

6-21-72  
PRESIDENT:

1. The Senate will come to order. Prayer by the Reverend
2. Joseph Ferriera. Pastor of the Zenobia Baptist Church at
3. Pawnee. Pastor Ferriera.

4. PASTOR FERRIERA:

5. (Prayer)

6. PRESIDENT:

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

11. SECRETARY:

12. Senator Donnewald, Chairman of Assignment of Bills,
13. assigns the following to committee: Appropriations,
14. House Bill 4133 and 4685. Revenue, House Bills 3801,
15. 4408 and 4621. Senator Lyons, Chairman of the Appropriations
16. Division reports out the following bills: House Bills
17. No. 4211, 4215, 4294, 4374, 4468 and 4463 with the
18. recommendation Do Pass. House Bills 4102, 4159, 4210, 4293,
19. 4452 and 4457 with the recommendation Do Pass as Amended.

20. PRESIDENT:

21. Messages from the House.

22. SECRETARY:

23. Message from the House by Mr. Selcke, Clerk.

24. Mr. President, I am directed to inform the Senate that
25. the House of Representatives has passed bills of the following
26. titles and the passage of which I am instructed to ask the
27. concurrence of the Senate, to wit: and there's about ten bills.

28. PRESIDENT:

29. All right. Further messages.

30. SECRETARY:

31. Message from the House by Mr. Selcke, Clerk.

32. Mr. President, I am directed to inform the Senate that
33. the House of Representatives has adopted the following preamble
- and joint resolution and the adoption of which I am instructed

to ask the concurrence of the Senate, to wit: House Joint  
1. Resolution 34, and what it does . . . it's just in regards  
2. to keeping the lava . . . the Diagnostic Laboratory of  
3. Hogs and Livestock in Peoria County.

4. PRESIDENT:

5. I assume Senator Sours . . . is Senator Sours on  
6. the Floor? Well, assign that to him and put that on the  
7. Secretary's desk. Senator Lyons.

8. SENATOR LYONS:

9. Mr. President, I would like to make a motion to  
10. discharge the Committee on Appropriations from further  
11. consideration of certain bills. These bills have been  
12. through the Task Forces, and the Task Forces have concluded  
13. that there a . . . that the bills are in appropriate shape  
14. to be sent to the Floor. So I'm gonna read the list off,  
15. the bill number and the sponsor's name. House Bill 3763,  
16. Senator Baltz. House Bill 3782, Senator McCarthy. House  
17. Bill 4112, Senator Rosander. House Bill 4129, Senator  
18. Coulson. House Bill 4131, Senator Coulson. House Bill  
19. 4134, Senator Weaver. House Bill 4139, Senator Knuepfer.  
20. House Bill 4201, Senator Clarke. House Bill 4244, Senator  
21. Rock. House Bill 4295, Senator Dougherty. House Bill  
22. 4384, Senator Baltz. House Bill 4422, Senator Fawell.  
23. House Bill 4437, Senator Graham. House Bills 4448 and 4449  
24. both of which are being handled by Senator Knuepfer. House  
25. 4504, Senator Gilbert. House Bill 4506, Senator Graham,  
26. House Bill 4623, Senator Latherow. House Bill 4628, Senator  
27. Knuepfer. House Bill 4636, Senator Mitchler. House Bill  
28. 4669, Senator Rock. House Bill 4677, Senator Partee. I  
29. make a motion that these bills . . . that the Appropriation  
30. Committee be discharged from further consideration of these  
31. bills.

32. PRESIDENT:

33. Senator Clarke.

SENATOR CLARKE:

1. Mr. President, can I ask a question? I talked to  
2. Senator Dougherty earlier, during the Committee hearing  
3. on House Bill 4670, which actually is not an appropriation  
4. bill as such, and this is a series of four bills . . . one  
5. of four bills. Two are in the Executive Committee, which  
6. is not gonna meet and . . . I have one in Revenue, 4672  
7. in Revenue according to the Clerk's office, and this one  
8. in Appropriations.

9. PRESIDENT:

10. Well, I . . . Senator Clarke, you want to make those  
11. on separate motions or do you . . .

12. SENATOR CLARKE:

13. No, I . . . I was just . . . I would like to get these  
14. bills together and I know Senator Dougherty has a problem,  
15. but I wondered if this couldn't be included in this motion  
16. to at least move it out.

17. PRESIDENT:

18. All right.

19. SENATOR CLARKE:

20. Then we'd work out the problem.

21. PRESIDENT:

22. Senator Dougherty.

23. SENATOR DOUGHERTY:

24. Mr. President, 4670, 71 and 72 and 73 are the bills  
25. you refer to. I'm having them checked to determine whether  
26. or not we will oppose them. And I . . . if . . . I have  
27. no objection to put them on Second Reading and leave them  
28. there until we have a chance to operate. Is that all right?  
29. We put them in their proper form, take them out of Revenue,  
30. take it out of Executive. Is that where they were? Am  
31. I right?

32. SENATOR CLARKE:

33. In that case, 4670 is the only bill that would be

1. included in this motion because that's the only bill in  
2. the Appropriations Committee.

3. PRESIDENT:

4. All right. Is that satisfactory to you, Senator Lyons?

5. SENATOR DOUGHERTY:

6. Certainly . . . I want to put the bills in their proper  
7. positions, yes. If we are going to oppose them, we can  
8. oppose them on Third Reading. Yeah.

9. PRESIDENT:

10. All right. Is . . . is there objection? Leave is  
11. granted. Senator Egan.

12. SENATOR EGAN:

13. Mr. President and members of the Senate, I would like  
14. to ask leave of the Senate to advance House Bill 4685 to  
15. the order of Second Reading and by-pass the Committee on  
16. Appropriations. I have the permission of the Chairman.  
17. This is an identical bill which passed the Senate . . . which  
18. is the appropriation for the salary raise for State's Attorneys.  
19. It's a separate bill. The original bill . . .

20. PRESIDENT:

21. Is . . . is there objection? Leave is grant . . . you  
22. have a personal matter also, Senator?

23. SENATOR EGAN:

24. Yes. Mr. President and members, I . . . if I could  
25. have your attention.

26. PRESIDENT:

27. Just a moment. Could I have your attention. Senator  
28. Smith, please. Is the Sergeant-at-Arms . . . gentlemen.

29. SENATOR EGAN:

30. Ah . . . it a . . . there is a telegram at the back  
31. of the Senate Chamber from the Back of the Yards Council,  
32. to Senator Smith, which I would ask on a point of personal  
33. privilege, be delivered to him. It's a most beautiful

1. cake. It honors Senator Smith for his thirty dedicated  
2. years of service in the Senate and I would like if they would  
3. deliver it to him, please.

4. PRESIDENT:

5. Deliver the telegram back there, if you will.

6. SENATOR EGAN:

7. Would I . . . if I may ask Senator Rock to read the  
8. telegram.

9. PRESIDENT:

10. Senator Rock, is that taxing your abilities there, now?

11. SENATOR ROCK:

12. It's addressed to the Honorable Fred J. Smith, Senator,  
13. 22nd District, date June 21, 1972, State Capitol, Springfield,  
14. Illinois. The Back of the Yards Council joins with your  
15. colleagues and friends in thanking you for thirty years of  
16. dedicated service to the Illinois General Assembly, and  
17. it's signed Joseph B. Meeghan.

18. PRESIDENT:

19. Congratulations, Senator. Senator Smith.

20. SENATOR SMITH:

21. Mr. President, Joseph Meeghan, friends, I now know  
22. for the first time in my life, that there are times when  
23. words are inadequate to express the real emotions that  
24. possess me here and now. Simply permit me to thank . . .  
25. what is it . . . simply permit me to express thanks to  
26. the Back of the Yards Council, to my friend of many years,  
27. Joseph Meeghan, whom I don't see. Where is he? And  
28. to you, the members of this Senate and to you, Mr. President,  
29. for this unmerited honor which I consider this to be  
30. delivered to me here at my desk.

31. PRESIDENT:

32. I think that applause expresses our thanks to you, Senator.  
33. Senator Rock.

1. SENATOR ROCK:

2. Yes, Mr. President and members of the Senate a  
3. different . . . on a little different vein. You will recall  
4. that yesterday or the day before, we did, in fact, pass  
5. House Joint Resolution 134 which directed the Illinois  
6. Legislative Investigating Commission to conduct an inquiry  
7. concerning certain charges that were made. When the  
8. Resolution passed the House, the Commission's Executive  
9. Director was directed by myself and Representative Sevcik  
10. as co-chairmen, to begin this inquiry. The inquiry has  
11. been completed, the report will be issued, and I'd  
12. ask the Pages to pass out the report to each of the members.

13. PRESIDENT:

14. All right. We have some additional messages from the  
15. Hou . . . Senator Partee.

16. SENATOR PARTEE:

17. Now I was just going to say that I think the Legislature  
18. owes a debt of gratitude to the Legislative Investigating  
19. Commission. There were members who originally took  
20. a rather dim view of the Legislative Investigating Commission.  
21. We had a lot of debates about it. But I think if it has done  
22. nothing else, it has justified its existence by the kind  
23. of in depth report that they were able to do in a very  
24. short period of time, in what was a very sensitive kind  
25. of matter. And I would say to the members of this Body,  
26. that each of you should read this report. I've had a chance  
27. to see it myself and I can only be complimentary of the  
28. Legislative Investigating Commission for the kind of real  
29. in depth job they did in this very brief period of time.  
30. It addressed itself to the subject, as you know, regarding  
31. some remarks made by Mr. Oscar Weil, some of which had  
32. the House particularly, since it happened over there, in  
33. quite a tizzy. It's an excellent report and I would

1. certainly hope you'd read it.

2. PRESIDENT:

3. Senator Vadalabene.

4. SENATOR VADALABENE:

5. Yes, in a . . . in going along with Senator Partee.

6. I'm going to read that report, Senator Partee. And I

7. also at this time, am honored and privileged to introduce

8. to you the former State Superintendent of Public Instruction,

9. and a member of the Schools Problems Commission, who gave

10. me my first job in State government in 1959, the Honorable

11. George T. Wilkens. George.

12. PRESIDENT:

13. We . . . there will be some photographers today taking

14. pictures so that the Senate is aware that this has the

15. approval of leadership on both sides and the proceedings

16. today are being recorded. We have some messages from the

17. House.

18. SECRETARY:

19. Message from the House by Mr. Selcke, Clerk.

20. Mr. President: I am directed to inform the Senate that

21. the House of Representatives has refused to concur with the

22. adoption of their amendment to a bill of the following title:

23. House Bill 4445. This is Senator Sours' bill.

24. PRESIDENT:

25. Senator Sours is . . . report of the . . . from the

26. House on a bill of yours. You want it put on the Secretary's

27. desk and take it up tomorrow?

28. SENATOR SOURS:

29. Is that the blood labeling? Conference Committee, I

30. think will have to be appointed on that.

31. PRESIDENT:

32. Senator Sours moves that the Senate refuse to recede

33. from it's amendment and requests a Conference Committee.

1. SENATOR SOURS:

2. Mr. President, I'd like to suggest that Senator Neistein,  
3. on the left side and I, be members of that conference  
4. committee.

5. PRESIDENT:

6. The . . . all in favor of the motion indicate by  
7. saying aye. Contrary minded. The motion prevails. For  
8. what purpose does Senator Carpentier arise?

9. SENATOR CARPENTIER:

10. Yesterday we had sent back to us by the House of  
11. Representatives, and at that time, I did not have my file in  
12. regard to House Bill 4149. At this time, I wish to recede  
13. from the House amendment and have a conference committee.

14. PRESIDENT:

15. All . . . all right. This . . . I understand from  
16. the Secretary this is the next one up here right now. Just  
17. a second. All right. The . . . the motion is . . . motion  
18. by Senator Carpentier is that the Senate refuse to recede  
19. from its amendment and requests a conference committee. Is  
20. there any discussion? All in favor signify by saying aye.  
21. Contrary minded. The motion prevails. Senator Gilbert.

22. SENATOR GILBERT:

23. I don't like to violate the rules, and I never do, but  
24. I would like to introduce Mrs. Russell Martin, who is in  
25. the Gallery sitting with my wife. Stand up, Sally, if you  
26. will please. Formerly from Carbondale. And Mrs. Norbert  
27. Springer, Dr. Springer's wife, Representative Springer, who  
28. is on Helen's right.

29. PRESIDENT:

30. We have some additional messages.

31. SECRETARY:

32. Message from the House by Mr. Selcke, Clerk.

33. Mr. President: I am directed to inform the Senate that



the House of Representatives concurred with the Senate in  
1. the passage of the following title, to wit . . . bill with  
2. the following title: Senate Bill 1508, together with the  
3. following amendment. And it's amendment no. 2 and this is  
4. Senator Lyons' bill.

5. PRESIDENT:

6. All right. Put it on the Secretary's desk. Unless  
7. he wishes to make a motion later today. Conference Committee  
8. report. We'll hold off on the Conference Committee report  
9. for a little bit here. We have a resolution.

10. SECRETARY:

11. Senate Resolution 383, introduced by Senator Kosinski  
12. and it's congratulatory.

13. PRESIDENT:

14. Senator Kosinski.

15. SENATOR KOSINSKI:

16. Mr. President and Senators, I would like to move for  
17. suspension of the rules and the immediate adoption of the  
18. resolution because I'd like to take it home with me.

19. PRESIDENT:

20. All those in favor signify by saying aye. Contrary  
21. minded. The resolution is adopted. Are there further  
22. motions? Senate bills on Third Reading. Are there any  
23. Senate bills on Third Reading that Senators wish to take  
24. up? All of these have been on the Calendar for some time  
25. and I'm not going to . . . with the exception of 1607 by  
26. Senator Lyons, he is not on the Floor right now. He may  
27. wish to call that. Are there any bills that Senators wish  
28. to call? House bills on Second Reading. House bills on  
29. Second Reading. 1569, Senator Horsley. 1569.

30. SECRETARY:

31. Second . . . second reading of the bill, no committee  
32. amendments. One Floor amendment offered by Senator Horsley.

33. PRESIDENT:

Senator Horsley, can you explain the amendment? Senator

1. Horsley.

2. SENATOR HORSLEY:

3. Mr. President and members of the Senate, Amendment No.  
4. 1, I don't know whether the Clerk kept them in the order that  
5. I sent them or not, would be by striking lines 30, 31 and 32  
6. and deleting all of Section 17. That would merely strike  
7. the appropriation from the bill, because I think it makes  
8. the bill unconstitutional and in line with our previous  
9. action, I would move the adoption of Amendment No. 1, which  
10. would strike the appropriation from the bill.

11. PRESIDENT:

12. Motion for the adoption of the amendment. All in favor  
13. signify by saying aye. Contrary minded. The amendment is  
14. adopted. Senator Horsley offers Amendment No. 2. Can  
15. you explain that amendment, Senator?

16. SENATOR HORSLEY:

17. Amendment No. 2, has the . . . clears up the language  
18. in it, when it says acceptable credit reputation and this  
19. spells it out for a three year period immediately prior  
20. to the filing of the application for a license, that I  
21. understand is an agreed amendment. I move its adoption.

22. PRESIDENT:

23. Is there any discussion? All in favor signify by saying  
24. aye. Contrary minded. The amendment is adopted. Do you  
25. have a Third Amendment, Senator?

26. SENATOR HORSLEY:

27. The Third Amendment, I would want to make certain that  
28. Senator Partee and Cherry and Dougherty were listening on  
29. this amendment, because it is a different amendment than  
30. the other. This bill came over from the House and . . . this  
31. licensing of the credit agencies in the State of Illinois  
32. would be by the Department and this would remove the . . . the  
33. Home Rule Amendment so that the State of Illinois would be the

1. only one to license these agencies. And I would offer  
2. Amendment No. 3, but I would want to be sure to point out  
3. to these gentlemen that it would not allow anyone other than  
4. the State of Illinois to license these credit agencies.

5. PRESIDENT:

6. Is there any discussion of this amendment? Senator  
7. Cherry.

8. SENATOR CHERRY:

9. Does this amendment remove the Home Rule Amendment?

10. PRESIDENT:

11. Sena . . . Senator Horsley.

12. SENATOR HORSLEY:

13. Yes, it does.

14. SENATOR CHERRY:

15. Obviously we're opposed to that. I don't know what  
16. this bill is needed for anyway. I don't know why we need  
17. to spend \$100,000 for this area. And I don't know what we  
18. a . . . what the need for this bill is. And this bill  
19. apparently did not have a committee meeting . . . hearing  
20. at all. And I don't think we should rush into this kind  
21. of a concept be . . . until we have an opportunity to get  
22. all of the facts that are necessary before we can consider  
23. this intelligently.

24. PRESIDENT:

25. Senator Dougherty.

26. SENATOR DOUGHERTY:

27. As I view Senator Horsley's remark in the removal of  
28. the Home Rule Amendment, it is just simply another preemption bill,  
29. that's all.

30. PRESIDENT:

31. Senator Horsley may conclude the debate.

32. SENATOR HORSLEY:

33. Well it's just that simple. I mean as Senator Cherry

1. and Senator Dougherty pointed out, the bill as it came  
2. over from the House, does have the Home Rule Amendment  
3. on it and this would remove that and give to the State  
4. the sole power to license these agencies. So it's just  
5. a question as to whether you want to leave it in or take  
6. it out of the bill.

7. PRESIDENT:

8. All right. Can we do this by division, Senator  
9. Horsley?

10. SENATOR HORSLEY:

11. Yes Sir.

12. PRESIDENT:

13. All those in . . . will the Senators be in their  
14. seats. All those in favor of the adoption of the amendment,  
15. please rise. Those in favor of the adoption of the amendment,  
16. please rise. All those . . . all those opposed please rise.  
17. The amendment is adopted by vote of 21 to 19. Roll call  
18. has been requested. The Secretary will call the roll.

19. SECRETARY:

20. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
21. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,  
22. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert,  
23. Graham . . .

24. PRESIDENT:

25. Senator Graham.

26. SENATOR GRAHAM:

27. In explaining my vote, my aye vote on this, I would  
28. like to call our attention to the fact that Mr. and Mrs.  
29. Joe Baltz is standing right behind. Joe is watching his  
30. daddy today and that pretty little brunette, fellas, is  
31. married.

32. SECRETARY:

33. Groen, Hall, Harris, Horsley, Hynes . . .

1. PRESIDENT:

2. For what purpose does Senator Fawell arise?

3. SENATOR FAWELL:

4. Well, I'm making a parliamentary question. How can  
5. you have a roll call after a vote has been announced? Is  
6. that proper . . .

7. PRESIDENT:

8. The practice has always been, on division if any,  
9. Senator is not satisfied with the division called by the  
10. Chair that a roll call request is in order.

11. SENATOR FAWELL:

12. Even after the announcement of the vote?

13. PRESIDENT:

14. Even after the announcement, that's correct, on  
15. division.

16. SECRETARY:

17. Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow . . .

18. PRESIDENT:

19. Just a moment. For what purpose does Senator Partee  
20. arise?

21. SENATOR PARTEE:

22. Would you clear the Floor of non-members and persons  
23. who are not entitled to be here. I don't even know who should  
24. be here. I thought . . .

25. PRESIDENT:

26. All right.

27. SENATOR PARTEE:

28. . . . McCarthy was somebody else down there. Clean 'em.  
29. out.

30. PRESIDENT:

31. Those not entitled to the Floor, please leave the  
32. Floor. Let's . . . and will Senators be in their seats.  
33. Proceed with the roll call.

June 21, 1972  
HB 2648

1. SECRETARY:

2. Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt,  
3. Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga,  
4. Palmer, Partee, Rock, Romano, Rosander, Saperstein, Savickas,  
5. Smith, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.

6. PRESIDENT:

7. Newhouse, no. On that question the yeas are 23, the  
8. nays are 24. The amendment is defeated. Are there further  
9. amendments? The count was accurate earlier but this is . . .  
10. we've had a few more additions to the Floor. Third Reading.  
11. 2648, is someone handling that for Senator Harris? Senator  
12. Knuepfer.

13. SENATOR KNUEPFER:

14. Oh, yeah.

15. SECRETARY:

16. Second Reading of the bill, no committee amendments.  
17. Two Floor amendments offered by Senator Knuepfer.

18. PRESIDENT:

19. Senator Knuepfer, can you explain the amendments and  
20. you think you can get your colleagues out of your way?

21. SENATOR KNUEPFER:

22. Yeah. I don't know whether these two amendments are  
23. going to solve the problems on the bill or not. As I  
24. tentatively understand, they do not solve the problems on  
25. the bill. They are an attempt to, I simply ask to put  
26. these on, move it to Third Reading and if there is no  
27. better agreement than there is now, it will die on Third  
28. Reading. But I want to give it a chance and move it to  
29. Third Reading. So I would move the adoption of Amendments  
30. No. 1 and 2.

31. PRESIDENT:

32. Is there any discussion? All in favor signify by saying  
33. aye. Contrary minded. The amendments are adopted. Further

June 21, 1972  
HB 2648

1. amendments. Third Reading. 4302, Senator Dougherty.

2. 4302.

3. SECRETARY:

4. Second reading of the bill, no committee amendments.

5. PRESIDENT:

6. Any amendments from the Floor? Third Reading. 4373,  
7. Senator Sours. 4373.

8. SECRETARY:

9. Second Reading of the bill, no committee amendments.

10. PRESIDENT:

11. Any amendments from the Floor? Senator Sours.

12. SENATOR SOURS:

13. I assured the other side that I'd bring this back if  
14. they have an amendment. It's appropriation that I bypassed  
15. committee yesterday and the word still is on. If they want  
16. it pulled back, I'll do it.

17. PRESIDENT:

18. Third Reading. 4488. Is Senator Walker on the Floor?  
19. 4661, Senator Latherow. 4661.

20. SECRETARY:

21. Second Reading of the bill, no committee amendments.

22. PRESIDENT:

23. Any amendments from the Floor? Third Reading. 4668,  
24. Senator Fawell. 4668.

25. SECRETARY:

26. Second Reading of the bill, no committee amendments.

27. PRESIDENT:

28. Any amendments from the Floor? Third Reading.

29. 4 . . . Senator Fawell.

30. SENATOR FAWELL:

31. I . . . I believe that Senator Hynes had an additional  
32. amendment he was going to put on that.

33. PRESIDENT:

1. Senator . . . Senator Hynes on the Floor? Senator, do  
2. you have an amendment?

3. SENATOR HYNES:

4. I do not have the amendment. I thought it was . . . that  
5. Senator Fawell was going to offer it.

6. PRESIDENT:

7. Well, let's move it on to Third and bring it back to  
8. Second then. 4674, is Senator Bruce on the Floor? 4674.

9. SECRETARY:

10. Second Reading of the bill, no committee amendments.

11. PRESIDENT:

12. Any amendments from the Floor? Third Reading. 4675.

13. SECRETARY:

14. Second Reading of the bill, no committee amendments.

15. PRESIDENT:

16. Any amendments from the Floor? Third Reading. 4678,  
17. Senator Berning. 4678.

18. SECRETARY:

19. Second Reading of the bill, no committee amendments.

20. PRESIDENT:

21. Any amendments from the Floor? Third Reading.

22. Sena . . . for what purpose does Senator Carpentier arise?

23. SENATOR CARPENTIER:

24. Are we, sometime today, going to consideration postponed?

25. PRESIDENT:

26. Well, I can't guarantee it. We may. Frankly, Senate  
27. bills will take priority on that right now. The a . . . 4488,  
28. Senator Dougherty. That's Senator Walker's bill but you  
29. mentioned yesterday that . . . you want to move it? 4488.

30. SECRETARY:

31. Second Reading of the bill, no committee amendments.

32. PRESIDENT:

33. Any amendments from the Floor? Third Reading. House



1. bills on First Reading. 3074, Representative Rayson. 4681,  
2. Representative Matijevich. House bills on Third Reading.  
3. In the first column the following bills will be called  
4. first. 1440, 7 . . . Senator Berning; 1742, Senator Bruce;  
5. 2222, Senator Mitchler; 2653, Senator Fawell. 1440,  
6. Senator Berning.

7. SENATOR BERNING:

8. Well, Mr. President, I would very much like to call  
9. this bill. We have been waiting for some kind of clearance  
10. from Chapman and Cutler. So may I direct a question to  
11. Senator Dougherty or Senator Partee, is there . . .

12. PRESIDENT:

13. Senator Dougherty.

14. SENATOR DOUGHERTY:

15. Just ask Senator Berning if he'd be kind enough to  
16. hold that another day?

17. PRESIDENT:

18. Senator Berning indicates he will hold it. 2222,  
19. Senator Mitchler. Is Senator Mitchler on the Floor? Hold.  
20. 2653, Senator Fawell. Hold. On the next column the  
21. following bills will be called: 3018, Senator Knuppel;  
22. 3068, Senator Hynes; 3608 and 09, Senator O'Brien; 3776,  
23. Senator Clarke; 4086, Senator Fawell; 4089, Senator Latherow;  
24. and 4158, Senator Baltz. 3018. Is Senator Knuppel on the  
25. Floor? Senator Knuppel.

26. SENATOR KNUPPEL:

27. Mr. President and members, this will have to be brought  
28. back for the purpose of adding an amendment. And so I'd  
29. like to have it brought back to Second Reading. The  
30. amendment is on the desk of the Secretary.

31. PRESIDENT:

32. 3018 is brought back to Second Reading for purpose  
33. of amendment. Can you explain the amendment, Senator?

1. SENATOR KNUPPEL:

2. Well the amendment is an agreed to amendment. It's  
3. been worked out by the staffs on the Republican side and  
4. the Democratic side. It makes different . . . it makes  
5. some changes, some substantive changes in the bill.

6. PRESIDENT:

7. Is there any discussion? Senator Soper.

8. SENATOR SOPER:

9. Could he explain the changes? That's all.

10. PRESIDENT:

11. Senator Knuppel.

12. SENATOR KNUPPEL:

13. The . . . I'd . . . I'd have to read it all because  
14. it changes different lines. But basically this bill is to  
15. have a commission who would replace the Governor during  
16. the time that he would be off of the . . . or disabled and  
17. the amendment on page 1, line 17 requires the Governor to  
18. file the name of his appointee within thirty days of becoming  
19. Governor. The amendment that replaces lines 18 through 34  
20. on page 1, basically repeats and clarifies what those lines  
21. themselves said. It gets quite complicated. It's all  
22. technical changes and to . . . for me to paraphrase what it  
23. does, I just can't. I'd have to leave it sit here for a  
24. while until I . . . maybe I could get a paraphrase . . .

25. PRESIDENT:

26. Is there further discussion? All in favor of the  
27. adoption of the amendment indicate by saying aye. Contrary  
28. minded. The amendment is adopted. Senator Knuepfer.

29. SENATOR KNUEPFER:

30. I don't have any objection to the adoption of the  
31. amendment, but before that bill is called for Third Reading,  
32. I think that ought to be available for us, and on our desks  
33. so we can take a look at this.

1. PRESIDENT:

2. All right. The . . . Senator Knuppel can you see  
3. that . . . Senator . . . Senator Knuppel. Senator Knuppel,  
4. Senator Knuepfer's request is a good one. All right. Good.  
5. 3068, Senator Hynes. 3608, Senator O'Brien. Senator  
6. O'Brien.

7. SENATOR O'BRIEN:

8. Mr. President and members of the Senate, there are  
9. a couple of members who are absent today, and because  
10. they are absent, we're not going to call the bill today.  
11. I hope to call the bill tomorrow.

12. PRESIDENT:

13. 3776, Senator Clarke. Hold. 4086, Senator Fawell.  
14. Senator Fawell.

15. SENATOR FAWELL:

16. This, Mr. President and members of the Senate, as the  
17. Calendar indicates is the annual appropriation for the Office  
18. of Human Resources. It's gone through the scrutiny of  
19. Committee and Task Force and I would ask for the favorable  
20. roll call.

21. PRESIDENT:

22. Is there . . . Senator Rock.

23. SENATOR ROCK:

24. Yes, Mr. President and members of the Senate, the bill  
25. was amended in the House and the Office of Human Resources  
26. underwent a substantial cut. We had agreed with Director  
27. Wisner, and the House sponsors of that amendment, that the  
28. Task Force would make no further cuts. As a result, I  
29. would urge all members on my side to support this appropriation.

30. PRESIDENT:

31. The Secretary will call the roll.

32. SECRETARY:

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

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

9. PRESIDENT:

10. Course, aye. Chew, aye. On that question the yeas  
11. are 38, the nays are none. The bill having received the  
12. constitutional majority is declared passed. 4089, Senator  
13. Latherow.

14. SENATOR LATHEROW:

15. Mr. President and members of the Senate, this is the  
16. regular appropriation of the Liquor Control Commission.

17. PRESIDENT:

18. Is there any . . . Senator Rock.

19. SENATOR ROCK:

20. Yes, this is the appropriation for the Liquor Control  
21. Commission. The Task Force again considered this. The  
22. House did make a cut. We agreed to stay with the House's  
23. cut. I would urge all the members on my side to vote  
24. aye.

25. PRESIDENT:

26. The Secretary will call the roll.

27. SECRETARY:

28. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
29. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,  
30. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert,  
31. Graham, Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer . . .

32. PRESIDENT:

33. Senator Knuepfer.

1. SENATOR KNUEPFER:

2. I think there's a question that I'm sorry it came up before  
3. I had a chance to ask it before we got to roll call. One of  
4. the expanded activities, I understand, is, at least as the  
5. commission suggests, is to work in areas of gambling and  
6. prostitution, and I would like to know what business that is  
7. of the Liquor Control Commission. I wonder if anybody can  
8. answer that?

9. PRESIDENT:

10. Is there any response to the Senator? I . . . There  
11. doesn't seem to be an overwhelming response, Senator.

12. SENATOR KNUEPFER:

13. Well, all right. I'm simply going to vote present  
14. on it then. I . . . I . . . I'm sorry I didn't ask that  
15. question in the debate. It simply slipped by me, but I . . .  
16. I . . . It seems to me that there ought to be some explanation  
17. for that kind of activity when the Legislature, to the best  
18. of my knowledge, has not authorized it.

19. PRESIDENT:

20. Senator Partee.

21. SENATOR PARTEE:

22. Well I don't certainly know, Senator, precisely what  
23. they're doing, but it does not seem to me to be unrelated.  
24. There have been a large number of instances where the Liquor  
25. Commissions have had to chide or otherwise suspend licenses  
26. where gambling and prostitution were an integral part of an  
27. operation. I assume that this means that they are going to  
28. beef up their investigative arm to determine if taverns are  
29. operating above board, or whether or not they have some operations  
30. licentious in nature as you have alluded to within their tavern  
31. structure. I assume that could be the only reason.

32. SECRETARY:

33. . . . Knuppel, Kosinski, Kusibab, Latherow, Laughlin, Lyons,

1. McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein, Newhouse,  
2. Nihill, O'Brien, Ozinga, Palmer, Partee, Rock, Romano, Rosander,  
3. Saperstein, Savickas, Smith, Soper, Sours, Swinarski, Vadalabene,  
4. Walker, Weaver.

5. PRESIDENT:

6. On that question the yeas are 42; the nays are none; one  
7. present. The bill having received a constitutional majority is  
8. declared passed. 4158, is Senator Baltz on the Floor? In the  
9. next column the following bills will be called: 4256, Senator  
10. Latherow; 4286, Senator Groen; 4330, Senator McCarthy; 4387,  
11. Senator Savickas; 4420, Senator Fawell. 4256, Senator Latherow.  
12. Senator Latherow.

13. SENATOR LATHEROW:

14. Mr. President, I think this is the one I don't know why they  
15. keep coming back with it. They asked that it be held on the  
16. Calendar. There is no constitutional amendment, so we're just  
17. holding this position.

18. PRESIDENT:

19. All right. 4 . . . Is Senator Groen on the Floor? 438 . . .  
20. Senator Clarke? You wish to handle 4286, Senator Clarke?  
21. 4387. Is Senator Savickas on the Floor? 4420, Senator Fawell?  
22. Hold. In the next column: 4508, Senator Latherow; 4551,  
23. Senator Dougherty; 4557, Senator Dougherty; 4595, Senator  
24. Baltz; 4610, Senator Clarke; and 4622, Senator Davidson; 4647,  
25. Senator Latherow; 4650, Senator Mohr. 4508, Senator Latherow?  
26. Hold. 4551, Senator Dougherty?

27. SENATOR DOUGHERTY:

28. Hold.

29. PRESIDENT:

30. 4557? Hold that. 4595, Senator Baltz? Is Senator Baltz  
31. on the Floor? He was here a moment ago. 4610, Senator Clarke?  
32. 4610. Senator Clarke.

33.

1. SENATOR CLARKE:

2. Mr. President, this is the same identical bill that we passed  
3. here in the Senate a number of weeks ago that deals with part-  
4. time residents and the income tax law. The Department of  
5. Revenue has agreed to this bill though they had interpreted  
6. the Revenue Act, that part-time residents had to pay on their  
7. full year's income. We felt this was unfair and this allows  
8. an apportionment so they only pay on that portion. We passed  
9. this once before. I'd ask the same favorable vote.

10. PRESIDENT:

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

12. SECRETARY:

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

21. PRESIDENT:

22. Sours, aye. Bruce, aye. Kosinski, aye. Baltz, aye. Knuppel,  
23. aye. Knuepfer, aye. Berning, aye. Johns, aye. Horsley, aye.  
24. Fawell, aye. On that question the yeas are 41; the nays are none.  
25. The bill having received a constitutional majority is declared  
26. passed. 4622, Senator Davidson. Hold. 4647, Senator Latherow?  
27. Senator Latherow.

28. SENATOR LATHEROW:

29. Mr. President and members of the Senate, this has to do  
30. with the Motor Fuel Tax refund. In this particular instance  
31. the operator and accountant and so forth was all one particular  
32. individual and when he died no one else knew anything about  
33. the records. I think you have to understand something about

1. the Motor Fuel Tax refunds as the fact that most of us do business  
2. with some individual and we depend on him to come around to us  
3. to say it's time for you to file for your Motor Fuel Tax refund.  
4. Now in this particular case, there was this amount of money that  
5. lapsed when they . . . when the year was up on repayment. In  
6. clearing the records and so on of this business and in trying to  
7. stay in business, this lady recognized the fact that she, in order  
8. to maintain this business, probably would have to make this  
9. initial refund to those taxpayers, and she did make this money  
10. up to all of these people who had a refund on their Motor  
11. Fuel Tax coming. This is for the amount of the entire refund  
12. which she had made to individuals that had this refund coming.

13. PRESIDENT:

14. Is there any discussion? The Secretary will call . . .  
15. Senator Knuepfer?

16. SENATOR KNUEPFER:

17. Yeh. I would point out that what we're doing here . . .  
18. There is a remedy for this. The remedy is the Court of Claims.  
19. Now, it is my understanding that as well, this is not the only  
20. case that comes up. In fact, there are seven or eight of these  
21. cases every year, and if this legislative body is going to be  
22. addressing itself to the kinds of problems that ought to go  
23. through the Court of Claims, we will have a very substantial amount  
24. of additional legislation. Senator, I know of no reason why this  
25. person can't go the route that everybody else would have to go.  
26. There was, in my area, I had a stone quarry that for one reason  
27. or another submitted a bill too late. We didn't put in a special  
28. bill to pay them. They simply went to the Court of Claims, .  
29. pronounced their case before the Court of Claims and . . . and this  
30. is the remedy. This is the remedy because . . . this is what we  
31. do every year when we approve the appropriation for those payments  
32. to the Court of Claims, and it seems to me we're . . . we're doing  
33. something that we should not do in passing this kind of legislation.



1. PRESIDENT:

2. Sen . . . Senator Merritt.

3. SENATOR MERRITT:

4. Mr. Pres . . . Mr. President, I happen to know something  
5. about this family and this case in some small way. I think  
6. what Senator Knuepfer alludes to is probably correct except  
7. that I don't believe that he's taking into consideration that the  
8. Statute of Limitations is run. Now, this is moneys that the  
9. State of Illinois would have had to pay out anyway. This  
10. widow lady, this occurring during the death of her husband, I think  
11. is entitled to at least recover. She showed her good faith in  
12. paying all these farm customers of hers this money. I think  
13. that she deserves at least the treatment of getting this money  
14. back that the State would have paid anyway. I certainly  
15. support this.

16. PRESIDENT:

17. Senator Latherow may close the debate.

18. SENATOR LATHEROW:

19. Well, Mr. President, I think I've said everything that  
20. there is to say in behalf of this and I'd appreciate a  
21. favorable roll call.

22. PRESIDENT:

23. Secretary will call the roll.

24. SECRETARY:

25. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
26. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,  
27. Donnewald, . . .

28. PRESIDENT:

29. Senator Donnewald.

30. SENATOR DONNEWALD:

31. Yes, Mr. President. Yesterday I had a bill that attempted  
32. to appropriate and pay the Chamber of Commerce of Collinsville  
33. the sum of 55 hundred dollars which is somewhat similar to

1. this particular bill. I had 25 votes and I assume . . . and  
2. none of them from the other side of the aisle, but I see that  
3. they're voting for this, so I'll go ahead and vote for this  
4. also. I vote aye.

5. SECRETARY:

6. . . . Dougherty, Egan, Fawell, Gilbert, Graham, Groen,  
7. Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski,  
8. Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt,  
9. Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga,  
10. Palmer, Partee, Rock, Romano, Rosander, Saperstein, Savickas,  
11. Smith, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.

12. PRESIDENT:

13. Bruce, aye. Knuppel, aye. Kosinski, aye. Saperstein, aye.  
14. Nihill, aye. Smith, aye. On that question the yeas are 34;  
15. the nays are 2. The bill having received a constitutional  
16. majority is declared passed. 4650, Senator Mohr? Senator  
17. Mohr.

18. SENATOR MOHR:

19. Yes, Mr. President. This is a supplemental appropriation  
20. of the Department of Aeronautics for 75 thousand dollars that  
21. would permit them to transfer 75 thousand from the General Revenue  
22. Fund to the Air Transportation Revolving Fund. I ask for a  
23. unanimous roll call.

24. PRESIDENT:

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

26. SECRETARY:

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

1. Swinarski, Vadalabene, Walker, Weaver.

2. PRESIDENT:

3. Donnewald, aye. Rock, aye. Newhouse, aye. Walker, aye. Hynes,  
4. aye. On that question the yeas are 39; the nays are none. The  
5. bill having received a constitutional majority is declared passed.  
6. Senator Groen?

7. SENATOR GROEN:

8. Mr. President, regarding the inquiry on 4286 and House  
9. Bill 4676, I have just discussed with Senator Partee an  
10. agreement that has been reached with the Director of the  
11. Budgetary Commission, the membership of the House concerned  
12. with this problem, and you will recall that the key bill in  
13. that . . . of those two bills was amended by us at the request  
14. of Senator Harris and sent to the House. It is obvious that  
15. agreement cannot be reached on what is to be vitally contained  
16. in that key bill. It has thus been determined that perhaps  
17. the best procedure rather than start the Commission off with  
18. disgruntled, dissatisfied members on perhaps both sides,  
19. and thus defeat the purpose and intent that it would be well  
20. to amend the omnibus House bill which includes a number of  
21. permanent commissions to also fund the Budgetary Commission  
22. and then allow that Commission to determine its own destiny--  
23. when it convenes and organizes after July 1st, so I will hold  
24. those bills until such time as the House bill I referred to gets  
25. over here and to be amended to include the Budgetary Commission  
26. appropriation. Thank you.

27. PRESIDENT:

28. Senator Baltz was off the Floor when 4595 was called.  
29. 4595. Senator Baltz.

30. SENATOR BALTZ:

31. Well, Mr. President and members of the Senate, House  
32. Bill 4595 gives the Department of Transportation the responsibility  
33. for conducting a comprehensive study of the I & M Canal properties.

1. It provides a method for the State to acquire additional property  
2. or to lease or sell property. It also provides that all revenues  
3. from any of this operation will go into the State Park Fund. It  
4. further provides that . . . displays to the federal government the  
5. good intentions of the State of Illinois in using this property  
6. for recreation and conservation purposes so that we may complete  
7. the transfer of this property once and for all from the federal  
8. government to the State of Illinois. It passed the House 151  
9. to nothing, and I would appreciate a favorable roll call.

10. PRESIDENT:

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

12. SECRETARY:

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

22. PRESIDENT:

23. Groen, aye. Knuppel, aye. Partee, aye. Baltz, aye. Bruce,  
24. aye. Senator Partee.

25. SENATOR PARTEE:

26. I've just spoken with Senator Clarke about a particular  
27. bill. It's House Bill 2363 which was tabled, and we are agreed  
28. to remove it from the Table; place it on the order of 2nd Reading.  
29. I suppose that's where it was.

30. PRESIDENT:

31. All right. Just a second. On the . . . On 4595, the yeas  
32. are 37; the nays are none. The bill having received a constitu-  
33. tional majority is declared passed. Senator Partee moves to

1. take from the Table, House Bill . . .

2. SENATOR PARTEE:

3. 2363.

4. PRESIDENT:

5. . . . 2363. Is there objection? Leave is granted. We'll  
6. now proceed to second priority bills. We have got down to  
7. 4479. The bills which will be called now are: 4479, Senator  
8. Clarke; 4480, Senator Clarke; 4533, Senator McCarthy; 4547,  
9. Senator Carroll; 4552, Senator Romano; 4637, Senator Hall.  
10. 4479, Senator Clarke? Senator Clarke, 4479? Do you wish to . . .  
11. Senator Clarke.

12. SENATOR CLARKE:

13. Uh . . . Senator Partee has just asked me to hold these  
14. two bills. There are four bills actually dealing with this  
15. subject of investment of local funds, and I would certainly  
16. accede to his wishes on the basis that we could come back to  
17. it . . .

18. PRESIDENT:

19. All right.

20. SENATOR CLARKE:

21. . . . because actually I just suggested to him that we  
22. take all four bills and consider them as a package.

23. PRESIDENT:

24. Okay. You just let the Chair know when you're ready.  
25. 4547, Senator Carroll? Senator Carroll.

26. SENATOR CARROLL:

27. Mr. President and Senators, House Bill 4547 is exactly as  
28. it's described on the Calendar. It only affects Cook County.  
29. I know of no opposition, and I would appreciate a favorable  
30. vote.

31. PRESIDENT:

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

1. SECRETARY:

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

11. PRESIDENT:

12. On that question the yeas are 38; the nays are none.  
13. The bill having received a constitutional majority is declared  
14. passed. Palmer aye and Neistein aye on the last one. 4552,  
15. Senator Romano.

16. SENATOR ROMANO:

17. Mr. President and lady and gentlemen of the Senate, this  
18. bill would amend the Chicago Firemen's Pension Fund, raising  
19. the authority and their investment from 35 to 50 percent in  
20. AA corporate or State bonds. Then this bill was amended  
21. because Senate Bill 858 was tabled in the House which provides  
22. for a minimum and maximum pensions of widows of Chicago firemen . . .  
23. uh . . . Chicago Police Department. I'm sorry. There was a  
24. further amendment that pertains to change in the pension law  
25. governing State Universities Retirement System that would reduce  
26. from 12 percent to 10 percent of salary, the rate of contributions  
27. to be made by a member of that system for pension credit for  
28. out-of-state service. This would bring the rate to the same.  
29. level as that in effect for members of the Illinois Municipal  
30. Retirement Fund. The 10 percent rate would still be above the  
31. rate presently being paid by teachers in Illinois for out-of-state  
32. teaching service which over the years has been 8 percent. I would  
33. appreciate your favorable support of this bill.

1. PRESIDING OFFICER (Senator Rock):

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

3. SECRETARY:

4. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
5. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,  
6. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,  
7. Groen, . . .

8. PRESIDING OFFICER (Senator Rock):

9. Senator Groen.

10. SENATOR GROEN:

11. Mr. President, what Senator Romano has said is true. This  
12. bill has been carefully scrutinized by the Pension Laws Commission  
13. and has its endorsement, and I would urge my people on this side  
14. to vote aye.

15. SECRETARY:

16. . . . Hall, Harris, Soper, Horsley, Hynes, Johns, Knuepfer,  
17. Knuppel, Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom,  
18. McCarthy, Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill,  
19. O'Brien, Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,  
20. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,  
21. Weaver.

22. PRESIDING OFFICER (Senator Rock):

23. On that question the yeas are 43; the nays are none. The  
24. bill having received a constitutional majority is declared passed.  
25. House Bill 4637, Senator Hall.

26. SENATOR HALL:

27. Thank you, Mr. President, ladies and gentlemen of the  
28. Senate. House Bill 4637 amends an Act relating to public  
29. water districts to provide that such districts may acquire  
30. part of public or private waterworks located within the cor-  
31. porate limits of the city. Now to explain this, in the town  
32. of Centreville in St. Clair County, the Village of Cahokia has  
33. a sanitary sewer system and a trunk line contiguous to the

1. sanitary system of the Village of Cahokia and the town of  
2. Centreville, sewer systems that empty into the same trunk  
3. line. Except for the ownership of the Village of Cahokia  
4. and also the town of Centreville, the system should be  
5. operated by one system. In addition, the Village of Cahokia  
6. operates its own waterworks system and overlapping the  
7. Village of Cahokia in the common fields of Cahokia Public  
8. Water District that has a water system partially in the  
9. Village of Cahokia, Illinois and partially out of the Village  
10. of Cahokia. In addition, a portion of the Centreville Township  
11. sewer system is contiguous to, but partly in and partly out of the  
12. common fields of the Cahokia Waterworks District. Now for  
13. all practical purposes, for the maintenance of one office  
14. instead of three offices, for the maintenance of one maintenance  
15. crew and equipment instead of three, for the use of one  
16. billing system instead of a billing system for the Village of  
17. Cahokia, for the town of Centreville, and for the common fields  
18. of Cahokia Power and Public Water Company, and for the purpose  
19. of consolidation of the municipal corporation and removing three  
20. corporate authorities by three corporate boards for the operation  
21. of one utility which for all practical purposes, if combined,  
22. would be one contiguous operation, combined waterworks and  
23. sewer system. So in order to do this necessary for the  
24. common fields of Cahokia Water District and any other public  
25. water district that has this problem to be given the authority  
26. to purchase, lease, or otherwise all or any part of the water-  
27. works property for any city, village, incorporated town, or  
28. private corporation, located wholly within and partially within  
29. and partially without the corporate limits of the public water  
30. district, to operate the same as a waterworks system and the  
31. public water district as one waterworks system. I would ask  
32. your most favorable vote in this matter.  
33.



1. PRESIDING OFFICER: (SENATOR ROCK)

2. Is there any discussion? Senator Berning.

3. SENATOR BERNING:

4. Senator Hall, I'm sorry that I haven't had a chance to  
5. really carefully analyze this but I have a public water district  
6. in Lake County and it occurs to me that this would apply to my  
7. county. Is that right or is there anything that delimits this  
8. just to Cahokia and Centreville?

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Hall.

11. SENATOR HALL:

12. No, it's just designed to remove some ambiguity in the  
13. present law regarding the rights of one public water company to  
14. acquire the property of another. So that's the purpose of it.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Berning.

17. SENATOR BERNING:

18. Well, then, one other question. The agreement to sell,  
19. is that in any way predicated upon any action by the citizens  
20. within the community or is this just an arbitrary action and  
21. decision by the City Council and the Water District.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Hall.

24. SENATOR HALL:

25. Senator, I'm advised that this legislation is permissive  
26. and not compulsory.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Berning.

29. SENATOR BERNING:

30. I didn't get my question across clearly then. I don't see  
31. where any action by the citizenry is involved. Is this an ar-  
32. bitrary unilateral action by the City Council?

33.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Hall.

3. SENATOR HALL:

4. Mr. President, what I'll do is I'll check and get some more  
5. information and I'll talk with Senator Berning. We can get  
6. back.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. All right. The bill will be held. The next series of  
9. bills to be called, House Bills on Third Reading, we're again  
10. beginning at the beginning of the list. So it's House Bill 1318,  
11. Senator Latherow, House Bill 1324, Senator Fawell, House Bill 2033,  
12. Senator Mohr and House Bill 2733, Senator Latherow. House Bill  
13. 1318, 1318. That's being held. House Bill 1324, Senator Fawell.  
14. Senator Fawell.

15. SENATOR FAWELL:

16. Mr. President, members of the Senate, I don't have the file  
17. here before me but you may recall we did have some debate. Senator  
18. Neistein did raise the question in regard to the form of a test  
19. to determine whether or not an applicant for marriage is immune  
20. from rubella measles. And I think that that answer has been given  
21. to Senator Neistein and that he is satisfied with the answer.  
22. That it's a simple blood test that can determine whether or not  
23. an applicant for a marriage license is immune. I repeat that this  
24. does not obligate anyone to take the immunization but is designed  
25. to apprise the applicants as to the dangers of rubella measles  
26. and whether or not they are immune. I don't believe there's any  
27. opposition to the bill as it now stands and I would ask for a  
28. favorable roll call.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Neistein.

31. SENATOR NEISTEIN:

32. Well, Senator Fawell, I'm in favor of that rubella test but  
33. to get the records straight, when a person applies for a marriage

1. license, can this prerequisite or can this precedent is that they  
2. take a blood test for venereal disease. I understand that the same  
3. test cannot be used for rubella. That means when someone applies  
4. for a marriage license, they've got to take two blood tests. They  
5. got to draw blood twice, one for this venereal test and one for  
6. this rubella if this becomes the law. Then somebody pointed out  
7. to me that if a person, 65 or 70, a couple 70 or 75 years old,  
8. the woman is not in fear of becoming pregnant and might object  
9. to having to be subjected to two blood tests to...in order to  
10. obtain a marriage license. Now, I don't know if that's been cor-  
11. rected or what has to be done with that but actually, I think  
12. all of us agree we'd like to eradicate the rubella threat but  
13. I don't know if that's covered in this bill about the fact that  
14. when people are up in years. I can see where the young ones  
15. might be faced with pregnancy that they want to be sure they  
16. haven't got this disease but what's the solution to the older  
17. people.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Fawell.

20. SENATOR FAWELL:

21. Well, that is not covered in the bill. It's a very simple,  
22. pin-prick blood test and you're right in saying that everyone  
23. who applies will be responsible in taking the test. I suppose  
24. the same is true in regard to some of the other conditions pre-  
25. cedent, one of which you referred to. But I think the importance  
26. is that if by what we're doing here will save just one child from  
27. being born into a life of mental retardation, we will have done a  
28. great deal and the cost is miniscule whereas in the instance that  
29. you have indicated, you may occasionally find an elderly couple that  
30. will object to this added test of a pinprick blood letting. But  
31. I can't believe it's really a very practical problem. I think  
32. the bill is a tremendous step toward educating those who are con-  
33. templating marriage as to the tremendous potential of lack of

1. immunization of rubella measles can mean insofar as the birth  
2. of retarded children. And thus, I still believe, Senator, even  
3. though there is this slight point you bring out, that it's a  
4. sound bill and I would hope that we would have the passage here  
5. in the Senate.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Is there any further discussion? Secretary will call the roll.

8. SECRETARY:

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

15. PRESIDENT:

16. Senator Palmer.

17. SENATOR PALMER:

18. Senator Fawell, there seems to be a little confusion here as  
19. to a certain question on this bill: Will you answer this question?  
20. Does this bill deny a person a license if they are found to  
21. have rubella or does it just require him to take an immunization?

22. PRESIDENT:

23. Senator Fawell.

24. SENATOR FAWELL:

25. It doesn't even require that they take the immunization. It  
26. merely requires they take a simple blood test to determine if they  
27. are immune. It's up to them. It's designed to apprise and to  
28. educate people as to the dangers of rubella measles, contracting  
29. rubella measles while one is pregnant. That's all. But it doesn't  
30. even require that you must be immune.

31. SENATOR PALMER:

32. All right. What we're trying to determine, this is not a  
33. prohibition on the clerk to issue a license if the rubella does

1. appear. I vote aye.

2. SECRETARY:

3. Partee, Rock, Romano, Rosander, Saperstein, Savickas,  
4. Smith, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.

5. PRESIDENT:

6. Senator Groen.

7. SENATOR GROEN:

8. In explaining my vote, Mr. President, I want to tell Senator  
9. Neistein that if at 75 he applies for a marriage license and they  
10. ask him to take this test or his 75 year old bride to take this  
11. test for the purposes that he enumerated he should feel quite  
12. complimented. I vote aye.

13. PRESIDENT:

14. On the question, the yeas are 35. The nays are none. This  
15. bill having received a constitutional majority is declared passed.  
16. 2733, Senator Latherow.

17. SENATOR LATHEROW:

18. Mr. President and members of the Senate, this does exactly  
19. what it says in the synopsis of the bill. Also, in this, it  
20. gives the Director more power over the licensing and it also  
21. gives him power to revoke the license of any employee in case  
22. of improper operations. He also has the power under this to  
23. maintain for 60 days any bond or deposit that this timber buyer  
24. has and the timber buyer himself must file with the Department  
25. before any work at all is done by him. I'd appreciate your most  
26. favorable roll call.

27. PRESIDENT:

28. Is...Senator Graham.

29. SENATOR GRAHAM:

30. I'd like to ask the sponsor a question. I remember a few  
31. years ago he indicated an extreme interest in dead elm trees as a  
32. result of the dutch elm. Does this have anything to do with  
33. curing that problem, Senator?

1. PRESIDENT:

2. Senator Latherow.

3. SENATOR LATHEROW:

4. I'd like for you to explain to me what you were trying to  
5. do with dutch elms before I...

6. PRESIDENT:

7. Senator Graham.

8. SENATOR GRAHAM:

9. I just wondered if in this act you're going to do something.  
10. I tried to remove these bare limb trees and Senator Latherow  
11. didn't want it. And as a result of it he wound up with the nick-  
12. name of "barelimbs." Now, I just wondered are you going to do  
13. anything with dutch elms or are you going to leave them alone.

14. PRESIDENT:

15. Senator Latherow.

16. SENATOR LATHEROW:

17. I think he's rather confused about where the nickname  
18. ended. But I'll say this, that the topic that you bring up  
19. right now I notice failed at that time and it has never again  
20. returned to the Legislature. So I assume maybe I was right in  
21. that case.

22. PRESIDENT:

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

24. SECRETARY:

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

33.

1. PRESIDENT:

2. Carpentier, aye. Saperstein, aye. On that question, the yeas  
3. are 32. The nays are none. The bill having received a constitu-  
4. tional majority is declared passed. Senator Bruce was off the  
5. Floor when 1742 was called earlier on the first priority list.  
6. He's on the Floor here now. 1742.

7. SENATOR BRUCE:

8. Yes, Mr. President, members, House Bill 1742 relates to tax  
9. levies of fire protection districts. Now this bill corrects an  
10. error that was created in 1967 and since that time there's been  
11. two base tax levies. That came about by a bill having been  
12. passed to help those fire districts under the Butler-Hodge Act  
13. to be able to levy at least a 10% and the fire districts not  
14. under the Butler-Hodge Act to continue the level at 1.25.  
15. Senator Dougherty was involved in that bill in '67. The '67  
16. bill stated "to levy at 10 cents or to rate in effect to July 1,  
17. '67 whichever is greatest." Now a lot of county clerks since  
18. that time have not allowed fire districts not under the Butler-  
19. Hodge Act to levy higher than a 10 cent rate. They're asking  
20. that the 10 cent rate be struck and all fire districts be per-  
21. mitted to levy at 1.25. This would give the fire districts  
22. only one base levy instead of the present two. This change is  
23. approved by the Taxpayers Federation and Maurice Scott testified  
24. in favor of it at the Senate Revenue Committee. The other change  
25. is a minor one in that the tax words "tax levy" has been deleted and  
26. dissorted making it clear that it is an ordinance that's involved.  
27. The ordinance must be published within 30 days after its passage.  
28. The change is necessary because railroads have challenged the  
29. right of fire protection districts and all tax levy ordinances  
30. alleging that they were not published or posted. This makes it  
31. clear that this is an ordinance, it is to be published and posted  
32. both. And it clarifies if anyone...in Section 14 of Chapter 127½.  
33. I know of no opposition to the bill.

1. PRESIDENT:

2. Senator Sours.

3. SENATOR SOURS:

4. I was in committee when this bill was presented. The genesis,  
5. the author is Maurice Scott. It's a good bill. It addressed  
6. itself to a peculiarity in the actual existance of two sets  
7. of fire districts. This is a good bill. It ought to have every-  
8. body supporting it.

9. PRESIDENT:

10. Secretary will call the roll.

11. SECRETARY:

12. Arrington, Baltz, Berning, Bidwill, Bruce...

13. PRESIDENT:

14. Senator Berning.

15. SENATOR BERNING:

16. Yes, thank you, Mr. President. As I look at this, this  
17. is a rate increase without a referendum and in conformity with  
18. my long standing position, I must vote no.

19. SECRETARY:

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

28. PRESIDENT:

29. Laughlin, aye. Kosinski, aye. Dougherty, aye. Partee, aye.  
30. Merritt, aye. Horsley, aye. On that question, the yeas are 34.  
31. The nays are 3. The bill having received a constitutional majority  
32. is declared passed. In the next column, the following bills are  
33. to be called: 2780, that series, Senator Clarke, I don't know



1. if that's been assigned to someone else. 2882, Senator Harris again.  
2. I think Senator McCarthy's handling that. 3031, Senator Knuepfer.  
3. 3077, Senator Hynes. 3080, Senator Davidson. 3602, Senator  
4. Fawell. Senator Clarke, that first 2780 series, is that...all  
5. right. 3031, Senator Knuepfer.

6. SENATOR KNUEPFER:

7. House Bill 3031 implements the Article 8, the finance section,  
8. of the new Constitution. It provides as the synopsis suggests  
9. it provides for the Auditor General and prescribes his duties  
10. and powers. Essentially the duties are as specified in Section  
11. 4: to determine whether public funds are being used for the  
12. purposes for which they are appropriated; to verify the system  
13. of accounts and audits; to assure that governmental officials  
14. and agencies receiving federal or public funds discharge their  
15. financial responsibilities in accordance with legislative determination  
16. to develop recommendations for legislative action and recommend  
17. new methods of accounting and financial management. Under the  
18. new Constitution, this office will be the arm of the Legislature  
19. in determining these kinds of matters. We have worked the bill  
20. over with the present Auditor General. We have been over it with  
21. him. We have consulted with a number of people in terms of this bill.  
22. We have amended it to resolve some of the problems that have  
23. come up. I would be happy to try to answer any questions.  
24. Otherwise, I would appreciate a favorable roll call.

25. PRESIDENT:

26. Are there any questions? Secretary will call the roll.

27. SECRETARY:

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

1. Rosander, Saperstein, Savickas, Smith, Soper, Sours, Swinarski,  
2. Vadalabene, Walker, Weaver.

3. PRESIDENT:

4. Palmer, aye. Walker, aye.

5. PRESIDING OFFICER (Senator Bruce):

6. On that question the yeas are 35; the nays are none.  
7. The bill is declared passed. 3077, Senator Hynes. 3080, 3081,  
8. Senator Davidson. 3588? Senator Savickas? 3602, Senator  
9. Fawell. Senator Fawell.

10. SENATOR FAWELL:

11. Yes, Mr. President and members of the Senate, 3602 has  
12. as its basic aim to apprise legislators and the public  
13. in general, in regard to the accreditation status of our  
14. institutions for the mentally ill and mentally retarded in our  
15. Department of Mental Health. It doesn't demand accreditation,  
16. but it does give reports in regard to progress toward accreditation.  
17. I know of no opposition to the bill, and I'd appreciate a  
18. favorable roll call.

19. PRESIDING OFFICER (Senator Bruce):

20. Is there discussion? Secretary will call the roll.

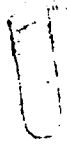
21. SECRETARY:

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

31. PRESIDING OFFICER (Senator Bruce):

32. Saperstein, aye. Egan, aye. Hall, aye. Dougherty, aye.  
33. Sours, aye. On that question the yeas are 40; the nays are

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1. none. The bill is declared passed. In the next column, the  
2. bills will be 4176, 4179, 4209, and 4375 through 4382. 4176,  
3. Senator Harris? Is someone handling that for Senator Harris?  
4. Senator Walker.

5. SENATOR WALKER:

6. Thank you, Mr. President, members of the Senate. I'm  
7. handling this bill for Bill Harris, who is ill. It's a product  
8. of the Motor Vehicle Laws Commission. The House sponsors  
9. were Representatives Marcus . . . Markert, Pappas, Craig,  
10. Neff, North, and Houde. What it does is what the bill says  
11. here. It amends Vehicle Code to insert highway weight  
12. limits on tri-axle trucks and authorizes local authorities  
13. to establish weight and speed limits for cement mixer  
14. trucks up to five axles. As I say, it's a product of the  
15. Motor Vehicles Law Commission. I think it's good bill and  
16. I'd appreciate your support.

17. PRESIDING OFFICER (Senator Bruce):

18. Senator Laughlin.

19. SENATOR LAUGHLIN:

20. Yes. Is this the one that the ready-mix industry wants?  
21. Is this the bill, Senator Walker? I'm sorry.

22. PRESIDING OFFICER (Senator Bruce):

23. Senator Walker.

24. SENATOR WALKER:

25. I would say that inasmuch as it does include ready-mix  
26. trucks that they're perhaps the ones that are interested in  
27. it. Yes.

28. PRESIDING OFFICER (Senator Bruce):

29. Senator Laughlin.

30. SENATOR LAUGHLIN:

31. I just wanted to comment that my County Superintendent of  
32. Highways has told me that this is a very dangerous bill and  
33. that many bridges throughout the State are imperiled and would

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1. be imperiled if this . . . if this bill passes. For that  
2. reason I intend to oppose it.

3. PRESIDING OFFICER (Senator Bruce):

4. Senator Ozinga.

5. SENATOR OZINGA:

6. Mr. President and members of the Senate, I rise in  
7. opposition to this bill whole-heartedly. You all know this  
8. is a special, special interest bill. Now, I just happen to  
9. have members in my family that are interested in a cement ready-  
10. mix business. There are approximately a half a dozen, maybe  
11. a dozen businesses of substantial size that will be affected  
12. by this bill. This bill will increase the weight load on the  
13. highway to 72 thousand pounds on a three axle deal. This is a  
14. substantial increase. It will be highly beneficial to the  
15. great big trucks and can you just imagine a big cement mixer  
16. going down the street, at a slower rate, grinding away as we  
17. go. The Department of Transportation is against this bill  
18. and they have voiced as loud an opinion as they possibly could  
19. against this bill. I want it to be thoroughly understood here  
20. and now at this time. My family have no interest, they did  
21. not seek this bill, they in no way are advocating this bill,  
22. they will be the beneficiaries of it if it does pass. However,  
23. I have warned them that I am going to take this mike against  
24. this bill on the basis that it is strictly a self-serving bill  
25. and I want it to be known here and now that I am going to vote  
26. against this bill even against the wishes of people that might  
27. want this bill for the self-service that it might render to  
28. them.

29. PRESIDING OFFICER (Senator Bruce):

30. Senator Carpentier.

31. SENATOR CARPENTIER:

32. Mr. President, members of the Senate, as far as our  
33. bridges are concerned, the Motor Vehicles Laws Commission has

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1. asked the Department to bring us their file for the last two  
2. years. They have showed us one bridge that has collapsed due  
3. to overweight and that, when we dug into it, they had to admit  
4. was an overweight permit granted by the Department on moving a  
5. big crane. I think this is good legislation. We argued it  
6. over. We've worked on it in Motor Vehicle Laws Commission.  
7. It had its full hearing in the Senate Transportation Committee  
8. and the House Transportation Committee, and, as far as I'm  
9. concerned, I can see nothing wrong with this, because now  
10. to get around the idea of a five axle load, under the  
11. present law, they're turning around and adding a trailer to  
12. the back of it so that they can haul the cement. And it's a  
13. one way haul. You don't haul cement all around town all day  
14. long. You load it at the plant and you take it to the point  
15. of-destination and deliver it, and the truck goes back to the  
16. yard . . . In other words, it's only one trip deal on this  
17. thing. I can't see anything wrong with this. In fact, I think  
18. it's a darn good bill and it's going to help us in our highway  
19. building program if we can get this . . . this cement to the  
20. sites at a cheaper cost, which they will be able to do, if we  
21. pass something like this. I think this is a good bill.

22. PRESIDING OFFICER (Senator Bruce):

23. Senator Chew.

24. SENATOR CHEW:

25. Thank you, Mr. President. I want to make one correction  
26. for Senator Ozinga. We're not talking about a three axle vehicle,  
27. Senator. We're talking about a five axle vehicle, Senator Ozinga.  
28. Now, I got some statistics from several states, several cities in  
29. several states. For instance: in New York City, they allowed  
30. 130 thousand pounds in five boroughs; in Long Island, New York,  
31. they allowed 96 thousand pounds; Boston, Massachusetts, 95 thousand  
32. pounds; Detroit, Michigan, 103 thousand pounds; and on and  
33. on and on. Now this is no special interest legislation. This

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1. legislation came through my committee and there were some  
2. objections rendered there. We put this bill into a subcommittee  
3. and the subcommittee made a recommendation Do Pass, and I  
4. would ask that the members of this Body who are always talking  
5. about getting in line with other states and et cetera, this is  
6. an ideal time to give the cement people the kind of bill they  
7. need where they can do a better job. For someone to oppose  
8. it with misinformed information, I want it clearly understood  
9. that we are talking about five axle vehicles, Senator Ozinga,  
10. and not three.

11. PRESIDING OFFICER (Senator Bruce):

12. Senator Course.

13. SENATOR COURSE:

14. Mr. President . . . Mr. President and members of the  
15. Senate, I think this whole bill is blown out of proportion.  
16. I was the Chairman of the subcommittee who heard the testimony  
17. by the ready-mix people and by the representative of the  
18. Department of Transportation, and the representative of the  
19. Department of Transportation wasn't concerned about the street,  
20. because . . . or the roads, because they're covered by local  
21. ordinances in most cases, and they can post them if they want  
22. to. But their concern is about the bridges in the State of  
23. Illinois, and they admitted that there are only about 2,000  
24. bridges that are in question here, and they admit that at this  
25. time they are in process of beefing up these bridges or posting  
26. them. Now, we're talking about ready-mix trucks. They go  
27. from the plant to the location where they're leaving the . . .  
28. pouring the cement and they come back empty. Most of these  
29. trucks drive up less than 8,000 miles a year. In other words,  
30. ladies and gentlemen, half the time, these trucks are empty.  
31. They are less than the 72,000 pounds. And as Senator Chew  
32. pointed out, these are five axle trucks--not three axle trucks.  
33. The cost of cement today is about . . . oh . . . a penny for

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1. two and a half pounds. If we don't do something for these  
2. people and this here increase that they want will mean that  
3. the ready-mix truck can carry exactly one yard more on the truck.  
4. That's all. If we don't give them some relief, it's going to  
5. mean increased cost in the cost of ready-mix cement. It's  
6. going to mean increased cost in the building construction.  
7. Now, my contention is this, if we allow these trucks to be  
8. sold in the State of Illinois without doing something about it,  
9. then we have no right to come here and say that they can't  
10. use the trucks. We should stop the sale of these trucks.  
11. These trucks cost anywhere from 35 to 50 thousand dollars.  
12. I'm sure no company is going to let their drivers drive over  
13. a bridge that is unsafe. It would be insane to think of  
14. sending a driver out on a . . . to a location over a bridge  
15. that's going to collapse. Another thing these build . . .  
16. these bridges, when they are constructed, they're over-  
17. constructed by about 50 percent. The engineers admit this.  
18. The Department of Transportation admits this. What I didn't  
19. know, and I think very few people here know, that when a  
20. bridge is posted 20 tons, it means that you have two trucks  
21. going. One in one direction, one in the other direction. In  
22. other words, you have 40 ton on the . . . You can allow 40 ton  
23. on the bridge. If the bridge is the . . . as I said, was  
24. constructed to . . . designed to carry 50 percent overload,  
25. that means that bridge can carry 50 tons. Now, as I repeated  
26. before, I said before and I wish to repeat, the Department  
27. of Transportation . . . The Department of Transportation is  
28. in the process of beefing up these bridges. They have no  
29. concern with the highways. They say that these trucks can  
30. drive on the highway without injuring the construction of the  
31. highway. I think it's good legislation. It passed from our  
32. committee, and I would appreciate your vote.  
33.

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1. PRESIDING OFFICER (Senator Bruce):

2. Senator Latherow.

3. SENATOR LATHEROW:

4. Mr. President and members of the Senate, I'd just like  
5. to add one thing. What has been stated many times is there  
6. are so many bridges in the State of Illinois that would fail  
7. to be able to stand the weight of one of these trucks. Naturally  
8. we should recognize that there are many, many bridges scattered  
9. throughout the rural areas especially, that have a load limit  
10. posted on them, a maximum load limit that would be less than  
11. what any one of these trucks might weigh, and I think it's  
12. common knowledge to believe that those people stay off of that type  
13. of highway and that type of bridge. They're not interested  
14. in the demolition of a bridge. They're not, also, interested  
15. in demolition of the truck that they own, which has been said  
16. what it costs. Thank you.

17. PRESIDING OFFICER (Senator Bruce):

18. Senator Mohr.

19. SENATOR MOHR:

20. I move the previous question.

21. PRESIDING OFFICER (Senator Bruce):

22. Senator Ozinga.

23. SENATOR OZINGA:

24. I'd just like to answer Charlie Chew on the basis that I  
25. do know that it's a five axle truck--two in the front and three  
26. in the back. There's no question about that. All that I want  
27. to say is this, is that this is a special interest bill for  
28. special people, not more than a dozen in the whole State of  
29. Illinois. What's good for the goose is good for the gander.  
30. Why not make a bill that's good for everybody, not just for  
31. cement mixers. That's my point.

32. PRESIDING OFFICER (Senator Bruce):

33. Senator Mohr has moved the previous question. All in favor.



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1. Opposed. Motion carries. Senator Walker may close the debate.

2. SENATOR WALKER:

3. Thank you, Mr. President. I think this has been pretty  
4. well covered by the members of the Motor Vehicle Laws Commission.  
5. I appreciate their help. I've never been a member of that  
6. Commission. Talk about special interest, this applies to all  
7. ready-mix trucks throughout the State. As to any damage to  
8. bridges, I would like to answer that by giving you Sections 15  
9. through 16 and 15-317. It authorizes the Department of  
10. Transportation or any local authority, municipality, county,  
11. or township to restrict or prohibit the operation of vehicles  
12. upon any highway or over any elevated structure in excess of  
13. specified weights. In other words, these bridges anywhere  
14. in the State can be posted by any of the authorities. Therefore,  
15. I can't see where there's going to be any bridge damage. What  
16. it does is to permit these trucks to haul about 1 yard more  
17. of concrete. I think it was mentioned that most bridges can  
18. handle about 50 percent more than what they're posted. I  
19. tried to figure out the number of trucks in Illinois. What  
20. hasn't been mentioned here by any opponents is that there  
21. will be a revenue increase if this bill is passed of about  
22. 320 to 350 thousand dollars per year in increased license fees.  
23. This bill, as I recall it, came out of the House with 140 to 4.  
24. It was fully supported over there. I assure you, it's not a  
25. special interest bill. It's good legislation. If we can this  
26. concrete to these job sites, as one of the Rep . . . er, Senators  
27. mentioned, at a cheaper cost for the individual and to the  
28. State, I think it'll attract future building. I think it's a  
29. good bill or I wouldn't be handling it and I'd appreciate  
30. your support. Thank you.

31. PRESIDING OFFICER (Senator Bruce):

32. Secretary will call the roll.

33.

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1. SECRETARY:

2. Arrington, Baltz, . . .

3. PRESIDING OFFICER (Senator Bruce):

4. Senator Baltz.

5. SENATOR BALTZ:

6. Now, Mr. President and members of the Senate, I rise in  
7. support of this bill. I . . . It's been accused of being a  
8. special interest bill. I think it's of special interest to  
9. the people of Illinois if it's going to enable the construction  
10. of highways at a more rapid rate and at a lower cost. I'm from  
11. an area where there's a great deal of building, industrial  
12. building going on. Just completing a 350 million dollar Mobil  
13. Oil refinery and I'm quite sure that there was well over a million  
14. tons of concrete poured in this one location alone and certainly  
15. this would have been an advantage if we had had this law at that  
16. time. We recently passed a bill that was special interest, I  
17. think, more so than this one is. It was . . . or at least  
18. similar. We gave some special provisions to garbage trucks  
19. which always seem to be overloaded on the rear axle because of  
20. the heavy equipment and machinery that it took to compress  
21. the garbage inside of the truck. I see no great danger in the  
22. passage of this law, and I'm going to vote aye.

23. PRESIDING OFFICER (Senator Bruce):

24. Continue the roll call.

25. SECRETARY:

26. . . . Berning, Bidwill, Bruce, Carpentier, Carroll, Cherry,  
27. Chew, Clarke, . . .

28. PRESIDING OFFICER (Senator Bruce):

29. Senator Chew.

30. SENATOR CHEW:

31. To clarify one point, we're speaking of a one way load, not  
32. a two way load. The trucks are empty returning to the plant. Now  
33. we're talking about maybe 2000 cement trucks in the State, and the

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1. entire year, it's been estimated that all of these trucks com-  
2. bined will do about 8000 miles a year. The 250 working days  
3. a year these cement trucks are rolling. Now, a court in Chicago  
4. found in a case involving refuge trucks that a legally loaded truck  
5. operated at full legal weight in both directions causes more damage  
6. than the heavier truck operated, loaded in one direction and empty  
7. in the other. Here we have the same situation. No increase in  
8. damage to highways and revenue to the State and I think 2000  
9. companies ought to have the...we ought to have their interests at  
10. heart because again the monies that the State will take in on  
11. this additional increase of license fee warrant our support of  
12. this bill and I vote aye.

13. SECRETARY:

14. Collins, Coulson, Course, Davidson, Donnewald, Dougherty,  
15. Egan, Fawell, Gilbert, Graham, Groen...

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Graham.

18. SENATOR GRAHAM:

19. Mr. President, I'm probably going to vote for this for a  
20. different reason than many people. I'm not considered to be one  
21. of the special interest boys. And I'm going to tell you this.  
22. If the passage of this bill can allow or will permit the local  
23. areas to have a tighter control over these cement trucks, it's  
24. going to be worth it, because where I come from, we're hip-deep  
25. in cement trucks and gravel trucks seemingly over who nobody has  
26. any damn control. Now, if our local municipalities will have  
27. something to do with the control of these trucks and can or will  
28. do it, then I will support the bill. If they don't, I'll be back  
29. down here next year to repeal it and to do something about the  
30. law enforcement or the lack of law enforcement with regard to  
31. the gravel trucks and the cement trucks that are ravaging our  
32. country-side. I vote aye.

33.

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1. SECRETARY:
2. Hall, Harris, Horsley, Hynes, Johns, Knuépfer, Knuppel,
3. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
4. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,
5. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
6. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,
7. Weaver.
8. PRESIDING OFFICER: (Senator Bruce)
9. Senator Course.
10. SENATOR COURSE:
11. How am I recorded?
12. PRESIDING OFFICER: (Senator Bruce)
13. Not recorded.
14. SENATOR COURSE:
15. Aye.
16. PRESIDING OFFICER: (Senator Bruce)
17. Course, aye. Senator Walker.
18. SENATOR WALKER:
19. Mr. President, thank you. In explaining my vote, I don't
20. know just what to say. I think the bill has been covered rather
21. well. These trucks pick up this load, come back empty. They
22. say it lets them haul one more yard a trip. It'll reduce the
23. cost and I would like to request at this time a call of the ab-
24. sentees.
25. PRESIDING OFFICER: (Senator Bruce)
26. Request for a call of the absentees.
27. SECRETARY:
28. Arrington, Berning, Bidwill, Collins, Donnewald, Fawell,
29. Gilbert, Groen, Harris, Hynes, Knuépfer, Knuppel, Kusibab, Lyons,
30. McBroom, McCarthy, Newhouse, Rosander...
31. PRESIDING OFFICER: (Senator Bruce)
32. Horsley, no.
- 33.

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1. SECRETARY:

2. Saperstein, Sours, Walker.

3. PRESIDING OFFICER: (Senator Bruce)

4. On that question, the yeas are 30. The nays are 8. A  
5. request for a verification of the roll call.

6. SECRETARY:

7. The following voted in the affirmative: Baltz, Carpentier,  
8. Carroll, Chew, Course, Dougherty, Egan, Graham, Hall...

9. PRESIDING OFFICER: (Senator Bruce)

10. Is Senator Egan on the Floor? Yes, he is. Senator Lyons'  
11. seat.

12. SECRETARY:

13. Johns, Kosinski, Latherow, McCarthy, Merritt, Mitchler, Mohr,  
14. Neistein, Nihill, O'Brien, Palmer, Partee, Rock, Romano, Savickas,  
15. Smith, Soper, Swinarski, Vadalabene, Walker and Weaver.

16. PRESIDING OFFICER: (Senator Bruce)

17. Senator Partee's on the Floor. Senator Sours.

18. SENATOR SOURS:

19. Mr. President, Senators, I'd like to have unanimous consent  
20. to be noted on that roll call as present, not merely unvoting.

21. PRESIDING OFFICER: (Senator Bruce)

22. Senator Chew.

23. SENATOR CHEW:

24. Having voted on the prevailing side, I move to reconsider  
25. the vote by which the bill...

26. PRESIDING OFFICER: (Senator Bruce)

27. Move to reconsider. Motion to Table by Senator Carpentier.  
28. Those in favor? Opposed? The Motion carries. Senator Nihill.

29. SENATOR NIHILL:

30. Mr. President, Senators, as you know, I always oppose these  
31. kind of bills, long trucks and so forth and so on. I can't see...

32. I voted for this bill and I can't see nothing wrong with it.

33. There's a Senator in this place right now, private interest, he

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1. shouldn't even be voting on this because one in the family's in  
2. the business and he...I beg your pardon.

3. PRESIDING OFFICER: (Senator Bruce)

4. 4179. Is someone handling that for Senator Harris? Hold.  
5. 4209, Senator Harris. Is someone handling that for Senator  
6. Harris? 4209? 4375 through 4382, Senator Newhouse. Is Senator  
7. Newhouse on the Floor? Senator Neistein.

8. SENATOR NEISTEIN:

9. In the absence of Senator Newhouse...

10. PRESIDING OFFICER: (Senator Bruce)

11. Senator Newhouse? House Bill 4375, 4382, Unified Code of  
12. Corrections.

13. SENATOR NEWHOUSE:

14. Mr. President, Senators, these are bills that we have dis-  
15. cussed previously. They are conforming sections of the Code  
16. to the new Corrections Code. They have bi-partisan support.  
17. The Governor wants them and I know of no objection. I'd ap-  
18. preciate the most favorable roll call.

19. PRESIDING OFFICER: (Senator Bruce)

20. Any further discussion? Senator Neistein.

21. SENATOR NEISTEIN:

22. These bills were heard in Judiciary. These are just a com-  
23. pliment to the Uniform Correction Code that we passed and the  
24. Commission and all those in power deem that these are necessary  
25. to bring the entire Code up to order. And these are the bills  
26. that Senator Laughlin, Senator Rock, so ably chaired in the bringing  
27. to Illinois the new Code of Corrections that was introduced by  
28. Maurice Wexler, the late Maurice Wexler, who died in that airplane  
29. crash. I recommend everybody on this side of the aisle to support  
30. these bills.

31. PRESIDING OFFICER: (Senator Bruce)

32. Senator Graham.

33.

1. SENATOR GRAHAM:

2. I'd like to ask the sponsor a question.

3. PRESIDING OFFICER: (Senator Bruce)

4. Senator Newhouse.

5. SENATOR GRAHAM:

6. Aren't these bills the same as the series of bills we just  
7. passed through here some time ago?

8. SENATOR NEWHOUSE:

9. Senator, I'm not sure. I believe so but they are conforming  
10. bills.

11. PRESIDING OFFICER: (Senator Bruce)

12. Senator Graham.

13. SENATOR GRAHAM:

14. I'd like to know if they are because if they are I'm sur-  
15. prised that Senator Neistein would have such an interest in them  
16. when we are usually objecting to overlapping and redundancy in  
17. bills...repetition of bills. If they are, I think it's unfor-  
18. tunate. If they're not, I think we ought to pass them. But  
19. at any rate, I think that for the past two years we have contin-  
20. uously been passing correction bills, correction bills, one com-  
21. plimenting the other and we haven't stopped to assess our gains  
22. not once to find out where we've been. I'm sorry that we con-  
23. tinue to do this.

24. PRESIDING OFFICER: (Senator Bruce)

25. Senator Newhouse. Senator Neistein.

26. SENATOR NEISTEIN:

27. Senator Graham, Bob Scott, who heads the Uniform Correction  
28. Code Commission, was in Senate Judiciary. He's the one who spoke  
29. for these bills and said they're necessary to round out the Code  
30. that we passed, that whole series of bills. So I don't think it's  
31. a question of redundancy here. We're just following what the  
32. commission recommended after passing that whole package.

33.

1. PRESIDING OFFICER: (Senator Bruce)

2. Any further discussion? Senator Newhouse, is it your inten-  
3. tion to call 4375 and...through 4382, the roll call to apply to  
4. all bills?

5. SENATOR NEWHOUSE:

6. That's correct, Mr. President, and I might say, Senators,  
7. that our note from Mr. Scott was in the vein that these bills  
8. were necessary to bring the Code in so I would suggest, Senators,  
9. that there probably were not other bills that went through exactly  
10. like these. I'd appreciate a most favorable roll call.

11. PRESIDING OFFICER: (Senator Bruce)

12. Roll call will apply to House Bills 4375 through 4382.  
13. 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...

18. PRESIDING OFFICER: (Senator Bruce)

19. Senator Graham.

20. SENATOR GRAHAM:

21. I'm going to support these bills and when I do I want Al  
22. Scott to know that I am tiring of his bedraggling in with continued  
23. legislation with regard to corrections. We've had more than two  
24. years to do this. He is continually spending all of his time on  
25. this and continually skips things or misses things that he thinks  
26. they should catch up with. So sooner or later, gentlemen, we're  
27. going to get something we don't like because we're trying to  
28. correct something he left out and he didn't talk to me one bit  
29. about this. And only due to our staff's recommendation, I'm  
30. going to vote aye and I want Mr. Scott to get on the ball from  
31. now on.

32. SECRETARY:

33. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,



1. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,  
2. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,  
3. Ozinga, Palmer, Partee, Rock...

4. PRESIDING OFFICER: (Senator Bruce)

5. Senator Rock.

6. SENATOR ROCK:

7. Yes, Mr. President, members of the Senate, to answer Senator  
8. Graham and in defense of Mr. Scott, Robert Scott is the name, a  
9. great deal, about more than one-third of the Uniform Code of  
10. Corrections, as was passed by this Body dealt with what was  
11. called the classification of crimes. We had some 485 revisionary  
12. bills to reclassify every crime that exists on the statute books.  
13. These are six additional reclassifications of penalties for  
14. specific crimes. It has nothing whatever to do with corrections  
15. as Senator Graham uses the term. It does have nothing to do  
16. with Peter Bensinger's department. And I think that he is just  
17. mistaken about this subject and I vote aye.

18. SECRETARY:

19. Romano, Rosander, Saperstein, Savickas, Smith, Soper, Sours,  
20. Swinarski, Vadalabene, Walker, Weaver.

21. PRESIDING OFFICER: (Senator Bruce)

22. On that question, the yeas are 40. The nays are none. The  
23. roll call applies to House Bills 4375 through 4382. Senator  
24. Dougherty, are you ready on amendment of 4551?

25. SENATOR DOUGHERTY:

26. Amendment No. 2 to this bill, would you take this down to  
27. the Clerk? Take this down to the Clerk.

28. PRESIDING OFFICER: (Senator Bruce)

29. Senator Dougherty requests that House Bill 4551 be returned  
30. to Second Reading.

31. SENATOR DOUGHERTY:

32. House Bill 4551 is the Board of Education fiscal calendar bill.  
33. What this amendment does is just one thing. It changes one word.

1. It changes the word "shall" to "may." And the reason for that is  
2. this. The City of Chicago has, under the State law, been obliged  
3. to maintain a parental school for the treatment of truants or  
4. people who are constantly in the state of truancy from the schools  
5. on minor misdeamoners within the Board of Education problem that  
6. does not make the child amenable to the Juvenile Court Act. Now  
7. for some number of years the State has paid all of the operating  
8. expenses of the school. Under the terms of this bill they are  
9. not obliged to do so because the State is now doing it. With  
10. this amendment, the Chicago Board of Education is going to turn  
11. the parental school over the the Board of Governors for the  
12. operation of the school. That's what this does. They will acquire  
13. the property.

14. PRESIDING OFFICER: (Senator Bruce)

15. Senator Gilbert.

16. SENATOR GILBERT:

17. I rise in support of this amendment. For some time in the  
18. School Problems Commission and education, we've talked about  
19. getting the parental school out from under the control of the  
20. Board of Education. They haven't wanted it, we've had no other  
21. place to put it. This has been recommended and I urge your  
22. support of this amendment.

23. PRESIDING OFFICER: (Senator Bruce)

24. Senator Groen.

25. SENATOR GROEN:

26. Well, I'm going to vote for this bill but I do have a question  
27. I'd like to ask if anyone can answer it. Why was the Board of  
28. Higher Education chosen to supervise the instruction of high-  
29. school pupils. I think it probably more closely should have come  
30. under the Junior College control or some other, other than the  
31. Board of Higher Education. I'm just wondering why that board was  
32. chosen as the vehicle or the group, the agency to supervise these  
33. children.

1. PRESIDING OFFICER: (Senator Bruce)

2. Senator Dougherty.

3. SENATOR DOUGHERTY:

4. Senator Groen, I will answer in this way that I was informed  
5. by the administration that this is the way they wanted it, under  
6. the Board of Governors. Now, that's precisely the instructions  
7. that were given to me. This was put on at the request of the  
8. administration.

9. PRESIDING OFFICER: (Senator Bruce)

10. Senator Gilbert.

11. SENATOR GILBERT:

12. It's my understanding, Senator Groen, that they wished this  
13. to be supervised by Northeastern University which is one of the...  
14. under the Board of Governors. Now, why I don't know but they  
15. wanted Northeastern University to be the parent supervisor of this.

16. PRESIDING OFFICER: (Senator Bruce)

17. Any further discussion? Senator Dougherty moves the adop-  
18. tion of the amendment. All in favor say aye. Opposed, nay.  
19. The amendment is adopted. Any further amendments? Third Reading.  
20. We have now completed all the priority bills and will return to  
21. House Bills on Third Reading from the beginning. Those that were  
22. not on the priority list. Senator Clarke.

23. SENATOR CLARKE:

24. We got down to 4551 but I wanted to ask again of Senator  
25. Dougherty and Senator Partee, we have a series of four bills  
26. dealing with the investment of local funds, 4479 and 4480 are  
27. two of those bills and I had held them up earlier and passed  
28. them so they could do some checking.

29. PRESIDING OFFICER: (Senator Bruce)

30. Senator Partee.

31. SENATOR PARTEE:

32. When I came over a few moments ago to talk to you, that was  
33. one of things that I wanted to talk to you about that I forgot and

1. I couldn't remember what it was, the other item. It's about  
2. this. We have done some checking and 4479, for example, is  
3. the...has identical language of 4628. There are two others,  
4. one by Representative Katz and then there's a fourth bill, all  
5. pretty much on the same subject matter although the other two  
6. have some distinguishing features. We're having a problem with  
7. them on the basis that in 4479, your bill, there is a restriction  
8. which we find completely unpalatable. The restriction relates  
9. to a 30 or 60 day period, as my memory serves me, and it would  
10. prevent us if a need arose within that period of time from doing  
11. what necessarily had to be done. The other bills are even more  
12. onerous because in one of the other four there is a designation  
13. of places in which investments could be made which finally has  
14. the effect of seriously obviating any home rule powers. I am...  
15. hate to ask you to hold a bill while we are checking it and then  
16. give you the impression that everything is all right and then  
17. find out that we have the kind of problem with it that would  
18. necessarily cause us to have to not support them. We are not  
19. against the concept. We just cannot support the bills because  
20. of the confinement and restrictions which are contained therein.  
21. I'm sorry.

22. PRESIDING OFFICER: (Senator Bruce)

23. Senator Clarke.

24. SENATOR CLARKE:

25. Does that apply to Representative Shea's bill too, 4648?

26. SENATOR PARTEE:

27. That applies to my friend, Representative Shea's bill also.

28. We are nonpartisan in our negative approach.

29. PRESIDING OFFICER: (Senator Bruce)

30. Senator Clarke.

31. SENATOR CLARKE:

32. In that case I will hold them until tomorrow but I will give  
33. you notice that we will debate them tomorrow. I think we should

1. vote them up or down so that you can be on record that you have  
2. some objections.

3. PRESIDING OFFICER: (Senator Bruce)

4. Senator Graham.

5. SENATOR GRAHAM:

6. Mr. President, are we going to arrive at a time of motions  
7. to discharge committee or would this be an appropriate time?

8. PRESIDING OFFICER: (Senator Bruce)

9. That, they tell me, will be later, Senator Graham.

10. SENATOR GRAHAM:

11. If would help the Clerk and I think this would so I'll  
12. wait for my motion.

13. PRESIDING OFFICER: (Senator Bruce)

14. Senator Bidwill.

15. SENATOR BIDWILL:

16. Mr. Chairman and members of the Senate, I don't want to  
17. violate the rules. Senator Groen and I were just talking about  
18. our secretary and the heavy duties we've been giving her and I  
19. happened to look up in the balcony and I see her charming young  
20. daughter, Grace Davis with her escort Mike Hickey, just in  
21. passing. Would you kids stand up? There's two good looking  
22. kids and take a bow.

23. PRESIDING OFFICER: (Senator Bruce)

24. House Bill 1464, Senator Johns.

25. SENATOR JOHNS:

26. Good afternoon, Mr. President and ladies and gentlemen of  
27. the Senate. Thought I'd break the monotony here a little bit.  
28. House Bill 1464. I'm going to take my time here. That's right,  
29. Senator. This amends the School Code. It provides school boards  
30. must grant all full-time teachers at least two days of personal  
31. leave at full pay each year. This is what the bill does. Just  
32. to give you a brief summary of the bill, not to belabor it all.  
33. It clarifies the legal status of personal leave for teachers.

1. And I underline the word legal. It makes the granting of such  
2. leave a local option. It provides authorization to use this  
3. leave for religious holidays, not scheduled in the school calendar.  
4. Subjects the leave to reasonable rules and regulations. And I'll  
5. try to answer any questions. I don't claim to be a genius at  
6. this but I'll do the best I can.

7. PRESIDING OFFICER: (Senator Bruce)

8. Senator Gilbert.

9. SENATOR GILBERT:

10. Where does it limit...maybe I think the bill is reasonably  
11. introduced limited to two days of personal leave which I cer-  
12. tainly could support but hasn't that been taken out of the bill  
13. or are my notes here wrong on it? I don't think there's any  
14. limitation.

15. PRESIDING OFFICER: (Senator Bruce)

16. Senator Johns.

17. SENATOR JOHNS:

18. Let me read the amended section here, Senator Gilbert. I  
19. think your question's very much in order. In addition to the  
20. leave granted under other sections of this article, the school  
21. boards of all school districts, including the special charter  
22. districts, may grant personal leave at full pay. Nothing in  
23. this section affects the power of the board to establish rea-  
24. sonable rules and regulations under which such leave will be  
25. granted. However, personal leave shall be construed to include  
26. religious holidays that occur on days when school is in actual  
27. session. Does that help any at all? This is the amended section  
28. of the bill. It doesn't help?

29. PRESIDING OFFICER: (Senator Bruce)

30. Senator Gilbert.

31. SENATOR GILBERT:

32. Well, it's amended and there's no limitation on the number  
33. of days that the school board may grant, isn't that correct?

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Johns.

3. SENATOR JOHNS:

4. I'm looking for the answer. I think you're right  
5. sir. Sir . . . It was amended out, Senator.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Gilbert.

8. SENATOR GILBERT:

9. Why was two days amended out? I don't think anyone  
10. would have any objection to two days. In fact, most  
11. districts have been granting that much. And in emergencies,  
12. even more. But when you take a limitation off, how  
13. many million dollars is this going to cost the school  
14. districts of the State of Illinois, which are already crying  
15. for money. Because you and I know, that this will be a part  
16. of the negotiation for salaries and when a teacher is given  
17. leave for personal reasons, to go to a religious holiday,  
18. or whatever the reason may be, a substitute teacher has to  
19. be hired and you add additional burden on the school districts.  
20. I can support this legislation as originally introduced but  
21. certainly I don't see that we should put the school boards  
22. in a position of having to fight, at the time of negotiation  
23. for new contracts, to limit the number of days that the  
24. teacher may get for just personal leave because she wants to  
25. go shopping or wants to do something that everybody else  
26. who works in private industry has to do either on a  
27. Saturday or afternoon, or take time off from their work  
28. to do. I think this is an unreasonable request.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Mitchler.

31. SENATOR MITCHLER:

32. The objection that I would have to House Bill 1464 is  
33.

1. the fact that in one school district that I have in  
2. Aurora, they tell me that for the 450 teachers in the  
3. school district, they have estimated that the cost of  
4. one day of paid leave per year to be approximately \$48,750.  
5. Now in addition to this, if this legislation were adopted,  
6. experience shows that when you give this benefit to one  
7. group of employees, you must give it to other groups. This  
8. would include, for example, noncertified personnel, adminis-  
9. trators, maintenance and custodial personnel and all others  
10. employed in the school district.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Johns.

13. SENATOR MITCHLER:

14. Now . . .

15. SENATOR JOHNS:

16. Forgive me, Senator Mitchler. I think probably the  
17. opposition here is to the . . . the amending out of  
18. the two days. I think I'll pull this back from Third to  
19. Second, amend it, put that back in there and then come  
20. forth with it again. Does that . . . does that meet the  
21. objections?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. The bill will be held. Senator Soper.

24. SENATOR SOPER:

25. Please, Senator, before you pull the bill back. Does  
26. this include the City of Chicago?

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Johns.

29. SENATOR JOHNS:

30. I know I never intended to leave it out. I . . . I  
31. suggest, I mean, I suspect that it does include the City  
32. of Chicago. The whole State.

33. PRESIDING OFFICER: (SENATOR BRUCE)



1. Well, the bill is going to be held.

2. SENATOR SOPER:

3. I understand. I wanna just say this before . . .

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Soper.

6. SENATOR SOPER:

7. . . . you know, this'll come back and it'll fly through  
8. here like nobody's business. You know, that doesn't cure  
9. this whole bill. You allow two days . . . you allow two  
10. days, and there are over 24,000 teachers in the City  
11. of Chicago, beside the other non . . . non . . . nontenured  
12. teachers. And when you talk about 48,000 days that you  
13. have to hire substitutes, beside the allowance for the sick  
14. days and the sick leave and everything else, you come up  
15. to a pretty penny. It sounds like nothing to say two days,  
16. but little schools that have 30 and 40 teachers, you know  
17. that means 80 days that they have to hire. In our school  
18. district, we have 3 and . . . 4 or 5 hundred school teachers  
19. and that means . . . that means a lot of days.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. The bill will be held. House Bill 3018, Senator  
22. Knuppel, was amended and the bill is now in proper form. Senator  
23. Knuppel.

24. SENATOR KNUPPEL:

25. Mr. President and members of the Body, this is a . . . an  
26. implementation bill, implementing Article V, Section 6(d) of  
27. the new Constitution, which requires the General Assembly  
28. to provide a method for determining when the Governor is  
29. able to serve physically. It creates a commission composed  
30. of the Lieutenant Governor, Attorney General, Secretary of  
31. State, Comptroller, Treasurer, and an officer or official  
32. appointed by the Governor, or in lieu of an appointment made  
33. within thirty days of his becoming Governor, the Bur . . . the

1. Director of the Bureau of the Budget will act. Provides  
2. that this commission, if they vote unanimously upon being  
3. called by any member of the commission, can interrupt the  
4. service of the Governor for disability. It says that the  
5. commission will be private and they will consult with  
6. medical authorities, including any who are in attendance  
7. on the Governor. If they unanimously determine interruption,  
8. the Governor at any time, on the giving of 24 hours notice,  
9. can have the commission called together and he can inform  
10. them of his desire to resume his duties. The commission  
11. must meet within . . . not more than 48 hours, and not less  
12. than 24 hours after the notification and they have a  
13. meeting or 96 hours after such notification, the Governor  
14. shall resume his office, unless a majority of the commission  
15. then believes that he is unable to discharge the duties of  
16. that office. This is a necessary implementation, because  
17. no method was provided. The decisions of the commission  
18. are reviewable by the Supreme Court. I think this is a  
19. good bill for implementation. It's been reviewed by the  
20. staff on the Republican side and the Democratic side both,  
21. and meets all objections by the a . . . by the technical  
22. staffs of both groups. The amendment was proposed by the  
23. technical group on the . . . of the Republican party and  
24. there was no objection offered by those people working  
25. with them on the Democratic side. It's been reviewed by  
26. Representative Giorgi, the original sponsor, and he concurs  
27. in the allowance of the amendment. I would encourage a  
28. most favorable roll call on this bill. Thank you very  
29. much.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Horsley.

32. SENATOR HORSLEY:

33. Wasn't this bill amended?

1. PRESIDING OFFICER: (SENATOR BRUCE)  
2. Senator Knuppel.  
3. SENATOR KNUPPEL:  
4. I didn't hear the question.  
5. PRESIDING OFFICER: (SENATOR BRUCE)  
6. The question was, was the bill amended?  
7. SENATOR KNUPPEL:  
8. Yes, the bill was amended. It was done by the staff.  
9. Mr. Kennedy, who is standing right beside you, worked on  
10. it and your staff knows what the amendments were.  
11. PRESIDING OFFICER: (SENATOR BRUCE)  
12. Could we have some order too. Senator Knuppel can't  
13. hear. Any further discussion? Senator Knuppel may close  
14. the debate. Senator Groen.  
15. SENATOR GROEN:  
16. Mr. President, I have not studied this bill. I have  
17. read it and one of the things that I was concerned about,  
18. the term disability, is it the judgment, Senator, that it  
19. includes both mental and physical?  
20. SENATOR KNUPPEL:  
21. I can't hear him at all. I don't know what the . . .  
22. PRESIDING OFFICER: (SENATOR BRUCE)  
23. Could we have some order, please. Will the Senators  
24. be in their seats. Senator Egan. Senator Smith. Senator  
25. Groen.  
26. SENATOR GROEN:  
27. Well I was just concerned about the use of the term  
28. disability. Does that, in your judgment, include both  
29. mental and physical or would it be not better to spell it  
30. out that way?  
31. PRESIDING OFFICER: (SENATOR BRUCE)  
32. Senator Knuppel.  
33. SENATOR KNUPPEL:

1. Sir, I think it's broad enough to include both. It  
2. requires the unanimous vote of the committee to dispossess  
3. someone from the exercise of his duties and the Governor  
4. is entitled to an appointment on this board. And he  
5. is . . . the person who would succeed his is foreclosed  
6. from voting. So that I think the word disability is  
7. broad enough to include both as it's used here. I wouldn't  
8. see why not.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Groen.

11. SENATOR GROEN:

12. Well . . . well it just seems to me that it probably . . .  
13. I'm not . . . don't want to quarrel or belabor it, but it  
14. seems to me that it might have been better to have spelled it  
15. out. That it did include both, so that the question wouldn't  
16. arise. Disability in the common term, it seems to me, more  
17. ordinarily refers to physical rather than mental.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Knuepfer.

20. SENATOR KNUEPFER:

21. I . . . I just want to say that I had originally asked  
22. Senator Knuppel to hold the bill till I got an opportunity  
23. to look at the amendment. I looked at the amendment. I'm  
24. perfectly satisfied. I think it's . . . it's a spelling  
25. out of legislative desire and if we don't have this,  
26. the . . . and something does happen, why the courts are  
27. simply going to have to spell the law out and I think it's  
28. desirable that we spell out what the order of succession  
29. ought to be and how it's to be . . . how the disability is  
30. to be achieved and I would encourage support for this.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Berning.

33. SENATOR BERNING:

1. Thank you Mr. President. My question has to do with  
2. the amendment. I don't follow it in conjunction with the  
3. bill. And I refer to the amendment which I have which  
4. says, amend House Bill 3018 on page 1, line 17, which is  
5. Section 2, and it says, between "within" 30. And I don't  
6. find any such figure or words on line 17.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Knuppel.

9. SENATOR KNUPPEL:

10. This is a technical amendment that he's asking about  
11. and I would . . . if . . . if it's of that import . . . I  
12. mean I'll be happy to answer any question about what the  
13. bill does. We'll just have to hold the bill again and  
14. the technical staff will have to go through it because  
15. they'd strike a word or they leave a word out and I . . . I  
16. can't answer that kind of questions.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. The bill will be held. The next five bills will be  
19. 3599, Senator Knuppel; 3611, Senator Rosander; 3626, Senator  
20. Chew; 3746, Senator Rock; and 3747, Senator Newhouse. 3599,  
21. Senator Knuppel. 3599, Senator Knuppel. Hold. 3611,  
22. Senator Rosander. Is anyone handling that? 3626, Senator  
23. Chew.

24. SENATOR CHEW:

25. Mr. . . . Mr. President . . . Mr. President.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Chew.

28. SENATOR CHEW:

29. I would like to get the attention of the Senate and  
30. that would possibly eliminate . . .

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Could we have some order, please. Senator Chew. Will  
33. the Senators be in their seats. Senator McCarthy. Senator

1. Hynes.

2. SENATOR CHEW:

3. And that will possibly eliminate some time in questions  
4. being asked. The synopsis of the bill is right here on  
5. the Calendar, with the exception of the amendment, which  
6. you should have in your folders. And the amendment, as  
7. I explained before, merely changes the date from July . . .  
8. from January 1, '73 to July 1, '73, because the companies  
9. had requested that time in order to attach the reflectors  
10. on the side of these bicycles. Now, I'll give you one point  
11. as to why we found it to be necessary to have these reflectors.  
12. Bicycles that are being used, say on cross streets . . .

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Could we have some order please. Senator Walker.

15. SENATOR CHEW:

16. . . . as to . . . as to why we found this necessary, for  
17. instance a child riding a bicycle going west at night and an  
18. automobile going north can plainly see the reflectors with  
19. his automobile lights. And that gives them ample time to  
20. know that a bicycle is in the area. By the same token,  
21. without these reflectors, while we're aware of the high  
22. rate of accidents that we do have at the time . . . at this  
23. present time, and it has been alleged that it would reduce  
24. accidents tremendously and I ask for a favorable roll call.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Any further dis . . . oh, Senator Latherow.

27. SENATOR LATHEROW:

28. Senator Chew, I just had one question that's been  
29. bothering me. We're getting reflectors all over these  
30. bicycles, aren't we?

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Chew.

33. SENATOR CHEW:

1. No. Just . . . just on the hub of the wheel. Not  
2. all over it.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Latherow.

5. SENATOR LATHEROW:

6. But they now have them on the rear, and on the front,  
7. and we have them on the . . . we'll have them on the hubs  
8. and then we'll have them on the pedals, and so on. Had you  
9. . . . would you consider a possible amendment on this to put  
10. reflectorized paint. That all bicycles must be painted with  
11. a reflectorized paint.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Chew.

14. SENATOR CHEW:

15. Senator, you know that would be an excellent idea and  
16. if you are sincere . . . well you have to understand my  
17. point. What we're trying to do is to just make that . . .  
18. that bicycle safe. Whatever we can do to make it safe, I'm  
19. certainly amenable to that. And I would not, at any time,  
20. disagree with . . . with any equipment that will make it  
21. safe and visible, Senator. This is what we're trying  
22. to . . . to do. Make it visible at night where the safety  
23. measure can be involved.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Latherow.

26. SENATOR LATHEROW:

27. Well it's not much of a problem to paint a bicycle.  
28. A kid could paint a bicycle. And I think with probably  
29. no more than what the cost would be to add all these  
30. reflectors to them. I . . . I think that if you made  
31. this effective date when your making it here, all bicycles  
32. after that time would have to have this type paint and  
33. those that are in existence now, the kids could paint them

1. in little or no time.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Chew.

4. SENATOR CHEW:

5. Well . . . well you just defeated your own question,

6. Senator. The cost of . . . of a reflector is about 29 cents.

7. So if we can start with the reflector, then we can paint it

8. next year. And I would ask for your favorable support.

9. PRESIDENT:

10. Senator Latherow. Is there further . . . Senator

11. Neistein.

12. SENATOR NEISTEIN:

13. Senator Chew, two questions on this bill. Number one,

14. which of the four categories does this bill fall into?

15. PRESIDENT:

16. Senator Chew.

17. SENATOR CHEW:

18. Senator, if you would stay off the telephone in Senator

19. Partee's office, you would know what category it falls in. The

20. President announced that we had gone through the bills on

21. the categor . . . on the priority bills, and we were now on

22. House bills on Third Reading. And I thought you'd have one

23. member of your staff out here to listen for you, but

24. apparently you're not paying them very well and they don't

25. work for nothing.

26. PRESIDENT:

27. Senator Neistein.

28. SENATOR NEISTEIN:

29. Now that you said that, which of the four categories

30. does this bill fall into, Senator Chew?

31. PRESIDENT:

32. Senator Chew.

33. SENATOR CHEW:



1. General Category.

2. PRESIDENT:

3. Senator Neistein.

4. SENATOR NEISTEIN:

5. The second question is, how come you're asking that  
6. side view mirrors to go on new bicycles, why don't they  
7. have it on all bicycles, old ones and new ones? Why . . .

8. PRESIDENT:

9. Senator . . .

10. SENATOR CHEW:

11. Senator . . .

12. PRESIDENT:

13. Senator Chew.

14. SENATOR CHEW:

15. Again, I'll have to refer to my first statement.

16. If . . . if you were out here on the Floor and listening  
17. to what this does, we aren't talking about side view mirrors,  
18. we're talking . . . about . . .

19. PRESIDENT:

20. Senator Knuepfer. Senator Knuepfer. Oh, excuse me.

21. Senator Neistein.

22. SENATOR NEISTEIN:

23. Well Senator Chew, I know that you're against discrimination.  
24. I wanna know why you're discriminating against old bicycles  
25. and you're only having this for new bicycles?

26. PRESIDENT:

27. Senator Chew.

28. SENATOR CHEW:

29. Well, Senator, you know I am concerned with transportation.  
30. But I remember very well when this Body passed a law that put  
31. seat belts on new cars that was sold in the State of Illinois  
32. and then subsequently, seat belts on 1961 models, but they  
33. didn't bother about the '60 model automobile. So this is

1. just a fact of life and if you don't stop taking up my time,  
2. I'm gonna punch you in the nose.

3. PRESIDENT:

4. Senator Neistein.

5. SENATOR NEISTEIN:

6. But, Senator Chew, if it only costs 29 cents to install  
7. this side view mirror or rear view mirror, then why can't  
8. we put it on old bicycles. Senator Delacour had that bill  
9. on the seat belts and his objection to putting it on the  
10. old cars was, it was too costly. But this you said was  
11. only 29 cents. Why don't we give these goodies to all of  
12. them and stop discrimination?

13. PRESIDENT:

14. Senator Chew.

15. SENATOR CHEW:

16. Senator, I'm gonna do you a favor. I'm going to amend  
17. the bill, where your three little nice daughters will be  
18. required on their bicycles to have them, I know they own.

19. PRESIDENT:

20. Sentor Knuepfer.

21. SENATOR KNUEPFER:

22. Did . . . did . . . did Senator Chew say he was going  
23. to hold the bill? Oh, well then no sense . . . oh . . . well  
24. then . . . then I want to . . .

25. PRESIDENT:

26. Senator Knuepfer is recognized.

27. SENATOR KNUEPFER:

28. . . . if you're gonna call the bill. . . then I'm  
29. certain we've devoted a great deal of attention to trivia  
30. here, but I want to point out that evidently Senator  
31. Chew never rode a bicycle. Because the first thing kids  
32. do when they ride a bicycle, is to throw it down and  
33. everything on the side gets cracked and the first day the

1. reflectors are gone. I . . . I think, Senator, if you got  
2. yourself a bicycle and see how your kids handle it, you'd  
3. soon see the futility of this bill.

4. PRESIDENT:

5. Senator . . . Senator Groen.

6. SENATOR GROEN:

7. Well Mr. President, I . . . I would hope that the  
8. serious import and the intent of this legislation isn't  
9. lost in this discussion that's been ensuing here. I have  
10. seen bicycles with red reflectors on the pedals and I, of  
11. my own knowledge and my own sight, can testify to the  
12. effectiveness of this in alerting the driver of a motor  
13. vehicle to the presence of a bicycle. I think it's an  
14. extremely good part of this bill. I am at a loss to  
15. understand, however, why it goes beyond this. And I wonder  
16. if this bill . . . if the sponsor would consider, amending  
17. the bill to provide that and that alone for new bicycles  
18. instead of having additional side reflectors that I don't  
19. think would really be any more effective than reflectors  
20. that they now use. But the . . . the revolving, in a  
21. circular manner of the pedals does provide a real efficient,  
22. effective means of detection of a child riding a bicycle.  
23. And I think constitutes a fine, desirable safety factor. It  
24. seems to me, that that perhaps is as far as it should go in  
25. adding to the already required laws, the already requirements  
26. that exist, regarding reflectors in front and lights and  
27. all of the other things.

28. PRESIDENT:

29. Senator Hynes. Is Senator Hynes on the Floor? Senator  
30. Kosinski.

31. SENATOR KOSINSKI:

32. Senator Chew, will you answer a question? Does a  
33. tricycle qualify for this too?

1. PRESIDENT:

2. Senator Chew.

3. SENATOR CHEW:

4. A tricycle . . . my definition of a tricycle is a  
5. three wheel . . . three wheeler that a . . . that are used  
6. by very small children and as a rule, supervised by  
7. parents. So I would say no, it does not come under this  
8. bill.

9. PRESIDENT:

10. Senator Course.

11. SENATOR COURSE:

12. I move the previous question, Mr. President.

13. PRESIDENT:

14. Motion for the previous question. All in favor signify  
15. by saying aye. Contrary minded. Motion prevails. Senator  
16. Chew may close the debate.

17. SENATOR CHEW:

18. Just briefly, Mr. President. We . . . we decided in  
19. Committee, and we have a pretty good Committee, and as a  
20. rule what comes out of our Committee, you honorable people  
21. here have passed it. Because we scrutinize very well and  
22. we refuse to bring many bills out of our Committee. So  
23. what we're trying to do is just make these bicycles visible  
24. at night. The cost of factory installation is minimum and  
25. all I can say is I . . . I would ask for a for . . . favorable  
26. roll call.

27. PRESIDENT:

28. The Secretary will call the roll.

29. SECRETARY:

30. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
31. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,  
32. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert,  
33. Graham, Groen, Hall, Harris, Horsley, Hynes, Johns . . .

1. PRESIDENT:

2. Senator Horsley.

3. SENATOR HORSLEY:

4. I've been studying this bill because I think it's time we  
5. gave serious consideration to the important matters in this  
6. Session and now that we're getting down to the important things,  
7. I think we ought to really read these bills. But I think this  
8. is important because you're going to have a kid with a used  
9. bicycle and if he puts one new pedal on it, he's going to have  
10. a reflector on that pedal. Now he won't have one on the other  
11. one, you understand, because that's an old pedal. But this  
12. bill provides that if he buys a pedal they got to have a reflec-  
13. tor on that one pedal. That's important and I think maybe you  
14. ought to require him to put one on the other pedal but as long  
15. as we're only peddling half-way, I'm going to vote aye.

16. SECRETARY:

17. Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow,  
18. Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr,  
19. Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,  
20. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper,  
21. Sours, Swinarski, Vadalabene, Walker, Weaver.

22. PRESIDENT:

23. Mitchler, aye. Graham, aye. Groen, aye. Carroll, aye.  
24. Merritt, aye. Chew, aye. On that question, the yeas are 34.  
25. The nays are none. This bill having received a constitutional  
26. majority is declared passed. 3...Senator Chew moves to recon-  
27. sider. Senator Course moves to Table. All in favor of the  
28. motion to Table signify by saying aye. Contrary minded. The  
29. motion to Table prevails. 3611, I understand, Senator Laughlin,  
30. you are handling, is that correct? 3611, Senator Laughlin is  
31. handling it for Senator Rosander.

32. SENATOR LAUGHLIN:

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

1. introduced by Representative Tim Simms from Rockford and all it  
2. does is delete one provision in the Revenue Act of 1939. There's  
3. a provision that you make application for judgment, I think it's  
4. by the County Collector, and this is a newspaper publication  
5. and you gave the name of the person involved who hasn't paid  
6. his taxes and the description. Now, the law as it presently  
7. exists permits one of those persons to come in and voluntarily  
8. take his name off. Therefore, he doesn't get his name in the  
9. paper. These are usually the more intelligent, sharper people  
10. in the community and all this bill does...says that you can't come  
11. in and waive the service by publication. In other words, if  
12. you are delinquent, your name will appear in the publication.  
13. The Taxpayers' Federation approved the principle involved.  
14. There seems to be no good reason to distinguish between some  
15. guy who's a little smarter than the other and go down and gets  
16. his name off the list even though he's delinquent in the pay-  
17. ment of his taxes, also. I know of no objection to the bill.

18. PRESIDENT:

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

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. On that question, the yeas are 42. The nays are none. The  
31. bill having received a constitutional majority is declared passed.  
32. I understand Senator Knuppel is now ready and has worked out the  
33. difficulties on 3018. 3018.

1. SENATOR KNUPPEL:

2. Third try. I've explained the bill. Are there any other  
3. questions? I'd like a favorable roll call on the bill.

4. PRESIDENT:

5. Secretary will call the roll.

6. SECRETARY:

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

15. PRESIDENT:

16. Palmer, aye. Egan, aye. Hynes, aye. On that question, the  
17. yeas are 40. The nays are none. The bill having received a con-  
18. stitutional majority is declared passed. 3746, Senator Rock.

19. SENATOR ROCK:

20. Yes, Mr. President, members of the Senate, House Bill 3746  
21. is a bill originating from the Municipal League. They have asked me  
22. to handle this bill. I have agreed with Senator Carroll that  
23. I would call it back to Second Reading for the purpose of con-  
24. sidering an amendment which he hopes to propose. I am not in  
25. favor of the amendment but I agreed that I would call it back.  
26. I'd like to call it back to Second Reading.

27. PRESIDENT:

28. 3746 is called back to Second Reading. Senator Carroll.  
29. has an amendment. Can you explain the amendment, Senator?

30. SENATOR CARROLL:

31. Mr. President and Senators, House Bill 3746 corrects dis-  
32. crepancies now existing in the Incorporation Divison of the  
33. Municipal Code. One part of the Code relates to the rights of

1. municipalities within one mile of an area proposed to be in-  
2. corporated as a city and another part refers to adjoining muni-  
3. cipalities within one and a half miles. Amendment No. 1  
4. eliminates this conflict by amending Sections 226 and Sections  
5. 227 by substituting one mile by the one and a half miles thereby  
6. providing consistency on the subject throughout the Municipal  
7. Code. It's my understanding that this amendment has been re-  
8. viewed by the attorney, Frank Pfeiffer, of the Municipal League  
9. and that he has no objections to it. And I'd ask for adoption  
10. of the amendment.

11. PRESIDENT:

12. Senator Rock.

13. SENATOR ROCK:

14. Well, Mr. President, members of the Senate, I'd ask all  
15. the members on my side of the aisle at least to oppose this  
16. amendment. It deals with a different subject and I am told  
17. by the Municipal League that they are opposed to this amendment  
18. on this bill. I would ask that we vote it up or down.

19. PRESIDENT:

20. Is there further discussion? Senator Knuepfer.

21. SENATOR KNUEPFER:

22. Yea, what we are in effect doing with this amendment or  
23. by this amendment is to make it possible again for smaller  
24. communities to be incorporated. One of the problems we have  
25. in the urban areas is we have so many small communities that  
26. have no viability whatsoever. I think this amendment ought  
27. to be discouraged, it ought to be beat. I can only see that  
28. it will provide in the urban areas a lot...a number of smaller  
29. communities that cannot...should not exist and I think the  
30. present statutes in this respect...everything we've been doing  
31. for the past two or three years has been in the opposite direc-  
32. tion to which this amendment would address itself and I think  
33. it ought to be defeated as well.



1. PRESIDENT:

2. Senator Carroll may close the debate.

3. SENATOR CARROLL:

4. Well, nothing except, Mr. President, that I'd ask for a  
5. favorable roll call on this amendment.

6. PRESIDENT:

7. Is a roll call necessary, Senator? Is division accep-  
8. table?

9. SENATOR CARROLL:

10. It's acceptable to me.

11. PRESIDENT:

12. All right. All those in favor of the adoption of the  
13. amendment, please rise. Those opposed to the adoption of the  
14. amendment, please rise. The amendment is defeated. 3746,  
15. Senator Rock.

16. SENATOR ROCK:

17. Yes, if we are...it's now back on the Order of Third Reading...

18. PRESIDENT:

19. It's back on Third Reading.

20. SENATOR ROCK:

21. Fine. I'd like to call it for passage at this time. As  
22. I indicated, this is a bill sponsored and supported by the  
23. Illinois Municipal League. It's to clarify the present law  
24. requiring notice to be given to library and fire protection  
25. districts in an area to be annexed. The bill will provide that  
26. in the event that they are not notified, that only that portion  
27. of the area of the district would not be annexed. So that, for  
28. example, if an area of twenty acres is to be annexed and one of  
29. the districts consists of only two acres and they are not notified  
30. only that two acre portion would not be annexed. Under present  
31. law, of course, the court rules that the entire twenty acres  
32. would be...annexation would be void. Now, that's really about  
33. all the bill does and I'd ask your favorable support.

1. PRESIDENT:

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

3. SECRETARY:

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

12. PRESIDENT:

13. Swinarski, aye. Palmer, aye. Berning, aye. On that question,  
14. the yeas are 38. The nays are none. The bill having received  
15. a constitutional majority is declared passed. Senator Mohr is  
16. required to leave the Senate Floor here shortly and wants to  
17. go out of the order of business for the purpose of making a  
18. motion. Is there objection? Leave is granted. Senator Mohr.

19. SENATOR MOHR:

20. Yes, the Secretary has the message from the House.

21. PRESIDENT:

22. We...it's in relation to a message from the House.

23. SECRETARY:

24. The House refuses to concur with the Senate Amendment to  
25. House Bill 4260. Senator Mohr is the sponsor.

26. PRESIDENT:

27. Senator Mohr.

28. SENATOR MOHR:

29. Yes, Mr. President, members of the Senate, I would request  
30. a conference committee on this bill, House Bill 4260.

31. PRESIDENT:

32.

33.

1. Senator Mohr moves that the Senate refuse to recede from  
2. its amendment and requests a conference committee. All in  
3. favor signify by saying aye. Contrary minded. Motion prevails.  
4. 3747, Senator Newhouse.

5. SENATOR NEWHOUSE:

6. Mr. President, Senators, 3747 is a very simple bill. I  
7. don't think there's any opposition to it. It's a bill that's  
8. wanted by the Governor's office. The Secretary of State wants  
9. it. It was asked for originally by the Teamsters. And what  
10. it does simply is this: that for those persons who drive as  
11. a profession; that is, over-the-road people, taxicab drivers  
12. and so forth, it permits them two violations in addition to  
13. the present number of violation provided those violations  
14. come while they're in the performance of their work. So what  
15. it does is a give those people who drive a great deal of mileage  
16. over the period of one year two additional violations during  
17. that period. That's what the bill does.

18. PRESIDENT:

19. Senator Laughlin.

20. SENATOR LAUGHLIN:

21. Yes, well, Senator Newhouse, there are many individuals  
22. perhaps not in their business, for example, myself who drive  
23. many, many thousands of miles each year. So I'm left in the  
24. same category because this isn't in the course of my employ-  
25. ment. Unless while I'm a member of the Legislature if I be  
26. driving back and forth from my home down here, then I  
27. ought to have this break to, hadn't I?

28. PRESIDENT:

29. Senator Newhouse.

30. SENATOR NEWHOUSE:

31. Senator, I understand your point but what this bill addresses  
32. itself to is those persons whose livelihood would be affected one  
33. way or another by their inability to drive.

1. PRESIDENT:

2. Senator Laughlin.

3. SENATOR LAUGHLIN:

4. I don't know. I understood there was a possibility of  
5. getting restricted driving permits to permit you or limited  
6. driving permits to permit you to continue your vocation of  
7. driving even after your license had been suspended or revoked.  
8. Is that not true?

9. PRESIDENT:

10. Senator Newhouse.

11. SENATOR NEWHOUSE:

12. I'm not sure about that, Senator, but that's what this  
13. bill provides. You get a different kind of license after  
14. the three violations that will permit you to drive in the  
15. course of the work. That's what this bill provides but I  
16. don't think that provision is presently in.

17. PRESIDENT:

18. Senator Laughlin.

19. SENATOR LAUGHLIN:

20. Well, I don't know. This bill's been here before. I  
21. have mixed feelings about it. Frankly, I don't think it  
22. gives equal protection to all of our citizens. Therefore,  
23. I'm going to be recorded no.

24. PRESIDENT:

25. Senator Groen.

26. SENATOR GROEN:

27. Mr. President, I might be able to throw a little light  
28. on the question that was just asked because I just went through  
29. it for a constituent who called and discussed with my secretary  
30. the fact that he had just lost his drivers license or had it  
31. suspended because of three violations. In checking it out, he  
32. was instructed to go to the drivers license office in Peoria  
33. where he would confer with the person in charge and after an

1. examination and a discussion and a conference, that individual  
2. would determine whether he would be given a temporary limited  
3. permit so that he might pursue his work and the use of his  
4. vehicle for that purpose. Now, that is the present law. Now,  
5. I have maintained for many years that there is discrimination  
6. that the existing law regarding drivers licenses and their  
7. revocations, their suspensions is unfair and I say it because  
8. you take, for example, a travelling salesman, and they are  
9. numerous, who travel 50, 60, 70,000 miles a year over our  
10. highways, are simply more prone to get tickets for violations  
11. than a little old lady who drives a car 1500 miles a year. It  
12. just can't be any different and it seems to me that some weight,  
13. some consideration ought to be given to the individual who of  
14. necessity drives his car thousands and thousands of miles a  
15. year. I know that in my 20 years here I have driven perhaps  
16. well in excess of a half a million miles and probably would  
17. approximate three-quarters of a million miles in driving around  
18. the State of Illinois from meeting to meeting carrying out the  
19. duties of my office. I was always leaving my office late to  
20. get to Rockford or to get to Chicago or to get to Springfield  
21. and I exceeded the speed limit at times and I was a victim of  
22. getting my drivers' license suspended because of three moving  
23. violations within one year. Thank heavens I haven't had a ticket  
24. for, I think, some eight years now. But this happened to me and  
25. I insisted upon taking the examination, I insisted on going to  
26. school and doing what everyone else does and I might tell a little  
27. anecdote about that. I took it in Peoria, went to class, they  
28. finished their instruction, they passed out the examination papers  
29. and some elderly gentleman about 80 years of age in front of me  
30. who was also in the school when he was handed the paper turned  
31. to the instructor and he said, "You think I'm going to take this  
32. examination, you're crazy. I know Senator Sours and he can get  
33. my license back for me without it." About that time the instructor

1. looked at him and said, "Senator Groen's here and he couldn't  
2. even get his taken care of and I'm sure Senator Sours wouldn't  
3. do it if he could." And I'm sure that he didn't. But in any  
4. event I do think some change in this law ought to be made.  
5. Whether or not this is the complete answer I don't know but  
6. I would repeat I think the present law in unfair, I think it's  
7. discriminatory against thousands of our citizens who of  
8. necessity are exposed to radar and who drive so many miles a  
9. year. They just don't have a fair chance.

10. PRESIDENT:

11. Senator Hall.

12. SENATOR HALL:

13. Just one thing in answer to Senator Laughlin. I handled  
14. a similar bill and the reason that this is needed is because  
15. the number of over-the-state truck drivers that, true, they can  
16. get a hardship but they loose many days of employment trying to  
17. apply for one. So this is much needed. I urge your support of  
18. this bill.

19. PRESIDENT:

20. Senator Vadalabene.

21. SENATOR VADALABENE:

22. Thank you, Mr, President and members of the Senate. I, too,  
23. rise in support of this legislation. Approximately 30 minutes  
24. ago, I received a call from Edwardsville in regard to a constituent  
25. of mine who had three violations, however had never been cited  
26. for the violations he had and I really believe there should be  
27. some kind of law that would be reasonable in events like this.  
28. I'm going to check this one out with Pete Pappas but I do rise  
29. in support of Senator Newhouse's bill.

30. PRESIDENT:

31. Senator Laughlin.

32. SENATOR LAUGHLIN:

33. I have one more question. I think maybe I'm being persuaded.

1. What happens in a situation like this, Senator Newhouse, if a  
2. person is convicted of driving under the influence of liquor.  
3. PRESIDENT:  
4. Senator Newhouse.  
5. SENATOR NEWHOUSE:  
6. Specifically excluded. This does not apply.  
7. PRESIDENT:  
8. Senator Laughlin.  
9. SENATOR LAUGHLIN:  
10. Well, I think I'm persuaded by Senator Groen. I'll with-  
11. draw my opposition. I'll support the bill.  
12. PRESIDENT:  
13. Secretary'll call...Senator Carpentier.  
14. SENATOR CARPENTIER:  
15. I think Senator Groen put it in the right light and also  
16. in regard to the drunk driving and all that, that's all excluded  
17. in this bill. We think we've ironed out all the mistakes that  
18. were in the previous bill and I rise in support of this bill.  
19. PRESIDENT:  
20. Secretary will call the roll.  
21. SECRETARY:  
22. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
23. Carroll, Cherry, Chew, Clarke...  
24. PRESIDENT:  
25. Senator Clarke.  
26. SENATOR CLARKE:  
27. I apologize. I didn't hear all that worthy explanation of  
28. Senator Groen but it seems to me that this is a bill that has  
29. been up before to give further exemptions to over-the-road  
30. drivers and so forth. It just seems to me that where you start  
31. and where you stop on this is a very serious question. There  
32. are a lot of salesmen that ought to have this kind of exemption.  
33. I don't know whether this includes them or not. There are a lot

1. other people that drive a great deal or drive more than the  
2. average. And it just seems to me that once you start making  
3. these exceptions then you are saying in effect that the law  
4. doesn't mean anything. I think this is a very serious thing  
5. because whether you like it or not there are 50,000 people a  
6. year that get killed on the highways and this is a lot more  
7. than get killed in almost any other way. And I vote no.

8. SECRETARY:

9. Collins, Coulson, Course, Davidson, Donnewald, Dougherty,  
10. Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley, Hynes,  
11. Johns, Knuepfer, Knuppel, Kosinski...

12. PRESIDENT:

13. Johns, aye.

14. SECRETARY:

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

20. PRESIDENT:

21. Newhouse, aye. On that question, the yeas are 33. The  
22. nays are 6. The bill having received a constitutional majority  
23. is declared passed. Senator Hall advises me that on 4637 that  
24. was up before that the difficulties have been worked out.  
25. Senator Hall.

26. SENATOR HALL:

27. Thank you, Mr. President, members of the Senate. I talked  
28. to Senator Berning and he had a question which we have worked  
29. out. Also, Senator Dougherty had talked for this bill and I'm  
30. sure he wants to say something on it at this time. Is Senator  
31. Dougherty on the Floor?

32. PRESIDENT:

33. Senator Dougherty is not here right now. Is there further



1. discussion on it? Senator Berning.

2. SENATOR BERNING:

3. Yes, thank you, Mr, President, and thank you, Senator Hall.

4. I am satisfied. There is no question in my mind but what this  
5. should be passed.

6. PRESIDENT:

7. Secretary will call the roll.

8. SECRETARY:

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

18. PRESIDENT:

19. Clarke. aye. Hall. aye. Swinarski. aye. On that question,  
20. the yeas are 33. The nays are none. The bill having received  
21. a constitutional majority is declared passed. 37...Senator  
22. Clarke.

23. SENATOR CLARKE:

24. If I could interrupt a minute, I just had a conversation  
25. with the President pro tem regarding a bill that the...an ad-  
26. ministration bill, the Personnel Department, that Senator Groen  
27. is handling. This bill was Tabled in our regular Tabling and  
28. I wanted to make a motion to revive it. It's House Bill 4364.  
29. It deals with the question of intergovernmental transfers,  
30. setting up the regulations for pensions and so forth and the  
31. Department needs this. The President pro tem indicated he would  
32. have no objection to this motion.

33.

1. PRESIDENT:

2. Motion to suspend the rules for the purpose of taking  
3. from the Table House Bill 4364. Is there objection? Leave  
4. is granted. 3766, Senator Baltz.

5. SENATOR BALTZ:

6. Yes, Mr. President and members of the Senate, Senate Bill  
7. 3766 amends the Illinois Educational Facilities Authority Act  
8. in order to provide that a school like Rush Medical can take  
9. advantage of low interest borrowed money. The law as it now  
10. stands provides that an educational program for which it awards  
11. a bachelor's degree or provides not less than a two-year program  
12. is acceptable for this privilege. The change in the law that  
13. this bill incorporates simply provides that an educational pro-  
14. gram admission into which is conditioned upon the prior attain-  
15. ment of a bachelor's degree or its equivalent for which it  
16. awards a post-graduate degree. This will allow medical schools,  
17. like the Rush Medical College, to expand its facilities. I think  
18. it's a bill that will really help get us more medical doctors.

19. PRESIDENT:

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

21. PRESIDING SECRETARY: (Mr. Fernandes)

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

31. PRESIDENT:

32. On that question, the yeas are 35. The nays are 2. The  
33. bill having received the constitutional majority is declared passed.

June 21, 1972  
HB 3779

1. 3779, Senator Graham. Senator Graham.

2. SENATOR GRAHAM:

3. Yes, I am ready. Mr. President and members of the Senate,  
4. House Bill 3779, introduced by Representative Regner, had  
5. quite a bit of publicity and quite a bit of acceptance and is  
6. considered the truth-in-selling bill of condominium property.  
7. When it came over to the Senate, I talked to Senator Neistein  
8. and there was some discussion as to the homebuilders' version  
9. of this particular bill. We adopted a rather comprehensive  
10. amendment that satisfies them. And in effect what this does,  
11. this bill will indicate that those...in many cases the elderly  
12. people who are purchasing condominiums with the intent of  
13. spending the rest of their life in the condominiums that they  
14. have offered to them by the condominium owners a comprehensive  
15. outline of operation of the condominium unit, operating budget  
16. spelling out what maintenance fees are and why they are, a floor  
17. plan of the apartment purchase so they know exactly what they're  
18. getting into, I think this is an admirable piece of legislation.  
19. I ask for a favorable roll call.

20. PRESIDENT:

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

22. PRESIDING SECRETARY: (Mr. Fernandes)

23. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
24. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,  
25. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,  
26. Groen, 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, Sours, Swinarski, Vadalabene, Walker,  
31. Weaver.

32. PRESIDENT:

33. Donnewald, aye. Hynes, aye. On that question, the yeas are

June 21, 1972  
HB 3779

1. 35, the nays are none. The bill having received the  
2. constitutional majority is declared passed. 3781, Senator  
3. Course.

4. SENATOR COURSE:

5. Yes, Mr. President and members of the Senate, House  
6. Bill 3781 amends . . . amends the Illinois Vehicle Code.  
7. This bill increases the maximum insurance requirement  
8. for leasing companies and taxi cab firms to a minimum  
9. of \$50,000 per claim. At the present time, the limit  
10. ranges from \$15,000 to \$25,000. A private . . . it also  
11. requires fleets of over 25 vehicles, private fleets, to  
12. increase their insurance to \$50,000. Most of them do  
13. it right now. In fact I have a list of them. There are  
14. 46 companies that are self-insured and the majority of  
15. them have \$50,000 coverage right now. I would appreciate  
16. your support.

17. PRESIDENT:

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

20. SECRETARY:

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

31. PRESIDENT:

32. Carpentier, aye. Davidson, aye. On that question  
33. the yeas are 32, the nays are none, 1 present. The bill

1. having received the constitutional majority is declared  
2. passed. 3798, Senator Rock.

3. SENATOR ROCK:

4. Yes, Mr. President and members of the Senate, House  
5. Bill 3798, I would wish to call it back to Second Reading.  
6. There was a Committee amendment which was offered in  
7. Committee and adopted on the Floor, which was a pretty  
8. comprehensive amendment, the problem being, that there  
9. were technical deficiencies in the amendment. It amended  
10. some of the wrong lines and it was dealing with the House  
11. bill as it was first printed, not as it was amended in  
12. the House. So the legislative . . . I sent the . . .  
13. everything to the Reference Bureau and they drew another  
14. amendment to . . . it doesn't change anything in . . .  
15. substantially, all it does is change some of the lines. So  
16. I would like to Table Amendment No. 1 and offer Amendment  
17. No. 2 to cure the difficulty.

18. PRESIDENT:

19. 3798 is called back to Second Reading for the purpose  
20. of amendment. Senator Rock moves to reconsider the vote  
21. by which Amendment No. 1 was adopted. All in favor signify  
22. by saying aye. Contrary minded. The motion prevails. All  
23. those in favor of the Motion to Table signify by saying aye.  
24. Contrary minded. The Motion to Table prevails. Senator  
25. Rock moves for the adoption of Amendment No. 2. All in  
26. favor signify by saying aye. Contrary minded. The Amendment  
27. is adopted. Third Reading, we'll get back to it after  
28. intervening business. Senator Rock.

29. SENATOR ROCK:

30. Now Mr. President, in fairness it's about a four or  
31. five page amendment. I . . . I don't intend to call it.  
32. I'd like to give everybody an opportunity to read it.  
33. It's . . . it's not that controversial a bill, but there . . .

1. it . . . it definitely is a new approach to a certain  
2. area and I . . . we should have a chance to read it.  
3. That's all . . .

4. PRESIDENT:

5. All right. Will be held. Senator Knuppel was off  
6. the Floor when 3599 was called. He is now ready to take  
7. 3599, Senator Knuppel.

8. SENATOR KNUPPEL:

9. 3599 is a relatively simple piece of legislation.  
10. Amends the Highway Code to prohibit the placement of an  
11. oscillating or rotating or flashing light upon buildings  
12. near a public highway. when such lights are such intensity  
13. as to be visible from such highway and makes it . . . makes  
14. a violation thereof a misdemeanor. I assume this is to  
15. prevent distraction similar to a police light that would  
16. be flashing, and is for the purpose of protecting motorists  
17. who's attention would be detracted.

18. PRESIDENT:

19. Is there any discussion? The Sec . . . Senator Groen.

20. SENATOR GROEN:

21. Senator, there are available now for purchase by the  
22. public similar lights that plug into the cigarette or  
23. cigar lighter, so that in case of emergency, and being  
24. stalled in a car along the highway you can place this  
25. light, there's a magnet on the bottom, it fits on a  
26. fender to attract a passing motorist or the police, that  
27. a car is in . . . is in difficulty. Would this be prohibited  
28. by this bill?

29. SENATOR KNUPPEL:

30. No Sir . . .

31. PRESIDENT:

32. Senator Knuppel.

33. SENATOR KNUPPEL:

1. No Sir, it says only on buildings or structures. I  
2. assume it's to make those type lights more effective or  
3. the flashing lights of a police car, so that when you see  
4. an oscillating light you are told that . . . no disrupting  
5. influence. In other words, something isn't crying wolf,  
6. wolf. This is the wolf.

7. PRESIDENT:

8. The Secretary will call the roll.

9. SECRETARY:

10. Arrington, Baltz . . .

11. PRESIDENT:

12. Excuse me, just . . . just a moment. I'm sorry.

13. Senator Graham.

14. SENATOR GRAHAM:

15. Mr. President and members of the Senatè, I want to  
16. rise in support of this wonderful legislation and I  
17. want to commend you, Senator, for handling it. I want to  
18. commend the House members for introducing it. I'm telling  
19. you, most of you gentlemen know, as the years roll by, the  
20. nights get a little more troublesome to drivers. And  
21. some of the highways upon which lights are located, this  
22. bill is directed towards eliminating, probably is going  
23. to save dozens of lives and certainly will prevent someone,  
24. probably from killing himself riding off the ditch now . . .  
25. driving in the ditch. Somewhere along the line, Senator  
26. Knuppel, I think in addition to this, we have to make a  
27. more stringent approach to frontage highways along our  
28. four lane highways where automobile drivers indiscriminately  
29. are facing us with their bright lights, so let's you and I  
30. work on that next Session, shall we.

31. PRESIDENT:

32. The Secretary will call the roll.

33. SECRETARY:

1. Arrington, Bältz, Berning, Bidwill, Bruce, Carpentier,  
2. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,  
3. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert,  
4. Graham, Groen, Hall, Harris, Horsley . . .

5. PRESIDENT:

6. Senator Horsley.

7. SENATOR HORSLEY:

8. Mr. President, I was trying to read this bill while  
9. Senator Graham was talking. This is an excellent bill in  
10. concept, but by the draftmanship you're going to prohibit  
11. airports from having their flashing lights. You're going to  
12. prohibit smokestacks on buildings with their red lights  
13. warning aircraft because they're flashing lights. There  
14. is no distance in this and if you can see the . . . one  
15. of the tall buildings in Chicago from 20 miles away and  
16. it has a flashing light, they'll be violating the law  
17. under this. Now I agree that one that's near the highway  
18. so that it can be construed as being a flashing light  
19. or an emergency vehicle should be prohibited. But there  
20. is no limit in this bill, it merely says if it is visible  
21. from the highway. And I think you're going to invite veto  
22. of this bill because of the fact that you have no limit  
23. in it and you also have not made provision for these  
24. emergency lights which are necessary by way of the rotating  
25. airplane lights and the flashing red lights to warn aircraft  
26. coming in. For that reason, I'm going to vote present  
27. because I think the bill as drawn, is unworkable and  
28. unconstitutional.

29. SECRETARY:

30. Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab,  
31. Latherow . . .

32. PRESIDENT:

33. Senator Latherow.



1. SENATOR LATHEROW:

2. Mr. President and members of the Senate, I think I  
3. voted against this bill in committee recognizing the fact  
4. that . . . I don't have it here before me right now, but  
5. I think this eliminates almost all rotating, oscillating  
6. and flashing lights, and I think we're going to be in  
7. trouble if . . . if we pass this piece of legislation.  
8. I vote no.

9. SECRETARY:

10. Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler,  
11. Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer,  
12. Partee . . .

13. PRESIDENT:

14. Senator Partee.

15. SENATOR PARTEE:

16. As I look at my file, this bill was . . . they were  
17. going to amend it specifying some distance. It is not  
18. amended and the key words in the bill are these, shall  
19. place, or cause to be placed in . . . on any str . . .  
20. building or structure in view of any public highway. Now  
21. what's "in view" mean? Does it mean in view . . . a person  
22. who is nearsighted, another person is farsighted, one  
23. person wears 20/20 glasses, one person wears double vision,  
24. triple vision. It just doesn't have any standards. This  
25. bill has no standards. And I would adopt the reasoning of  
26. those others who have spoken in opposition to it. And it  
27. is simply bereft of standards, it would be cluttering  
28. up the statute book with meaningless legislation. I  
29. vote no.

30. SECRETARY:

31. Rock, Romano, Rosander, Saperstein, Savickas,  
32. Smith, Soper, Sours, Swinarski, Vadalabene, Walker,  
33. Weaver.

1. PRESIDENT:

2. Senator Knuppel.

3. SENATOR KNUPPEL:

4. Mr. President, I think that probably the suggestions  
5. are well taken. At this time I like to move that the bill  
6. be pushed up . . . post on . . . placed on postponed  
7. consideration for the purpose of adding an amendment . . .

8. PRESIDENT:

9. Motion to postpone . . .

10. SENATOR KNUPPEL:

11. . . . that will specify a specific distance, because  
12. I do think it's a bill. I've seen some people killed by  
13. reason of this type of oscillating lights in my practice  
14. as a lawyer. I think that the . . . the criticism is  
15. well taken, however, and I'll place it on postponed  
16. consideration.

17. PRESIDENT:

18. Motion to postpone consideration. All in favor  
19. signify by saying aye. Contrary minded. Motion prevails.  
20. 4074, Senator Carpentier. Senator Carpentier.

21. SENATOR CARPENTIER:

22. This does exactly what our Calendar states and it  
23. affects the Representative Garmisa. Back when they had  
24. reapportionment in '54, he was reapportioned out of his  
25. seat but he had his four years coming. This gives him  
26. his two years seniority over in the House and allows him  
27. to drop two license numbers down.

28. PRESIDENT:

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

31. SECRETARY:

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

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

9. PRESIDENT:

10. Hall, aye. Partee, aye. Newhouse, aye. Knuppel,  
11. aye. Vadalabene, aye. Nihill, aye. Palmer, aye. Durbin,  
12. aye. A request for a call of the absentees on this high  
13. priority bill.

14. SECRETARY:

15. Arrington, Baltz, Berning, Bruce, Carroll, Collins,  
16. Coulson, Course, Davidson, Donnewald, Dougherty, Egan,  
17. Fawell, Harris, Horsley, Johns, Knuepfer, Kosinski,  
18. Kusibab, Laughlin, Lyons, McBroom, McCarthy, Mohr,  
19. Neistein, O'Brien, Rosander, Savickas, Soper, Sours,  
20. Swinarski, Walker.

21. PRESIDENT:

22. Dougherty, aye. Kosinski, aye. Johns, aye. On that  
23. question the yeas are 31, the nays are two. The bill having  
24. received the constitutional majority is declared passed.

25. 4 . . . Senator Johns advises me that 1464, which was  
26. amended earlier today, is now ready for passage. The  
27. amendments have been distributed on the desks of the  
28. Senators. Oh, you want to pull it back for amendment,  
29. is that correct, Senator? The bill is going to be held.  
30. All right. 41 . . . 4162, is anyone handling that for  
31. Senator Harris? Senator Knuepfer. 4162.

32. SENATOR KNUEPFER:

33. The synopsis pretty well explains this bill. And

1. all that it does is in reference to the National Guard  
2. and the Naval Militia Compensation Act. It substitutes  
3. the Court of Claims for the Attorney General. The Court  
4. of Claims is the place for filing other claims and we're  
5. simply adding the National Guard and the Naval Militia  
6. to that. It's properly the place that it ought to belong.  
7. I solicit a favorable roll call.

8. PRESIDENT:

9. Is there any discussion? Senator Horsley.

10. SENATOR HORSLEY:

11. Senator, I haven't had a chance to read this bill.  
12. Does this do anything about the limitations or the time  
13. that it must be done, or make any changes in the time or  
14. the notice required as now required under Court of Claims  
15. that has to be filed by a certain date.

16. PRESIDENT:

17. Senator Knuepfer.

18. SENATOR KNUEPFER:

19. No change in the time whatsoever. It's just a  
20. substitution of one agency for another agency.

21. PRESIDENT:

22. Senator Horsley.

23. SENATOR HORSLEY:

24. Is there any change in the . . . the limits of  
25. recovery?

26. PRESIDENT:

27. Senator Knuepfer.

28. SENATOR HORSLEY:

29. Any change in the amount, the top dollar recovery?

30. PRESIDENT:

31. Senator Knuepfer.

32. SENATOR KNUEPFER:

33. Not a bit.

1. PRESIDENT:

2. The Secretary will call the roll.

3. SECRETARY:

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

13. PRESIDENT:

14. Palmer, aye. Johns, aye. Knup . . . Senator Knuppel.

15. SENATOR KNUPPEL:

16. I wanna vote no on this because this puts more duties  
17. in the Court of Claims. It's a . . . it's a fifth wheel on  
18. the wagon of justice now. It should be abolished. Has  
19. no place under the new Constitution and I, therefore, have  
20. to vote no.

21. PRESIDENT:

22. On that question the yeas are 35, the nays are one.  
23. The bill having received the constitutional majority is  
24. declared passed. 4167, Senator Graham.

25. SENATOR GRAHAM:

26. Trying to get straightened away. Mr. President and  
27. members of the Senate, 4167 amends the Sanitary District  
28. Act of 1936. It has nothing to do with the Chicago  
29. Metropolitan Sanitary District. And it allows the people  
30. in this district to elect their trustees if prior to that  
31. time an amend . . . a referendum is passed, for the  
32. purpose of calling this election. Nominees for a trustees  
33. by a petition of at least 2% of the voting in the previous

1. election for a trustees, but not less than 25 signatures.  
2. This in effect, affects only about two sanitary districts  
3. in Northfield Township and along the North shore and  
4. these people out here choose to do this rather than use  
5. the appointment method and after our considerable amount  
6. of frustration with getting these fire district trustees  
7. appointed. I would just as soon, if they want to pass  
8. a referendum and vote for them in election, that they  
9. be allowed to do it and I ask for a favorable roll call.

10. PRESIDENT:

11. Senator Knuepfer.

12. SENATOR KNUEPFER:

13. Well, I rise . . . I rise in opposition to this.  
14. Senator Graham, you and Senator Dougherty spent some  
15. considerable time, I think 10 years, trying to consolidate  
16. elections because we have too many people already being  
17. elected. Now, I grant you that under the Sanitary District  
18. Act of 1936, there aren't very many people that are  
19. affected. But I want to say, that there are other districts--  
20. the Sanitary District Act of 1917, the Street Lighting  
21. District Acts and if this concept prevails, we will double  
22. the number of elections that we have in this State. I  
23. think it's a bad principle. I think this Legislature  
24. addressed itself to the problem of appointment powers at  
25. the last Session. I think we have some problems with the problem  
26. of legislative appointment and I hope they will be rectified  
27. at the next time. But I don't think the answer to everything  
28. is simply have another election. And think we're proceeding  
29. in the wrong direction by this kind of a thing. I think  
30. we're adding more elections to an already overburdened  
31. electorate and I for one, would suggest that I don't think  
32. this legislation ought to pass. I think it ought to be  
33. defeated. I think the present mechanism for appointment

1. ought to be continued.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Graham.

4. SENATOR GRAHAM:

5. Sometime I hope . . . I hope that I get a bill that  
6. Senator Knuepfer and I can agree upon. The other day he  
7. rose and spoke on a bill that was a good bill, and  
8. defeated it. If Senator Knuepfer lived in the Old Town  
9. Sanitary District of Mt. Prospect, where they are now  
10. sweltering around in two or three feet of flood water and  
11. sewer water and all of this because in part as a result of  
12. the fact that their trustees appointed, haven't done the  
13. job, he would change his mind. I agree with the consolidation  
14. of elections, I also agree with the people's right to have  
15. their back yards, their basements prevented from flooding,  
16. and the prevention of sewage backing up in their living  
17. rooms. I agree that they should having something to say  
18. about that and I think this is an important bill and he's  
19. already diluted his opposition when he says there is so  
20. many people effected. These people that are effected want  
21. to do this. I don't think that all . . . that we are the  
22. fountain of wisdom here, to the extent that we can say no,  
23. we decided you can't. I think it's a good bill and I'd  
24. like to have 30 votes.

25. PRESIDING OFFICER: (SENATOR LYONS)

26. Is there any further discussion? The Secretary will  
27. call the roll.

28. SECRETARY:

29. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
30. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,  
31. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert,  
32. Graham, Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer,  
33. Knuppel, Kosinski, Kusibab, Latherow, Laughlin, Lyons,

1. McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein,  
2. Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee, Rock,  
3. Romano, Rosander, Saperstein, Savickas, Smith, Soper,  
4. Sours, Swinarski, Vadalabene, Walker, Weaver.

5. PRESIDING OFFICER: (SENATOR LYONS)

6. Clarke, aye. Kosinski, aye. Horsley, aye. Weaver,  
7. aye. Mitchler, aye. Request for a call of the absentees.  
8. Call the absentees, Mr. Secretary.

9. SECRETARY:

10. Arrington, Baltz, Berning, Carroll, Cherry, Coulson,  
11. Donnewald, Groen, Harris, Knuppel, Kusibab, Lyons, McBroom,  
12. McCarthy, Merritt, Mohr, Neistein, Newhouse, O'Brien,  
13. Ozinga, Palmer, Partee, Romano, Rosander, Saperstein,  
14. Savickas, Smith, Swinarski, Walker.

15. PRESIDENT:

16. Newhouse, aye. Merritt, present. I . . . we're  
17. happy to have our guests in the Gallery present. One of  
18. the rules of the Senate is that you cannot take pictures  
19. unless you have permission prior. On that question the yeas  
20. are 33, 2 nays, 1 present. The bill having received the  
21. constitutional majority is declared passed. 4177, Senator  
22. Latherow, I believe you're handling that for Senator  
23. Harris.

24. SENATOR LATHEROW:

25. Yes, Mr. President, this bill is identical to Senate  
26. Bill 1389, which passed here quite some time ago.

27. PRESIDENT:

28. Just a second, before we get into that, I think  
29. Senator . . . Senator Graham wants to move to reconsider.  
30. Senator Vadalabene moves to Table. All in favor of the  
31. Motion to Table signify by saying aye. Contrary minded.  
32. The Motion to Table prevails. 4177, Senator Latherow.

33. SENATOR LATHEROW:



1. Yes, Mr. President, this is the same as Senate  
2. Bill 1389, which was passed some time ago. It has to  
3. do with the trucks that are on mileage tax and it increased  
4. the number of mila . . . miles that they are allowed under  
5. the category that they are under. I appreciate a favorable  
6. consideration.

7. PRESIDENT:

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

10. SECRETARY:

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

20. PRESIDENT:

21. Senator Savickas.

22. SENATOR SAVICKAS:

23. I'm a . . . in explaining my vote I guess, maybe  
24. I'm asking a question. I just wondered, since the cost  
25. per mileage was increased, evidently to bring more  
26. money in, now we're increasing the mileage that these  
27. plates allow. It seems like we're defeating the original  
28. purpose or intent of this cost increase. I may be wrong,  
29. but I would . . . would like to hear an explanation. Until  
30. then, I'll just vote present.

31. SECRETARY:

32. Smith, Soper, Sours, Swinarski, Vadalabene, Walker,  
33. Weaver.

1. PRESIDENT:

2. Laughlin, aye. Groen, aye. Newhouse, aye. Ozinga,  
3. aye. Saperstein, aye. Bruce . . . Senator Bruce. Sours,  
4. aye. Senator Bruce.

5. SENATOR BRUCE:

6. In the waning minutes here, perhaps some of the members  
7. have not had an opportunity to take a very long look at  
8. House Bill 4177 and its impact. It's basically a bill  
9. favoring the trucking industry and if this bill passes,  
10. under present law, operators of trucks and other second  
11. division vehicles may elect to pay a mileage weight tax  
12. instead of a flat weight tax. If the mileage option is  
13. chosen, the law sets the maximum mileage allow . . . mileages  
14. allowable for trucks of different weights. If the truck  
15. pay . . . paying the mileage weight tax exceeds his mileage  
16. limitation, he must pay the added charge per mile. Now  
17. this bill raises by 40 to 67% the maximum numbers of miles  
18. a truck may go before having to pay the excess rate. The . . .  
19. to give an example, this means that a light truck traveling 5,000  
20. miles gets a 45% tax break. A heavy truck, between 64,000  
21. and 73,000 pounds, gets up to a 40% tax break. A operator  
22. of a heavy truck can also save up to 60% by electing to  
23. pay the mileage tax instead of the flat weight tax. It  
24. has . . . the bill has two important effects. A significant  
25. drop in total revenues and truckers can travel far more  
26. cheaply. I don't know whether the membership is fully  
27. aware of that or not. Several people have voted. At this  
28. point, I would like to know what the possible total loss  
29. of revenue is going to be to the State of Illinois.

30. PRESIDENT:

31. Senator Latherow.

32. SENATOR LATHEROW:

33. Well, Mr. President, I thought I could answer Senator

1. Savickas there, and then I didn't . . . didn't get the word  
2. right at that time what he had asked. They estimated to  
3. me that this . . . there are 5,000 trucks involved in  
4. this. And this will probably average about a loss of  
5. \$2.00 per truck, that's . . . and there is a question  
6. when you come into these mileage plates which this effected  
7. on, of bookkeeping and so on, and there was no opposition  
8. to the Senate Bill that I found. Now there . . . it's  
9. quite a help to a group of these trucks that move in and  
10. out of the State maybe when they a . . . by a train and  
11. so on, in the movement of them. And there is aid on  
12. them of having . . . not having to carry with each  
13. individually marked trailer an Illinois identification.  
14. That's some of the help that's on there.

15. PRESIDENT:

16. Senator Groen.

17. SENATOR GROEN:

18. Well, Mr. President, I wish there was some way that  
19. some technologist could come up with some machine that would  
20. have to be attached to trucks, which machine would be a  
21. meter of some kind, which could be adjusted on a rate per  
22. mile, depending on the size and weight of the vehicle and  
23. what its maximum load and carrying capacity was, and then  
24. tax that truck on the basis of the . . . the . . . the  
25. number of miles that it goes. In . . . in simple language,  
26. the use of the highway. Now it was my understanding that  
27. this bill applied to farm trucks primarily. And if . . . if  
28. that's wrong, I'd like to have it corrected. I . . . I felt  
29. it was unfair when we took a truck that a farmer used to  
30. haul grain, that's all he used it for, he didn't put  
31. himself out for hire or hauling others. He used it a  
32. few days of the year when he was harvesting grain and . . . or  
33. when he was shelling corn and hauling his produce to market

1. that he should be required to pay the same type of tax  
2. for . . . on that vehicle that one who uses it, for hire  
3. perhaps, that uses it, drives thousands of miles a year  
4. over our highways, damaging the highways, was paying. Now  
5. if . . . if this bill is designed to give some alleviation,  
6. some . . . more fair treatment to the farmers of this  
7. State, in that situation, I'm all for it. If it does  
8. what Senator Bruce says it does, I'm against it. And  
9. I'd like to have this bill clarified so that I can vote  
10. intelligently on it.

11. PRESIDENT:

12. Senator Latherow.

13. SENATOR LATHEROW:

14. Well, Mr. Presi . . . Mr. President, I think probably  
15. what isn't recognized, is these fellows under this bracket,  
16. the fee they pay, is somewhat different than what your  
17. others pay. But then they are limited to accurate accounting  
18. of all the miles that they go and I can . . . I can't help  
19. but feel that . . . that this does give aid, as I mentioned  
20. before, of trucks that are moving, not trucks for instance,  
21. trailers that are moving, especially in and out of the  
22. State of Illinois on a . . . for instance piggybacks, it  
23. gives them the opportunity to get their movement while  
24. their permit is being accepted by the State of Illinois.  
25. Not their permit, but their application is being accepted.  
26. Now I would like to vote aye.

27. PRESIDENT:

28. On that question the yeas are 30, the nays are 3, 1  
29. present. The bill having received the constitutional  
30. majority is declared passed. 4181, Senator Sours.

31. SENATOR SOURS:

32. Mr. President and Senators, Peoria County has what is  
33. called, vote-o-matic voting machines. I have distributed

1. on each desk a copy of the present style of voting and  
2. also a suggested style. The suggested style, Mr. President  
3. and Senators, is what the bill permits. This is optional  
4. with counties having vote-o-matic machines. One can  
5. still vote the straight ticket, which is on a separate  
6. sheet of the book in the vote-o-matic book, and which  
7. is required by the law of Illinois. The law requires  
8. that every voter have the right to have on one page the  
9. straight ballot. Now what precipitates this legislation  
10. is that this Autumn, there may be on the ballot more than  
11. four parties. I think we all understand that a . . . an  
12. Election Commission has nothing to do with permitting or  
13. rejecting a party on the ballot. The Courts can only  
14. take care of that. In the Committee, Representative  
15. Day, brought the little machine with him that we use  
16. in Peoria County. I understand they also use it in Will  
17. County, Rock . . . a Joliet. I also understand they use  
18. it in some of the counties, or in one of the counties of  
19. Senator Mitchler's district. Now this bill is based  
20. upon the premise that if more than four parties will be  
21. on the Autumn ballot, the arrows will be very cumbersome,  
22. very un-understandable by some of the older voters. This  
23. is a bill that permits with the word "may," and does not  
24. require with the word "shall." I'd appreciate a favorable  
25. roll call.

26. PRESIDENT:

27. Is there any discussion? The Secretary will call the  
28. roll. Senator Mitchler.

29. SENATOR MITCHLER:

30. I would suggest that the members of the Senate take  
31. a good look at this. Now you've got the two . . . you got  
32. the present style and you got the suggested style. Now  
33. from all indications it would look that this would be more

1. simple. Simpler to do this way than the previous, but  
2. there are some things in here that you may be overlooking.  
3. The fact that you have to rotate the position of the names  
4. on the ballot. Now, in so doing, and you pull out that  
5. card and then feed it through the computer you have to  
6. reprogram for each change that you have where the names  
7. are rotated. Now where they . . . this may look good on  
8. the surface. When you group all of the Republican,  
9. Democratic, Socialist Worker, Socialist Labor Independents,  
10. all in one group, you're going to a primary style of  
11. balloting. And I think you should just take a good hard  
12. look at what you're doing, and not say afterwards that  
13. you regret what you've done. Now you're all politically  
14. minded and I ask that you take a good look at this before  
15. you vote on it.

16. PRESIDENT:

17. Is there further discussion? Senator Sours.

18. SENATOR SOURS:

19. Mr. President, other than an indirect comment, some  
20. of you may be wondering about the good behavior of our  
21. Senator from Evergreen Park. It so happens, that up in  
22. the President's Gallery, the Supreme Court in his  
23. family life. That's the person who has the last guess, is  
24. surveiling him along with Mrs. Trapp. Will you stand up,  
25. please.

26. PRESIDENT:

27. The Secretary will call the roll.

28. SECRETARY:

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

33. PRESIDENT:

1. Senator Groen.

2. SENATOR GROEN:

3. Mr. President, Tazewell County uses these mechanical  
4. machines. One of the great problems with them is the  
5. present form of the ballot. In my judgment this would  
6. constitute a much, much more simple way of listing the  
7. names on the ballot, be far more understandable to  
8. the voter. And I can't see how it's going to hurt anyone  
9. politically. If someone wants to vote for you, they're  
10. going to find your name. Let's make it easier for them  
11. to find it, rather than more difficult, and make a  
12. mistake under the cumbersome ballot that is presently in  
13. use. This is a very desirable bill and I think ought to  
14. pass. I vote aye.

15. SECRETARY:

16. Hall, Harris, Horsley, Hynes, Johns, Knuepfer,  
17. Knuppel, Kosinski, Kusibab, Latherow, Laughlin, Lyons,  
18. McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein,  
19. Newhouse, Nihill, O'Brien, Ozinga . . .

20. PRESIDENT:

21. Senator Ozinga.

22. SENATOR OZINGA:

23. Member of the Senate, this bill, we examined pretty  
24. carefully in the Elections Committee. Now this is pure  
25. and simple a permissive bill. It merely allows the county  
26. to use this type, or change the type of ballot or machine  
27. setup. I would say to you, it does not in any way effect  
28. us in Cook County. And even though I think we've got the  
29. best machines, I would implore you to vote in favor of  
30. this bill, because it does make the ballot a lot simpler  
31. for a lot of the people that are going to these polling  
32. places. I vote aye.

33. SECRETARY:

1. Palmer, Partée, Rock, Romano, Rosander, Saperstein,  
2. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene,  
3. Walker, Weaver.

4. PRESIDENT:

5. Senator Baltz.

6. SENATOR BALTZ:

7. How am I recorded?

8. PRESIDENT:

9. You're not.

10. SENATOR BALTZ:

11. Well, Mr. President, in casting my vote on this, in  
12. support of this bill, I would like to encourage some of  
13. the men from Cook County, that this does not effect, to  
14. support the bill and assure its passage. The vote-o-matic  
15. machine has been used in my county of Will since it was invented,  
16. and we find that it is highly desirable, number one, for making  
17. it easy for the judges to provide an accurate count through  
18. a computer system after the election polls have closed. And  
19. we have also found, that it reduces any possibility of  
20. any errors being make in counting by the judges, whether or  
21. not it's intended. It . . . the simplification of the  
22. ballot is certainly going to help older people who are  
23. having a little difficulty getting used to this punch  
24. card system. But it will simplify it for them and I think  
25. this is a step in the right direction. And I would  
26. certainly urge enough support for this bill to secure its  
27. passage. I vote aye.

28. PRESIDENT:

29. Senator Sours.

30. SENATOR SOURS:

31. I'd like to vote too. I vote aye.

32. PRESIDENT:

33. Cherry, aye. Saperstein, aye. On that question the



1. yeas are 33, the nays are none. The bill having received  
2. the constitutional majority is declared passed. For what  
3. purpose does Senator Chew arise?

4. SENATOR CHEW:

5. I rise on a point of personal privilege.

6. PRESIDENT:

7. What is your point of personal privilege?

8. SENATOR CHEW:

9. And I would like to get the attention of every law-  
10. maker in this Body.

11. PRESIDENT:

12. You have the attention of the Body.

13. SENATOR CHEW:

14. On the editorial page of the Chicago Tribune Today,  
15. it deals with the Legislator from Chicago that was clocked  
16. at 114 miles per hour. And it goes on to tell of the  
17. immunity that the Constitution gives a Legislator on  
18. his way to the Session. It states that this gentleman  
19. was allowed to proceed and in effect, go to court, I  
20. assume, when he got ready. But the Tribune has erred,  
21. a crucial error, and . . . well yes, as usual. And I  
22. want to publicly call the Editor that wrote this article  
23. a lie. Now I believe Senator Partee can verify this. It  
24. said that . . . it does say here about me . . . it says,  
25. Senator Charles Chew, Democrat of Chicago, won the wrath  
26. of many of his Springfield motorists, by parking his  
27. Rolls Royce in all manner of illegal places, including  
28. once in the middle of a downtown sidewalk. I would have  
29. more respect for the law, and more respect for my Rolls  
30. Royce. Now in the Session of 1970, Mr. President, my  
31. Rolls Royce was driven to Springfield only one time, and  
32. on that occasion the President pro tem rode along with  
33. me. And if the motorists were dissatisfied, as the Tribune

1. lied and said, then I should have gotten some kind of  
2. complaint. Or on the other hand, if the Tribune knew  
3. this as a fact, they'd have had every camera in Springfield  
4. pointed to my Rolls Royce. I've been driving automobiles,  
5. Mr. President, for thirty years. Not once in my life  
6. have I ever been stopped for a moving violation. Not  
7. once in my life. I have gotten exactly six parking tickets  
8. in my life and never one in Chic . . . in Springfield. And  
9. I further want to state, Mr. President, that many of  
10. these Legislators here in this Body, have ridden in my  
11. cars coming and going to Springfield and back in Chicago.  
12. And nobody here can ever justify that I break any speed  
13. laws. The law is 70 miles an hour, and that's what I  
14. drive or under. And any Legislator that I have ridden  
15. back to Chicago with or down here, I am constantly cautioning  
16. that person if they go over the speed limit. So I want  
17. the Tribune to know, that I know you've been sick ever  
18. since a black man bought one and you're gonna stay sick  
19. because it took a number of years for the black people  
20. in Chicago to stop the Tribune from describing Negroes  
21. as Niggers. And now another Nigger has a Rolls Royce  
22. and you can't write editorials that are meaningful, you  
23. have to write a lie on me. If there is anyone who abides  
24. by a traffic law, it is me. And I want this Body to know,  
25. because it is absolutely wrong for the Tribune to make  
26. this statement and can not substantiate it. There isn't  
27. a motorist in Springfield that has had any problem with  
28. me. As a matter of fact, I live . . . I have an apartment,  
29. very rarely you see me at these banquets. I do my work  
30. and I go home. And I have a garage at my house here in  
31. Springfield, and whenever I bring a car around here, that's  
32. where you'll find it. I think it can be verified by the  
33. Senate Pro Tem. I spend my leisure time at my house and

1. not out in the streets. I am basically a home-body and  
2. I want the Tribune to . . . I want the Tribune to know  
3. that I don't like it, and I want to publically call the  
4. Tribune a damn liar.

5. PRESIDENT:

6. Senator Knuppel.

7. SENATOR KNUPPEL:

8. I just want to attest to one thing, and that is about  
9. Senator Chew's caution. We were coming from Chicago after  
10. the hear . . . the Lake Michigan Hearings on the 15th of  
11. May and we changed drivers and he slowed down, and I  
12. was quite impatient, because I do exceed the speed limit  
13. frequently. He drove with such caution, and we did have  
14. a tire that was damaged. We noticed that there was  
15. something wrong and we discovered . . . and when we had  
16. the tire inspected when we got to Springfield. So he is  
17. an extremely cautious driver and I have to commend him  
18. for it.

19. PRESIDENT:

20. Senator Merritt.

21. SENATOR MERRITT:

22. Mr. President and members of the Senate, just on a  
23. point of personal privilege, I would like to ask leave of  
24. the Body on behalf of Senator McBroom to excuse him from  
25. today, tomorrow and Friday, if in fact, we will be in  
26. Session those days, for personal business of an emergency  
27. nature. And I would hope that the Journal would so reflect.

28. PRESIDENT:

29. The Journal will so show. Senator Johns wants to  
30. make one more try . . . he thinks he has things worked  
31. out on 1464, and wishes to call it back to Second Reading  
32. for purposes of amendment. Senator Johns.

33. SENATOR JOHNS:

1. Mr. President, I think that I have successfully  
2. negotiated this amendment now with the other side of the  
3. aisle and I think that it will meet with their approval  
4. and each of the Senators has a copy on their desk of  
5. House Bill 1464. And in essence it says, that districts  
6. may annually grant two days of personal leave at full  
7. pay. And I . . . I like the word "may," and I had a  
8. typographical error of the word "shall" in there and so now I  
9. think that this has successfully met the opposition's  
10. criticism and I'd like to move to its . . .

11. PRESIDENT:

12. Is there any discussion of the amendment? All  
13. in . . . Senator Mitchler. All in favor signify by saying  
14. aye. Contrary minded. The amendment is adopted. We  
15. will return to the bill after intervening business. 4207,  
16. Senator Vadalabene.

17. SENATOR VADALABENE:

18. Thank you, Mr. President and members of the Senate,  
19. House Bill 4207 amends the Highway Act. There is at present  
20. a township election every two years but, in many townships,  
21. only the Highway Commissioner is elected on the off year.  
22. By passing House Bill 4207, he can begin to make township  
23. elections every four years instead of every two years,  
24. which will save the taxpayers of Illinois many thousands  
25. of dollars. This . . . this bill has the support of the  
26. Township Officials Association and I would appreciate a  
27. favorable vote.

28. PRESIDENT:

29. Is there any discussion? The Secretary will call  
30. the roll. Sena . . . Senator Bruce.

31. SENATOR BRUCE:

32. Well, I just have a question about how we can  
33. constitutionally extend the office of elected officials

1. while their in . . . presently serving. Now, these  
2. gentlemen were elected in '71 and by this bill we're  
3. going to extend their term for a . . . and make it six  
4. years, when people elected them for four year terms.  
5. Now I . . . I just don't know how we can do that, no  
6. more than we could, in this Body, say today that we were  
7. all elected for an additional two years. I . . . I don't  
8. know how we'd do that. It's an interesting trick. If  
9. possible, I think the Senate ought to consider that.

10. PRESIDENT:

11. Is there further discussion? Senator Dougherty.

12. SENATOR DOUGHERTY:

13. Well in answer to Senator Bruce, I might remind  
14. him that there is an Attorney General's opinion regarding  
15. the Assistant Superi . . . the Township Supervisors, that  
16. their terms could be extended until their successors were  
17. selected.

18. PRESIDENT:

19. Senator Bruce.

20. SENATOR BRUCE:

21. Well, I think that raises a different question,  
22. Senator Dougherty. And that was, those fellows could  
23. serve until their successors . . . we are now locking in  
24. elected officials who were elected for four years in  
25. '71 to a six year term. I . . . think that's different  
26. than the Assistant Supervisors whose office we abolished.  
27. And some townships didn't want to fill those and didn't  
28. want to change the composition of the Board. And the  
29. Attorney General, in a very strange opinion, said that  
30. those fellows could continue to serve until such time  
31. as a new County Board was organized. I think we've got  
32. a different situation here.

33. PRESIDENT:

1. Is there further discussion? Senator Vadalabene do  
2. you wish to . . . the Secretary will call the roll.

3. SECRETARY:

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

13. PRESIDENT:

14. Neistein, aye. Palmer, aye. Saperstein, aye.  
15. Partee, aye. Vadalabene, aye. Latherow, aye. On that  
16. question the yeas are 35, the nays are none. The bill  
17. having received the constitutional majority is declared  
18. passed. 1464, Senator Johns.

19. SENATOR JOHNS:

20. Not meaning to belabor this bill, Mr. President, I'd  
21. just like to remind the Senators of a question that was  
22. asked, does it include Chicago? It does not. And the  
23. bill is permissive and merely grants permission of the  
24. school boards to grant the two days and I . . . I just  
25. ask for a favorable roll call.

26. PRESIDENT:

27. Is there any discussion? Senator Knuepfer.

28. SENATOR KNUEPFER:

29. Just very briefly, Senator. All I can suggest to  
30. you it does, it provides another point of negotiation.  
31. I have a concern with it as well in terms of the fact  
32. that we're all complaining this Session that there isn't  
33. enough money available for schools. When you provide

1. another point for negotiation, you simply provide more  
2. expenditure at some point in time and if there isn't  
3. enough money now, there certainly isn't going to be any  
4. more available. In fact there will be less available if  
5. this kind of thing passes because it will be a bargaining  
6. point.

7. PRESIDENT:

8. Is there further discussion? Senator Johns may  
9. close the debate.

10. SENATOR JOHNS:

11. In reference to that, there is over 50,000 teachers  
12. now covered by some forms of personal leave policy previously  
13. negotiated. And I just . . . I just thought that this would  
14. cover them all, outside the City of Chicago. Thank you  
15. very much.

16. PRESIDENT:

17. The Secretary will call the roll.

18. SECRETARY:

19. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
20. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,  
21. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert,  
22. Graham, Groen, Hall . . .

23. PRESIDENT:

24. Senator Groen.

25. SENATOR GROEN:

26. Senator Johns, what is the law now? What . . . how  
27. does the School Code read now with respect to this  
28. problem?

29. PRESIDENT:

30. Senator Johns. Senator Johns.

31. SENATOR JOHNS:

32. I think . . . I think Sena . . . I overheard Senator  
33. Gilbert. Will you explain it to him, John?

1. PRESIDENT:

2. Senator Gilbert.

3. SENATOR GILBERT:

4. I'm not positive of this, but I think the present  
5. law does not cover this in saying they can or cannot, or  
6. may or may not. But as a practical matter, most of the  
7. school districts in the State do grant personal leave  
8. and the City of Chicago, for example, which is not covered  
9. by this bill, automatically grant three days leave, and  
10. that's a part of their negotiation and it's one of the fringe  
11. benefits to the teachers and I think that that is what  
12. this is aimed at.

13. PRESIDENT:

14. Senator Groen.

15. SENATOR GROEN:

16. I'll . . . I'll vote aye.

17. SECRETARY:

18. Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,  
19. Kosinski, Kusibab, Latherow, Laughlin . . .

20. PRESIDENT:

21. Senator Laughlin.

22. SENATOR LAUGHLIN:

23. I simply wish to tell you that I do have a conflict  
24. of interest because of my school teacher wife. Just record  
25. me present.

26. SECRETARY:

27. Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr,  
28. Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer,  
29. Partee, Rock, Romano . . .

30. PRESIDENT:

31. Senator Rock.

32. SENATOR ROCK:

33. Just . . . just to show Senator Johns that ideas are



1. bigger than men, even though this bill is supported by  
2. the Illinois Education Association, which tried to deal  
3. my Senate bill a death blow, I will vote aye.

4. SECRETARY:

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

7. PRESIDENT:

8. Senator Fawell.

9. SENATOR FAWELL:

10. Would . . . would you please change my vote to present.  
11. I . . . I technically have that same conflict of interest  
12. which Senator Laughlin referred to. My wife is now  
13. teaching also.

14. PRESIDENT:

15. Well if the Chair can just comment, and I should  
16. refrain from commenting, all Senators have conflicts  
17. of interests on a great many things, and I don't really  
18. think refraining from voting is the way to solve that  
19. particular problem. I'm not saying that Senator Laughlin  
20. or Senator Fawell are doing the wrong thing, but I just  
21. think that we have to recognize that this . . . refraining  
22. from voting is not the answer to that particular problem.

23. On that question the yeas are 30, the nays are 3, 2  
24. present. The bill having received the constitutional  
25. majority is declared passed. 4208, Senator Graham.

26. SENATOR GRAHAM:

27. Mr. President, I would like to move this back. . .  
28. have consent to move this back to the order of Second  
29. Reading for the main . . . for the reason of attaching  
30. a real complicated amendment.

31. PRESIDENT:

32. What . . . can you explain? Is brought . . . being  
33. brought back to Second Reading for amendment. Can you

1. explain your amendment, Senator.

2. SENATOR GRAHAM:

3. Yes. This bill provides that eighteen year olds may  
4. vote in school elections. It amends the school code. The  
5. amendment provides that instead of requiring that you be  
6. a resident for thirty days, it requires you be there 28.  
7. In conformity with many other bills of similar . . .

8. PRESIDENT:

9. Is there any discussion? All in favor of the amendment  
10. indicate by saying aye. Contrary minded. The amendment is  
11. adopted. Any further amendments? Third Reading. We'll  
12. get back to it after intervening business, Senator.

13. 4 . . . 420 . . . 42 . . . just a moment. What . . .  
14. what . . . what is . . . oh, motion . . . motion by Senator  
15. Johns to reconsider the vote on 1464. Motion by Senator  
16. Vadalabene to Table. All in favor of the Motion to Table  
17. signify by saying aye. Contrary minded. The Motion to  
18. Table prevails. 4209, Senator Gilbert is handling that  
19. for Senator Harris.

20. SENATOR GILBERT:

21. 4209 amends the school code and the State Finance  
22. Act with respect to the Guaranteed Loan Program for students  
23. attending institutions of higher education. This removes  
24. the dollar restriction on amount of loan and makes limit  
25. the same as a Federal Higher Education Act. But just happens  
26. that the limitation that we have had is exactly the same  
27. as the Federal Higher Limitation Act so it does not . . . I  
28. mean Federal Higher Education Act, I mean, so it does not  
29. really make any change as far as the amount of money that  
30. the students may obtain by these loans. It provides for  
31. irrevocable, continuing appropriations in the event that  
32. General Assembly fails to make appropriation and pledges  
33. the full faith and credit of the State of Illinois in this

1. Guaranteed Loan Program. Now the reason for this is that  
2. as of the present time in the Illinois Guaranteed Loan  
3. Revolving Fund we have 9 million dollars in General Revenue  
4. tied up in this Fund. This would release this fund back to  
5. General Revenue and the State of Illinois would then  
6. guarantee that these bills were paid. During the last  
7. 5 years, the amount of money that the State of Illinois  
8. has had to guarantee has only been a total of 4 million  
9. dollars. So there is not any problem here that we are reducing  
10. any guarantee that there is any likelihood that the  
11. Legislature will be required to appropriate more than any  
12. 9 million dollars at any one time for this fund, because  
13. as the money is paid back, that money goes back into the  
14. General Revenue Fund. I know of no opposition to this bill  
15. and would appreciate a favorable roll call.

16. PRESIDENT:

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

19. SECRETARY:

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

29. PRESIDING OFFICER: (SENATOR VADALABENE)

30. Senator Ozinga.

31. SENATOR OZINGA:

32. . . . conflict of interest here. I am with the  
33. bank and we are making a lot of these student loans. This

1. is a real good bill, but I am again forced to vote present  
2. on this bill.

3. PRESIDING OFFICER: (SENATOR VADALABENE)

4. Saperstein, aye. Senator Palmer, aye. Knuepfer,  
5. aye. On this question the ayes are 33, the nays are none.  
6. Having received the constitutional majority is declared  
7. passed. House Bill 4208, Senator Graham.

8. SENATOR GRAHAM:

9. This is the bill that I just discussed previously  
10. when I had the amendment attached. It allows residents  
11. of a district of 28 days to be permitted to vote in the  
12. school elections. I ask for a favorable roll call.

13. PRESIDING OFFICER: (SENATOR VADALABENE)

14. Any questions? The Clerk will call the roll.

15. SECRETARY:

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

26. PRESIDING OFFICER: (SENATOR VADALABENE)

27. Hall, aye. Johns, aye. On this question the yeas  
28. are 36, the nays are 1. Having received the constitutional  
29. majority is declared passed. The Chair will now recognize  
30. Senator Kosinski on House Bill 4219.

31. SENATOR KOSINSKI:

32. Mr. President and Senators, I'd like to bring back  
33. House Bill 4219 for amendments. Two amendments.

1. PRESIDING OFFICER: (SENATOR VADALABENE)

2. Is there any objections? The bill is back on Second  
3. Reading. Senator Kosinski, please explain the amendment.

4. SENATOR KOSINSKI:

5. These . . . one of the amendments was given before.  
6. That was No. 2 and No. 3. You had 1 and 2 before. Is that  
7. there? Yeh, 1 and 2. I don't think we had a chance to  
8. read No. 2 to the Body. It was there, but it was never . . .  
9. never given an opportunity. So I'd like the Body to know  
10. that this amendment is there. I'll go ahead and read it.

11. PRESIDING OFFICER: (SENATOR VADALABENE)

12. Well, is there any . . . what does Amendment No. 2  
13. do, Kosinski?

14. SENATOR KOSINSKI:

15. Well, No. 2 Amendment allows the Commission to allow  
16. scholarship tuition to a private institution. Only  
17. through the Commission and the . . . allow the same amount.

18. PRESIDING OFFICER: (SENATOR VADALABENE)

19. Is there any objections to the amendment? All in favor  
20. signify by saying aye. Opposed, no. The ayes have it.  
21. The . . . the Amendment No. 2 is adopted. Amendment No. 3,  
22. Senator Kosinski.

23. SENATOR KOSINSKI:

24. I'm so . . . I'm sorry. The a . . . No. 3 allows that  
25. more . . . inserting the language of, "more than equivalent  
26. of four years of full time enrollment." This was suggested  
27. because the veteran, if he went a year to college, and then  
28. some emergency arose, and then go back the third year, that  
29. he would think that only four years were allowed to him.  
30. This would allow him to go the equivalent of four years.

31. PRESIDING OFFICER: (SENATOR VADALABENE)

32. Is there any objections to Amendment No. 3? Senator  
33. Kosinski will . . . we'll hold for one minute until we get

1. straightened out with Senator Kosinski. Is there any  
2. question on the amendment? Leave. Amendment No. 3 is adopted.  
3. Third Reading. Now we'll go to House Bill 4289 and then  
4. come back to your bill, Senator Kosinski. Senator  
5. Weaver, House Bill 4289.

6. SENATOR WEAVER:

7. Mr. President and members of the Senate, House Bill  
8. 4289 merely adds Handball, Racketball, and Squash to  
9. those other purposes authorized for issuance of Revenue  
10. Bonds by the Park Districts. I appreciate a favorable  
11. roll call.

12. PRESIDING OFFICER: (SENATOR VADALABENE)

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

15. SECRETARY:

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

26. PRESIDENT:

27. Egan, aye. Johns, aye. Hynes, aye. On that question  
28. the yeas are 33, the nays are 2. The bill having received  
29. the constitutional majority is declared passed. 421 . . .  
30. Senator Bruce, for what purpose do you arise?

31. SENATOR BRUCE:

32. Well, it's a point of personal privilege. Senator  
33. Neistein and I have noticed that the two most important

1. bills on the Calendar, Senator Chew's bill on bicycle reflectors  
2. and Senator Weaver's bill on Squash Courts, have now passed  
3. this Body and we wondered whether it was now in order to  
4. motion . . . motion to strike all bills now that we've got all  
5. the momentous things settled. Senator Graham, I'm sure, would  
6. want to make the motion, too.

7. PRESIDENT:

8. Well, if there is no motion before the Body, we're going  
9. to proceed. 4219, Senator Kosinski.

10. SENATOR KOSINSKI:

11. Mr. President, Senators, House Bill 4219 amends the  
12. Scholarship Article of the School Code. It provides for  
13. scholarships for spouse and dependents of prisoners of war  
14. and persons missing in action. It is similar to Bill 1154,  
15. rather, 1561, a Senate bill. I believe in all my heart this is  
16. a very good bill and is a long time coming again. May I ask  
17. for a favorable roll call.

18. PRESIDENT:

19. Is there any discussion? Senator Groen.

20. SENATOR GROEN:

21. I thought we passed this once this Session.

22. PRESIDENT:

23. Senator Kosinski. Senator Kosinski.

24. SENATOR KOSINSKI:

25. Senate bill was passed. The House bill was not acted  
26. upon. It's a little different than mine. Uh . . . The on . . .  
27. The on . . . The only . . . It is now being also amended in  
28. the . . . in the House, as far as the uh . . . uh . . . as  
29. far as the full . . . the more than equivalent of four full  
30. years, as I explained before on the amendment. That is the only  
31. thing that's being attached in the House--my bill.

32. PRESIDENT:

33. Senator Groen.

1. SENATOR GROEN:

2.           What is the difference, now, between the Senate version  
3. we passed and this House version as it is now in existence  
4. with its amendments?

5. PRESIDENT:

6.           Senator Kosinski.

7. SENATOR KOSINSKI:

8.           None, that I know of.

9. PRESIDENT:

10.          Senator Groen.

11. SENATOR GROEN:

12.          I just want to call the attention of the Body that here  
13. we are again with two identical bills that are \$2,000.00 a  
14. piece. I hope the joint rules work out some means of stopping  
15. this waste of the taxpayers' money.

16. PRESIDENT:

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

18. SECRETARY:

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

23. PRESIDENT:

24.          Senator Horsley.

25. SENATOR HORSLEY:

26.          Before voting on this bill, I want to correct a misstatement  
27. made by Senator Groen. The average cost of the 6,188 bills is  
28. \$4,705.20 per bill, rather than the 2,000 figure he mentioned.  
29. I vote aye.

30. SECRETARY:

31.          . . . Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab,  
32. Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler,  
33. Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,



1. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper,  
2. Sours, Swinarski, Vadalabene, Walker, Weaver.

3. PRESIDENT:

4. On that question the yeas are 37; the nays are 2. The  
5. bill having received a constitutional majority is declared  
6. passed. 4300, Senator Vadalabene.

7. SENATOR VADALABENE:

8. Thank you, Mr. President and members of the Senate. House  
9. Bill 4300, supported by the Illinois Association of County Clerks  
10. and Recorders, and the Illinois Treasurers' Association, and the  
11. Illinois Coroners' Association, is a measure which preempts the  
12. authority of the Legislature to provide for the powers, duties  
13. and functions of county officers where there is a conflict with  
14. action by the County Boards. House Bill 4300 is extremely  
15. important and needed to eliminate a source of friction between  
16. elected county officials and County Boards. House Bill 4300,  
17. I am advised . . . And I would appreciate a favorable vote.

18. PRESIDENT:

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

20. SECRETARY:

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

30. PRESIDENT:

31. O'Brien, aye. Palmer, aye. Latherow, aye. On that question  
32. the yeas are 38; the nays are none. The bill having received  
33. a constitutional majority is declared passed. Is someone handling

1. 4348 for Senator McBroom, or should we just bypass that right  
2. now? I guess we'll bypass it right now. 4396, Senator Knuepfer.  
3. Senator Knuepfer.

4. SENATOR KNUEFFER:

5. I'd like permission to bring that back to 2nd Reading for  
6. the purpose of an amendment.

7. PRESIDENT:

8. It is brought back. Can you explain the amendment?

9. SENATOR KNUEFFER:

10. Yeh. The amendment was suggested by our staff. It is  
11. clarifying in nature only. I have showed the amendment to  
12. Senator Dougherty. He has no objection. I will show it to  
13. anybody else that wants to see it in the interim. It simply  
14. clarifies the language. It does nothing to the intent of the  
15. bill. I'll explain the bill when we get to 3rd Reading. I  
16. move the adoption of the amendment.

17. PRESIDENT:

18. Any discussion? All in favor signify by saying aye.  
19. Contrary minded. The amendment is adopted. Any further  
20. amendments? 3rd Reading. 4419. Is Senator Baltz on the  
21. Floor? 4423 . . . Senator Baltz, 4419.

22. SENATOR BALTZ:

23. Yeh, here we go. Mr. President and members of the Senate,  
24. Senate Bill 4419 increases the limits that employers can buy group  
25. insurance for their employees from 20 to 50 thousand dollars or  
26. from 2.5 to 3.5 times their salary. This is an advantage generally  
27. to employees across the land. It has in it a feature that provides  
28. that group life insurance can be purchased by the employer for  
29. employees. We set these limits a few years ago. It was felt  
30. at that time that . . . that this was a good bill because it  
31. helped attract employees to industry and to business in Illinois.  
32. It's worked out well. Some 18 states have no limits whatever, and  
33. we would like to pass it, and would appreciate a favorable roll

1. call.

2. PRESIDENT:

3. Is there any discussion? Senator Merritt.

4. SENATOR MERRITT:

5. Mr. President, I wonder if the sponsor would yield to a  
6. question?

7. PRESIDENT:

8. He indicates he will.

9. SENATOR MERRITT:

10. Senator, it's been some time since I had studied this,  
11. and my papers are up in my office, but isn't this the case  
12. where the present limit is either 35 or 50 thousand?

13. PRESIDENT:

14. Senator Baltz.

15. SENATOR BALTZ:

16. The present limits, as I recall them, Senator, and I'm  
17. just trying to find my information on this, is 20 thousand  
18. dollars, or 2.5 times the salary, whichever is greater. The  
19. new limits will go to 50 thousand dollars and 3.5 times income,  
20. or 100 thousand, whichever is the lesser.

21. PRESIDENT:

22. Senator Merritt.

23. SENATOR MERRITT:

24. My only thoughts in this matter are that we better look  
25. at this very closely and see just exactly what we are doing  
26. with this bill. Incidentally, I'm just wondering exactly who  
27. wants it. It certainly, in many instances, is not in the best  
28. interests of the employee himself. Many times it leads him  
29. into absolutely false security thinking he's got something.  
30. Many times when he does retire and leave, it's affected adversely.  
31. I think it does a great disservice to many of our fine life agents--  
32. thousands of them throughout Illinois--who are in a position to  
33. make more better and permanent arrangements and permanent insurance

1. for these employees. I just think it's . . . it's a bad bill.

2. PRESIDENT:

3. Is there . . . Is there further discussion? Senator  
4. Partee.

5. SENATOR PARTEE:

6. Two rather fundamental issues have been raised, one by  
7. Senator Baltz and the other by Senator Merritt, in terms of the  
8. worthwhileness of this proposition. Now I think, certainly,  
9. everybody recognizes that the amount of insurance which one  
10. had that secured one's family at another time does not suffice  
11. today, because of inflated costs and the growth of our nation  
12. in terms of price. The other question raised by Senator Merritt  
13. is, that somehow, by the passage of this bill, those persons who  
14. are normally engaged in the sale of insurance to individuals  
15. will have a diminution of income because those persons in  
16. corporate and other areas who earn the most money will, instead  
17. of buying individual insurance, purchase insurance on this  
18. group plan and then, of course, this would be to the disbenefit  
19. of the . . . of those salesmen. Now, my question, I suppose,  
20. is, how do these two concepts blend or how do they reject  
21. each other? What is the fact with reference to how this will  
22. affect the average person who is selling insurance to those  
23. persons who are in the 25 thousand or better per year income  
24. bracket?

25. PRESIDENT:

26. Senator Baltz.

27. SENATOR BALTZ:

28. Well, Senator Partee and members of the Senate, I think that  
29. this has a good effect on all employees. Many employees that would  
30. like to buy life insurance from their regular life agents find  
31. it impossible to fit this into their budget. This bill would  
32. provide increased limits, so that the employer could, in the  
33. case of a 10 thousand dollar employee, furnish him with 35 thousand

1. dollars worth of group life insurance that otherwise he could  
2. not afford to pay for. I . . . I have in my hand, here, a letter,  
3. I think that answers in part what you were worried about--how it  
4. affects the normal employee. It says: Dear Senator Baltz, we  
5. understand that House Bill 4419, a bill to provide and amend  
6. the Illinois Insurance Code, an increase in the availability  
7. of group life insurance has been favorably recommended to the  
8. Senate by the Senate Labor and Commerce Committee. This bill,  
9. if adopted, will allow Illinois employers the opportunity to  
10. increase group life insurance for their employees. The Chicago  
11. Employee Benefit Association asks for your vote and support in  
12. support of House Bill . . . er Senate . . . yes . . . House  
13. Bill 4419. Signed by their President, William E. Racine. Now,  
14. the only people that I know of that are against this bill is the  
15. Life Underwriters group. I think that they have probably . . .  
16. have probably misread this bill, because I don't think that they  
17. would have the advantage or the opportunity to sell the kind of  
18. life insurance that this bill would allow the employers to provide  
19. the average employee. Now, one of their objections was that when the  
20. employee retires, he's 65, that he then quits the company or is  
21. retired by the company, that he loses the major part of this  
22. insurance, some companies continue part of it, but he loses the  
23. major part of it. At this point in time, he no doubt has his  
24. family raised. He no doubt has most of his financial responsibilities  
25. have been . . . through his married life have been met, and he  
26. doesn't need the great amount of insurance. It also provides,  
27. of course, that most all companies will allow him to convert this to  
28. straight life policy, either at the figure that he has if he  
29. has the ability to pay for it, or somewhat less of a figure, so  
30. I don't think that the argument that the Life Underwriters put up is  
31. a valid one, because they couldn't sell this insurance anyway.  
32. This insurance is a gift by the employer to the employee. I think  
33. it's a good bill and I think that it should pass and I will be

1. happy to answer any other questions that any of the Senators  
2. might have.

3. PRESIDING OFFICER (Senator O'Brien):

4. Senator Groen has the Floor next.

5. SENATOR GROEN:

6. Well, Mr. President and members, this has been a controversy  
7. that has existed in this Body for 20 years, to my knowledge. I  
8. think when I first came here, the maximum amount in the Statute  
9. at that time was either 3 or 5 thousand dollars. I do not  
10. remember, but it was a considerably smaller amount. Each Session,  
11. each two years, they were in with a bill to raise it. It's my  
12. recollection that one of the members who had the bill at one  
13. time got down to his name on the roll call after about half of  
14. the people had voted and it had one vote, and he said any bill  
15. that apparently is this bad doesn't deserve a second vote; I  
16. vote no. There are some good things about this concept, but  
17. there are some bad things about it. Some of them have been alluded  
18. to. And there isn't any question that the difference . . . and  
19. I am not as concerned about the real estate agent that Senator  
20. Merritt spoke of and his loss of business as I am the fact that  
21. under these programs, the company does not provide and is unable  
22. to provide the kind of counselling and the kind of information  
23. that this man should have in this complex economy today regarding  
24. insurance planning and program for his family. He does not  
25. understand. I swear . . . I . . . I would say that none of  
26. you on this Floor have ever read a life insurance policy that  
27. you bought. He does not know what he has. He frequently does  
28. not know that in some cases he's being provided with a decreasing  
29. term type policy. He doesn't know that at the time he retires  
30. not only may the benefits be greatly decreased at that time, but  
31. that life savings that he thought he was building up when  
32. this was being provided are not there. Another thing that  
33. frequently happens is that he has the option to convert. But

1. the problem with that is when he converts it to an ordinary  
2. life or a whole life or a . . . some different type of policy,  
3. the cost of doing this is prohibitive. He finds that he is  
4. now at an age where he cannot get, by required physical examination,  
5. other insurance, and here he sits and what shall he do. So,  
6. it is a question. How much should we provide? How much should  
7. we allow his employer to provide him in . . . of this kind of  
8. insurance which lulls him into a sense of security that, in fact,  
9. does not exist? Now if we keep a limitation on that amount,  
10. he is in a position where he is going to inquire and he is  
11. going to investigate a private insurance program for his family  
12. where he can and will get the knowledge that he needs to provide  
13. the security for his wife, that she should have, that she wants,  
14. and that he wants to provide at the time of his retirement.  
15. These are the real problems that are inherent in this. Some, I  
16. think, should be provided. Whether we should go to 50 thousand  
17. dollars, I think, is too much. I think it's going to lull  
18. employees of this State into a sense of security that they will  
19. not have when they reach retirement age, to the detriment of  
20. their widows. I think this jump is too much, even though I would  
21. agree with Senator Partee that perhaps some small increase is  
22. in order. I think this is too great.

23. PRESIDING OFFICER (Senator O'Brien):

24. Senator Knuepfer.

25. SENATOR KNUEPFER:

26. Well, I rise in support of this bill. I think the analogy  
27. that Senator Groen uses is like saying we won't sell apples  
28. wholesale, because if we sell them wholesale, people are likely  
29. never to find out about oranges and grapefruit and lemons and  
30. all of the other good things. Senator Groen is correct in saying  
31. this has been a source of debate for a number of years. I'm a  
32. small businessman. I'm interested in this, and one of the things  
33. that I learned many years ago from Senator Gottschalk, that for

1. the national corporations, this is no problem. They buy their  
2. insurance in New York. But for those of us who are small and  
3. local that are Illinois corporations, this can be a problem.  
4. So we evidently . . . We have two levels of funding for this  
5. kind of insurance. One is for those who are officers or members  
6. of large corporations who have . . . may have offices in other  
7. states, and, secondly, those who have offices or only small  
8. corporations in this State. I think this is a good bill. I  
9. carry this. My corporation has this on all members of our firm.  
10. At the same time, most people who can afford it, also have their  
11. private insurance, uh, life insurance. I think the average  
12. man can discriminate and . . . between the kinds of benefits  
13. allowed by individual purchased policies and the kind of term  
14. insurance that is available here. I think because of the  
15. limitations, we, in Illinois in the small corporation again,  
16. have been discriminated against, and I would urge the support  
17. of this Body for this kind of legislation. Most of us know  
18. what we're buying. We're well aware of it when we buy these  
19. kinds of benefits and we'd like the opportunity to be able to  
20. go to the market and buy more.

21. PRESIDING OFFICER (Senator O'Brien):

22. Senator Hall? Is Senator Hall on the Floor? Senator  
23. Newhouse, did you wish to speak on this measure? Any further  
24. debate? Senator Baltz may close the debate.

25. SENATOR BALTZ:

26. Well, Mr. President and members of the Senate, as I indicated  
27. before, 26 states have already recognized the great need for this  
28. and have taken the limits entirely off of the amount of group  
29. life insurance that can be purchased for an employee. And today,  
30. in an era of high cost of education and living, the purpose of  
31. life insurance is to strengthen the family's financial position  
32. and to provide substantial benefits in the event of the death  
33. of the breadwinner. Now more and more life benefits are being



1. directly related to earnings. Schedules which provide the 1.5  
2. and the 3 times earnings are becoming very, very common. However,  
3. in some states, the higher earning employee is penalized because  
4. he cannot purchase coverage related to earnings, yet he's one  
5. who can more easily afford this coverage. Illinois corporations,  
6. as Senator Knuepfer has indicated, are seeking to provide adequate  
7. life coverage for their higher earning employees and also their  
8. lower earning employees, and they've been forced to do one of  
9. the following: either request that the contract situs be in  
10. another state, and that usually requires that the corporation  
11. have an affiliate subsidiary or principal office in that State.  
12. They either do that, or they establish a trust with a corporate  
13. trustee in another state. They provide individual franchise  
14. policies which supplement the 50 thousand dollar group term  
15. policy, or they invoke a Grandfather Clause. Illinois corporations  
16. who are fortunate enough to have had a life insurance contract  
17. in effect prior to the passage of the initial 40 thousand dollar  
18. limit are apparently not subject to the current 50 thousand dollar  
19. maximum. Now what this whole bill means is that this in 99 percent  
20. of the cases will be a free gift of insurance of increased group  
21. life insurance to the employee to enable him to have this type  
22. of coverage in case he needs it in the time of death for his  
23. family. I see nothing in this bill at all to worry the life  
24. underwriters, and believe me, they are the only group that has  
25. indicated that they are against this bill. This is insurance  
26. coverage that they would not be able to sell to the average  
27. employee, because he would not be able to afford the premiums  
28. to equal the amount that would come under this bill.  
29. I believe it is a good bill. I sincerely hope that it passes.  
30. I think that it will mean a great deal to the millions of  
31. employees in the State of Illinois. It will give them an added  
32. benefit, if their company so desires, to increase their group  
33. life policy which could be done under this bill. I urge its passage.

1. PRESIDING OFFICER (Senator O'Brien):

2. Clerk will call the roll.

3. SECRETARY:

4. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
5. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,  
6. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall,  
7. Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab,  
8. Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt, . . .

9. PRESIDING OFFICER (Senator O'Brien):

10. Senator Merritt.

11. SENATOR MERRITT:

12. Mr. President and members of the Senate, very briefly. I  
13. just, once again, caution my colleagues here. I know I'm not  
14. going to change any votes with what I have to say, but when you  
15. go home with the passage of this bill and face the wrath of your  
16. many fine life agents throughout your districts, plus those  
17. employees who have been lulled into that false sense of security  
18. with nothing but just plain old term insurance that they can't  
19. afford to convert upon their retirement, then you face them and tell  
20. them what you've done here today. I vote no.

21. PRESIDING OFFICER (Senator O'Brien):

22. The Clerk will continue with the roll.

23. SECRETARY:

24. . . . Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,  
25. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein, Savickas,  
26. Smith, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.

27. PRESIDING OFFICER (Senator O'Brien):

28. Hynes, aye. Nihill, aye. Hall, aye. Senator Baltz? Senator  
29. Baltz? Will you please turn on Senator Baltz's microphone.

30. SENATOR BALTZ:

31. Would you poll the absentees, please.

32. PRESIDING OFFICER (Senator O'Brien):

33. Request for a call of the absentees.

1. SECRETARY:  
2. Arrington, Baltz, Carroll, . . .  
3. PRESIDING OFFICER (Senator O'Brien):  
4. Senator Baltz.  
5. SENATOR BALTZ:  
6. Well, Mr. President and members of the Senate, I have a  
7. strong belief that this is a good bill for the working man and the  
8. working woman, particularly if they have family responsibilities.  
9. And I would urge those Senators who have not yet voted on the  
10. roll call, to vote in favor of this bill, and I cast my vote  
11. aye.  
12. PRESIDING OFFICER (Senator O'Brien):  
13. Continue with the roll.  
14. SECRETARY:  
15. . . . Course, Gilbert, Harris, Johns, Kusibab, Lyons,  
16. McBroom, Mohr, Neistein, Ozinga, Palmer, Partee, Rock, . . .  
17. PRESIDING OFFICER (Senator O'Brien):  
18. Senator Palmer votes aye.  
19. SECRETARY:  
20. . . . Romano, Rosander, Soper, Sours, Swinarski, Walker.  
21. PRESIDING OFFICER (Senator O'Brien):  
22. Rock, aye. Sours, no. The yeas are 31; the nays are 9.  
23. Having received a constitutional majority, the bill is declared  
24. passed. Senator Baltz.  
25. SENATOR BALTZ:  
26. Mr. President and members of the Senate, having voted on  
27. the prevailing side, I now move to consider the vote by which  
28. Senate Bill . . . er, House Bill 4419 was passed.  
29. PRESIDING OFFICER (Senator O'Brien):  
30. Senator Baltz moves to reconsider. Senator Knuepfer moves  
31. to Table. All in favor, aye. The ayes have it. The motion is  
32. Tabled. The next bill is 4423. Senator Weaver.  
33.

1. SENATOR WEAVER:

2. Mr. President and members of the Senate, the effect of  
3. this bill is to permit the Town Board of Auditors to set  
4. salaries of the Township Assessor within the maximum limits  
5. according to the population range of the particular township.  
6. The present range of salaries for assessors is \$4,000.00.  
7. The maximum is 17,000. This bill would increase the annual  
8. maximum range from 4,500 to 19,000. The responsibility  
9. for setting these salaries rests with the Town Board of  
10. Auditors. This bill is endorsed by the Township Officials  
11. of the State of Illinois. I'd be glad to try to answer any  
12. questions. Otherwise, I'd appreciate a favorable roll call.  
13. PRESIDING OFFICER (Senator O'Brien):

14. Senator Sours.

15. SENATOR SOURS:

16. I hope the Senators present here today will support this  
17. bill. I look upon the office of Township Assessor, at least  
18. in my area, and our Assessor is the Assessor for the town of  
19. the City of Peoria. He's a very busy man. He tries to do a  
20. good, honest job. It so happened, and this is not said in a  
21. spirit of meanness, that we had one Assessor for 44 years in  
22. Peoria County, that is, in the town of the City of Peoria. And  
23. you can imagine with the accumulated favors of 44 years that  
24. there was a lot of trouble. We had a certain wealthy man, who  
25. in his will, made the Assessor a wonderful legacy. He gave  
26. and bequeathed, I think, \$25,000.00 to my dear friend by name.  
27. So, at least in my case, our Assessor is hardworking. He's done  
28. an excellent job. He's a hard man to do business with. He  
29. likes the money coming in, but he's been very fair with the  
30. lawyers of our Bar. For that reason and other reasons, this  
31. is a good bill and ought to pass.

32. PRESIDING OFFICER (Senator O'Brien):

33. Senator Latherow.

1. SENATOR LATHEROW:

2. Mr. Pres . . . Mr. President, just one question, Senator  
3. Weaver. Do you remove in this bill the provision of setting  
4. his salary on the basis of annual salary?

5. PRESIDING OFFICER (Senator O'Brien):

6. Senator Weaver.

7. SENATOR WEAVER:

8. Do I remove the annual salary? No. No, this is the  
9. annual salary. It removes the minimum. It sets the maximum,  
10. or they may be on a per diem basis in the very small townships.  
11. The annual . . . The annual salary is still here, Senator  
12. Latherow. The maximum salary, for example, in a township of less  
13. than 9,000 inhabitants would be a maximum of \$4,500.00, and  
14. then it ranges up to 100,000 or more, the maximum would be 19,000.  
15. The Town Board of Auditors still set the salary, but this just  
16. raises the maximum.

17. PRESIDING OFFICER (Senator O'Brien):

18. Any further debate on the matter? Senator Weaver may close  
19. the debate.

20. SENATOR WEAVER:

21. Well, Mr. President and members of the Senate, I think for  
22. the most part throughout the State of Illinois the Assessors are  
23. doing a better job as is reflected in the multiplier that  
24. is given throughout the State. As the Assessors do a better  
25. job, their assigned multiplier is less, and I think that a  
26. higher caliber of people are becoming Assessors, and I think  
27. they should be properly compensated. I would appreciate your  
28. favorable vote.

29. PRESIDING OFFICER (Senator O'Brien):

30. The Clerk will call the roll.

31. SECRETARY:

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

1. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen,  
2. Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski,  
3. Kusibab, Latherow, . . .

4. PRESIDING OFFICER (Senator O'Brien):

5. Senator Latherow.

6. SENATOR LATHEROW:

7. Is the amendment still on this bill?

8. PRESIDING OFFICER (Senator O'Brien):

9. Senator Weaver.

10. SENATOR WEAVER:

11. Yes. The amendment, Senator, is . . . was put on for  
12. one county . . . for one township which lost a little population  
13. and it changes that, instead of 49,000, it goes down to 39,000  
14. on line 30. It would be 39,000 to 75,000 to take care of one  
15. township that had been above 40,000 and lost population. That  
16. was the effect of Amendment No. 1.

17. PRESIDING OFFICER (Senator O'Brien):

18. Senator Weaver may continue explaining his vote . . . I  
19. mean Senator Latherow. Clerk will continue with the roll.

20. SECRETARY:

21. . . . Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler,  
22. Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,  
23. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper, Sours,  
24. Swinarski, Vadalabene, Walker, Weaver.

25. PRESIDING OFFICER (Senator O'Brien):

26. Sours, aye. Nihill, aye. Newhouse, aye. Palmer, aye. Gilbert,  
27. aye. Latherow, aye. Merritt, aye. Horsley, aye. Durbin, aye.  
28. Baltz, aye. Mitchler, aye. The yeas are 31; the nays are 2.  
29. House Bill 4423 is declared passed. Senator Knuepfer had a bill  
30. that we brought back to 2nd . . . For what purpose does Senator  
31. Mitchler arise?

32. SENATOR MITCHLER:

33. Having voted on the prevailing side I move to reconsider the

1. the vote.

2. PRESIDING OFFICER (Senator O'Brien):

3. Senator Mitchler moves to reconsider. Senator Gilbert  
4. moves to Table. All in favor, aye. All opposed. The bill's  
5. declared Tabled. Senator Knuepfer had a bill, 4396, that was  
6. brought back to 2nd Reading for the purpose of putting an  
7. amendment on. Have we leave of the Body to take that bill up  
8. at this time? Senator Knuepfer.

9. SENATOR KNUEPFER:

10. Okay. All the bill does now, and let me explain presently  
11. the status. Under the present status, there are three classifications  
12. of forest preserves. There is one classification of forest  
13. preserves in counties up to 300,000. There is a second classification  
14. of forest preserve districts in counties from 300,00 to 1,000,000.  
15. There is a third classification of counties and forest preserves  
16. from 1,000,000 and over. The only reason for the bill is Chapman  
17. and Cutler suggests below that 1,000,000 there ought to be only one  
18. classification of counties. So this bill simply eliminates  
19. 300,000 and puts in 1,000,000. It does not provide any tax  
20. rate whatsoever, and I would appreciate a favorable roll call.  
21. It just merges two classifications into one and it is requested  
22. by Chapman and Cutler. They will not issue bonds until . . . to  
23. forest preserve districts until this problem is resolved. I  
24. think they're wrong, but they think they're right, and they are  
25. more of an authority on whether bonds can be purchased than I  
26. am. And that's the simple point of the whole bill.

27. PRESIDING OFFICER (Senator O'Brien):

28. Any discussion? Secretary will call the roll.

29. SECRETARY:

30. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
31. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,  
32. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,  
33. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,

1. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,  
2. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,  
3. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,  
4. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,  
5. Weaver.

6. PRESIDING OFFICER (Senator O'Brien):

7. Newhouse, aye. Weaver, aye. Senator Latherow, aye. Senator  
8. Latherow?

9. SENATOR LATHEROW:

10. Mr. President, I don't think I voted. I'd like to ask a question  
11. of explanation. Now they say this is no tax increase but, to me,  
12. if the bill is correct, it doubles the tax.

13. PRESIDING OFFICER (Senator O'Brien):

14. Senator Knuepfer.

15. SENATOR KNUEPFER:

16. It has nothing whatsoever to do with the tax. It only  
17. has to do with the bonding power and it permits bonding power  
18. up to one percent of assessed valuation. It has nothing to  
19. do with tax levies.

20. PRESIDING OFFICER (Senator O'Brien):

21. Senator Latherow.

22. SENATOR LATHEROW:

23. And doesn't it also remove the population portion from that  
24. when and we'll say in a park district that I might be in with  
25. 20,000 or 10,000 people. Do they also have this same privilege?

26. SENATOR KNUEPFER:

27. It removes the population limit if there previously . . .  
28. Let me explain this. Previously there were two classifications  
29. of counties for bonding power purposes. One was a classification  
30. of counties, forest preserves . . . Now this only pertains if your  
31. county has a forest preserve district, number one. But if they  
32. had the forest preserve district, there were two separate classi-  
33. fications. One was counties under 300,000 and one was counties



1. 300,000 to 1,000,000. Chapman and Cutler said, on whatever  
2. authority they have, that this is unconstitutional. They are  
3. perfectly willing to agree that there shall be a classification  
4. over a million, which is Cook County, but they said there  
5. cannot be two classifications under 1,000,000. Now that's  
6. the only thing this bill addresses itself to. It removes  
7. that classification limit. It does not provide a tax. It  
8. takes the counties under 300,000. They get no more money at  
9. all. They can issue bonds in the amount of one percent of  
10. assessed valuation, but there is no tax rate, period.

11. PRESIDING OFFICER (Senator O'Brien):

12. Senator Latherow, did you wish to vote? Knuepfer, aye.  
13. Senator Groen.

14. SENATOR GROEN:

15. Mr. President, I haven't voted either, but it seems to me,  
16. from Senator Knuepfer's explanation, what we are doing then, is  
17. saying that what you . . . Well again, this is so complicated that  
18. I . . . and I don't want to misstate it. But what we are saying  
19. is the Supreme Court has not ruled, in fact, whether that 300,000  
20. classification is or is not unconstitutional. Chapman and Cutler  
21. are substituting their judgment for that of the Supreme Court and  
22. saying we are anticipating what the Supreme Court is going to  
23. say and we want the law amended to comply with what we think they  
24. are going to say before they've said it. Now that's about what  
25. it amounts to. Now let me ask this question, then, in addition  
26. to that. Can a forest preserve district of 300,000 or less now  
27. issue bonds up to one percent?

28. SENATOR KNUEPFER:

29. I'm sorry.

30. PRESIDING OFFICER (Senator O'Brien):

31. Senator Knuepfer.

32. SENATOR GROEN:

33. Can . . . Can a forest preserve district under the present

1. law with the 300,000 limitation, can such a forest preserve  
2. district issue bonds up to one percent?

3. SENATOR KNUEPFER:

4. Senator, the Statutes say that forest preserve district  
5. can issue up to one half percent, but the problem is that I  
6. don't . . .

7. PRESIDING OFFICER (Senator O'Brien):

8. Senator Groen.

9. SENATOR GROEN:

10. That's precisely the point I was going to make, what  
11. you are actually doing by this . . . by this Supreme Court  
12. decision by Chapman and Cutler, you're authorizing a forest  
13. preserve district of 300,000 or less to increase their bonding  
14. power up to one percent from one half percent without a referendum.

15. PRESIDING OFFICER (Senator O'Brien):

16. Senator Knuepfer.

17. SENATOR KNUEPFER:

18. That . . . That is correct. It could increase their  
19. bonding power from one half to one percent. It does not,  
20. however, change in any way, shape, or form, the revenues that  
21. they get. The bonding power would be increased. The revenues  
22. not. There is no tax increase in this.

23. PRESIDING OFFICER (Senator O'Brien):

24. Senator Groen.

25. SENATOR GROEN:

26. But there's only one way those bonds can be paid off that  
27. are voted without . . . that are . . . are put upon the taxpayer  
28. without a referendum, and that's from taxes of some sort. Now  
29. maybe they aren't going to increase the rate, but they're certainly  
30. going to have to extend the time that the taxpayer is going to  
31. have to dig in his pocket to pay off the bonds if it's up to  
32. one percent instead of one half of one percent. I vote no.

33.

1. PRESIDING OFFICER (Senator O'Brien):

2. Senator Groen no. The yeas are 31; the nays are 23.  
3. House Bill 4396 is declared passed. Senator Knuepfer moves to  
4. reconsider. Senator Fawell moves to Table. Tabled. Motion is  
5. Tabled. For what purpose does Senator Johns rise?

6. SENATOR JOHNS:

7. Mr. President, having voted on the prevailing side on  
8. House Bill 4207, I move to reconsider, please.

9. PRESIDING OFFICER (Senator O'Brien):

10. Senator Johns moves to reconsider on House Bill 4207.  
11. Senator Vadalabene motions to Table. All in favor aye.  
12. All opposed, nay. Motion carried. House Bill 4207 is  
13. Tabled. Motion is Tabled. Senator Merritt.

14. SENATOR MERRITT:

15. Just a point of inquiry. I heard you announce 31 to  
16. 23 on that last vote.

17. PRESIDING OFFICER (Senator O'Brien):

18. 31 to 3. I'm sorry. The "2" was crossed out and the  
19. "3" was put in place of it and I interpreted it, I'm sorry,  
20. as 23.

21. SENATOR MERRITT:

22. 31 to 3.

23. PRESIDING OFFICER (Senator O'Brien):

24. That's correct, Senator Merritt. Thank you.

25. SENATOR MERRITT:

26. Thank you, Mr. President.

27. PRESIDING OFFICER (Senator O'Brien):

28. Senator Dougherty wishes to be recognized. Senator Dougherty  
29. is on Senator Partee's mike.

30. SENATOR DOUGHERTY:

31. I would like to call back House Bill 4488 to the order of  
32. 2nd Reading for the purpose of offering an amendment. The  
33. amendment is on the Clerk's desk, and I will explain it. It's

1. for an appropriation, and by some omission they forgot to put  
2. in the usual language: "No agreement or contract may be entered  
3. into, nor any obligation from such appropriation incurred without  
4. the approval of the Governor." It's the usual safety amendment.  
5. I'm offering it on behalf of Senator Walker.

6. PRESIDING OFFICER (Senator O'Brien):

7. Senator Clarke? Any objection to the amendment?

8. SENATOR CLARKE:

9. No, no.

10. PRESIDING OFFICER (Senator O'Brien):

11. All right. Amendment is adopted. 3rd Reading. Senator  
12. Latherow, House Bill 4429. Senator Latherow.

13. SENATOR LATHEROW:

14. Mr. President and members of the Senate, this bill is  
15. submitted by the Department of Conservation and it has to do  
16. with the improper cutting of timbers on property that is not under  
17. contract with the timber buyer. Now with this, they have another  
18. companion bill, 4430, that we have an amendment to put on to  
19. revive to get it back. But this gives them authority to stop  
20. this truck or transporter in the case where he has cut this  
21. property on an area that he did not have a lease on. I'd  
22. appreciate a favorable roll call.

23. PRESIDING OFFICER (Senator O'Brien):

24. Any further discussion on the bill? Secretary will call  
25. the roll.

26. SECRETARY:

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

1. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,  
2. Weaver.

3. PRESIDING OFFICER (Senator O'Brien):

4. Knuppel, aye. Kosinski, aye. Coulson, aye. Carpentier, aye.  
5. The yeas are 30; the nays are none. The bill is declared passed.  
6. House Bill 4436, Senator Gilbert.

7. SENATOR GILBERT:

8. I'd like to move to reconsider the vote by which Amendment  
9. No. 2 was adopted for purpose of Tabling. It's . . . No . . .  
10. 4436 is on 2nd . . . Is it on 3rd Reading? I'm sorry. Recall  
11. it to 2nd Reading--I'm sorry--for purpose of amending . . . uh,  
12. reconsidering the vote by which Amendment No. 2 was adopted and . . .  
13. PRESIDING OFFICER (Senator O'Brien):

14. Senator Gilbert moves to return House Bill 4436 to the . . .  
15. to 2nd Reading of the purpose of Tabling Amendment No. 2.

16. SENATOR GILBERT:

17. Now I move to Table No. . . . the amendment.

18. PRESIDING OFFICER (Senator O'Brien):

19. Any opposition. The amendment is Tabled. Senator Cherry.

20. SENATOR GILBERT:

21. Now I have Amendment . . .

22. PRESIDING OFFICER (Senator O'Brien):

23. Senator Cherry.

24. SENATOR CHERRY:

25. What was the amendment . . . uh . . . What did the amendment  
26. do, Senator Gilbert?

27. PRESIDING OFFICER (Senator O'Brien):

28. Could you explain Amendment No. 2, Senator.

29. SENATOR GILBERT:

30. Amendment No. 2, the one that we Tabled, is the one that  
31. required a bond. Now, Senator Cherry, what I'm trying to do  
32. is get this bill in condition to leave it here on the Calendar.  
33. We will take no action on it this Session. This is the Metal

1. Mines Act, but I'm trying to put the amendments on it so that  
2. the metal mines people can have a chance to see what the bill  
3. looks like. Senator McCormick, er, Representative McCormick  
4. and I have agreed that we'll take no action. I'm just trying  
5. to get it in shape. Senator Johns is familiar with this. Now  
6. I move the adoption of Amendment No. 3.

7. PRESIDING OFFICER (Senator O'Brien):

8. Senator Gilbert moves the adoption of Amendment No. 3 to  
9. House Bill 4436. All in favor, aye. All opposed. Amendment  
10. is adopted. 3rd Reading. House Bill 4447, Senator Gilbert.

11. SENATOR GILBERT:

12. House Bill 4447 extends the chargeback date from 1972 to  
13. 1974 for non-high school districts to levy the tuition to be  
14. paid to the non . . . to the junior college to which their  
15. students attend. Senator Bruce had some questions on this bill  
16. yesterday. I held it. I think he's now satisfied with the . . .  
17. or understands what we're intending to do here and by the  
18. provisions of this bill, we are also saying that a person in  
19. a junior college district can go only to another junior college  
20. district if they have an agreement with them as to the tuition or  
21. cooperative program and that if they do not have, then they may  
22. go anywhere in the State. I know of no opposition to this and  
23. it is imperative . . . The reason we have set the date 1974 is  
24. because under Senate Bill 1188, which we have passed and I  
25. believe the Governor will sign or has signed possibly, all of  
26. the areas of the State are expected to be in a junior college  
27. district or be in the position of petitioning to enter one, and  
28. at that time, then they would be levying their own tax.

29. PRESIDING OFFICER (Senator O'Brien):

30. Any further discussion on House Bill 4447? Secretary will  
31. call the roll.

32. SECRETARY:

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

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

8. PRESIDING OFFICER (Senator O'Brien):

9. Course, aye. Newhouse, aye. Chew, aye. Egan, aye. Baltz, aye.  
10. Carpentier, aye. Hynes, aye. The yeas are 32; the nays are  
11. none. The bill is declared passed. House Bill 4454, Senator  
12. Soper. House Bill 4466, Senator Gilbert.

13. SENATOR GILBERT:

14. Pass that, please. We have a companion bill and we have  
15. an amendment also.

16. PRESIDING OFFICER (Senator O'Brien):

17. House Bill 4469, Senator Gilbert.

18. SENATOR GILBERT:

19. Just a minute. You're coming too fast for me. This . . .  
20. House Bill 4469 provides that when a charter district is  
21. dissolved that the Board of Education of that charter district,  
22. which is in existence at that time, continues in existence until  
23. the next school board election and prevents, er, eliminates the  
24. problem of having a special election to elect a new board. This  
25. we feel will encourage some charter districts to dissolve and it  
26. saves the election of a board. This is a School Problems Commission  
27. recommendation. I know of no opposition to it at all. It affects  
28. only, I think, 17 districts in the State.

29. PRESIDING OFFICER (Senator O'Brien):

30. Any further discussion on House Bill 4469? Secretary will  
31. call the roll.

32. SECRETARY:

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

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

7. PRESIDING OFFICER (Senator O'Brien):

8. Partee. aye.

9. SECRETARY:

10. . . . Saperstein, Savickas, Smith, Soper, Sours, Swinarski,  
11. Vadalabene, Walker, Weaver.

12. PRESIDENT:

13. Dougherty, aye. Johns, aye. Course, aye. Knuepfer, aye.

14. Bruce, aye. On that question the yeas are 39; the nays are

15. none. The bill having received a constitutional majority

16. is declared passed. I understand that . . . Just a moment.

17. Let's have some order. We'll let . . . Senator Baltz. Senator

18. Baltz, please break up that caucus back there. Senator Soper,

19. 4454.

20. SENATOR SOPER:

21. Mr. President, members of the Senate, 4454 does exactly

22. what the synopsis says. There's a misprint in the Statute

23. that changes the word "vested" to "invested".

24. PRESIDENT:

25. Is . . . Senator Rock.

26. SENATOR ROCK:

27. Well, I want to point out, Senator, that in addition to  
28. what the synopsis says, there are some other changes that are

29. made. Now I have just conferred with my attorney, Senator

30. Neistein. I have read this Section, this sentence, I think,

31. 50 times and I frankly don't understand it. If you'd be so

32. kind as to turn to page 3 of the bill. I have the bill in my

33. hand, yes. I just assumed you did.



1. PRESIDENT:

2. Just . . . Senator Soper.

3. SENATOR SOPER:

4. My mike wasn't on. If you've got the bill in your hand,  
5. if you'd have one of the boys bring it over, I'll read it. I  
6. don't happen to have the bill on my desk.

7. PRESIDENT:

8. Senator Rock.

9. SENATOR ROCK:

10. Well, I think for the edification of the membership,  
11. because this has to be one of the classic lines in the Statute  
12. books. I'd like to read it to you and then ask you if you know  
13. what it means. "Except for sub-paragraphs 1a, 1f, 1g, and  
14. sub-paragraph 3 of Section 226 of the Illinois Insurance  
15. Code, in the case of a variable annuity contract; and sub-  
16. paragraphs 1b, 1f, 1g, 1h, 1i, and 1k of Section 224; sub-  
17. paragraph 1c of Section 225; and sub-paragraph h of Section  
18. 231 in the case of a variable life insurance policy and except  
19. as otherwise provided in this article, all pertinent provisions  
20. of the Illinois Insurance Code apply to separate accounts and  
21. contracts relating thereto." Now four of the eight or so lines  
22. that are encompassed in that sentence are being added by this  
23. bill, and I would simply ask, what does it mean?

24. PRESIDENT:

25. Senator Soper.

26. SENATOR SOPER:

27. Well, I'll say this. Your task force had it for four weeks  
28. and they don't know what it means and the insurance company . . .  
29. Insurance Division don't know . . . doesn't know what it means.  
30. Nobody explained it to me, so I think nobody knows what it means.

31. PRESIDENT:

32. Senator Neistein.

33.

1. SENATOR SOPER:

2. So how can you be wrong if nobody knows what anything  
3. means? I'll call for a roll call.

4. SENATOR NEISTEIN:

5. I rise to the . . .

6. PRESIDENT:

7. Senator Neistein.

8. SENATOR NEISTEIN:

9. Well, wait a while. I rise to the defense of Senator  
10. Soper. When this bill was put in by the Insurance Department,  
11. all they asked was to change one word from "vested" to "invested"  
12. or vice versa. I don't know how in the hell it reads, but the  
13. Reference Bureau, in its wisdom, added all that gobbledy-gook,  
14. and I understand that it doesn't affect the bill, but Senator  
15. Rock and I have been reading it for the four weeks and we still  
16. don't know what it means. But in your defense, Senator Soper,  
17. the Department only asked them to change one word from "vested"  
18. to "invested", and the Reference Bureau did that beautiful job  
19. and they make Al Kelley--you know I've talked about him many  
20. times, the master of double-talk--they make him look like a  
21. bum. However, it doesn't affect the bill and I recommend its  
22. passage.

23. PRESIDENT:

24. Is there further discussion? Senator Soper may close the  
25. debate. Just a moment. Senator Partee.

26. SENATOR PARTEE:

27. We've had a lot of fun, and this is . . . your answers were  
28. interesting. I would not want to defeat a bill which is a good  
29. bill or a bill which the Department wants or has some valid  
30. reasons for its passage. Is this a bill that emanates in the  
31. Department?

32. PRESIDENT:

33. Senator Soper.

1. SENATOR SOPER:  
2. Yes, it does, Senator.  
3. SENATOR PARTEE:  
4. Well, on that basis it would seem to me that they should  
5. be able to supply you, for tomorrow morning, a memorandum setting  
6. forth what is sought to be accomplished by this change in the  
7. Statute. If we got that information, we could probably then  
8. cast an intelligent vote on the bill. Let's not leave it in the  
9. air of levity here, because it might get defeated and it might  
10. be something that is, in fact, needed.  
11. PRESIDENT:  
12. Senator Soper, do you then want to hold the bill?  
13. SENATOR SOPER:  
14. You tell me what . . . what preference I have--to hold it  
15. or kill it, so, you know. I'll hold the bill.  
16. PRESIDENT:  
17. The bill will be held. 4495, Senator Fawell.  
18. SENATOR FAWELL:  
19. Mr. President, may I ask that we return to the order of  
20. 2nd Reading for putting an amendment on 4495 which I overlooked  
21. at the time it was read a second time. It's a technical amend-  
22. ment only.  
23. PRESIDENT:  
24. 4495 is brought back to 2nd Reading. Senator Fawell offers  
25. Amendment . . . Does the Secretary have the amendment? Oh, no.  
26. He's sending it down now, Mr. Secretary. This Amendment No. 3  
27. is being offered by Senator Fawell. You've heard the explanation.  
28. Is there any discussion? All in favor signify by saying aye.  
29. Contrary minded. The amendment is adopted. Any further amend-  
30. ments. Senator Cherry?  
31. SENATOR CHERRY:  
32. What does the amendment do?  
33.

1. PRESIDENT:

2. Senator Fawell.

3. SENATOR FAWELL:

4. It makes no change in the substance of the bill. The bill,  
5. as it . . . What it does is to make corrections wherever . . .  
6. The bill in its original form changed the Building Fund to . . . the  
7. name of the Building Fund to Operations Fund. Subsequently,  
8. in committee, we changed the name to Operations, Building, and  
9. Maintenance Fund, and then we have previously amended certain  
10. portions of the bill to coincide with that change of nomenclature.  
11. This amendment makes other changes . . . at changing the name  
12. to Operations, Building, and Maintenance as has previously been  
13. done, but not all of those areas where that change should have  
14. been made were made. So it does not change the basic substance of  
15. the bill. It merely, in other portions of the bill, defines the  
16. name of the Fund as Operations, Building, and Maintenance Fund.

17. PRESIDENT:

18. Senator Partee. We . . . We're on the amendment now.

19. SENATOR PARTEE:

20. Well, what is the reason for the change in the first  
21. instance. What does it accomplish and why?

22. PRESIDENT:

23. Senator Fawell.

24. SENATOR FAWELL:

25. Well, the basic reason for the bill that Representative  
26. Glass has introduced, both 4495 and 96 . . . The general feeling is  
27. that the term, "Building Fund" has often been misunderstood.  
28. People have assumed that when one talked about the Building  
29. Fund of schools and of junior colleges, they were talking about  
30. the construction of capital improvements, whereas the Building  
31. Fund, as you know, is really an operations and maintenance fund,  
32. and so the basic intent of the bill is to simply change the  
33. nomenclature of the reference to that particular fund. So it

1. is no longer known as the Building Fund. In committee it was  
2. altered to read Operations, Building, and Maintenance Fund, rather  
3. than simply the Building Fund.

4. PRESIDENT:

5. Senator Partee.

6. SENATOR PARTEE:

7. Well, now here we are on the 21st of June, considering  
8. a bill put in the Legislature on the 24th day of April, a bill that  
9. has 30 pages of printing, hundreds of copies to change a name from  
10. Building to Operation, because some people may have misunderstood  
11. what Building meant rather than Operations. It occurs to me that  
12. those people have no obligation other than to ask, what Building  
13. Fund means. This seems to me like a horrible waste of taxpayers'  
14. money, to print a 30 page bill, run it through committees in  
15. two Houses, run it through a Calendar in two Houses, so that  
16. some person who may have misunderstood what Building meant rather  
17. than Operation, who might have asked the question can be edified.  
18. I think it's ridiculous.

19. PRESIDENT:

20. Is there further discussion of the amendment? Senator  
21. Fawell may close the debate.

22. SENATOR FAWELL:

23. Well, I can't understand the President Pro Tem, except  
24. it's late and I guess we're all somewhat tired. This suggestion  
25. is . . . has come from many, many school people throughout the  
26. State and by law firms and others who are very much aware that  
27. the voting public has misunderstood what is meant by the Building  
28. Fund. It is not a capital improvement fund. It is an operations  
29. fund you pay janitors from and maintain a building, and although  
30. some may not believe it's a very important bill, it is deemed to  
31. be important to many, many people throughout the State and school  
32. people that the name of this fund should be altered so that the  
33. people who are voting at referendums and at tax . . . and for

1. tax increases will understand what the particular tax rate  
2. increase is for. For instance, you're not going to build a new  
3. building when you're increasing the Building Fund. You're simply  
4. increasing the operations fund of a particular school district.  
5. I think it's rather unfair to simply assume that this is a frivolous  
6. bill and one which has not been given a great deal of thought by  
7. a great deal of people. Not many, other than leadership I  
8. suppose, can castigate that way.

9. PRESIDENT:

10. Senator Groen.

11. SENATOR GROEN:

12. Well, Senator Fawell, as I read this bill and the reason  
13. I'm concerned . . .

14. PRESIDENT:

15. Just a moment. Senator Groen is speaking on the bill.  
16. We have . . . The question before the Body right now is the  
17. amendment. All in favor of the adoption of the amendment  
18. indicate by saying aye. Contrary minded. The amendment is  
19. adopted. We'll return to the bill after intervening business,  
20. or can we consider 4496 and 4495 together, Senator Fawell?  
21. Senator Fawell, can we consider the two bills together.

22. SENATOR FAWELL:

23. I would think so, yes.

24. PRESIDENT:

25. Is there objection to that? Leave is granted. We can  
26. proceed, then and the Journal will so show . . . show 4496 first  
27. and then 4495 so that we have had intervening business after  
28. the adoption of the amendment. Senator Fawell is recognized.  
29. on the bills themselves. Senator Fawell.

30. SENATOR FAWELL:

31. Well, the ex . . . the explanation really has been . . .  
32. been given. Those of you and Senator Gilbert and others who  
33. have dealt with educational matters much longer than I have

1. known that . . .

2. PRESIDENT:

3. Senator Groen, you wish to speak on this?

4. SENATOR GROEN:

5. To ask him a question.

6. PRESIDENT:

7. Senator Groen.

8. SENATOR GROEN:

9. Well, . . . Well, Mr. President, members . . .

10. PRESIDENT:

11. Just . . . Just a moment. Senator Fawell? You wish

12. to hold it? The bills will be held. Is Senator Chew on the

13. Floor? Sen. . . Senator Soper? Senator Soper is recognized

14. on 4454.

15. SENATOR SOPER:

16. Mr. President, members of the Senate, I've conferred

17. with the Pro Tem and his staff. They've read this and the

18. gobbledy-gook is only a necessity to put this in . . . in

19. cooperation with the computer system in the Legislative

20. Reference Bureau. They can't find these sub-paragraphs

21. under the other method in the other sections. That's all

22. that does. What the synopsis failed to put in was that this

23. also asks that there be an appropriate grace period and a

24. reinstatement . . . grace and reinstatement provision. And

25. that's what's desirable and that's what the Insurance Department

26. wanted. I call for a favorable roll call.

27. PRESIDENT:

28. Is there any further discussion? The Secretary will call

29. the roll.

30. SECRETARY:

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

32. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,

33. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris,

1. Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab,  
2. Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler,  
3. Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,  
4. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper, Sours,  
5. Swinarski, Vadalabene, Walker, Weaver.

6. PRESIDENT:

7. Groen, aye. Sours, aye. Baltz, aye. Swinarski, aye. Cherry,  
8. aye. Knuepfer, aye. Mitchler, aye. Graham, aye. Soper, aye.  
9. For what purpose does Senator Bidwill arise?

10. SENATOR BIDWILL:

11. Well, just to make the suggestion so that we call the absentees  
12. before we have the regular roll call. Maybe we'll get a better  
13. count.

14. PRESIDENT:

15. Davidson, aye. For what purpose does Senator Soper arise?

16. SENATOR SOPER:

17. Well, if Bidwill wants to be absent all the time, we'll  
18. always call the absentees first.

19. PRESIDENT:

20. On that question the yeas are 30; the nays are none. The  
21. bill having received a constitutional majority is declared passed.  
22. 4575, Senator Rock.

23. SENATOR ROCK:

24. Yes, Mr. President, members of the Senate, House Bill 4575  
25. is an amendment to the School Code and it provides for compulsory  
26. retirement of civil service employees of the Chicago Board of  
27. Education. Now the bill has been amended and what it will do . . .  
28. It's a graduation, or a graduated amendment so that if one is  
29. 75 years old on or before December 1, 1973, he shall be retired at  
30. that point, and then it's graduated over the next ten years, to and  
31. including January 1, 1981, and as the years go up, the age goes down  
32. so that after January 1, 1981 the compulsory retirement age for  
33. civil service employees for the Chicago Board of Education will



1. be 68 years of age. This Section does not apply to teachers.  
2. I'm told that in the first . . . in 1973, 75 employees who are  
3. 75 years of age or older will be retired, and the number is  
4. significantly less for the next two years. Then in 1976, there's  
5. another hundred people; '77 another 180 people; and '78, 150  
6. people and so forth right down through to 1981. I know of no  
7. opposition to this bill other than Senator Sours, and I would  
8. solicit a favorable roll call.

9. PRESIDENT:

10. Is there . . . Senator Knuepfer.

11. SENATOR KNUEPFER:

12. Well, Senator Rock, there is evidently been some change  
13. in philosophy, and I would be interested in the reason for that  
14. change. Last year, Senator Harris had a bill that was very similiar  
15. to this except that it applied only to State employees. There  
16. was almost unanimous opposition on that side of the aisle. Now  
17. all of a sudden another year you come along and say well it's  
18. good . . . not good for the State, but it's good for the Chicago  
19. Board of Education, and I'm kind of in the position of wanting  
20. to know why is it good for the Chicago Board of Education but  
21. not for the State of Illinois?

22. PRESIDENT:

23. Senator Rock.

24. SENATOR ROCK:

25. Well, Senator . . . Excuse me. I . . . I frankly do not  
26. recall Senator Harris' bill, but let me point out that one of  
27. the problems with any type of compulsory retirement legislation  
28. is, of course, the impact on the Pension Fund. If, indeed, we  
29. compulsorily retire a large number of people immediately, there  
30. is a tremendous, almost devastating impact on the Pension Fund.  
31. One of the reasons this bill was amended was to provide for a  
32. graduated set of retirements so that we would not thrust 700 or  
33. so people into the Fund immediately. Frankly, I do not remember

1. Senator Harris' bill. I . . . I . . . If there has been,  
2. in fact, a change of philosophy, I'm not aware of it. The bill  
3. was presented to me by the Chicago Board of Education. We did  
4. amend it to lessen the impact on the Pension Fund and that's  
5. really the only explanation I can have.

6. PRESIDENT:

7. Senator Knuepfer.

8. SENATOR KNUEFFER:

9. Well, I . . . I would point out that Senator Harris' bill  
10. envisioned the same concept to diminish the effect on the  
11. Pension Fund and, of course, the only reason we have to worry  
12. about the Pension Fund is this Body hasn't got enough guts  
13. to fund it properly. But I'm kind of curious, still curious,  
14. and maybe, if you can't answer, maybe leadership on the other side  
15. can answer that question. I really don't have a position pro  
16. or con on this at this point in time, but what's sauce for the  
17. goose is sauce for the gander, and if there is some special  
18. reason why employees of the Chicago Board of Education ought to  
19. be put in a different category or ought to be considered differently  
20. than employees of the State of Illinois, I'd simply like to know  
21. that.

22. PRESIDENT:

23. Senator Dougherty. And let's please try and maintain  
24. order for just a little bit longer and then we can be out of  
25. here.

26. SENATOR DOUGHERTY:

27. Mr. President and members of the Senate, maybe I can assist  
28. Senator Knuepfer. It is true that the Harris bill was defeated.  
29. However, I had the same bill under the Kerner administration  
30. for State employees and it was also defeated for the very same  
31. reason of the impact on the Pension Fund and because of the  
32. fact that the older people have a good lobby going for them. I  
33. might point out to you that the Chicago Police Department and the

1. Fire Department have a forced retirement at age 63. The  
2. Chicago Board of Education has a forced retirement for  
3. teachers at 65. The Chicago Metropolitan Sanitary District  
4. has a forced retirement at 65 with a two year option if they  
5. are in exceptional health. So this is an on-going program.  
6. It has been existence for some time.

7. PRESIDENT:

8. Senator Clarke.

9. SENATOR CLARKE:

10. I was interested in Senator Dougherty's explanation. Who  
11. does this bill apply to, then? The teachers are already under  
12. a forced, uh, compulsory retirement, as you say.

13. PRESIDENT:

14. Senator Rock.

15. SENATOR ROCK:

16. Well, I'm sure Senator Dougherty is probably more familiar,  
17. but it applies to the civil service employees of the Board--the  
18. civil service and administrative employees of the Board of  
19. Education, all of whom are non-teachers.

20. PRESIDENT:

21. Senator Clarke.

22. SENATOR CLARKE:

23. Well, I'm . . . I'm not that familiar with the, you know . . .  
24. I really don't know who civil service employees are. What would  
25. that be? The administrators, or the principals, or the non-  
26. teaching personnel?

27. PRESIDENT:

28. Senator Dougherty.

29. SENATOR DOUGHERTY:

30. I might enlighten you, sir, that the majority of the  
31. maintenance people, the operations and stan . . . uh, methods  
32. and operations, the clerical staff, are in the main civil  
33. service of the Chicago Board of Education. There are very few.

1. exempt jobs in the Board of Education.

2. PRESIDENT:

3. Is there further discussion? Senator Groen.

4. SENATOR GROEN:

5. Well, Mr. President, here again, is a subject matter that  
6. has been kicked around almost every Session I've been here and  
7. I have not changed my philosophy, Senator Knuepfer, and it's  
8. always been consistent and it's going to be consistent now.  
9. It seems to me that one of the most cruel things we do to the  
10. elderly is to say that just because you reach a certain age in  
11. life, even though the good Lord may have granted you good health,  
12. a good sound mind, the ability to continue to contribute to  
13. society, to do a good job, just because you are 62 or 65 or  
14. 68, your usefulness has come to an end and we're going to  
15. put you out to pasture. I think it's one of the worst things  
16. we do to the elderly and I think creates a lot of the problems  
17. among our senior citizens today. It seems to me that the proper  
18. approach to this is to have the civil service rules changed to  
19. provide that when a person reaches an age where through infirmity,  
20. be it physical or mental, he can no longer perform the functions  
21. of his office, he then should be tested and a determination should  
22. honestly and fairly be made whether he should or should not be  
23. replaced. But simply to say to him you're now 62, you're now  
24. 65, you're now 70, your usefulness is at an end, is a cruel,  
25. cruel thing to do to that person and I cannot support this bill.

26. PRESIDENT:

27. Is there further discussion? Senator Rock may close the  
28. debate.

29. SENATOR ROCK:

30. Well, Mr. President, members of the Senate, I think the  
31. issue is drawn clearly enough. I just want to point out that  
32. again, under the amendment, this is a graduated scale so that  
33. in 1973 we will be . . . it will direct itself to those persons

1. who are 75 or older and then it will be graduated down and wind  
2. up in 1981 concerning those people who are 68 years of age and  
3. older. I would ask for a roll call.

4. PRESIDENT:

5. The Secretary will call the roll.

6. SECRETARY:

7. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
8. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,  
9. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen, . . .

10. PRESIDENT:

11. Senator Groen.

12. SENATOR GROEN:

13. Mr. President, in casting my vote, I just want to ask every-  
14. body to ask themselves this question: If this bill affected the  
15. Senate and the House, how would you vote? I vote no.

16. SECRETARY:

17. . . . Hall, Harris, Horsley, . . .

18. PRESIDENT:

19. Senator Horsley.

20. SENATOR HORSLEY:

21. Mr. President, a week ago yesterday morning, I visited with  
22. a gentleman 83 years of age who happens to be a practicing Methodist  
23. preacher and he's still working at it. And when his wife objects  
24. to him preaching, he says he's made a pact with the Lord that if  
25. he's going to die and he dies in the pulpit he'll be happy about  
26. it and that man, the other night, had people all over from St. Louis  
27. on the sixth floor of the Missouri Baptist Hospital come in and  
28. have gospel singing. He had a whole hospital jumping with everybody  
29. in wheelchairs and doctors and nurses saying if God's on your side,  
30. man, nobody . . . nobody can hurt you. And as I watched that fellow  
31. after he'd had two hypos just before wheeling him in to have a  
32. colostomy, which none of us would like to have, he leaned over the  
33. edge of the bed and told them to wait a minute, and he said, did I

1. tell you about the crowd at the farmer's house? They stopped  
2. and asked him what the crowd was doing there and they said  
3. well that farmer has a mule and the mule kicked his mother-  
4. in-law to death and they said all the neighbors are attending  
5. the auction because they want to buy that mule. And with that  
6. he wheeled on down the hall and his 81 year old wife who is a  
7. patient on the second floor below met him and they passed each  
8. other. Now, I just never have voted for compulsory retirement  
9. in 26 years and couldn't lick . . . I couldn't look my father  
10. in the eye, who's laying there with that operation and who's  
11. now in a wheelchair a week later running around ministering to  
12. other people already, and I hope he keeps it up for the next  
13. 10 years. I vote no.

14. SECRETARY:

15. . . . Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab,  
16. Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler,  
17. Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,  
18. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper, Sours,  
19. . . .

20. PRESIDENT:

21. Senator Sours.

22. SENATOR SOURS:

23. I just want to explain my vote, because I don't want Senator  
24. Rock to get the wrong impression. If he had been around here in  
25. the last 12 years, I, too, have never voted for any of these  
26. bills because I think, as Senator Groen and as Senator Horsley  
27. has mentioned, it's a cruel thing. It does more than that, ladies  
28. and gentlemen. It put them in the cemetery. I've seen that happen  
29. in real life. I think it's . . . it's more than cruel. It's a  
30. loss, a terrible loss, where we have a fine public school teacher,  
31. for example, or a fine college professor who is in the prime of  
32. the intellectual pursuits and at least in good enough health to  
33. continue, and we say, as has been said here today, you are no

1. longer qualified. That in itself is a deadening effect. It's  
2. demoralizing. It witnesses a disintegration in many, many  
3. instances, of a fruitful life. I, too, cannot support this,  
4. and I want Senator Rock to know that I am constitutionally opposed  
5. to this kind of legislation, so I vote no.

6. SECRETARY:

7. . . . Swinarski, Vadalabene, Walker, Weaver.

8. PRESIDENT:

9. Senator Rock.

10. SENATOR ROCK:

11. Yes, just for purposes of preserving the record, may I  
12. have a call of the absentees, please.

13. PRESIDENT:

14. Request for a call of the absentees. The absentees will  
15. be called.

16. SECRETARY:

17. Arrington, Baltz, Berning, Bidwill, Carroll, . . .

18. PRESIDENT:

19. Excuse me. Senator Berning.

20. SENATOR BERNING:

21. Yes, Mr. President, I see you have those blinders on again.  
22. That was one reason I didn't get up earlier, but when we did get  
23. around to calling the absentees, I felt impelled to explain my  
24. vote. I've been sitting here listening to the dialogue because  
25. much that has been said was going through my mind as I was  
26. contemplating this bill while the sponsor was explaining it. And  
27. I'm reminded that just as, in my opinion, there is no logic to  
28. any chronological age, be it the 18 year old vote or the 65  
29. year old retirement. There is, on the other hand, an increasing  
30. evidence that the senior citizen has a great potential for  
31. additional contribution to our society and I am sure that, from  
32. what I have seen, the interest is in extending the time for  
33. persons and I would think that this had not ought to have

1. been left at a '68 termin . . . termination date, but at  
2. a very minimum, '70. And so I am impelled to vote no, Mr.  
3. President.

4. SECRETARY:

5. Chew, Collins, Egan, Fawell, Graham, Harris, Knuepfer,  
6. Knuppel, Kusibab, Laughlin, Lyons, McBroom, Mitchler,  
7. Mohr, Newhouse, Nihill, Palmer, Rock, Romano, Rosander,  
8. Saperstein, Savickas, Smith, Soper, Swinarski, Walker,  
9. Weaver.

10. PRESIDENT:

11. On that question the yeas are 18, the nays are 15.  
12. The bill having failed to receive the constitutional  
13. majority is declared defeated. 4592, Senator Mitchler.

14. SENATOR MITCHLER:

15. Mr. President and members of the Senate, 4592 is a  
16. bill that is very similar to one that had been previously  
17. passed out, and it does exactly what the Calendar said.  
18. Provides that certain dependents of Viet Nam prisoners  
19. that are missing in action are entitled to scholarship and  
20. I'd ask for a favorable roll call.

21. PRESIDENT:

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

24. SECRETARY:

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



1. PRESIDENT:

2. For what purpose does Senator Bidwill arise?

3. SENATOR BIDWILL:

4. Mr. President, I'd like to announce a Republican . . .  
5. announce a Republican caucus at 9:30 tomorrow morning.  
6. 9:30, Republican caucus.

7. PRESIDENT:

8. We . . . we're not ready to give up the ship yet. We've  
9. got a few motions and a . . . if we can just . . . on that  
10. question the yeas are 30, the nays are 1. The bill having  
11. received the constitutional majority is declared passed.  
12. Senator Baltz, 4640. You want to take that up?

13. SENATOR BALTZ:

14. Yes.

15. PRESIDENT:

16. 4640, Senator Baltz.

17. SENATOR BALTZ:

18. Well, Mr. President . . . Mr. President and members of  
19. the Senate, Senate . . . or House Bill 4640 amends the  
20. Illinois Municipal Code. It does two things. It brings  
21. the rate that you can pay in revenue bonds up in conformity  
22. with all other revenue bond bills to 7%. And it allows . . .  
23. it allows communities . . . yes, yes it is. I'll . . .  
24. I'll solicit a favorable roll call.

25. PRESIDENT:

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

28. SECRETARY:

29. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
30. Carroll, Cherry, Chev, Clarke, Collins, Coulson, Course,  
31. Davidson, Dougherty, Egan, Fawell, Gilbert, Graham, Groen,  
32. Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,  
33. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom

1. McCarthy, Merritt, Mitchler, Mohr, Neistein, Newhouse,  
2. Nihill, O'Brien, Ozinga, Palmer, Partee, Rock, Romano,  
3. Rosander, Saperstein, Savickas, Smith, Soper, Sours,  
4. Swinarski, Vadalabene, Walker, Weaver.

5. PRESIDENT:

6. Senator Baltz.

7. SENATOR BALTZ:

8. I'm recorded. Thank you.

9. PRESIDENT:

10. On that question the yeas are 35, the nays are 1.  
11. The bill having received the constitutional majority is  
12. declared passed. 4648, Senator Rock.

13. SENATOR ROCK:

14. Yes, Mr. . . .

15. PRESIDENT:

16. For what pur . . . just a moment. For what purpose  
17. does Senator Graham arise?

18. SENATOR GRAHAM:

19. I made a inquiry before as to what time today we might  
20. arrive at the order of motions? I don't want to get caught  
21. in this fast exodus.

22. PRESIDENT:

23. We're going to have . . . there's several people in  
24. line to make motions, immediately after this bill. This  
25. will be the last bill and then we'll proceed to the order  
26. of motions. 4648, Senator Rock.

27. SENATOR ROCK:

28. Well as long as this is the last bill, I just wanted  
29. to indicate to the membership that it's exactly word for  
30. word identical with 4479, which Senator Clarke is holding,  
31. and therefore I'll hold mine.

32. PRESIDENT:

33. The bill will be held. We have some motions to be made.

1. Senator Donnewald.

2. SENATOR DONNEWALD:

3. Yes, Mr. President, I would now move that House Bill  
4. 4121 bypass committee and be placed on the order of  
5. Second Reading. What it is, is the Legislative Reference  
6. Bureau's appropriation.

7. PRESIDENT:

8. Is there objection? Just . . . just a moment.  
9. All right. The Secretary has suggested so that we avoid  
10. getting mixed up here, that the Chair read the messages . . .  
11. the list of bills that have come over from the House together  
12. with the Senate sponsor. And they'll all have been read a  
13. first time, and then we'll see where we go from there.

14. 13 . . . 1339 . . . 1339, Senator Fawell; 4083, Senator  
15. Mohr; 4084, Senator Baltz; 4094, Senator Knuepfer; 4096,  
16. Senator McBroom; 4099, Senator Groen; 4103, Senator Rock;  
17. 4121, Senator Donnewald; 4135, Senator Baltz; 4197,  
18. Senator Fawell; 4247, Senator Clarke; 4522, Senator  
19. Knuepfer; 4182, Senator Clarke; 4386, Senator Dougherty;  
20. 4679, Senator Rock; 4614, Senator Weaver; 4615, Senator  
21. Weaver; 4616, Senator Weaver; 4617, Senator Weaver; 4683,  
22. Senator Weaver; 4684, Senator Knuepfer I guess that is,  
23. no, Senator Knuppel; 4684, Senator Knuppel; 4550, Senator  
24. Dougherty. Senator Donnewald.

25. SENATOR DONNEWALD:

26. All right. Now I think it would be, in order to get  
27. this on the record, I think it's proper that the records  
28. show that these various bills that you've read . . . I  
29. think these are all appropriation bills, are they not.  
30. That the record show that they have been assigned to the  
31. Appropriations Committee which . . . and I think Senator  
32. Vadalabene will announce the . . . these bills will be  
33. heard in Appropriations tomorrow. Now, is it necessary

1. that I renew the motion that I made as to House Bill  
2. 4121?  
3. PRESIDENT:  
4. 4121 . . .  
5. SENATOR DONNEWALD:  
6. If so, I . . . so move.  
7. PRESIDENT:  
8. Your . . . your motion is to bypass committee,  
9. advance it to Second Reading without reference. Is there  
10. objection? Senator Partee.  
11. SENATOR PARTEE:  
12. Senator Weaver, that series of 4614 and 5, do you  
13. want to go to committee with that?  
14. PRESIDENT:  
15. He indicates in the negative.  
16. SENATOR PARTEE:  
17. I see. Well you'll hold them for about ten days, we  
18. want to take a good look at those.  
19. PRESIDENT:  
20. Well, let's dispose of one motion at a time here now.  
21. Senator Donne . . . is there objection to Senator Donnewald's  
22. request? The leave is granted. Senator Vadalabene.  
23. SENATOR VADALABENE:  
24. I didn't hear you. Did you say House Bill 4096?  
25. PRESIDENT:  
26. I'm advised that I did. 4096, Senator McBroom, yes.  
27. SENATOR VADALABENE:  
28. Okay, that's all I wanted to know.  
29. PRESIDENT:  
30. Senator Rock.  
31. SENATOR ROCK:  
32. Yes, Mr. President, I would ask leave of the Body to  
33. move House Bill 4679, that was sponsored by Representative

1. Shea. It is identical to Senate Bill 1475, which we passed  
2. out of here last week. Move that to the order of Second  
3. Reading without reference to committee. It's the  
4. authority to borrow 35 million dollars from the Rehabilitation  
5. Fund for the Chicago Board of Education.

6. PRESIDENT:

7. Is there objection? The leave is granted. Senator  
8. Groen.

9. SENATOR GROEN:

10. Mr. President, is the proper motion to . . . Appropriations  
11. Committee or what is the proper motion? It seems to me  
12. that's it.

13. PRESIDENT:

14. The motion is to move it to Second Reading without  
15. reference to committee.

16. SENATOR GROEN:

17. I . . . I would so move with reference to House Bill  
18. 4099. It's been discussed with Senator Bruce and others  
19. on the other side. It's the Department of Insurance  
20. appropriation bill. It's been through Task Force and I  
21. would ask that that bill be placed on Second Reading.

22. PRESIDENT:

23. Is there objection? Leave is granted. Senator  
24. Gilbert.

25. SENATOR GILBERT:

26. I would like to ask leave to take House Bill 2723  
27. from the Table. This was one of the bills that was Tabled  
28. on May the 4th. I have permission of the Leadership on  
29. both sides. The purpose of this is to put it on Second  
30. Reading. I have an amendment which has been given to  
31. Senator Cherry. It's the . . . we have leave to put it  
32. on Second . . . to bring it back to Second Reading. I also  
33. would like to move the adoption of the amendment which is

1. on the Secretary's desk.

2. PRESIDENT:

3. What . . . Senator Gilbert . . . is there objection  
4. to this procedure? The leave is granted. Senator Gilbert  
5. would like the bill read a second time immediately and  
6. then propose an amendment. Senator . . . Mr. Secretary,  
7. can you read it a second time?

8. SENATOR GILBERT:

9. 2723, House Bill 2723. It's on the Table on May the  
10. 4th. It was Tabled on that date. It was on Second  
11. Reading at that time.

12. SECRETARY:

13. Second Reading of the bill, no amendments.

14. PRESIDENT:

15. Senator Gilbert.

16. SENATOR GILBERT:

17. There's an amendment on the Secretary's desk which I  
18. would like to propose. This amendment allows the Governor  
19. to transfer funds to the school . . . to the Superintendent  
20. of Public Instruction on more than one occasion in the  
21. months of September and October. The purpose of this  
22. amendment is to attempt to make available to downstate  
23. school districts additional money in the Fall because of  
24. the fact that many of the downstate counties have not,  
25. as of this date, sent out their tax bills which means that  
26. they will not have money to distribute to the schools  
27. until probably the months of October or November. It would  
28. mean that later on in the next year, in 1973, one of the  
29. months there would not be a distribution to the school  
30. fund. This is an attempt to make the money available when  
31. it is needed. By that time, they will get their money  
32. from the school districts. There will be no additional  
33. money to the school districts. It will merely be a matter

1. of distributing it to them. I move the adoption of the  
2. amendment.

3. PRESIDENT:

4. Is there any discussion? All in favor of the adoption  
5. of the amendment indicate by saying aye. Contrary minded.  
6. The amendment is adopted. Any further amendments. Third  
7. Reading. Senator Gilbert.

8. SENATOR GILBERT:

9. I have another bill. 4261, which we passed yesterday.  
10. I failed to put on an important amendment as to the effective  
11. date of it, and also an amendment stating that the interest  
12. should not exceed 7% per annum on the bonds that might be  
13. issued and they should mature within twenty years. I move  
14. to reconsider the vote by which you . . . I'm sorry. I  
15. move to reconsider the vote by which House Bill 4261 was  
16. passed and I ask that it be returned to Third Reading.

17. PRESIDENT:

18. Motion to reconsider the vote by which House Bill  
19. 4261 was passed. Is there objection to that procedure?  
20. The leave is granted and the bill will be on Third Reading  
21. tomorrow. Senator Fawell.

22. SENATOR FAWELL:

23. Yes, Mr. President, in reference to House Bill 4197,  
24. which is the . . . the annual appropriation for the  
25. Department of Children and Family Services. I have talked  
26. to the Democratic Chairman of the Task Force and consent  
27. has been given to have this bill advanced to the order of  
28. Second Reading without reference to . . . to committee.

29. PRESIDENT:

30. Is there . . . is there objection? Leave is granted.  
31. Senator Graham.

32. SENATOR GRAHAM:

33. Mr. President, I would like to first explain briefly what

1. the bills do that I'm going to ask to discharge the committee  
2. on Executive from . . . for further consideration from. They  
3. are the bills sponsored by Representative Lindberg that  
4. deal with the transition of the Office of the Auditor of  
5. Public Accounts to the Comptroller. I realize we have other  
6. bills over here too. I have been asked to handle these and  
7. I would like to ask that the Committee on Executive be  
8. discharged from further consideration of the following  
9. bills, Mr. Secretary.

10. PRESIDENT:

11. All right. Can you give us the numbers?

12. SENATOR GRAHAM:

13. House Bill 4656, 4657, 4658 and 4659. That they be  
14. placed on the order of Second Reading. Is there objection?  
15. Just . . . just . . . just a moment. Senator Cherry.

16. SENATOR CHERRY:

17. Can we have those numbers again, Senator Graham, please.

18. SENATOR GRAHAM:

19. They are 4656, 57, 58 and 59.

20. PRESIDENT:

21. Senator Cherry.

22. SENATOR CHERRY:

23. Well, there is no objection to that because there  
24. will be no Executive Committee meetings, so we might consider  
25. those bills as they appear on Second Reading. You propose  
26. any amendments to these bills, Senator Graham? Do you  
27. know?

28. SENATOR GRAHAM:

29. Not at this time, Senator.

30. SENATOR CHERRY:

31. Pardon?

32. SENATOR GRAHAM:

33. I have none at this time.



1. SENATOR CHERRY:  
2.           Okay.  
3. - PRESIDENT:  
4.           There is no objection, the leave is granted. Senator  
5. Weaver.  
6. SENATOR WEAVER:  
7.           Mr. President, I'd ask leave to discharge the Appropriation  
8. Committee on House Bills 4614, 15, 16, 17 and 4683.  
9. PRESIDENT:  
10.           Is . . . Sen . . . Senator Weaver. Senator McCarthy.  
11. SENATOR McCARTHY:  
12.           What are these . . . what are these bills, Senator  
13. Weaver?  
14. PRESIDENT:  
15.           Senator Weaver.  
16. SENATOR WEAVER:  
17.           These bills are the creation of the Capitol Bond  
18. Development Act and associated bills.  
19. PRESIDENT:  
20.           Senator McCarthy.  
21. SENATOR McCARTHY:  
22.           I have nothing. I just wanted to know what bills  
23. they were.  
24. PRESIDENT:  
25.           All right. Senator Partee.  
26. SENATOR PARTEE:  
27.           No, we're not objecting. That's the Capitol Development  
28. Bond Act. That series isn't it? Five bills? Six. 4614,  
29. 15, 16, 17 and 4683. Is that correct, Senator?  
30. PRESIDENT:  
31.           That . . . that is correct.  
32. SENATOR PARTEE:  
33.           While I'm on my feet, Mr. President. Now has that

1.       bee accomplished?

2.       PRESIDENT:

3.               No. Is there objection? Leave is granted. Senator

4.       Partee.

5.       SENATOR PARTEE:

6.               Yes, I want to move to take from the Table House Bill

7.       4531. I just spoke to Senator Clarke about it. We won't

8.       move it until we get an agreement with Senator Graham and

9.       Senator Dougherty and some others, but I want to get it

10.      on the Calendar.

11.      PRESIDENT:

12.             Is there objection? 4 . . . 4531 that was, Senator

13.      Partee. Is that correct?

14.      SENATOR PARTEE:

15.             That's right. I said Senator Graham, that we won't

16.      move it until we sit down and talk about it. I know what's

17.      involved in terms of the other bill over there.

18.      PRESIDENT:

19.             Leave is granted. Senator Dougherty.

20.      SENATOR DOUGHERTY:

21.             Mr. President, I would like to have leave to advance . . .

22.      take 4386 and 4550 and place it on the order of Second

23.      Reading.

24.      PRESIDENT:

25.             What . . . I'm sorry. The Chair was in conversation

26.      here.

27.      SENATOR DOUGHERTY:

28.             These were bills that just came over. 4386 and 4550.

29.      PRESIDENT:

30.             Is there objection? Senator Clarke.

31.      SENATOR CLARKE:

32.             May I just ask what they do?

33.      PRESIDENT:

1. Senator Dougherty.

2. SENATOR DOUGHERTY:

3. Sir?

4. SENATOR CLARKE:

5. What do they do?

6. SENATOR DOUGHERTY:

7. 4386 has to do with the . . . the Sani . . . the Metropolitan  
8. Sanitary District and the Calumet-Sag Channel. I really  
9. don't know what it does. And 4550 is the baby budget of the  
10. Board of Education.

11. PRESIDENT:

12. Sen . . . Okay. Is there objection? Leave is granted.  
13. The . . . Senator Vadalabene.

14. SENATOR VADALABENE:

15. Thank you, Mr. President and members of the Senate, this  
16. is in the way of an announcement. There will be a meeting  
17. of the Appropriations Committee on the Senate Floor at 9:00  
18. tomorrow morning. 9:00 tomorrow morning on the Senate  
19. Floor.

20. PRESIDENT:

21. Is there . . . are there further announcements?

22. Senator Clarke.

23. SENATOR CLARKE:

24. Could Senator Vadalabene elucidate on actually what  
25. bills will be heard at that meeting?

26. PRESIDENT:

27. Senator Vadalabene.

28. SENATOR VADALABENE:

29. Well, I can give you a few of them. Registration and  
30. Education. Aeronautics. Finance. The Attorney General.  
31. General Services and Personnel.

32. PRESIDENT:

33. Senator Partee.

1. SENATOR PARTEE:

2. Yes, I was just going to say about the Appropriations  
3. Meeting. It will only be those five or six bills. The rest  
4. that came over today have already been moved to Second  
5. Reading. And at 9:30 there will be a Democratic caucus.  
6. At 10:30 there will be a Space Needs Commission Meeting  
7. and we'll come into Session at 11:00.

8. PRESIDENT:

9. Senator Partee moves that the . . . Senator Clarke.

10. SENATOR CLARKE:

11. There will be a Republican caucus too, at 9:30.

12. PRESIDENT:

13. We have some resolutions. I'm sorry. Senator  
14. Horsley, yes. We have some resolutions.

15. SECRETARY:

16. Senate Resolution 384, introduced by Senator Baltz  
17. and it's congratulatory.

18. PRESIDENT:

19. Senator Baltz.

20. SENATOR BALTZ:

21. An old friend and neighbor of mine, Dr. Liverton, who  
22. practiced medicine for 51 years, retired, then went to Dallas,  
23. Texas, bought a tearoom that serves from 600 to 800 people  
24. at one meal at lunch every day. Has done this for 15 years,  
25. still in the greatest of health. Works every day. I think  
26. that I would be delighted, if everyone in the Senate joined  
27. me in this congratulatory resolution on Dr. Liverton's  
28. 100th birthday, that I helped him celebrate of May 22nd.  
29. And may this blessing happen to everybody here in the  
30. Chamber.

31. PRESIDENT:

32. All in favor of the adoption of the resolution indicate  
33. by saying aye. Contrary minded. The resolution is adopted.

1. Senator Horsley. All Senators will be shown as co-sponsors  
2. of that resolution. Senator Horsley.

3. SECRETARY:

4. Senate Resolution 385, introduced by Senator Horsley  
5. and it's a death resolution.

6. SENATOR HORSLEY:

7. Mr. President and members of the Senate . . .

8. PRESIDENT:

9. Just . . . just a moment. Will the members be in  
10. their seats. It's a death resolution. Just . . . just  
11. a moment. Get in our seats. Senator Horsley.

12. SENATOR HORSLEY:

13. Mr. President and members of the Senate, this resolution  
14. honors a great jurist, a man who had served as a Circuit  
15. Judge and prior to that as a Master in Chancery and then  
16. was appointed by Herbert Hoover to serve in the Federal  
17. Bench, a post that he held for 26 years before his  
18. retirement, and even after his retirement he served on the  
19. Circuit Court of Appeals and in many other Circuits upon  
20. request. And was quite active up until his death just  
21. a few days ago and I think we'd be remiss in our duties  
22. if we didn't pause for one moment to pay tribute to this  
23. great jurist and the fine job that he did and the record  
24. that he left behind. I move that we pass this resolution  
25. and the rules be suspended. The Judge is Charles G. Briggles,  
26. Jr. and that we pass . . . that we adopt this resolution.

27. PRESIDENT:

28. All Senators will be shown as co-sponsors. All in  
29. favor of the adoption of the resolution please rise. The  
30. resolution is adopted. Is there . . . are there further  
31. announcements? Senator Partee moves that the Senate stands  
32. adjourned until 11:00 tomorrow morning. All in favor  
33. signify by saying aye. Contrary minded. Senate stands adjourned.