass. Senator Course,
20. Chairman of Revenue reports out Senate Bills 1577 and 1578 and 1580
21. with the recommendation Do Pass. Senat^e Bill 1579 with the
22. recommendation Do Pass As Amended. House Bills 2707, 3788 and 3789
23. with the recommendation Do Pass. Senator Smith, Chairman of the
24. Welfare Committee reports out Senate Bill 1571 with the recommendation
25. Do Pass. House Bill 4079 with the recommendation Do Not Pass.
26. Senator Knuppel, Chairman of Agriculture and Conservation, reports
27. out Senate Bills . . . or House Bills 4152, 4270, 4315 with the
28. recommendation Do Pass. House Bill 4361 with the recommendation Do
29. Pass As Amended.

30. PRESIDENT:

31. Senator Carpentier will not be here and has 4248, House
32. Bill on Third Reading, a deficiency appropriation and the Chair
33. will recognize him for the purpose of . . .

1. SENATOR CARPENTIER:

2. Mr. President, this is a deficiency appropriation for the office
3. of Secretary of State. This has to do with duplicate set of plates
4. when people return them. This is, if somebody would die during the
5. year, they can get a refund. It's a deficiency appropriation and
6. the Secretary of State's office is waiting for this to be passed.
7. Now I know it . . . it went without reference to committee, it
8. sailed through the House so the Secretary of State can get hold of
9. this money and get these people paid. I know of no opposition to
10. this bill.

11. PRESIDENT:

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

13. SECRETARY:

14. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
15. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,
16. Dougherty, Egan, Fawell, Bilbert, Graham, Groen, Hall, Harris,
17. Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow,
18. Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein,
19. Newhouse, Nihill, 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. Sours, aye. Lyons, aye. Clarke, aye. Hynes, aye. You're out of
24. order. On that question the yeas are 44, the nays are none. This
25. bill having received the constitutional majority is declared passed.
26. Senator Dougherty.

27. SENATOR DOUGHERTY:

28. Mr. President, I would like to waive the six day rule for the
29. purpose of hearing Senate Bill 1589 in the Transportation Committee
30. on Thursday morning. The reason for this being, that on last Thur . . .
31. last Friday . . . or last Thursday rather, Senator Chew was not here
32. and I could not make the arrangements.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Is there any objection?
2. SENATOR DOUGHERTY:
3. No objection that I know of.
4. PRESIDING OFFICER: (SENATOR ROCK)
5. Senator Horsley just objected. Senator . . . Senator Horsley
6. just objected Senator Dougherty. Senator Partee.
7. SENATER PARTEE:
8. Senator Horsley you are familiar with this bill, are you?
9. Are you just objecting? I have spoken to Senator Clarke about
10. this bill and as far as I knew there were no objections to this.
11. I don't know if you have something personal about it or or you
12. just following a pattern or something.
13. PRESIDING OFFICER: (SENATOR ROCK)
14. Senator Horsley.
15. SENATOR HORSLEY:
16. Well, this is a matter I've had a great interest in in the past.
17. But as far as there being a pattern, yes there is a pattern in the
18. interest that I've had. As I understand it, the bill and the number,
19. this is the CTA bill isn't it?
20. PRESIDING OFFICER: (SENATOR ROCK)
21. Senator Dougherty.
22. SENATOR HORSLEY:
23. I object.
24. PRESIDING OFFICER: (SENATOR ROCK)
25. Senator Dougherty.
26. SENATOR DOUGHERTY:
27. I move to suspend the rules and . . . and ask that this be taken
28. as a matter of roll call. To determine . . . let the rule of the body.
29. PRESIDING OFFICER: (SENATOR ROCK)
30. Senator Dougherty has moved to suspend the rules for the purpose
31. of hearing Senate Bill 1589 in the Committee of Transportation this
32. Thursday morning. Is there any discussion? Senator Partee.
33. SENATOR PARTEE:

1. I just want to be heard on this subject. This is a bill which
2. did, in fact, come in late. It's a bill that relates to a subject
3. matter that takes nothing away from the State of Illinois. It would
4. be, of course, a controversy between the CTA and certain railroads,
5. and I know you're not carrying any railroads briefcases, Senator.
6. But I think certainly we ought to have a chance, or right, to present
7. the facts in this particular bill. We're not asking you to vote for
8. it on Third Reading, we are asking that the bill be heard in
9. committee. I think that fairness and some sense of equality and
10. justice demands that in this kind of a situation the bill ought to
11. have a hearing. Particularly when the chairman of the committee was
12. away last week with a . . . was having some dental surgery. We're
13. pretty nice to you Senator. We treat you fairly. We want the same
14. kind of treatment.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Any further discussion? Senator Horsley.

17. SENATOR HORSLEY:

18. Senator, this bill is not even printed in my book at least.
19. Has the bill been printed?

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Partee.

22. SENATOR PARTEE:

23. It would not be expected, in the ordinary course of things
24. for it to be printed and in your book prior to the time that it had
25. been to committee. I assure you though, after it has come out of the
26. committee, and you are asked to either consider it on Second or Third
27. Reading, it will in fact then be in your book. It would . . . you
28. would have no necessity for it being in your book up until that time.
29. It will be there then.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Coulson. Senator Horsley, I'm sorry.

32. SENATOR HORSLEY:

33. When was the bill introduced?

1. SENATOR PARTEE:

2. I think it was last Tuesday, I think Senator.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Coulson. Senator Horsley.

5. SENATOR COULSON:

6. Just to protect Senator Horsley, if he does withdraw his
7. objection, I will renew it on my own account. I don't want him to
8. stand alone on making an objection like this. We have a rule against
9. this. I may even vote to suspend the rule, but I think that in
10. every case, where this request is made, an objection should be offered and
11. if the majority wishes to then waive the notice, let them do so.

12. There is no party position on this at all. But I don't want Senator
13. Horsley to stand alone in offering the single objection. It should
14. not be done by unanimous consent, but by roll call.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Horsley.

17. SENATOR HORSLEY:

18. I want to ask a question. Who is chairman of that committee?
19. Is it true that his secretary was requested to post the bill and
20. did not post the bill?

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator . . . Senator Partee.

23. SENATOR PARTEE:

24. I don't have any information on that at all Senator, I just
25. don't know.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Dougherty . . . Senator Dougherty.

28. SENATOR DOUGHERTY:

29. Senator Horsley, I relied on the fact that I thought Senator
30. Chew would be here. He was not here. This is beyond my power to
31. control - there was nothing I could do about it.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Horsley.

1. SENATOR HORSLEY:

2. Did you ask his Secretary to set the bill and put it on the
3. notice?

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Dougherty.

6. SENATOR DOUGHERTY:

7. Senator, I do not know Senator Chew's Secretary. I've never
8. appeared before that Committee before.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Is there any further discussion? Secretary will call the roll.
11. The motion is for leave to suspend the rules for the purpose of
12. hearing S.B. 1589 in the Committee on Transportation, Thursday, June
13. 1st at 9 o'clock in the morning. Secretary will . . . Senator Berning.

14. SENATOR BERNING:

15. Well I'd like to ask a question then, perhaps the Pro Tem is
16. the one to direct it to. The explanation, as I understand it, is
17. Senator Chew was not here last week and consequently couldn't handle
18. his bill. He's not here now obviously. Are we to assume that he
19. is either is not interested in this bill or his attention is required
20. elsewhere.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Partee.

23. SENATOR PARTEE:

24. You know I think it's not a fair assumption that he is not
25. interested in the bill. I happen to talk to his dentist Saturday
26. night at a social event. He told me that he operated on his mouth
27. last Thursday or Friday. I talked with him this morning and he'll
28. be here tomorrow. He is going to the dentist again today and he
29. will in fact be here Thursday when there is a hearing.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Mohr.

32. SENATOR MOHR:

33. Yes, Mr. President, members of the Senate. I had a similar

1. problem with that same Committee and the President Pro Tem was
2. kind enough to grant me the same privilege that Senator Dougherty
3. is asking here. I see no objection.
4. PRESIDING OFFICER: (SENATOR ROCK)
5. Senator Groen.
6. SENATOR GROEN:
7. Senator Partee, in your judgement does the subject matter
8. of this bill fall within on of our four categories?
9. PRESIDING OFFICER: (SENATOR ROCK)
10. Senator Partee.
11. SENATOR PARTEE:
12. It may in one interpretation that could be placed upon it. I
13. would think so.
14. PRESIDING OFFICER: (SENATOR ROCK)
15. Senator Groen.
16. SENATOR GROEN:
17. Even stretching the interpretation a little bit, do you think
18. it would?
19. PRESIDING OFFICER: (SENATOR ROCK)
20. Senator Partee.
21. SENATOR PARTEE:
22. With a bit of elastic, yes sir.
23. PRESIDING OFFICER: (SENATOR ROCK)
24. Senator Groen.
25. SENATOR GROEN:
26. Call the roll.
27. PRESIDING OFFICER: (SENATOR ROCK)
28. Senator Carpentier.
29. SENATOR CARPENTIER:
30. We just had a similar situation and its very unfortunate the
31. Chairman isn't here and as the Pro Tem explained I see nothing wrong
32. with waiving the six day notice on this matter and I think it could be
33. heard Thursday and then it's in Committee that we really hear testimonies

1. on bills. I don't see anything wrong with that.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Secretary will call the roll. For what purpose does Senator
4. Horsley arise?

5. SENATOR HORSLEY:

6. I just want to clear up one matter. I went down and asked and
7. the Clerk called and this bill was not introduced until the 25th.
8. Now today is the 30th, tomorrow is the 31st. In other words, the 6th
9. day would not even have been enough time to have it heard tomorrow.
10. It would exactly be the 6th day if it had been done on the 25th.
11. Now was Senator Chew absent on the 25th, that's my only question.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Excuse me Senator, for what purpose does Senator Savickas
14. arise?

15. SENATOR SAVICKAS:

16. How many times does a Senator get to speak on one bill here?

17. PRESIDING OFFICER: (SENATOR ROCK)

18. No more than twice.

19. SENATOR SAVICKAS:

20. Alright, lets have a roll call.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Partee.

23. SENATOR PARTEE:

24. I'll answer the question. If 25th was last Friday, no he was not
25. here last Friday. That was the day of the operation.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Secretary will call the toll . . . Senator Horsley.

28. SENATOR HORSLEY:

29. With permission of Mr. Savickas, Sir. I apologize but I will
30. withdraw my objection since that was the day that the Senator was
31. operated on, since it was introduced on that day, I'll withdraw my
32. objection to having the bill . . .

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Is there any objection . . . leave is granted. Senator
2. Bidwill.
3. SENATOR BIDWILL:
4. Mr. President, I'd like to announce a Republican caucus at
5. 10 o'clock tomorrow morning. 10 o'clock -- Republican Caucus.
6. PRESIDING OFFICER: (SENATOR ROCK)
7. Resolutions.
8. SECRETARY:
9. Senate Resolution No. 354 introduced by Senator Mohr.
10. PRESIDING OFFICER: (SENATOR ROCK)
11. Senator Mohr.
12. SENATOR MOHR:
13. This is a congratulatory resolution. I move the immediate
14. adoption.
15. PRESIDING OFFICER: (SENATOR ROCK)
16. Senator Mohr has asked for the suspension of the rules and
17. immediate consideration and adoption of this Resolution. Is there
18. any objection? Resolution is adopted.
19. SECRETARY:
20. Senate Resolution No. 355 introduced by Senator Walker and
21. Senator Partee. It's a death resolution.
22. PRESIDING OFFICER: (SENATOR ROCK)
23. Senators will be in their seat. Senators will be in their seats.
24. We have a death resolution. Senator Walker.
25. SENATOR WALKER:
26. Mr. President, will the Clerk read the resolution.
27. PRESIDING OFFICER: (SENATOR ROCK)
28. Secretary will read the resolution.
29. SECRETARY:
30. (Reads Senate Resolution No. 354, introduced by Senators
31. Walker and Partee.)
32. PRESIDING OFFICER: (SENATOR ROCK)
33. Senator Walker.

1. SENATOR WALKER:

2. Mr. President, I move for a suspension of the rules,
3. immediate adoption and all members join.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. All in favor of the resolution, please rise. Resolution is
6. adopted. All Senators will be shown. Senator Partee moves that
7. the Senate stand in adjournment until 11 o'clock tomorrow morning.
8. All in favor. Senate stands adjourned.

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