

JUNE 23, 1977

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. The hour of twelve having arrived the Senate will  
3. convene. Will our guests in the galleries please rise.  
4. Prayer by Reverend Tony Ahlstrum, Executive Director of  
5. the Plymouth Foundation, Chicago, Illinois. Reverend  
6. Tony Ahlstrum.

7. REVEREND ALHSTRUM:

8. (Prayer by Reverend Ahlstrum)

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Reading of the Journal, Senator Johns. Senator Johns.

11. SENATOR JOHNS:

12. Have we got it now. Okay. Thank you, Mr. President.  
13. I move that reading and approval of the Journals of Monday,  
14. June the 20th, Tuesday, June the 21st and Wednesday, June  
15. the 22nd in the year 1977 be postponed pending arrival of  
16. the printed Journals.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. You've heard the motion. Those in favor indicate  
19. by saying Aye. Those opposed Nay. The Ayes have it. Motion  
20. carries. Message from the House.

21. SECRETARY:

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

23. Mr. President - I am directed to inform the Senate  
24. that the House of Representatives has passed bill with the  
25. following title in the passage of which I am instructed to  
26. ask concurrence of the Senate to-wit: House Bill 2361.

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

28. Mr. President - I am directed to inform the Senate  
29. that the House of Representatives has concurred with the Senate  
30. in the passage of a bill with the following title, to-wit:  
31. Senate Bill 172 with House Amendment No. 2.

32. A like Message on Senate Bill 130 with House Amendment No.

33. 1.

34. A like Message on Senate Bill 216 with House Amendment No.

35. 1.

1. A like Message on Senate Bill 287 with House Amendments
2. Nos. 1 and 2.
3. A like Message on Senate Bill 437 with House Amendment
4. No. 1.
5. A like Message on Senate Bill 350 with House Amendment
6. No. 1.
7. A like Message on Senate Bill 419 with House Amendments
8. Nos. 1, 3 and 4.
9. A like Message on Senate Bill 449 with House Amendment
10. No. 1.
11. A like Message on Senate Bill 492 with House Amendment
12. No. 1.
13. A like Message on Senate Bill 505 with House Amendment
14. No. 3.
15. A like Message on Senate Bill 533 with House Amendment
16. No.1.
17. A like Message on Senate Bill 573 with House Amendment
18. No. 1.
19. A like Message on Senate Bill 607 with House Amendment
20. No. 1.
21. A like Message on Senate Bill 686 with House Amendment
22. No. 2.
23. A like Message on Senate Bill 735 with House Amendments
24. Nos. 1 and 4.
25. A like Message on Senate Bill 743 with House Amendments
26. Nos. 1 and 2.
27. A like Message on Senate Bill 779 with House Amendment
28. No. 1.
29. A like Message on Senate Bill 868 with House Amendments
30. Nos. 2 and 4.
31. A like Message on Senate Bill 1028 with House Amendment
32. No. 2.
33. A like Message on Senate Bill 1298 with House Amendment

1. No. 1.

2. A like Message on Senate Bill 1359 with House Amendments  
3. Nos. 1, 5, 6 and 7.

4. A like Message on Senate Bill 1361 with House  
5. Amendment No. 1.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Secretary's Desk. House Bills, 2nd reading. On the  
8. Calendar, page 34. House Bill 1. Senator Egan. Senator  
9. D'Arco, for what purpose do you arise?

10. SENATOR D'ARCO:

11. I've got an amendment to House Bill 1.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Well, is Senator Egan...Senator Egan here? I...I think  
14. it only proper that Senator Egan be here. We'll...we,  
15. may we have leave to come back to that order...few moments?  
16. Leave is granted. House Bill 17, Senator Knuppel. House  
17. Bill 41, Senator Chew. House Bill 54, Senator Savickas.  
18. House Bill 64, Senator Kosinski. House Bill 113, Senator  
19. Guidice. House Bill 165, Senator Egan. House Bill 166,  
20. Senator Egan. House Bill 192, Senator Lemke. House Bill  
21. 198, Senator Egan. House Bill 255, Senator Knuppel. House  
22. Bill 256, Senator Knuppel. House Bill 272, Senator Schaffer.  
23. House Bill 297, Senator Knuppel. House Bill 299, Senator  
24. Egan. House Bill 302, Senator Egan. House Bill 352, Senator  
25. Guidice. House Bill 748, Senator Buzbee. House Bill 806,  
26. Senator Netsch. House Bill 844, Senator Savickas. House  
27. Bill 891, Senator Savickas. Senator D'Arco, for what purpose  
28. do you arise?

29. SENATOR D'ARCO:

30. Well, Mr. President. I have an amendment to a bill  
31. on 2nd reading. If you want to call...you went from three  
32. six something to 876.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. I'm taking the bills in their proper order, excepting  
2. appropriations.  
3. SENATOR D'ARCO:  
4. I don't even have a Calendar. I just got one.  
5. PRESIDING OFFICER: (SENATOR DONNEWALD)  
6. All right. Now that you have a Calendar, we'll proceed.  
7. Senator Savickas, 891. Move it. Read the bill, Mr. Secretary.  
8. SECRETARY:  
9. House Bill 891.  
10. (Secretary reads title of bill)  
11. 2nd reading of the bill. No committee amendments.  
12. PRESIDING OFFICER: (SENATOR DONNEWALD)  
13. Are there amendments from the Floor? 3rd reading.  
14. House Bill 922, Senator Collins. House Bill 975, Senator  
15. Chew. Read the bill, Mr. Secretary.  
16. SECRETARY:  
17. House Bill 975.  
18. (Secretary reads title of bill)  
19. 2nd reading of the bill. There was a fiscal note request  
20. on this bill. That has been answered. No committee amendments.  
21. PRESIDING OFFICER: (SENATOR DONNEWALD)  
22. Are there amendments from the Floor? 3rd reading.  
23. House Bill 984, Senator Guidice. Read the bill, Mr. Secretary.  
24. SECRETARY:  
25. House bill 984.  
26. (Secretary reads title of bill)  
27. 2nd reading of the bill. No committee amendments.  
28. PRESIDING OFFICER: (SENATOR DONNEWALD)  
29. Are there amendments from the Floor? 3rd reading.  
30. House Bill 985, Senator Guidice. Read the bill, Mr. Secretary.  
31. SECRETARY:  
32. House Bill 985.  
33. (Secretary reads title of bill)

2.  
2.

1. 2nd reading of the bill. No committee amendments.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

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

4. House Bill 986, Senator Guidice. Read the bill, Mr. Secretary.

5. SECRETARY:

6. House Bill 986.

7. (Secretary reads title of bill)

8. 2nd reading of the bill. No committee amendments.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

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

11. Senator Lemke, did you have an amendment? Well, just a

12. moment. Were there amendments from the Floor? 3rd reading.

13. House Bill 987, Senator Guidice. Read the bill, Mr. Secretary.

14. SECRETARY:

15. House Bill 987.

16. (Secretary reads title of bill)

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

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

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

20. Senator Lemke. House Bill 1046, Senator Hynes. House

21. Bill 1051, Senator Guidice. There is a request for a fiscal

22. note on it. Senator Guidice.

23. SENATOR GUIDICE:

24. Thank you, Mr. President. I'd like to re-refer that

25. to committee, please.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Guidice moves that House Bill 1051 be re-referred

28. to the Committee on Education. Do we have leave? Is it...

29. is it higher or elementary? Elementary Education. Do we have

30. leave? Leave is granted. House Bill 1205, Senator Lane.

31. House Bill 1228, Senator Roe. House Bill 1240, Senator Rock.

32. House Bill 1307, Senator Guidice. Read the bill, Mr.

33. Secretary.

1. SECRETARY:  
2. House Bill 1307.  
3. (Secretary reads title of bill)  
4. 2nd reading of the bill. No committee amendments.  
5. PRESIDING OFFICER: (SENATOR DONNEWALD)  
6. Are there amendments from the Floor?  
7. SECRETARY:  
8. Amendment No. 1 offered by Senator Philip.  
9. PRESIDING OFFICER: (SENATOR DONNEWALD)  
10. Take it out of the record. House Bill 1309, Senator  
11. Guidice. Read the bill, Mr. Secretary. Take it out of the...  
12. Just a moment. Read the bill, Mr. Secretary.  
13. SECRETARY:  
14. 1309...House Bill 1309.  
15. (Secretary reads title of bill)  
16. 2nd reading of the bill. No committee amendments.  
17. PRESIDING OFFICER: (SENATOR DONNEWALD)  
18. Are there amendments from the Floor?  
19. SECRETARY:  
20. Amendment No. 1 offered by Senator Guidice.  
21. PRESIDING OFFICER: (SENATOR DONNEWALD)  
22. Senator Guidice.  
23. SENATOR GUIDICE:  
24. Thank you, Mr. President. Amendment No. 1 is...  
25. indicates that all final administrative decisions of any  
26. local liquor...control commissioner is not appealable to  
27. a local license appeal commission or the state commission  
28. here under shall be subject to...Judicial review. I would  
29. move for its adoption.  
30. PRESIDING OFFICER: (SENATOR DONNEWALD)  
31. Is there further discussion? Question is, shall Amend-  
32. ment No. 1 to House Bill 1309 be adopted. Those in favor indicate  
33. by saying Aye. Those opposed. The Ayes have it. Amendment

1. No. 1 is adopted. Senator Guidice.  
2. SENATOR GUIDICE:  
3. Thank you, Mr. President. Mr. President,...can we recall  
4. 1307? I do understand Senator Philip's amendment and it can  
5. be called.  
6. PRESIDING OFFICER: (SENATOR DONNEWALD)  
7. As to the present bill, 1309, it is gone to 3rd reading.  
8. Now you want to...  
9. SENATOR GUIDICE:  
10. Go back to 1307, please.  
11. PRESIDING OFFICER: (SENATOR DONNEWALD)  
12. Do we have leave? Leave is granted. House Bill 1307,  
13. Senator...Read the bill, Mr. Secretary.  
14. SECRETARY:  
15. House Bill 1307.  
16. (Secretary reads title of bill)  
17. 2nd reading of the bill. No committee amendments.  
18. PRESIDING OFFICER: (SENATOR DONNEWALD)  
19. Senator Philip.  
20. SENATOR PHILIP:  
21. What this amendment does, Mr. President and fellow members  
22. of the Senate, it raises the legal drinking age to twenty-one  
23. years of age. I move the...adoption of Amendment 1 to Senate  
24. Bill 1307.  
25. PRESIDING OFFICER: (SENATOR DONNEWALD)  
26. Senator Rock. There is discussion.  
27. SENATOR ROCK:  
28. As there is indeed, Mr. President and Ladies and Gentlemen  
29. of the Senate. Might I suggest that this matter would be  
30. deferred momentarily while we arrange for the membership to  
31. be present. It seems to me that we have debated this pro-  
32. position more than once. As a matter of fact, on two separate  
33. occasions and again when it was on Consideration Postponed.

1. It failed each time and I think at this late date to attempt  
2. to resurrect this legislation, which attempt was already  
3. made in the House and defeated, I might add, warrants the  
4. attention of the entire membership. I have no objection  
5. to Senator Philip's offering the amendment. He is certainly  
6. within his rights, as a member. All I'm suggesting is that  
7. this is a matter that deserves the attention of the entire  
8. Body.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. I think you're statement is correct. There is a committee  
11. meeting still in progress, I'm advised. And that is Appropriations  
12. I. Senator...Senator Philip. Senator Philip.

13. SENATOR PHILIP:

14. Mr. President. We have conducting business in this Body  
15. since a little bit after noon. The Appropriation Committees  
16. are adjourned. We're at the proper time of business. I have  
17. moved the adoption of Amendment No. 1 and I'd like to have  
18. a roll call vote on that, Mr. President. And I think I'm  
19. entitled to it.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Rock. Senator Rock.

22. SENATOR ROCK:

23. Well, the Senator is within his rights, certainly. I'm  
24. just asking as a matter of courtesy to defer it until the  
25. membership got here. I assume now, we're discussing the  
26. question. That is the substance of Amendment No. 1. Is  
27. that correct?

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. That is correct.

30. SENATOR ROCK:

31. All right. I rise in opposition again, to Amendment No.  
32. 1. It appears on short reading that what Senator Philip is  
33. attempting to do, is to resurrect Senator Ozinga's legislative



1. proposal that the drinking age be again raised to the age  
2. of twenty-one. Again I say, it seems to me, that we debated  
3. this on three separate occasions. This Body saw fit to  
4. reject that proposal and I think it's rejection was  
5. correct. We have made a policy decision, it seems to me,  
6. some years ago allowing those under twenty-one to imbibe  
7. alcohol in the form of beer and wine. These are the people  
8. that are called upon to serve in the military. These are  
9. the people that are called upon or called under our law  
10. as having reached the age of majority and certainly once  
11. having reached the age of majority it seems to me that they  
12. are entitled to drink a glass of beer or a glass of wine.  
13. I would hope that the Body would again summarily reject  
14. this proposal, and hence, I stand in opposition to Amendment  
15. No. 1.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there further discussion? Question is, shall  
18. Amendment No. 1 to House Bill 1307 be adopted. Those in  
19. favor vote Aye. Those opposed Nay. The voting is open.  
20. Have all those voted who wish? Have all those voted who  
21. wish? Have all those voted who wish? Take the record.  
22. On that question, the Ayes are 21, the Nays are 24. Amend-  
23. ment No. 1 to House Bill 1307 fails. Are there further  
24. amendments?

25. SECRETARY:

26. No further amendments.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. 3rd reading. House Bill 1325, Senator Joyce. House  
29. Bill 1348, Senator Lane. House Bill 1406, Senator Lemke.  
30. Senator Lemke. Senator Lemke, you wish to call the bill?  
31. Read the bill, Mr. Secretary.

32. SECRETARY:

33. House Bill 1406.

1. (Secretary reads title of bill)
2. 2nd reading of the bill. No committee amendments.
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Are there amendments from the Floor?
5. SECRETARY:
6. Amendment No. 1 offered by Senator Savickas.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator Savickas. Senator Savickas.
9. SENATOR SAVICKAS:
10. I move adoption of Amendment No. 1.
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Is there further discussion? Senator Glass.
13. SENATOR GLASS:
14. What does the amendment do, Mr. President, if the
15. sponsor...
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. ...Senator Savickas is now at his microphone. Would
18. you explain what the Amendment No. 1 to House Bill 1406
19. does, in fact, do? Senator Savickas.
20. SENATOR SAVICKAS:
21. I got caught off guard here. I don't have a copy of
22. the amendment here.
23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. It is approaching you.
25. SENATOR SAVICKAS:
26. Oh, yes. Members of the Senate, 1406 would have...allowed
27. hotel and restaurant workers and motion picture theatres and
28. food service employees time and a half for hours worked after
29. forty. At present it's forty-six. My amendment breaks it
30. down in three year periods and lowers it down, makes the
31. bite a little softer instead of a full load from forty-six
32. to forty hours. The first year it goes down to forty-four.
33. The second year to forty-two and then to forty.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Glass.

3. SENATOR GLASS:

4. Well, I...I guess, Senator Savickas, after that explanation  
5. I...I don't think it improves the bill greatly, but it makes  
6. the bill it isn't too desirable a little less so. And if I...  
7. if I follow you and I think I do, instead of a...a jump  
8. from forty-six down to a flat forty, this...this would  
9. scale it down gradually. I have no objection to the amend-  
10. ment.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there further discussion? Question is, shall  
13. Amendment No. 1 to House Bill 1406 be adopted. Those in  
14. favor indicate by saying Aye. Those opposed. The Ayes  
15. have it. Amendment No. 1 is adopted. Are there further  
16. amendment?

17. SECRETARY:

18. No further amendments.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. 3rd reading. Senator Lemke, you asked for recognition  
21. a moment ago.

22. SENATOR LEMKE:

23. A few...

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. A point of personal privilege.

26. SENATOR LEMKE:

27. First, I...

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. State your point.

30. SENATOR LEMKE:

31. If I had been here yesterday I would have voted Yes  
32. for 480 and 651. House Bills 480 and 651. Could you have the  
33. record show so?

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Our electronic devices will so show. House Bill 1424,
3. Senator Lane. House Bill 1500, Senator Egan. House Bill
4. 1508, Senator Berman. House Bill 1600, Senator Savickas.
5. All right, read House Bill 1600.
6. SECRETARY:
7. House Bill 1600.
8. (Secretary reads title of bill)
9. 2nd reading of the bill. No committee amendments.
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Are there amendments from the Floor? 3rd reading.
12. House Bill 1604, Senator Guidice. You wish to call 1604,
13. Senator Guidice? House Bill 1650, Senator Netsch. There
14. is a fiscal note request on this bill. House...House Bill
15. 16...or 1753. Senator Schaffer. Read the bill, Mr.
16. Secretary.
17. SECRETARY:
18. House Bill 1753.
19. (Secretary reads title of bill)
20. 2nd reading of the bill. No committee amendments.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. Senator...Are there amendment from the Floor?
23. SECRETARY:
24. Amendment No. 1 offered by Senator Schaffer.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Senator Schaffer.
27. SENATOR SCHAFFER:
28. Amendment No. 1 was agreed on in committee and it
29. indicates that this, the medical approval shall only be
30. deemed necessary on medical functions so the doctor, in
31. effect, wouldn't need to approve taking the person in the
32. nursing home out to a ball game or to have his hair cut
33. or something like that.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Is there further discussion? Question is, shall  
3. Amendment No. 1 to House Bill 1753 be adopted. Those  
4. in favor indicate by saying Aye. Those opposed. The  
5. Ayes have it. Amendment No. 1 is adopted. Are there  
6. further amendments?

7. SECRETARY:

8. No further amendments.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. 3rd reading. House Bill 1833, Senator Rock. Senator  
11. Rock.

12. SENATOR ROCK:

13. Thank you. I see, Mr. President, we had asked leave  
14. before. Senator Glass is now on the Floor. I'd like to  
15. go back to 1240. I do not wish to call 1833, but I'd like to  
16. go back to 1240. ...

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Leave was granted. We will do that...

19. SENATOR ROCK:

20. Senator Glass, I'm told has filed an amendment with the  
21. Clerk to which I am unalterably opposed. But I did tell him  
22. I'd let him off for...

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. House Bill 1240. Senator Glass. The Secretary indicates  
25. that he has no amendment for 1240. Read the bill, Mr. Secretary.

26. SECRETARY:

27. House Bill 1240.

28. (Secretary reads title of bill)

29. 2nd reading of the bill. No committee amendments.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Are there amendments from the Floor?

32. SECRETARY:

33. Amendment No. 1 offered by Senator Glass.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Glass.

3. SENATOR GLASS:

4. Thank you, Mr. President and Ladies and Gentlemen  
5. of the Senate.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Just...just a moment, Senator. It looks like you have  
8. a convention behind you. Would the members please be in  
9. their seats? Could we have order? Proceed.

10. SENATOR GLASS:

11. Thank you, Mr. President. House Bill 1240 is a bill  
12. that would increase the bond authorization for special  
13. education construction to thirty million dollars. Now,  
14. what I am interested in doing in this amendment is avoid-  
15. ing that increase and limiting it to the present authori-  
16. zation of twenty million. So my amendment would do that.  
17. It would do several other things and let me outline, briefly,  
18. for the Body what...what I'm talking about. At the present  
19. time, all special education or all school districts or  
20. special ed districts have a tax rate that they can levy for  
21. construction only. They can levy it for an eight year  
22. period. That...the right to levy, to make that levy is  
23. about to expire and after this year there will be no more  
24. right to...to levy that tax and, also, there will be no  
25. right to receive state reimbursement of a thousand dollars  
26. per special ed worker for the levying of that tax. However,  
27. there is one part of the state to which that termination of  
28. the rate does not apply and that is the City of Chicago.  
29. And FY'77 will be the ninth year of state reimbursement  
30. for Chicago. So it is being treated differently than the  
31. rest of Illinois. I don't think that is fair. So the  
32. bill would not permit that and it would change the basis  
33. for state reimbursement by providing that the amount of

1. reimbursement would be equal to the actual construction  
2. cost. So the three major advantages of this amendment  
3. are that it gets more money to the eligible districts  
4. faster, because it would allow them to receive their  
5. grant money computed under the new formula right away.  
6. Improves the manageability of the grant. The Illinois  
7. Office of Education does not know how much or where these  
8. payments will go the '75-'76 school year and this amend-  
9. ment will give I.O.E. one year to calculate the State's  
10. share that is provided in the amendment and finally, it will...  
11. it will insure that no school district will receive more  
12. than its fair share. Currently it is not known how many  
13. districts have retired the construction debt, but are still  
14. claiming state reimbursement. And I...and I...I emphasize  
15. again the main impact in the import of the amendment is it  
16. does not increase the bond authorization and I think that  
17. is fiscally responsible and the...the ten million bond  
18. authorization is not necessary and I don't think that we  
19. should increase it, as the bill provides. Be happy to  
20. answer any questions.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Hickey.

23. SENATOR HICKEY:

24. Would the sponsor yield for a question?

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Indicates he will.

27. SENATOR HICKEY:

28. Senator Glass, I think it's a great thing to cut the  
29. bond authorization down ten million. However, what is the  
30. additional cost to the state of cluing this all in...on the...  
31. on the State's payment a year earlier?

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Glass.

1. SENATOR GLASS:

2. Well, according to the Bureau of the Budget, Senator  
3. Hickey, that is interested in seeing this amendment adopted.  
4. There will be no...no increase. The...the five million  
5. dollar reappropriation will be sufficient to fully fund  
6. the grant in...in FY'78.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Just...just a moment, Senator. The noise level is  
9. better now. Proceed.

10. SENATOR GLASS:

11. Thank you, Mr. President. So I...I think the answer  
12. to you is that...that, would the change in the formula  
13. where we will be only paying the actual cost of construction  
14. there will be no increased fiscal impact.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Rock.

17. SENATOR ROCK:

18. Thank you, Mr. President and Ladies and Gentlemen of  
19. the Senate. I rise in opposition to Amendment No. 1. I  
20. opposed it very strongly in committee. It was, in fact,  
21. defeated in the committee. This is a program, apparently,  
22. proffered by the Bureau of the Budget. In my humble opinion,  
23. they do not understand the program and they are attempting,  
24. at this point, to change a policy which the General Assembly  
25. adopted some years ago. House Bill 1240 is an amendment  
26. to the School Construction Bond Act. It does two things,  
27. It extends through FY'78 the reimbursement program admin-  
28. istered by the State Board of Education for Special Education  
29. facilities and, additionally, grants an additional ten million  
30. dollars in bonding authority. Now the Bureau of the Budget  
31. has made two determinations. One, that they do not wish  
32. any more bonding authority. Two, that they do not wish this  
33. program to be continued, contrary to the wishes of the General



1. Assembly. And apparently, a third one that they are now  
2. saying that the law that we passed, which required districts  
3. other than Chicago to levy a special tax for this purpose.  
4. Which tax the General Assembly decided should have a life  
5. of no longer than eight years, once levied and, I might  
6. point out that, some districts have not yet levied this tax  
7. and others are in...about the midterm. That that determination  
8. that we made, that that special tax levy should have a lifetime  
9. of only eight years is now, somehow, to be applied to the City  
10. of Chicago. Although, the City of Chicago, as everyone well  
11. knew then and knows now, does not, in fact, levy a special  
12. tax for this purpose. The matching money that is required  
13. of the school districts, other than Chicago, from a tax levy  
14. from Chicago from its current building fund is a different  
15. proposition. Chicago does not have to abide by the eight  
16. year life. Now that is the fact of the matter. That's  
17. the bills that were passed not under my sponsorship  
18. some two Sessions ago and now the Bureau of the Budget is  
19. making, what they think is a policy determination. They  
20. have asked for a legal opinion. I'm sure they'll receive  
21. one, but they have received my legal opinion. I would urge  
22. the defeat of Amendment No. 1.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Glass.

25. SENATOR GLASS:

26. Well, Mr. President, I was preparing to close, but I  
27. see there's others that wish to speak, so I'll hold.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Collins.

30. SENATOR COLLINS:

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

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. State your point.

1. SENATOR COLLINS:

2. Mr. President and members of the Senate. I'm very  
3. honored to have visiting here today in the right Gallery  
4. the president and officers of the Westside Ministers Alliance  
5. from Chicago and some of the people from my district. And I would  
6. just like for all of you to give recognition to our guests.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Please rise and be recognized. Senator Rhoads.

9. SENATOR RHOADS:

10. Mr. President, I have a question which could be answer-  
11. ed either by the sponsor of the amendment or the sponsor of  
12. the bill, but I'll direct it first, to the sponsor of the  
13. amendment.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Indicates he will yield.

16. SENATOR RHOADS:

17. Would the additional bond authorization here that is  
18. being sought by Senator Rock, would that in any way effect  
19. the rating of the State of Illinois?

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Glass.

22. SENATOR GLASS:

23. Well, Senator Rhoads, I was going to comment on that  
24. in my closing remarks. I believe that...it could very  
25. seriously jeopardize the State's AAA rating or at  
26. very least cause an interest in the rates on bonds  
27. sales next year. I...I think it is not proper to be  
28. increasing our bond authorization, particularly in this  
29. area.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Rhoads.

32. SENATOR RHOADS:

33. Could I ask the same question to the sponsor of the bill?

1. PRESIDING OFFICER: (SENATOR DONNEWALD)  
2. Senator Rock.  
3. SENATOR ROCK:  
4. I...I. You'll have to repeat that. He...the question  
5. had something to do with...with our rates?  
6. SENATOR RHOADS:  
7. That's right.  
8. SENATOR ROCK:  
9. Whether this additional ten million dollars would some-  
10. how impair our bond rating. In my judgment, no.  
11. PRESIDING OFFICER: (SENATOR DONNEWALD)  
12. Is there further discussion? Senator Glass may close.  
13. SENATOR GLASS:  
14. Well, thank you, Mr. President. I...I don't know if  
15. the membership has followed all of the debate on this bill,  
16. but very simply I'm trying to avoid a ten million dollar  
17. increase in the State's bond authorization that this bill  
18. would impose. I'm also trying to cause the City of Chicago  
19. to be treated the same as the rest of the State, insofar,  
20. as the allocation of funds, State funds for special education.  
21. And, finally, I'm trying to have the money that is paid  
22. these districts by the State, bear a relationship to the  
23. actual cost of construction. That's what the bill would  
24. provide. The state reimbursement would not exceed the  
25. actual cost of construction. At the present time, it does  
26. exceed that and it is not related to the cost of construction.  
27. So, I'd appreciate a...passage of this amendment, Mr. President,  
28. and I would request a roll call.  
29. PRESIDING OFFICER: (SENATOR DONNEWALD)  
30. All right. Just a moment. Senator Hynes.  
31. SENATOR HYNES:  
32. Mr. President. Seems to me that this amendment is  
33. another Bartulis amendment to confuse and foul up an otherwise

1. good bill. The fact of the matter is, that the special  
2. education reimbursement program does not pay for the cost  
3. of the facilities involved in the City of Chicago or any-  
4. where else and there's some requirement of local effort  
5. and the local effort that is made...in Chicago is out  
6. of the General Tax that is levied. Now, if...if there's  
7. some desire to go through the formality of breaking it into  
8. two parts, sobeit. But this amendment is completely out  
9. of order at this point in the proceedings and it...it ought  
10. to be defeated.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator...We'll go have roll call. Senator Glass.

13. SENATOR GLASS:

14. I...I thought I'd close the debate, but I...

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Well, I'll let you close again.

17. SENATOR GLASS:

18. All right. I...I just would reiterate that I think  
19. it is an important amendment. Urged, quite obviously  
20. and admittedly by the Bureau of the Budget who is...our  
21. fiscal watchdog against an unwarranted increase in the  
22. State's bond authorization. And again, I...I repeat that  
23. it does, in fact, avoid the treatment of the City of Chicago  
24. insofar as special ed differently than the other parts of  
25. Illinois...

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Just a moment. Senator Rock. State...point of order.  
28. State your point.

29. SENATOR ROCK:

30. Point of order. Now...now that's the third time that  
31. the Gentleman has mentioned this unwarranted increase in the  
32. bonding authorization and somehow, we're impair our bond  
33. rating. The fact of the matter is that the FY '78 request

1. of the Governor of this State for increased bonding authority  
2. increased that line by some fifteen million dollars. Now,  
3. that was his request and it's our duty, it seems to me,  
4. as I pointed out in the committee to say all right, if you  
5. want that kind of increase, we may give it, but we're going  
6. to tell you where you're going to spend it. And that's what  
7. this bill is attempting to do.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Glass may close.

10. SENATOR GLASS:

11. Well, I don't believe that was the point of order.  
12. I think that was pure argument and I will repeat, that  
13. the bond authorization level is at twenty million. This  
14. bill would increase it thirty million. My amendment  
15. would restore it to twenty million. I would appreciate  
16. a favorable roll call.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Question is, shall Amendment No. 1 to House Bill  
19. 1240 be adopted. Those in favor will vote Aye. Those  
20. opposed Nay. The voting is open. Have all those voted  
21. who wish? Have all those voted who wish? Take the  
22. record. On that question, the Ayes are 25, the Nays  
23. are 30. House Bill...just a moment. Amendment No. 1  
24. fails to House Bill 1240. Are there further amendments?

25. SECRETARY:

26. No further amendments.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. 3rd reading. House Bill 1833, Senator Rock. House  
29. Bill 1958, Senator Bruce. House Bill 2032, Senator  
30. Knuppel. House Bill 2089, Senator Knuppel. House Bill  
31. 2130...House Bill 2143, Senator Guidice. Read the bill,  
32. Mr. Secretary.

33. SECRETARY:

1. House Bill 2143.  
2. (Secretary reads title of bill)  
3. 2nd reading of the bill. No committee amendments.  
4. PRESIDING OFFICER: (SENATOR DONNEWALD)  
5. Are there amendments from the Floor? 3rd reading.  
6. House Bill 2179, Senator Demuzio. Read the bill, Mr.  
7. Secretary.  
8. SECRETARY:  
9. House Bill 2179.  
10. (Secretary reads title of bill)  
11. 2nd reading of the bill. No committee amendments.  
12. PRESIDING OFFICER: (SENATOR DONNEWALD)  
13. Are there amendments from the Floor?  
14. SECRETARY:  
15. Amendment No. 1 offered by Senator Demuzio.  
16. PRESIDING OFFICER: (SENATOR DONNEWALD)  
17. Senator Demuzio.  
18. SENATOR DEMUZIO:  
19. Thank you, Mr. President. The amendment that was  
20. agreed to in committee just changes a word from may to  
21. shall and also, incorporates into the bottom part of it,  
22. that the merit principles of this office shall not be in  
23. interfered with, with any collective bargaining agree-  
24. ment between one county and...and such employees and I  
25. move for the adoption of the amendment.  
26. PRESIDING OFFICER: (SENATOR DONNEWALD)  
27. Is there further debate? Question is, shall Amend-  
28. ment No. 1 to House Bill 2179 be adopted. Those in favor  
29. indicate by saying Aye. Those opposed. The Ayes have  
30. it. Amendment No. 1 is adopted. Are there further amend-  
31. ments?  
32. SECRETARY:  
33. No further amendments.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)  
2. 3rd reading. House Bill 2198, Senator Schaffer.  
3. Read the bill, Mr. Secretary.  
4. SECRETARY:  
5. House Bill 2198.  
6. (Secretary reads title of bill)  
7. 2nd reading of the bill. The Committee on Local Government  
8. offers one amendment.  
9. PRESIDING OFFICER: (SENATOR DONNEWALD)  
10. Senator Schaffer.  
11. SENATOR SHCAFFER:  
12. This amendment was suggested by Senator Daley. It  
13. clarifies what newspapers and what commercial broadcasting  
14. stations are required to receive notice.  
15. PRESIDING OFFICER: (SENATOR DONNEWALD)  
16. Is there further discussion? Question is, shall  
17. Amendment No. 1 to House Bill 2198 be adopted. Those in  
18. favor indicate by saying Aye. Those opposed. The Ayes  
19. have it. Amendment No. 1 is adopted. Are there further  
20. committee amendments?  
21. SECRETARY:  
22. No further committee amendments.  
23. PRESIDING OFFICER: (SENATOR DONNEWALD)  
24. Are there amendments from the Floor? 3rd reading.  
25. House Bill 2203, Senator Demuzio. Read the bill, Mr.  
26. Secretary.  
27. SECRETARY:  
28. House Bill 2203.  
29. (Secretary reads title of bill)  
30. 2nd reading of the bill. Committee on Higher Education  
31. offers one amendment.  
32. PRESIDING OFFICER: (SENATOR DONNEWALD)  
33. Senator Demuzio.

1. SENATOR DEMUZIO:  
2. ...It was a committee amendment, 'Mr. Secretary, 'and  
3. I move for the adoption of the amendment.  
4. PRESIDING OFFICER: (SENATOR DONNEWALD)  
5. Is there further discussion? Question is, shall  
6. Amendment No. 1 to House Bill 2203 be adopted. Those  
7. in favor indicate by saying Aye. Those opposed Nay.  
8. Voting...the motion carries.  
9. SECRETARY:  
10. Mr. President. That...that was...  
11. PRESIDING OFFICER: (SENATOR DONNEWALD)  
12. Just a moment...  
13. SECRETARY:  
14. That was my error. Amendment No. 1 was adopted  
15. on June the 21st. So we have Amendment No. 2 offered by  
16. Senator Nimrod and Walsh.  
17. PRESIDING OFFICER: (SENATOR DONNEWALD)  
18. I'm sorry. Senator Nimrod. Senator Nimrod. We are  
19. addressing ourselves to House Bill 2203, Amendment No. 2.  
20. The record shows that Amendment No. 1 to that particular  
21. bill was, in fact, adopted. Do you wish the Secretary to  
22. read the amendment?  
23. SECRETARY:  
24. Amend House Bill 2203 on page 1 in lines 15 and 16,  
25. by deleting of "its members," and inserting, in lieu thereof  
26. "of the members" voting on the motion.  
27. PRESIDING OFFICER: (SENATOR DONNEWALD)  
28. Senator Nimrod.  
29. SENATOR NIMROD:  
30. Yes, Mr. President and fellow Senators. This is the  
31. amendment that was discussed in committee and what the  
32. provisions of the bill are, is that we should be able to  
33. discharge with the same number of votes as we can to hire



1. on the particular board and what the present bill does,  
2. is requires an extraordinary vote. A majority of those  
3. of the board, rather than a majority of those present and  
4. I would think that if you can't hire on one basis, you  
5. certainly should be able to fire on the same basis. And  
6. this amendment provides, makes for that provision.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there further discussion? Senator Demuzio.

9. SENATOR DEMUZIO:

10. Yes, the...the amendment was discussed in committee  
11. and, in fact, I am not in support of this amendment. What  
12. is does, it lowers the number of individuals, the members  
13. of the board voting on the motion to...to dismiss and I  
14. think it's entirely...entirely wrong and the amendment  
15. ought to be defeated.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Buzbee.

18. SENATOR BUZBEE:

19. Thank you, Mr. President. I rise in opposition to  
20. the amendment. The intent of the bill is for the board  
21. members to declare themselves if they want to dismiss  
22. a faculty member or somebody else on the staff. It  
23. takes a majority vote to dismiss them. That's what the  
24. sponsor intended to do and I think that's the way it  
25. ought to do. They don't have the constitutional provision  
26. that we have...abstaining from a vote is a No vote. So  
27. he wants to get it on the record. Who's for the firing  
28. and who's against it. And I think we ought to resist this  
29. amendment.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there further discussion? Question is, shall  
32. Amendment No. 2 to House Bill 2203 be adopted. Those in  
33. favor indicate by saying Aye. Those opposed Nay. Roll

1. call is requested. Question is, shall Amendment No. 2  
2. to House Bill 2203 be adopted. Those in favor vote Aye.  
3. Those opposed Nay. The voting is open. Have all voted  
4. who wish? Take the record. On that question, the Ayes  
5. are 22, the Nays are 30. Amendment No. 2 fails. Are  
6. there further amendments?

7. SECRETARY:

8. No further amendments.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. 3rd reading. Senator Rhoads, for what purpose do  
11. you arise?

12. SENATOR RHOADS:

13. On a point of order, Mr. President.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. State your point.

16. SENATOR RHOADS:

17. Mr. President. I...I'm trying to get Senator Hynes'  
18. attention, too.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Hynes.

21. SENATOR RHOADS:

22. I'd just like to raise a point of order. Early in the  
23. Session I had a resolution which requested that material  
24. passed out on the desk would be identified at the request  
25. of some member of the Senate. Now, I think we're starting  
26. to slip a little bit. There's a lot of material that's  
27. being passed out by the Pages, fact sheets, position papers  
28. and so-forth, that is not being identified, as to the source.  
29. Could we, please, raise that point, again, to the attention  
30. of the membership so that the Sergeant-at-Arms or whoever  
31. is supposed to enforce that, because it was adopted in a  
32. resolution.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Hynes.

2. SENATOR HYNES:

3. No comment.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Did you want to comment?

6. SENATOR HYNES:

7. No...if I have messages like that to transmit, I'll

8. walk across the aisle and transmit them, privately.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Thank you. House Bill 2203, Senator...No. House Bill 2204,

11. Senator Demuzio. Read the bill, Mr. Secretary.

12. SECRETARY:

13. House Bill 2204.

14. (Secretary reads title of bill)

15. 2nd reading of the bill. The was a fiscal note request on

16. this bill, which has been answered. Amendment...the

17. Committee on Higher Education offers one amendment.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Hickey. Senator Demuzio.

20. SENATOR DEMUZIO:

21. What amendment is this, Mr. Secretary? Amendment No. 1?

22. SECRETARY:

23. Amendment No. 1. Committee Amendment No. 1.

24. SENATOR DEMUZIO:

25. All right. Amendment No. 1. Is this the one that just

26. deletes, is and inserts, if? It's a technical...amendment

27. and I move for the adoption of the amendment.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there further discussion? Question is, shall Amend-

30. ment No. 1 to House Bill 2204 be adopted. Those in favor

31. indicate by saying Aye. Those opposed. The Ayes have it.

32. Amendment No. 1 is adopted. Are there further amendments?

33. SECRETARY:

1. No further committee amendments.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Are there amendments from the Floor?

4. SECRETARY:

5. Amendment No. 2 offered by Senator Hickey.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Hickey.

8. SENATOR HICKEY:

9. Thank you, Mr. President. This simply changes the...  
10. removes the responsibility for the hearing procedures from  
11. the Board of Higher Education to the Illinois...Illinois  
12. Community College Board, of which is agreeable to all  
13. parties concerned.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Is there further discussion? Question is, shall  
16. Amendment No. ...

17. SECRETARY:

18. 2, No. 2.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. 2 to House Bill 2204 be adopted. Those in favor indicate  
21. by saying Aye. Those opposed. The Ayes have it. Amendment  
22. No. 2 is adopted. Are there further amendments?

23. SECRETARY:

24. No further amendments.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. 3rd reading. House Bill 2272, Senator Soper. Read the  
27. bill, Mr. Secretary.

28. SECRETARY:

29. House Bill 2272.

30. (Secretary reads title of bill)

31. 2nd reading of the bill. There was a request for a fiscal  
32. note on this bill that has been answered. Amendment...  
33. The Committee on Pensions, Personnel and Veterans Affairs

1. offers one amendment.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Soper.

4. SENATOR SOPER:

5. Thank you, Mr. President. I talked to Senator Egan who...

6. who has one or two amendments for this and I have another

7. amendment after this committee amendment. But...and

8. talked to Senator Hynes and will take this...the committee

9. amendment, put it on, move to 3rd reading, then we'll

10. discuss the other amendments amongst ourselves to see if

11. we can fix...put them in this thing so they in...in a

12. legislative order and if we can't agree on them, well,

13. we won't take them. So, I'll...I'll ask that Committee

14. Amendment No. 1 be adopted.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there further discussion? Question is, shall

17. Committee Amendment No. 1 be adopted. All those in favor

18. indicate by saying Aye. Those opposed. The Ayes have it.

19. Amendment...Committee Amendment No. 1 is adopted. Are

20. there further amendments?

21. SECRETARY:

22. No further committee amendments.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Are there amendments from the Floor? With the

25. arrangement that the bill will be returned to the Order

26. of 2nd reading, we will advance it to the Order of 3rd

27. reading at this time. There are other amendments to be

28. considered. 3rd reading. Senator Harber Hall, for what

29. purpose do you arise?

30. SENATOR HARBER HALL:

31. On a point of personal privilege, Mr. President...

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. State your point...

1. SENATOR HARBER HALL:

2. ...and fellow Senators. Seated in the Gallery are  
3. two lovely ladies honored to all of us and I want to  
4. introduce them as Mrs. Helen Mitchler, the lovely wife  
5. of Senator Mitchler and Mrs. Inga Nimrod, the wife of  
6. John Nimrod, our distinguished colleague. And I would  
7. like for you to know, fellow Senators, that Inga Nimrod  
8. is down here today because she would like to celebrate  
9. with her husband their twenty-first wedding anniversary.  
10. And we want to extend our congratulations to both of them.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Please rise and be recognized. House Bill 2291,  
13. Senator Nimrod. Read the bill.

14. SECRETARY:

15. House Bill...

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. I'm sorry. Just a moment. I did skip 2290. Senator  
18. Joyce. Read the bill, Mr. Secretary.

19. SECRETARY:

20. House Bill 2290.

21. (Secretary reads title of bill)

22. 2nd reading of the bill. The Committee on Pensions, Personnel  
23. and Veterans Affairs offers one amendment.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Joyce.

26. SENATOR JOYCE:

27. Yes, Mr. President, Thank you. The amendment is...  
28. makes non-substantive technical changes, it...identifies  
29. the term of fireman further. So I'd move the adoption  
30. of the amendment.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there further discussion? Question is, shall  
33. Amendment No. 1 to House Bill 2290 be adopted. Those in

1. favor indicate by saying Aye. Those opposed. The Ayes
2. have it. Amendment No. 1 is adopted. Are there amend-
3. ments?
4. SECRETARY:
5. No further committee amendments.
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Are there amendments from the Floor? 3rd reading.
8. House Bill 2291, Senator Nimrod. Read the bill, Mr.
9. Secretary.
10. SECRETARY:
11. House Bill 2291.
12. (Secretary reads title of bill)
13. 2nd reading of the bill. There was a request for a fiscal
14. note...a fiscal note on this bill. That has been answered.
15. No committee amendments.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Are there amendments from the Floor? 3rd reading.
18. House Bill 22...House Bill 2306, Senator Hynes. House
19. Bill 2342, Senator Regner. Read the bill, Mr. Secretary.
20. SECRETARY:
21. House Bill 2342.
22. (Secretary reads title of bill)
23. 2nd reading of the bill. No committee amendments.
24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. Are there amendments from the Floor? 3rd reading.
26. House Bill 2397, Senator D'Arco. Read the bill, Mr.
27. Secretary.
28. SECRETARY:
29. House Bill 2397.
30. (Secretary reads title of bill)
31. 2nd reading of the bill. No committee amendments.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Are there amendments from the Floor? 3rd reading.

1. House Bill 2409, Senator D'Arco.

2. SECRETARY:

3. House Bill 2409.

4. (Secretary reads title of bill)

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

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Are there amendments from the Floor? Senator

8. D'Arco.

9. SENATOR D'ARCO:

10. Hold 2409, Mr. President.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Take it from the record. Senator Guidice, for what

13. purpose do you arise?

14. SENATOR GUIDICE:

15. Thank you, Mr. President. I ask leave of the Body

16. to go back to House Bill 352?

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Well, just a moment. Senator Hynes. We have several

19. Senators that have requested that we go back through...

20. through bill...House Bills on 2nd reading. I think, in

21. order to conduct it properly, if they would approach the

22. Secretary's Desk and we could get a numerical order, we

23. would have some system by which to go. We'll start with

24. Senator Guidice as...House Bill 352. Read the bill, Mr.

25. Secretary.

26. SECRETARY:

27. House Bill 352.

28. (Secretary reads title of bill)

29. 2nd reading of the bill. There was a request for a fiscal

30. note. That request has been answered. Committee on Agri-

31. culture, Conservation and Energy offers one amendment.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Guidice.



1. SENATOR GUIDICE:

2. Thank you, Mr. President. The amendment offered in  
3. committee changed the House Bill version into the National  
4. Model Legislation of this particular field and it meets with  
5. various objections of the Grocery Manufacturer's Association  
6. who worked with me on this bill. And I call for its approval.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there further discussion? Question is, shall  
9. Amendment No. 1 to House Bill 352 be adopted. Those in  
10. favor indicate by saying Aye. Those opposed. The Ayes  
11. have it. Amendment No. 1 is adopted. Are there further  
12. amendments?

13. SECRETARY:

14. No further committee amendments.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Are there amendments from the Floor?

17. SECRETARY:

18. Amendment No. 2 offered by Senator Guidice.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Guidice.

21. (end of reel)

22.

23.

24.

25.

26.

27.

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33.

1. SENATOR GUIDICE:

2. Thank you, Mr. President. This amendment was actually offered or  
3. through the discussions with Senator Buzbee and Senator Bruce  
4. and it exempts dairy product, fruit juice or fruit drinks  
5. which were packaged in returnable containers, and I call for  
6. its approval.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there further discussion? The question is, shall  
9. Amendment No. 2 to House Bill 352 be adopted. Those in favor  
10. indicate by saying Aye. Those opposed. The Ayes have it.  
11. Amendment No. 2 is adopted. Are there further amendments?

12. SECRETARY:

13. No further amendments.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. 3rd reading. House Bill 806. Read the bill, Mr. Secretary.

16. SECRETARY:

17. House Bill 806

18. (Secretary reads title of bill)

19. 2nd reading of the bill. The Committee on Insurance and  
20. Licensed Activities offers four amendments.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Netsch.

23. SENATOR NETSCH:

24. Thank you, Mr. President. The first amendment makes it  
25. clear that real estate salesmen who are already licensed under  
26. their Act do not have get a second license under this Act. It was  
27. thought that the original House amendment took care of that,  
28. but it seemed to be defective in accomplishing objective. I  
29. move the adoption of Amendment No. 1 to House Bill 806.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Berning.

32. SENATOR BERNING:

33. Is this a new licensing act?

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Netsch.
3. SENATOR NETSCH:
4. In a sense, but it is not the traditional licensing act.
5. It is not one that one requires examination and all that sort of
6. thing. It is more comparable to what we sometimes call just
7. a registration or certification act.
8. SENATOR BERNING:
9. Mr. President...
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Senator Berning.
12. SENATOR BERNING:
13. Since from what I read of this, this is a laudable effort
14. to accomodate people who may...
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Just...just a moment, Senator. The noise level is again
17. very high. Now, you can proceed.
18. SENATOR BERNING:
19. ...This looks like a laudable effort to wet nurse some-
20. body when they, apparently, are unable to keep their eyes and ears
21. open, and I'm wondering if the sponsor would be willing to accept
22. an amendment that would add on there public restrooms?
23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. Is there further discussion? Question is, shall Amendment
25. No. 1 to House Bill 806 be adopted. Those in favor indicate by
26. saying Aye. Those opposed. The Ayes have it. Amendment No. 1
27. is adopted. Amendment No. 2, Senator Netsch.
28. SENATOR NETSCH:
29. Thank you, Mr. President. Amendment...
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. Just a moment, Senator. Could we break up the caucus
32. immediately in front of Senator Netsch. Proceed.
33. SENATOR NETSCH:

1. ...Thank you, Mr. President. Amendment No. 2 as well as  
2. Amendment No. 3 was suggested by the...that person in the  
3. Attorney General's Office, Consumer Fraud Division, who has  
4. been involved in investigating complaints about the practice  
5. of real estate rental...finding which the bill covers. This  
6. particular amendment which again was suggested by some of the  
7. practices that he's discovered attempts to guarantee that where  
8. refund of the fee is...is provided for as it is under certain  
9. circumstances that the...the agency itself has a responsibility  
10. to make that known and to attempt to guarantee the refund. What  
11. has frequently happened is that the...the collector or the  
12. distributor of the refund may be all of sudden found to be  
13. located in New York or New Jersey, or California...and while  
14. there is a technical right to the refund, in fact, it becomes  
15. so burdensome that it's impossible for it effectively to be  
16. realized and so this language is attempting to in part to meet  
17. that problem. I would...

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Is there further discussion? Question is, shall Amendment  
20. No. 2 to House Bill 806 be adopted. Those in favor indicate  
21. by saying Aye. Those opposed. The Ayes have it. Amendment  
22. No. 2 is adopted. Amendment No. 3, Senator Netsch.

23. SENATOR NETSCH:

24. Thank you, Mr. President. Amendment No. 3 also suggested  
25. by some of the practices encountered by the Attorney General's  
26. Consumer Fraud Division, further defines what is deemed to be  
27. fraudulent advertising. Again, one of the practices frequently  
28. found is that a...a...a finding, a real estate location is  
29. listed, and in fact, the agency knows that it is no longer  
30. available and has not been for awhile but they just simply  
31. fail to make any of that information known to those who might  
32. be using their services, and so this amendment is designed to  
33. spell out that that is considered a part of fraudulent advertising.

1. I move the adoption of Amendment No. 3 to House Bill 806.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Question is, shall Amendment No. 3 to House...is there  
4. further discussion? Question is, shall Amendment No. 3 to  
5. House Bill 806 be adopted. Those in favor indicate by saying  
6. Aye. Those opposed. The Ayes have it. Amendment No. 3 is  
7. adopted. Amendment No. 4, Senator Netsch.

8. SENATOR NETSCH:

9. Thank you, Mr. President. Amendment No. 4 was designed  
10. by the Department of Registration and Education which will have  
11. the administrative authority and was attempting to meet the  
12. problems that they raised about administration of the original  
13. Act. In fact, these are all suggestions that were made by the  
14. Department of Registration and Education for better enforcement.  
15. They include a revision of the fee schedule and a...a biennial  
16. licensing mechanism and...

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Just...just a moment. Senator Graham, you wish order, I  
19. believe. Senator Graham.

20. SENATOR GRAHAM:

21. You know, to the people in the galleries that come down  
22. here to watch us in action, we must look something like an  
23. anthill and sound something like a zoo. Why don't we respect  
24. the speaker, the lady that's trying to put on the...

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. There will be no demonstrations from the gallery...

27. SENATOR GRAHAM:

28. ...trying to put...put forth her argument, and why don't  
29. the help and everybody else that's concerned with this operation  
30. either get in their seats, shut up, and quit moving around,  
31. and let's find out what's going on for a change.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Tried to tell them that for an hour, Senator. Will we

1. please have order. Senator Netsch.
2. SENATOR NETSCH:
3. Thank you. I appreciate Senator Graham's help. The
4. only question I would have of him is which part of the zoo
5. do I reflect at the moment? Now, Amendment...I...I do
6. appreciate your help though, Senator Graham. Amendment...as
7. I indicated, Amendment No. 4 attempts to clear up the ad-
8. ministrative problems that the Department of Registration -
9. Education had with the original Act. It was drafted at
10. their behest and with their cooperation and answers, I believe,
11. a number of the problems that the committee members also had.
12. It among other things provides for biennial rather than annual
13. licensing. I move the adoption of Amendment No. 4 to House
14. Bill 806.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Is there further discussion? Question is, shall Amend-
17. ment No. 4 to House Bill 806 be adopted. Those in favor
18. indicate by saying Aye. Those opposed. The Ayes have it.
19. Amendment No. 4 is adopted. Are there further amendments?
20. SECRETARY:
21. No further committee amendments.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Are there amendments from the Floor? 3rd reading. Just
24. a moment. Senator Netsch.
25. SENATOR NETSCH:
26. I have one...a fifth amendment to be offered from the Floor,
27. which...
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. Mr. Secretary, do you have the amendment in hand? The
30. bill is still on 2nd reading, because he won't have to take the
31. 5th.
32. SECRETARY:
33. Amendment No. 5 offered by Senator Netsch.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Netsch.

3. SENATOR NETSCH:

4. Thank you, Mr. President. This amendment was also requested  
5. by the Department of Registration and Education. It picks up...

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Now, just...just a moment. Now, the noise level is  
8. again rising. I'm not going to proceed until there is quiet  
9. in the Chamber. Do the...will the members please be in their  
10. seats. I'm not going to proceed until the noise level has  
11. abated. Proceed.

12. SENATOR NETSCH:

13. It's so quiet you could hear a pin drop.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. That will last for two minutes.

16. SENATOR NETSCH:

17. I realize that. Thank you, Mr...Mr. President. Amend-  
18. ment No. 5 was also requested by the Department of Registra-  
19. tion and Education, and primarily it picks up several points  
20. that they neglected to find at the time that Amendment No. 4  
21. was being drafted. I move the adoption of Amendment No. 5 to  
22. House Bill 806.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Question is, shall be Amendment No. 5 be adopted. Those  
25. in favor indicate by saying Aye. Those opposed Nay. The Ayes  
26. have it. Amendment No. 5 is adopted. Are there further amend-  
27. ments?

28. SECRETARY:

29. No further amendments.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. 3rd reading. House Bill 910, Senator Glass.

32. SECRETARY:

33. House Bill...House Bill 910

1. (Secretary reads title of bill)

2. 2nd reading of the bill. The Committee on Agriculture,  
3. Conservation and Energy offers one amendment.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Glass.

6. SENATOR GLASS:

7. Thank you, Mr. President. This committee amendment...  
8. makes deletions of words in lines 9 and 10 and by deleting  
9. areas or the preservation of buildings on line 23 and sites  
10. of historical or cultural significance, and I move its  
11. adoption.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Is there further discussion? Question is, shall Amend-  
14. ment No. 1 to House Bill 910 be adopted. Those in favor  
15. indicate by saying Aye. Those opposed Nay. The Ayes have  
16. it. Amendment No. 1 is adopted. Are there further amendments?

17. SECRETARY:

18. No further committee amendments.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Are there amendments from the Floor? 3rd reading. House  
21. Bill 1604. ...House...I'm advised that the Secretary had in  
22. hand another Floor amendment. The bill will be returned to the  
23. Order of 2nd reading. 2nd reading, Senator Glass. Amendment  
24. No. 2.

25. SECRETARY:

26. ...Amendment No. 2, right.

27. SENATOR GLASS:

28. Thank you, Mr. President, Ladies and Gentlemen. Amendment  
29. No. 2 puts this bill in the same shape as a comparable bill  
30. passed here in the Senate, Senate Bill 1148. Both of these  
31. deal with conservation easements and Representative Katz and  
32. I have worked out language to put them both in the same shape,  
33. so I move the adoption of Amendment No. 2.



1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Is there further...Senator Rock.

3. SENATOR ROCK:

4. I...I wonder if the sponsor of the amendment would be  
5. kind enough to repeat the explanation. As I read this, it  
6. says by deleting everything after the enacting clause and  
7. inserting in lieu thereof the following, and I would like,...

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Just...just a moment, Senator. The noise level is again  
10. on the rise. Will the members please be in their seat and  
11. cease all conversation. We won't proceed until we have quiet.  
12. Senator Glass.

13. SENATOR GLASS:

14. Senator Rock, I indicated there is a comparable bill  
15. over in the House that we passed, Senate Bill 1148. Representa-  
16. tive Katz is the sponsor of this bill and he's handling that  
17. one in the House, 1148 in the House. These bills as originally  
18. passed in each Body had some different language and the group  
19. that assisted him in the drafting of his legislation including  
20. a gentleman from Chicago Title Insurance Company had some  
21. recommendations for change as did the...the people that asked  
22. me to sponsor this bill, so what we're doing by the amendment  
23. is, in effect, putting both bills in the same shape. Substantively,  
24. there is not significant change. Basically, the bill still  
25. provide a conservation...that a conservation easement may  
26. be given to the State or a...a unit government in real property  
27. subject to the agreement of that local government of the State  
28. or a not-for-profit corporation to accept the conservation right  
29. and to impose upon that acceptance whatever conditions they  
30. deem appropriate. I don't plan to call the bill on 3rd reading  
31. for several days, and I'd be happy to hold it as long as  
32. necessary.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

HB 1604  
2nd Reading  
6-23-77

1. Senator Rock.

2. SENATOR ROCK:

3. Yes. I notice on the House Calendar that 1148 which went  
4. out of here 50 to nothing is on 2nd reading. Is in brief, does  
5. Amendment No. 2 make identical or make House Bill 910 the same  
6. as or identical to 1148?

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Glass.

9. SENATOR GLASS:

10. It...it will after that bill is also amended, so the  
11. major amendment, however, is to this bill. The...it will be...  
12. it will bring it close to that bill but there are some amend-  
13. ments in each and for that reason, I will certainly hold it  
14. pending questions of any of the members.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there further discussion? The question is, shall  
17. Amendment No. 2 to House Bill 910 be adopted. Those in favor  
18. indicate by saying Aye. Those opposed Nay. The Ayes have it.  
19. Amendment No. 2 is adopted. Are there further amendments?

20. SECRETARY:

21. No further amendments.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. 3rd reading. House Bill 1604, Senator Guidice. Read the  
24. bill, Mr. Secretary.

25. SECRETARY:

26. House Bill 1604

27. (Secretary reads title of bill)

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

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Are there amendments from the Floor?

31. SECRETARY:

32. Amendment No. 1 offered by Senator Guidice.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Guidice.

2. SENATOR GUIDICE:

3. Thank you, Mr. President. Mr. President, Amendment No. 1  
4. provides that the Director of Insurance shall permit public  
5. access pursuant to Section 404 of the Illinois Insurance  
6. Code to the records, books and papers filed in connection with  
7. the administration of the Act. And I move its adoption.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Is there further discussion? Question is, shall Amend-  
10. ment No. 1 to House Bill 1604 be adopted. Those in favor  
11. indicate by saying Aye. Those opposed. The Ayes have it.  
12. Amendment No. 1 is adopted. Are there further amendments?

13. SECRETARY:

14. No further amendments.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. 3rd reading. Now, Ladies and Gentlemen of the Senate,  
17. we're going to go to the Order of Recalls from the Order of  
18. 3rd reading to 2nd reading for the purposes of amendment.  
19. There are a series of those that we will consider and I'm going  
20. to read the first three or four so that the members can be  
21. prepared for consideration of those particular bills. The Chair  
22. will automatically request if the sponsor did, in fact, request  
23. the bill to be recalled. If he did not request it to be recalled,  
24. it will not be recalled. The first...first three bills to be  
25. considered are House Bill 47, House Bill 106 and House Bill 206.  
26. House Bill...House Bill 47, Senator Knuppel. Do we have leave to  
27. return to the Order of 2nd reading for the purpose of amend-  
28. ment? Leave is granted. We're on 2nd reading. Senator Knuppel.  
29. SENATOR KNUPPEL:

30. What this amendment does is changes its effective date from  
31. 10-1-77 to 7-1-77 so it corresponds to the fiscal year. I move  
32. the adoption of the amendment.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Is there further discussion? Question is, shall Amend-  
2. ment No. 1 to House Bill 47 be adopted. Those in favor indicate  
3. by saying Aye. Those opposed. The Ayes have it. Amendment  
4. No. 1 is adopted. Are there further amendments?

5. SECRETARY:

6. Amendment No. 2 offered by Senator Ozinga.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Ozinga, Amendment No. 2 to House Bill 47.

9. SENATOR OZINGA:

10. No, that's...that's Senate Joint Resolution 47.

11. SECRETARY:

12. I'm sorry, Senator Ozinga. You're right.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Strike it. Take it from the record.

15. SECRETARY:

16. No further amendments, Mr. President.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

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

19. House Bill 206, Senator Knuppel. Do we have leave to return

20. to the Order of 2nd reading for the purpose of amendment?

21. Leave is granted. The bill is on 2nd reading. ...Senator

22. Knuppel.

23. SENATOR KNUPPEL:

24. This amendment is a technical amendment that's been asked  
25. by the Aggregate Mining Commission which would strike out the  
26. date in the Act which required a reporting time of May 2, 1977,  
27. and it just provides for a general reporting time of May 2nd of  
28. each year.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further discussion? Question is, shall Amendment  
31. No. 1 to House Bill 206 be adopted. Those in favor indicate by  
32. saying Aye. Those opposed. The Ayes have it. Amendment No. 1  
33. is adopted. Are there further amendments?

1. SECRETARY:

2. No further amendments?

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. 3rd reading. Senator Rock, as to House Bill 236. Is it  
5. your desire to be recalled? It is not your desire. House Bill  
6. 315, Senator Johns. House Bill 375, Senator D'Arco. Just a moment.

7. SENATOR KNUPPEL:

8. It's Senator Johns' bill. It's my understanding he  
9. wants it returned because the House sponsor has an amendment  
10. he wants me to place on it.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. All right, House Bill 315. Do we have leave to return to  
13. the Order of 2nd reading? Leave is granted.

14. SECRETARY:

15. Amendment No. 1 offered by Senator Knuppel.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Knuppel.

18. SENATOR KNUPPEL:

19. This amendment provides that by...delete certain materials  
20. in the bill and provides that it shall strike the language or  
21. who employs any persons practicing horseshoeing without a  
22. certificate of registration. This is a request by the House  
23. sponsor of the bill.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Johns.

26. SENATOR JOHNS:

27. I'd like to endorse the motion that Senator Knuppel just  
28. made. It...it complies with all the thoughts of both the  
29. sponsor in the House and in the Senate.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there further discussion? Question is, shall Amendment  
32. No. 1 to House Bill 315 be adopted. Those in favor indicate by  
33. saying Aye. Those opposed. Amendment No. 1 is adopted. Are

1. there further amendments?

2. SECRETARY:

3. No further amendments.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. 3rd reading. House Bill 375, Senator D'Arco. Do we have  
6. leave to return to the Order of 2nd reading for the purpose of  
7. amendment? Senator D'Arco.

8. SENATOR D'ARCO:

9. No, Mr. President, I think that was a mistake. 375 doesn't  
10. have to be returned.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. House Bill 391, Senator D'Arco. Do we have leave to return  
13. to the Order of 2nd reading? Leave is granted. The bill is now  
14. on 2nd reading. Senator D'Arco.

15. SECRETARY:

16. Amendment No. 1 offered by Senator D'Arco.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator D'Arco.

19. SENATOR D'ARCO:

20. Thank you, Mr. President. Senate...Amendment No. 1 provides  
21. that the grant which would be forthcoming from the Department of  
22. Mental Health to the county Department of Corrections or the  
23. county jail would only be applicable in counties having more  
24. than one million inhabitants. This was...it was objected to  
25. yesterday that the grant was a State-wide grant and I wanted it to  
26. limit its application to Cook County because it is only being  
27. used in Cook County, so that's what the amendment does. And I  
28. move for its adoption.

29. PRESIDING OFFICER: (SENATOR JOHNS)

30. Any further discussion? 3rd reading. Wait a minute...  
31. Senator D'Arco moves the adoption of Amendment No. 1 to House  
32. Bill 391. All those in favor say Aye. All those opposed say  
33. Nay. The amendment is adopted. Any further amendments?

1. SECRETARY:

2. No further amendments.

3. PRESIDING OFFICER: (SENATOR JOHNS)

4. Any amendments from the Floor? They're all Floor amend-  
5. ments, that's right. Just getting started here. Okay. 3rd  
6. reading. Stand at ease just a moment, please. I'd like to  
7. alert the membership that we're going to call 511, 548 and  
8. 550. 511, Senator Moore. 548, Senator Knuppel, and 550  
9. Senator Knuppel, and Senator Moore indicates he wishes to  
10. return 511 to the Order of 2nd reading for the purpose of  
11. amending. Is leave granted? Leave is granted. The bill is  
12. on the Order of 2nd reading.

13. SECRETARY:

14. Amendment No. 2 offered by Senator Moore.

15. PRESIDING OFFICER: (SENATOR JOHNS)

16. Senator Moore.

17. SENATOR MOORE:

18. Before I proceed with Amendment No. 2, Mr. President,  
19. there was a drafting error by the Reference Bureau. What we  
20. attempted to do in Amendment No. 1 was to amend the Mental  
21. Health Code as well as the powers of the Director or powers and  
22. duties of the Department of Mental Health. It was not done in  
23. Amendment No. 1, so having voted on the prevailing side, I  
24. would move to reconsider the vote by which Amendment No. 1  
25. was adopted.

26. PRESIDING OFFICER: (SENATOR JOHNS)

27. You've heard the motion. All those in favor say Aye.  
28. All those opposed say Nay. The motion is adopted. Now, Senator  
29. Moore moves to Table Amendment No. 1. All those in favor say  
30. Aye. All those opposed say Nay. The motion is Tabled...the  
31. amendment is Tabled. Senator Moore.

32. SECRETARY:

33. Amendment No. 2 offered by Senator Moore.

1. PRESIDING OFFICER: (SENATOR JOHNS)

2. Offers Amendment No. 2. Senator Moore.

3. SENATOR MOORE:

4. Thank you, Mr. President. This amendment is now in proper  
5. form. It amends the Mental Health Code as well as the powers  
6. and duties of the Department. It has to do with the Department  
7. giving thirty days notice on removal or transfer of a patient.  
8. The facility also has to give. The substantive part is the  
9. same as Amendment No. 1 and I would move its adoption.

10. PRESIDING OFFICER: (SENATOR JOHNS)

11. You've heard the motion by Senator Moore to adopt Amendment  
12. No. 2 to House Bill 511. All those in favor say Aye. All those  
13. opposed say Aye. The Amendment No. 2 is adopted. Any further  
14. amendments, Mr. Secretary.

15. SECRETARY:

16. No further amendments.

17. PRESIDING OFFICER: (SENATOR JOHNS)

18. 3rd reading. Senator Knuppel, do you wish your House Bill  
19. 548 returned to 2nd reading for purpose of amending? Leave  
20. granted? Leave is granted. The bill is on the Order of 2nd  
21. reading. Amendment...

22. SECRETARY:

23. Amendment No. 2 offered by Senator Knuppel.

24. PRESIDING OFFICER: (SENATOR JOHNS)

25. Senator Knuppel.

26. SENATOR KNUPPEL:

27. Amendment No. 2 is again a purely technical amendment  
28. prepared by the Legislative Reference Bureau in regard to some-  
29. thing they discovered after they had drafted the legislation.

30. PRESIDING OFFICER: (SENATOR JOHNS)

31. You've heard the explanation of Amendment No. 2 to House  
32. Bill 548. All those in favor say Aye. All those opposed say  
33. Nay. The amendment is adopted. Any further amendments?



1. SECRETARY:

2. No further amendments.

3. PRESIDING OFFICER: (SENATOR JOHNS)

4. No further amendments. 3rd reading. Senator Knuppel on  
5. House Bill 550. Do you wish the bill returned to 2nd reading  
6. for the purpose of amending?

7. SENATOR KNUPPEL:

8. Yes, Sir.

9. PRESIDING OFFICER: (SENATOR JOHNS)

10. You've heard the motion. All those in favor say Aye.  
11. All those opposed say Nay. The motion is adopted, and House  
12. Bill 550 is on the Order of 2nd reading. Read the bill, Mr.  
13. Secretary.

14. SECRETARY:

15. Amendment...Amendment No. 1 offered by Senator Knuppel.

16. PRESIDING OFFICER: (SENATOR JOHNS)

17. Senator Knuppel.

18. SENATOR KNUPPEL:

19. This is the bill in which they referred to the Department  
20. of Commerce of the United States in one part there. It was the  
21. Chamber of Commerce. All this amendment does is change Chamber  
22. of to Department of. It's a technical error in the drafting  
23. again from the Legislative Reference Bureau. I move the adoption  
24. of the amendment.

25. PRESIDING OFFICER: (SENATOR JOHNS)

26. You've heard the explanation and Senator Knuppel moves the  
27. adoption of Amendment No. 1 to House Bill 550. All those in  
28. favor say Aye. All those opposed say Nay. The amendment is  
29. adopted. Any further amendments?

30. SECRETARY:

31. No further amendments.

32. PRESIDING OFFICER: (SENATOR JOHNS)

33. 3rd reading. All right, now the next three, House Bill  
34. 623, Senator Netsch, House Bill ...no...I'll repeat again.

1. What...okay...all right. 623, Senator Netsch. House Bill  
2. 658, Senator Netsch. House Bill 669, Senator Lemke. Those  
3. are the next three that we will attempt to move back to 2nd  
4. reading. Senator Netsch moves that we move House Bill 623 back  
5. to the Order of 2nd reading for the purpose of amendment. Does  
6. she have leave? Leave is granted. Senator Netsch.

7. SECRETARY:

8. Amendment No. 3 offered by Senator Netsch.

9. SENATOR NETSCH:

10. Thank you. I believe...

11. PRESIDING OFFICER: (SENATOR JOHNS)

12. Senator Netsch...

13. SENATOR NETSCH:

14. ...that my first order would be to Table Amendment No. 1.  
15. This will be a substitute for Amendment No. 1, so having voted  
16. on the prevailing side, I move to reconsider the vote by which  
17. Amendment No. 1 was adopted.

18. PRESIDING OFFICER: (SENATOR JOHNS)

19. Senator Netsch moves to reconsider the vote by which  
20. Amendment No. 1 was adopted. All those in favor say Aye. All  
21. those opposed say Nay. The motion...the amendment is Tabled...  
22. no, wait a minute...no...the vote is reconsidered. Now,  
23. Senator Netsch moves to adopt Amendment No. 1...no...moves to  
24. Table Amendment No. 1 to House Bill 623. All those in favor  
25. say Aye. All those opposed Nay. The amendment is Tabled.  
26. Senator Netsch.

27. SENATOR NETSCH:

28. Thank you, Mr. President. Amendment No. 3 will now be a  
29. substitute for Amendment No. 1. It was done primarily at the  
30. instance and insistence of Senator Schaffer, and while I would  
31. not represent that it does...in precisely the language that  
32. Senator Schaffer would have preferred, I think it does take care  
33. of a problem that he raised and that some others have raised.

1. This has to do with training programs for employees of nursing  
2. homes. The...the bill requires that...that employees be trained.  
3. The question that came up particularly had to do with what are  
4. called volunteers. The Department of Public Health, which is the  
5. administering agency, the sponsor of the bill, and the committee out  
6. of which the bill initially arose do not want a total exemption for  
7. volunteers, because in some nursing homes there are volunteers who  
8. perform extremely important functions with respect to the patients  
9. and residents of those nursing homes, and so instead of just broadly  
10. across the board exempting all volunteers, no matter what their duties,  
11. this bill...or this amendment has rewritten the Department's duties  
12. to make it clear that they have not only the...the right but in a  
13. sense an obligation to take into account the fact that employees are  
14. volunteers, that the nature of their duties may not require that they  
15. have extensive training, that they have been long-time employees and  
16. so forth. So that the...the training program that is to be given to  
17. the employees of the nursing homes does not have to be identical for  
18. every employee which makes good sense in the first place. This  
19. spells it out much more explicitly and I genuinely believe covers  
20. the concern that Senator Schaffer raised.

21. PRESIDING OFFICER: (SENATOR JOHNS)

22. Any discussion of the proposed amendment? All those in...  
23. Senator Netsch moves for the adoption...did he wish to be  
24. recognized? You were standing and I was watching, but I didn't  
25. see your light, so you're recognized, Senator Schaffer.

26. SENATOR SCHAFFER:

27. Well, I just wanted to, at least in part, agree with Senator  
28. Netsch. I...this amendment doesn't make me totally happy.  
29. I think I do have an amendment up there which I will hold  
30. at this point with the agreement from the sponsor that at a  
31. later date I may offer. The sponsor is trying to get the  
32. Department of Public Health to give us a little clarification  
33. of how they will interpret (continued on next page)

1. this. I have a very legitimate concern I think that this bill  
2. ...I have several concerns about the bill, but the one we're  
3. addressing now is that it might seriously jeopardize the volunteer  
4. effort in nursing homes, and I don't think we should discourage  
5. volunteer efforts. I don't think we're in any position to  
6. pick up the extra cost. And until we can get a little clari-  
7. fication from the Department of Public Health, I would prefer  
8. to let this amendment go on and...but sort of hold that option  
9. open to come back at this bill if the Department of Public  
10. Health takes what I consider a...a different interpretation  
11. than Senator Netsch just explained.

12. PRESIDING OFFICER: (SENATOR JOHNS)

13. Senator Netsch moves the adoption of Amendment No. 3 to  
14. House Bill 623. All those in favor say Aye. All those opposed  
15. say Nay. Amendment No. 3 is adopted. Any further amendments,  
16. Mr. Secretary?

17. SECRETARY:

18. No further amendments.

19. PRESIDING OFFICER: (SENATOR JOHNS)

20. No further amendments. 3rd reading. Senator Netsch asks  
21. leave of...of the Senate to bring House Bill 658 back to Order  
22. of 2nd reading. Is there leave granted? Leave is granted.  
23. Senator Netsch.

24. SENATOR NETSCH:

25. No, I don't have the amendments. I think...I brought this  
26. back for Senator Knuppel. I understand now that...that...

27. SECRETARY:

28. Amendment...

29. SENATOR NETSCH:

30. ...this is 658, Senator Knuppel, and Senator Chew...

31. SECRETARY:

32. ...Amendment No. 1 offered by Senator Knuppel.

33. PRESIDING OFFICER: (SENATOR JOHNS)

1. The Chair recognizes Senator Knuppel.

2. SENATOR KNUPPEL:

3. The amendment that I have proposed would make one of the  
4. dental hygienists a member of the board that writes...helps  
5. writes the test and determines certification. At the present  
6. time, it's...composed entirely of dentists and the...the  
7. dental hygienists feel that they should have some voice in the  
8. type of tests that are given to their own members rather than  
9. to have it entirely supervised from above by the lieutenants  
10. and captains, so to speak, by the...by the dentists. They feel  
11. that one member, I think, out of seven is only fair and that  
12. they...they want to participate in the type of tests that will  
13. be written and given for certification as a dental hygienists.

14. PRESIDING OFFICER: (SENATOR JOHNS)

15. You've heard the...Senator Knuppel explain the amendment.  
16. Senator Shapiro wishes to be recognize The Chair recognizes  
17. you.

18. SENATOR SHAPIRO:

19. Well, Mr. President and Ladies and Gentlemen of the Senate,  
20. I think we all ought to be aware of what this amendment is.  
21. This amendment is the exact duplication of a bill that was  
22. defeated in the House rather soundly not over a month or so  
23. ago. And this bill determines a policy question that I think  
24. should be discussed in the form of a bill and not an amendment  
25. to another bill. This bill...this amendment would expand the  
26. Board of the Dental Examiners from seven to eight people, the  
27. new member to be a dental hygienist. In their present capacity,  
28. dental hygienists now serve in the...in an advisory capacity  
29. of the board and have served a useful function in an advisory  
30. capacity. This amendment as it is presently constructed...the  
31. ...does not require the dental hygienist to serve or practice  
32. prior to be appointed to the board, whereas it does limit  
33. dentist's ability to serve unless they have served in general practice

1. for at least five years. The Dental Society is addressing  
2. itself to the question of having membership other than licensed  
3. practicing dentists. In our paraprofessional field, we have  
4. certified dental assistants, certified dental hygienists, certi-  
5. fied laboratory technicians. At this point in time allowing  
6. a dental hygienist to be a bona fide member of the board, would  
7. only create future problems. I have not been in contact with  
8. the Department of Registration and Education for over a month  
9. concerning this, but when this amendment was placed before the  
10. House, the Department of Registration and Education opposed it,  
11. because it increases the number on the board to an even number.  
12. They want to maintain an odd number in order to insure that  
13. there will not be any tie votes when all the members are  
14. present to determine the qualifications of a practitioner. I  
15. think that this amendment can be addressed by the General  
16. Assembly in the form of a bill. That bill has been before the  
17. House. It did not make it over here, and I think that we  
18. ought to defeat the amendment as it is presented. Thank you.  
19. PRESIDING OFFICER: (SENATOR JOHNS)

20. Any further discussion? Senator Netsch may close the  
21. debate. No...Senator Knuppel...he made the motion. Senator  
22. ...that's okay. Senator Netsch, I...I recognized you, and  
23. you were waving me off, and then I come back to you.  
24. SENATOR NETSCH:

25. I'm...I'm sorry... there still is confusion, because the  
26. amendments are not my amendments, and I think that's why you  
27. were offering me the chance to close the debate, but I'm not  
28. the offerer of them.

29. PRESIDING OFFICER: (SENATOR JOHNS)

30. That's right.

31. SENATOR NETSCH:

32. I had just simply acceded to a request that the bill be  
33. brought back so the amendment could be offered and I would point only

1. that they...the original bill was simply a revisory bill,  
2. and it...it was available and dealt with the same general  
3. subject matter and that is why the request made that it be  
4. made available for offering of the amendment, but I have no  
5. comments to make on the...the substance of the amendment itself:

6. PRESIDING OFFICER: (SENATOR JOHNS)

7. Senator Knuppel, do you wish to speak again?

8. SENATOR KNUPPEL:

9. Yes...

10. PRESIDING OFFICER: (SENATOR JOHNS)

11. Okay, Sir...

12. SENATOR KNUPPEL:

13. ...I...all I can say is that I was...this was requested  
14. of me by the dental hygienists. They want to participate. I  
15. think it's wonderful that they do. We have...we have a lot of  
16. other people that partake in these things. Generally, it's the people  
17. who are practicing rather than someone who is above them who  
18. makes that decision. In other words, it's the horseshoers  
19. who decide the qualifications in the...the testing of horse-  
20. shoers. It's lawyers who determine the testing of lawyers,  
21. and it's dentists who determine the...the qualification of  
22. dentists. This is a nice deal, keep them down on the farm,  
23. make them peons and keep them peons, and I naturally expected  
24. Senator Shapiro who is a dentist to take the line of the  
25. Illinois Dental Association. He does have a conflict  
26. of interest in that regard. I don't it's a...a disabling one.  
27. He made a good argument, however, this is done everyday, where  
28. bills serve as vehicles for some defeated measure. I think we  
29. had one here this morning three times that had to do trying to  
30. get the age of...imbibement raised again to age twenty-one.  
31. There's nothing devious or underhanded. The amendment speaks  
32. for itself. One out of eight, I don't think is numerically out  
33. of line, nor do I think these people who know what they're doing

1. and have a better idea sometimes maybe than their superiors  
2. do of what's required, ought to be denied membership and a voice  
3. on that board.

4. PRESIDING OFFICER: (SENATOR JOHNS)

5. You've...any further discussion? The question is on the  
6. adoption of Amendment No. 1 to House Bill 658. All those in  
7. favor say Aye. All those opposed say Nay. Senator Knuppel has  
8. requested a roll call. The question is, shall Amendment No. 1  
9. to House Bill 658 be adopted. All those in favor vote Aye.  
10. All those opposed vote Nay. The voting is open. Have all  
11. voted who wish? Have all voted who wish? Take the record.  
12. On that question, the Yeas are 12, the Nays are 23. The  
13. amendment is not adopted. Any further amendments?

14. SECRETARY:

15. I have a second amendment, but it doesn't have a name.

16. PRESIDING OFFICER: (SENATOR JOHNS)

17. It's Chew's...

18. SECRETARY:

19. Yours...

20. PRESIDING OFFICER: (SENATOR JOHNS)

21. ...Senator Charlie Chew.

22. SECRETARY:

23. Senator Chew offers Amendment No. 2.

24. SENATOR CHEW:

25. Thank you, Mr. President. Amendment No. 2 deals with an  
26. issue that I don't think is controversial. I think this amend-  
27. ment ought to...ought to be attached...adopted, and...and then  
28. sail through both Houses, and I'm going to give you just a  
29. brief background, Mr. President. The amendment is the results  
30. of a Senate bill that we passed out of committee that I have had  
31. several conferences with persons that did have some opposition  
32. to it. I don't know whether the opposition has been resolved,  
33. but it certainly an amendment where the time has come and it...it



1. should have been here years ago. I'll explain the amendment.  
2. It merely gives beauticians or hair stylists the right to trim  
3. or cut hair in the performance of styling hair. In other words,  
4. as it is now, if a woman goes to a beauty shop and her hair  
5. has to be trimmed or cut for the purpose of styling by that same  
6. person, that person who is a registered beauty culturist is  
7. not allowed to trim that hair for the purpose of styling. I have  
8. been in contact with the Barbers Union who I have not been  
9. able to resolve the differences. I...I got some real nasty  
10. letters from the Barbers Union on it. I talked to several  
11. school owners, and I do have the support of the school owners  
12. on this. The Barbers Union, in my opinion, felt that they were  
13. so strong that...just to give you the first approach that one  
14. of the owners used on me. I was called off the Senate Floor and  
15. just bluntly asked, why was I sponsoring the bill, and I said,  
16. because I thought it was necessary. And he told me in no  
17. uncertain terms, well, don't sponsor it anymore, get off of it,  
18. and of course, I proceeded to use some language that I can't  
19. repeat here. I frankly felt that some of these unions feel  
20. that they have the right to disrespect the process of government.  
21. At the hearing, Mr. President, they could not adequately give  
22. a reason as to why they were opposed to the concept other than to say  
23. that with all of the people wearing long hair now, which certainly  
24. does not include me, the barber's business was shrinking. Well,  
25. I don't have anything to do that. I feel that...that if a  
26. woman goes to a beauty shop, she ought to have the right to have  
27. her hair taken care of the way she wants without having to go to a  
28. beauty shop and barber shop simply because the Union doesn't  
29. want it. I...I have great respect for unions. I think they do an  
30. excellent job in some areas, but I think some areas we've allowed  
31. unions to take...

32. PRESIDING OFFICER: (SENATOR JOHNS)

33. Senator D'Arco is recognized.

1. SENATOR D'ARCO:  
2. Mr. President...  
3. PRESIDING OFFICER: (SENATOR JOHNS)  
4. The time is set, Gentlemen...  
5. SENATOR D'ARCO:  
6. I...  
7. PRESIDING OFFICER: (SENATOR JOHNS)  
8. ...I set the time on him, and it's..it's rapidly run out...  
9. SENATOR D'ARCO:  
10. ...we all know...we all know what this bill does. I think  
11. he explained it quite well. He doesn't have to take that long  
12. on it.  
13. PRESIDING OFFICER: (SENATOR JOHNS)  
14. The Chair wishes to tell you, Senator D'Arco, I set the  
15. timer on him. He's entitled to that. I do it on everybody. I  
16. intend to follow that pattern, but I have got the timer on him.  
17. It's about out.  
18. SENATOR CHEW:  
19. Mr. President, I...I consulted with the distinguished  
20. Senator from the 1st Ward in Chicago, Senator D'Arco, and I  
21. asked him to give me his actual opposition to the concept which  
22. he could not. He just said it hurts his people. Well, I...I  
23. don't accept that as being a valid reason...  
24. PRESIDING OFFICER: (SENATOR JOHNS)  
25. Your time is up, Senator Chew, conclude your remarks...  
26. SENATOR CHEW:  
27. Well, he took a part of the time...  
28. PRESIDING OFFICER: (SENATOR JOHNS)  
29. ...conclude...  
30. SENATOR CHEW:  
31. ...Senator...  
32. PRESIDING OFFICER: (SENATOR JOHNS)  
33. ...Senator, one old friend to another one. Conclude...

1. SENATOR CHEW:  
2. ...So, I...I'm going to ask...  
3. PRESIDING OFFICER: (SENATOR JOHNS)  
4. ...Time's up...  
5. SENATOR CHEW:  
6. ...I'm going to abide by the rules...  
7. PRESIDING OFFICER: (SENATOR JOHNS)  
8. ...All right, now, the next one...  
9. SENATOR CHEW:  
10. ...I'm going to ask that we get a favorable roll on...  
11. PRESIDING OFFICER: (SENATOR JOHNS)  
12. ...Time's up, Senator...  
13. SENATOR CHEW:  
14. ...the adoption of this amendment.  
15. PRESIDING OFFICER: (SENATOR JOHNS)  
16. The Chair recognizes Senator Buzbee, then Senator Glass,  
17. then Senator Knuppel.  
18. SENATOR BUZBEE:  
19. Thank you...thank you, Mr. President. Mr. President, if  
20. I...if I could...Mr. President, if I could have the sponsor of  
21. the amendment's attention, I'd like to ask him a question, if  
22. he would yield.  
23. PRESIDING OFFICER: (SENATOR JOHNS)  
24. Just a moment...just a moment, Senator Graham. I know what  
25. you're going ask for. You're going to ask for...let's put it  
26. back together, but it takes everybody's part, but not just theirs,  
27. but yours and everybody's Senator Ozinga, you're third on the  
28. list from Senator Buzbee. Got you recorded, you're on time.  
29. Going to start you over, Senator Buzbee. Okay.  
30. SENATOR BUZBEE:  
31. Question of the sponsor of the amendment, Mr. President,  
32. if Senator Chew would you yield. Senator Chew, I...I have a  
33. question which perhaps is really none of my business, but I

1. think maybe that I...you know, I'm just interested. Why is it  
2. that you have this great concern about hair and hair styles?  
3. I...I'm...I'm just curious as to why you were concerned about  
4. who is going to take care of whose hair.

5. PRESIDING OFFICER: (SENATOR JOHNS)

6. Senator Chew.

7. SENATOR CHEW:

8. Well, Senator, I suppose this would never become a part of  
9. your thinking, but my kind of legislating in my opinion is for  
10. the benefit of the masses of Illinois. I know what you're  
11. alluding to, and I can deal with that, too. You spend millions  
12. of dollars each year going to hot climates trying to get my  
13. color, so...so maybe I'm just trying to get some long hair,  
14. but that would be your answer.

15. PRESIDING OFFICER: (SENATOR JOHNS)

16. Senator Buzbee.

17. SENATOR BUZBEE:

18. Yeah. Just one follow up question. I...I wondered where  
19. you get hair styling done? Is it from a hair stylist or from  
20. a barber?

21. PRESIDING OFFICER: (SENATOR JOHNS)

22. Senator...

23. SENATOR CHEW:

24. Senator, they come from eight to eighty, blind, bow-legged  
25. and plum crazy. The reason I don't have much now, it's been  
26. rubbed. You know, hair don't grow on busy streets.

27. PRESIDING OFFICER: (SENATOR JOHNS)

28. Senator Buzbee, you have any further questions? No.

29. Senator Glass.

30. SENATOR GLASS:

31. Well, Mr. President, I have a parliamentary inquiry.

32. PRESIDING OFFICER: (SENATOR JOHNS)

33. Senator Chew, you're out of order.

1. SENATOR GLASS:

2. ...I...my question is...is going to be whether...whether  
3. this amendment is germane to the bill, but I suppose before  
4. asking that, I ought to ask if the sponsor of the bill is...is  
5. germane to a...an amendment regarding barbers, but I won't ask  
6. for that. I'll ask for a parliamentary inquiry on whether this  
7. amendment is germane to the bill.

8. PRESIDING OFFICER: (SENATOR JOHNS)

9. Senator...just a moment. Can you withhold the question  
10. till we get a chance to study it, Senator Glass? He will.  
11. Now, Senator Knuppel is next. Senator Knuppel is recognized.

12. SENATOR KNUPPEL:

13. Well, Senator Buzbee stole most of my thunder. I was going  
14. to say Charlie Chew is the one guy in this Body that could go  
15. ahead and sponsor a bill like this, because he doesn't give a  
16. damn what the barber thinks. But also, I...I know a little story  
17. about Charlie. I was there when they were creating him, and  
18. the...and the man asked him...he said, we make two models, we make them  
19. bald on the outside, and bald on the inside, how you take your's and  
20. Charlie said if it's all the same to you, I'll just take mine  
21. bald on the outside.

22. PRESIDING OFFICER: (SENATOR JOHNS)

23. Senator Ozinga.

24. SENATOR OZINGA:

25. I wonder if the sponsor would yield to a question.

26. PRESIDING OFFICER: (SENATOR JOHNS)

27. Sponsor indicates...

28. SENATOR OZINGA:

29. ...How about a little order...

30. PRESIDING OFFICER: (SENATOR JOHNS)

31. ...he will. Well, I think we're doing pretty good now.  
32. All right, let's hold it down. Senator Ozinga requests a little  
33. more quiet, and he also has asked a question of the sponsor.

1. SENATOR OZINGA:
2. Senator, is this the same amendment now as was on Senate
3. Bill 235?
4. PRESIDING OFFICER: (SENATOR JOHNS)
5. Senator Chew.
6. SENATOR CHEW:
7. I understand what you're saying, but I don't get the...
8. would you put it in another context please.
9. SENATOR OZINGA:
10. The reason for asking is that you will recall that on
11. Senate Bill 235 I had a whole flock of letters from the
12. Cameo School of Beauty Culture in Oak Lawn and all that they
13. said at that time was, please support Senate Bill 235. Did
14. you recall that? Remember I read you the letter that I wrote
15. back to them at time, and at that time, I wrote back to the
16. Cameo School that after having received the many letters with
17. regard to Senate Bill 235 without explaining why you wanted
18. me to vote for the bill, and then I explained what it really did.
19. I said, the sponsor of the bill is Senator Charles Chew who is
20. bald as the eight ball on a pool table. I want him...I went
21. to him and asked what prompted him to sponsor this legislation
22. as I knew he could not part his hair in the middle, and probably
23. uses a washcloth as a comb. However, he said, and I'm just
24. re quoting you - he may sometime want a transplant and if so, he
25. wanted to be sure that the cosmotogolists would be able and
26. privileged to clip and trim him. Is that right?
27. SENATOR CHEW:
28. Form of a question, Mr. President. I'd like to respond to
29. that.
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. Proceed.
32. SENATOR CHEW:
33. Yes, this is identical as you described as Senator Ozinga,

1. however, I know your constituents want you to support this, and  
2. I think all good people will support this. In...in answer to  
3. your other question, oh, I suppose that if you said the number  
4. one ball, you would have made it white, but as you know, the  
5. ...the eight ball is black, so I'm...I'm true to my own color.  
6. I've been bald since I was eighteen years old, and I don't feel  
7. that I've been deprived of anything that those of you with are  
8. slick hair licks have gotten that I don't get. I think if you'll  
9. check back into my background and yours, why bald really don't  
10. make no difference, because again grass don't grow on busy  
11. streets. I'm busy.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator D'Arco.

14. SENATOR D'ARCO:

15. Well, Mr. President and my fellow Senators, I rise in  
16. opposition to this bill. The beauticians and the barbers had an  
17. agreement, and the beauticians were going to be given the right  
18. to cut hair and trim hair, and the barbers were going to be  
19. given the right to do Marcel and permanent waving. That  
20. agreement was violated when the bill was on 2nd reading.  
21. Senator Chew offered an amendment to take out the provision  
22. that allowed the barbers the right to do Marcel and permanent  
23. waving. I was not aware of that amendment. He didn't inform  
24. me about its contents or what it did, but he simply offered it,  
25. and it was accepted and amended to the bill. The bill laid on  
26. 3rd reading for two weeks. He never called the bill for passage,  
27. He let it die on the Calendar, and then re-referred it to  
28. committee. He knew he didn't have the votes. Now, he is attempt-  
29. ing in a parliamentary maneuver to amend a House Bill that is very  
30. questionably germane...whether this amendment is germane to this  
31. bill in an effort to do what he couldn't do before this Body in  
32. a Senate bill that was before us. I strongly object to this  
33. amendment. I think his parliamentary maneuvering is not in

1. order, and further, I would ask that we soundly defeat this  
2. amendment.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Just...just a moment...just a moment. Senator Graham had  
5. the Floor?

6. SENATOR GRAHAM:

7. Mr. President, as one who is suffering from a slightly  
8. receding forehead, I think we've had enough chatter on baldheads and  
9. so forth, and I move the previous question.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Just...motion...just a moment. What's your inquiry,  
12. Senator?

13. SENATOR KNUPPEL:

14. Parliamentary inquiry.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. State your point.

17. SENATOR KNUPPEL:

18. In this Body through joint rules, we set up time schedules.  
19. Those time schedules as I understand it were to be met. Now,  
20. regardless of whether this is germane or not, we...it seems to  
21. me if we allow this amendment, it's a violation indirectly if  
22. not directly of our rules, because if we're going to do this,  
23. if we're going to follow this procedure, and I love Charlie  
24. Chew, but...but this is just the open crack in the door. If  
25. we allow somebody who doesn't meet those deadlines to amend  
26. this onto a House Bill later, we, in affect, are going to be  
27. plagued by every bill and every sponsor who fails to meet that  
28. timetable, and I rise this as a parliamentary question. Is  
29. this not, to...to reoffer this in the same context as it was  
30. offered as a Senate bill a violation of our rules that the  
31. bill must be taken out, and if we don't...if we don't honor  
32. those...if we...if we don't honor those in the breech, we're  
33. going to be in serious trouble, Gentlemen, in...in coming years



1. and from now on.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. The answer is no. Senator Chew, you may close the debate.

4. Just a moment. Senator Glass, for what purpose do you arise?

5. SENATOR GLASS:

6. No, I...I would like a ruling...

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. ...Senator Glass.

9. SENATOR GLASS:

10. ...on my question whether the amendment is germane to

11. the bill.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. All right, Senator Glass. The Chair...the...the amend-

14. ment is germane. We'll have to vote...vote it up or down.

15. Senator Chew, close the debate, please.

16. SENATOR CHEW:

17. Mr. President, thank you. In answer to John Knuppel, I

18. ...I thought Senator Shapiro just talked about the same thing

19. that John now is against. He didn't get his amendment, so

20. he's going to support mine, because I supported his, but it is

21. germane, John. Okay. Mr. President, there's been a lot of

22. allegations made. We've done this time and time again. It's

23. a question to answer Senator D'Arco. We were trying to work

24. out some agreements with those persons that had opposition as to

25. why the bill was not called on 3rd reading. We were able to

26. work out the valid opposition to the bill, and we're using

27. now the only vehicle that we have available, and I would ask

28. for...for favorable roll call on..on...on acceptance of the

29. amendment.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. The question is, shall Amendment No. 2 to House Bill 658

32. be adopted. Those in favor vote Aye. Those opposed Nay. The

33. voting is open. Have all those voted who wish? Have all those

1. voted who wish? Take the record. On that question, the Ayes  
2. are 19, the Nays are 31, 1 Voting Present. Amendment No. 2 to  
3. House Bill 658 fails. Are there further amendments?

4. SECRETARY:

5. No further amendments.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. 3rd reading. House Bill 669, Senator Lemke. Do we have  
8. leave to return to the Order of 2nd reading for the purpose  
9. of amendment? Leave is granted.

10. SECRETARY:

11. Amendment No. 1 offered by Senator Lemke.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Just a moment, there's...just a moment. Could we have  
14. order. Senator Chew and et al. Could we have order please.  
15. That's...that's all. Senator Lemke.

16. SENATOR LEMKE:

17. Mr. President and members of the Senate, this is...is a  
18. simple amendment. What we are doing here is this is one of  
19. the bills that was...that came out of the Revisory Laws  
20. Commission to revise the Statute as to sex and national origin,  
21. and what we're doing here as I...as I reviewed the bill, I  
22. noted that they're talking about discrimination and they...  
23. and they leave one of the most important factors in discrimina-  
24. tion...that's religion. What we're doing here is putting  
25. religion as a discriminating grounds in the Statute which I  
26. think it...we should do in all these cases on these bills. I  
27. think when we revise laws we should revise them so we...revise them  
28. all at once and don't cost us a lot of money.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further discussion? Question is, shall Amendment  
31. No. 1 to House Bill 669 be adopted. Those in favor indicate  
32. by saying Aye. Those opposed. The Ayes have it. Amendment No.  
33. 1 is adopted. Are there further amendments?

HB 760  
6/23/77

1. SECRETARY:

2. No further amendments.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Are there are amendments...that was an...Floor amendment.  
5. 3rd reading. House Bill 760, Senator Washington. Did you wish  
6. to recall that bill? Do we have leave to recall House Bill 760  
7. to the Order of 2nd reading for the purpose of amendment?  
8. Leave is granted.

9. SECRETARY:

10. Amendment No...

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Washington...

13. SECRETARY:

14. ...Amendment No. 1 offered by Senator Washington.

15. SENATOR WASHINGTON:

16. Mr...Mr. President, Amendment 1 comes as a result of  
17. discussion of House...of House Bill 760 last evening around the  
18. question of the admissibility of past sexual conduct on the  
19. part of the prosecutress witness in the...in the rape case.  
20. This dilemma has been discussed with those who raised the  
21. question last evening, Representative...Senator Bowers,  
22. Senator Egan, Senator Knuppel, Senator Netsch, and it has  
23. agreement. It simply strikes the word "chastity"and inserts  
24. in lieu thereof the phrase...the phrase...

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Just...just a moment, Senator. I don't many of the members  
27. are at attention. May we have order. There's a conference  
28. about two rows behind you. Proceed.

29. SENATOR WASHINGTON:

30. ...it strikes the word "chastity"and inserts in lieu there-  
31. of the phrase "sexual promiscuity". It has agreement. I move  
32. its adoption.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Is there further discussion? Question is, shall Amend-  
2. ment No. 1 to House Bill 760 be adopted. Those in favor  
3. indicate by saying Aye. Those opposed. The Ayes have it.  
4. Amendment No. 1 is adopted. Are there further amendments?  
5. SECRETARY:  
6. No further amendments.  
7. PRESIDING OFFICER: (SENATOR DONNEWALD)  
8. 3rd reading. Senator Rock, do you wish 761 recalled?  
9. Do we have leave to return to the Order of 2nd reading for the  
10. purpose of amendment? Leave is granted. Senator Rock.  
11. SECRETARY:  
12. Amendment No. 1 offered by Senator Newhouse.  
13. PRESIDING OFFICER: (SENATOR DONNEWALD)  
14. Senator Newhouse.  
15. SENATOR NEWHOUSE:  
16. 761. Let's take the other amendment first.  
17. PRESIDING OFFICER: (SENATOR DONNEWALD)  
18. Just a moment.  
19. (end of reel)  
20.  
21.  
22.  
23.  
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1. SECRETARY:

2. Amendment No. 1 offered by Senator Schaffer.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Schaffer.

5. SENATOR SCHAFFER:

6. This amendment, which I believe is an agreed amendment,  
7. simply states that if an employee of the Department gives  
8. or causes to be given confidential information concerning  
9. criminal charges and the disposition of a foster family  
10. that the aforementioned employee would be found guilty of  
11. a Class A misdemeanor unless the release of the information  
12. is authorized by the Section. I think Senator Rock agrees  
13. to the amendment. I think it puts a needed safeguard in  
14. the bill.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there further discussion? Senator Rock.

17. SENATOR ROCK:

18. Yes, thank you, Mr. President and Ladies and Gentlemen  
19. of the Senate. This is the bill which would require  
20. the department or allow the department to make a background  
21. investigation for foster...those who are applicants for  
22. licenses as foster parents. There was some concern about the  
23. confidentiality of this information in the event that the  
24. application was either granted or turned down. I think this  
25. amendment is a good one. I would urge its adoption.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Is there further discussion? Question is shall Amendment  
28. No. 1 to House Bill 761 be adopted. Those in favor indicate  
29. by saying Aye. Those opposed. The Ayes have it. Amendment  
30. No. 1 is adopted. Are there further amendments?

31. SECRETARY:

32. Amendment No. 2 offered by Senator Newhouse.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Newhouse.

2. SENATOR NEWHOUSE:

3. Thank you, Mr. Chairman. I was holding the amendment  
4. up to meet an objection that a couple of the Senators have.  
5. I'm pretty sure it's all worked out now. Senator Schaffer  
6. is looking at it at the moment and I'd move its adoption  
7. with Senator Schaffer's approval.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Schaffer.

10. SENATOR SCHAFFER:

11. Well, this...the amendment, of course, is similar to  
12. a Senate Bill that was defeated. As amended, I think it's  
13. considerably less objectionable. It would simply provide that  
14. a parent with a child under six would stay home and that  
15. he...he or she could not be required employment that  
16. unreasonably interfered with the responsibilities of the  
17. child. I think we may still have two different sections of the  
18. Act and I'm not sure if it's germane, Senator. You might  
19. ask your staff to take a look at that and if it isn't  
20. germane, we probably ought to take another look at it.  
21. I'm still not in love with the concept, but I think as  
22. amended, it probably verges on being reasonable. I guess  
23. you call it a qualified explanation.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Newhouse.

26. SENATOR NEWHOUSE:

27. Sometimes, respect is better than love, Senator. I'd  
28. appreciate a favorable roll call.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further discussion? Question is shall  
31. Amendment No. 2 to House Bill 761 be adopted. Those in  
32. favor indicate by saying Aye. Those opposed. The Ayes have  
33. it. Amendment No. 2 is adopted. Are there further

1. amendments?

2. SECRETARY:

3. No further amendments.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. 3rd reading. House Bill 820, Senator Bloom.

6. Is it your desire we call this bill? House Bill 841,

7. Senator Glass. Senator Weaver indicates that he will

8. handle House Bill 841. Do we have leave to return to the

9. Order of 2nd reading for the purpose of amendment?

10. Leave is granted. Senator Weaver.

11. SECRETARY:

12. Amendment No. 1 offered by Senator Weaver.

13. SENATOR WEAVER:

14. Thank you...

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Weaver.

17. SENATOR WEAVER:

18. ...Mr. President. This amendment does two things.

19. It puts into law the actual camping fee schedule and this

20. will require the department to secure General Assembly

21. approval and the changing of camping fees. It also

22. requires persons sixty-five and over to pay the same

23. camping fees as any other citizen on Friday, Saturday

24. and Sunday, those two things. I'd appreciate

25. ...I'd move the adoption of this amendment.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Rock.

28. SENATOR ROCK:

29. Question of the sponsor if he'll yield.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Indicates he will.

32. SENATOR ROCK:

33. It seems to me that in front of Appropriations II

34. last week, the Director of Conservation indicated that these...

1. are these the rates that he has already established? Why  
2. then, the amendment?

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Weaver.

5. SENATOR WEAVER:

6. You maybe didn't hear the second part of the amendment,  
7. Senator Rock. We're putting into the Statutes the fees  
8. as they now charge. It would do one other thing, as it  
9. is now, all people...all persons over sixty-five have  
10. free access to these camps. This would still give them  
11. free access on Monday, Tuesday, Wednesday and Thursday  
12. but they would pay on Friday, Saturday and Sunday.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Rock.

15. SENATOR ROCK:

16. Well...and again, in the committee, we discussed that  
17. and I don't have any particular objection to the second  
18. part. The exception from the...from no fee on Friday, Saturday  
19. and Sunday, I think the point you made in committee was  
20. well taken. It seems to me, however, that again, to  
21. set in by Statutory law a dollar amount fee then the  
22. Director has to come back to us, it seems, every time he  
23. has to raise these fees. I think the...the Statute as is,  
24. frankly, is better because it says the department may...  
25. the Department of Conservation may regulate by administrative  
26. order, the fees to be charged and I frankly think that's a  
27. better way to go. I don't know how much it costs to adequately  
28. maintain these parks or these camping areas and I think if the  
29. director and the administration wishes to raise the fees,  
30. I think they should be entitled to do that. And I think  
31. also by administrative order, they can say, except Friday,  
32. Saturday and Sunday and I don't know why they haven't yet.  
33. I would oppose the amendment.



1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Kenneth Hall.

3. SENATOR HALL:

4. Will the sponsor yield to a question?

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Indicates he will.

7. SENATOR HALL:

8. Senator Weaver, why...what prompted you to include  
9. Friday, Saturday and Sunday for the senior citizens?

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Weaver.

12. SENATOR WEAVER:

13. Many people have commented to me that they like to  
14. use the parks and the only time they have is on Friday,  
15. Saturday and Sunday, Senator Hall, but when they get to the  
16. parks, they're filled up with people for the most part,  
17. over sixty-five who spend a week or ten days at each park  
18. and there's just...they just can't accommodate them. So,  
19. I thought we would give free access to the parks to  
20. citizens over sixty-five on Monday, Tuesday, Wednesday and  
21. Thursday and then if they wish to stay on on the weekend,  
22. they would have to pay. That way freeing up, maybe, some  
23. spaces for those who like to take their families out to  
24. parks close by but are seldom able to get a spot.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Kenneth Hall.

27. SENATOR HALL:

28. Well, I rise in opposition to this amendment.  
29. The...and my reasoning is this, now, we've put out a very  
30. beautiful brochure showing and encouraging people to take  
31. advantages of our parks. Here you're making again...  
32. making second class citizens out of senior citizens. This  
33. is the time that most of them, Fridays, Saturdays and Sundays

1. ...I don't know who could object to any senior citizens  
2. being in the park on Friday, Saturday and Sundays.  
3. Many of them don't have any other forms of relaxation.  
4. Many of them don't have cars to go other places and  
5. drive long distances. I would oppose this amendment on  
6. that grounds. I think that senior citizens, since  
7. we've given them that right, should be entitled to go  
8. any day and if we do otherwise, we're discriminating against  
9. them.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Buzbee.

12. SENATOR BUZBEE:

13. Thank you, Mr. President. Question of the sponsor.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Indicates he will respond.

16. SENATOR BUZBEE:

17. On the first part of the amendment, Senator Weaver,  
18. why do you feel it necessary for us to Statutorily  
19. indicate the fees that the department shall charge?

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Weaver.

22. SENATOR WEAVER:

23. I merely took their schedule and put it into the  
24. bill. I have no feeling whether we should Statutorily  
25. set these fees. Some of you may. I'll be glad to take it  
26. out. I think it ought to be the judgment of the members  
27. of the General Assembly to maybe set fees and set  
28. hours that senior citizens who pay no fees, can use the park  
29. it...it would...my only intent was to try to free up  
30. some spaces for people...working people who like to take  
31. vacations close to home over the weekend, but they can't  
32. find any spaces to use. Now, most senior citizens are retired,  
33. they can go all during the week, pay no fees, but we ought to

1. give a little bit of consideration to the working man as far as  
2. getting in his camper and going out and find a spot to  
3. park in Illinois on weekends.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Buzbee.

6. SENATOR BUZBEE:

7. Well, I'm sure that answer is not going to be  
8. charged against my time, is it, Mr. President? Well,  
9. Senator Weaver, I, like Senator Rock, have no...find no  
10. fault with the second portion of your...in fact, I think  
11. I was one of the sponsors. I had a bill in and eventually  
12. became a cosponsor of the bill that passed that established  
13. the free fee pass for senior citizens. Apparently a  
14. problem has come up since then and in the overcrowding  
15. on weekends and so forth. But the first part, you know,  
16. I think if we start to do this, and I...I happen to believe  
17. in legislative review of administrative rule making  
18. procedures, but if we start doing this with a Statute  
19. every time on every fee, we're going to soon be establishing  
20. the fees that Public Aid can...would pay out and so forth  
21. and I just think that in this case, the Department of  
22. Conservation would be much better qualified to respond  
23. immediately if they have a dramatic increase in the cost  
24. of maintaining a campground or something and they find it  
25. necessary to up the fee rate, I believe that we would be  
26. ill-advised to, at this point, take the step of legislating  
27. what the fees will be. Again, I find no fault with your  
28. second portion of the amendment, but the first portion is  
29. ...I think is a wrong way to go.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Knuppel.

32. SENATOR KNUPPTEL:

33. I think Senator Buzbee has said most of what I say and that

1. is that why don't you take the thing out of the record,  
2. take the first part off and I think you can pass the second  
3. part.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Weaver.

6. SENATOR WEAVER:

7. Well, I'll be glad to take an amendment from any  
8. one of you to let the director set the fees for hunting  
9. license, fishing license and everything else. You know,  
10. now you cry bloody murder if I did that. This is not  
11. earth shaking. If those want to vote for it, vote for it,  
12. if you like it. If you don't like it, vote against it.  
13. I move the adoption of the amendment.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Question is shall Amendment No. 1 to House Bill  
16. 841 be adopted. Those in favor vote Aye. Those  
17. opposed...all those in favor. I believe we'll have a roll  
18. call. All those in favor vote Aye. All those opposed  
19. No. The voting is open. Vote me Aye, Senator.  
20. Have all those voted who wish? Take the record. On that  
21. question, the Ayes are 28, the Nays are 27. Amendment  
22. No. 1 is adopted. Are there further amendments?

23. SECRETARY:

24. No further amendments.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. 3rd reading. Senator Bloom as to 820. Senator  
27. Knuppel as to 902. Do we have leave to return to the  
28. Order of 2nd reading for the purpose of amendment? Leave  
29. is granted. Senator Knuppel.

30. SENATOR KNUPPTEL:

31. Mr. President and members of the Body. I've been told by  
32. the staff that the original Amendments 1, 3, and 4 are  
33. technically incorrect. I'd ask leave to, as having voted on

1. the prevailing side, to move that they be Tabled.
2. PRESIDING OFFICER: (SENATOR DONNEWALD)
3. Heard the motion. All those in favor indicate by
4. saying Aye. Those opposed. The Ayes have it. Amendment
5. No...what was it, Senator?
6. SENATOR KNUPPEL:
7. 1, 3, and 4 be Tabled.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Amendment No. 1, 3, and 4 be Tabled.
10. SENATOR KNUPPEL:
11. And then I would move the adoption of Amendment
12. No. 5.
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. Senator Knuppel moves the adoption of Amendment No.
15. 5 to House Bill 902. Those in favor indicate by saying
16. Aye. Those opposed. The Ayes have it. Amendment No.
17. 5 is adopted. Are there further amendments?
18. SECRETARY:
19. No further amendments.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. 3rd reading. Just a moment.
22. SENATOR KNUPPEL:
23. Amendment No. 6 up there...
24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. Well, I put the question as to whether there were
26. other amendments. Are there further amendments?
27. SECRETARY:
28. Amendment No. 6 offered by...
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. ...just a moment...
31. SECRETARY:
32. ...Senator Sommer.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)
34. Just a moment. The bill is still on 2nd reading for the

1. record. Amendment No. 6, Senator Sommer.

2. SENATOR SOMMER:

3. Mr. President and members. This simply transfers  
4. some land.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there further discussion? Question is...

7. question is shall Amendment No. 6 be adopted. Those in  
8. favor indicate by saying Aye. Those opposed. The Ayes  
9. have it. Amendment No. 6 is adopted. Are there further  
10. amendments?

11. SECRETARY:

12. No further amendments.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. 3rd reading. House Bill 908, Senator Regner. Do  
15. you wish it recalled? Do we have leave to recall  
16. House Bill 908 to the Order of 2nd reading? Leave is  
17. granted. Senator Regner.

18. SECRETARY:

19. Amendment No....

20. SENATOR SOMMER:

21. Mr. President, the amendment I have to offer really  
22. is a replacement for House...Senate Amendment No. 1  
23. which was a committee amendment. There is a technical error  
24. in that amendment so I would now move having voted on the  
25. prevailing side, on adoption of Amendment No. 1 to  
26. Senate Bill 908 that we reconsider the vote by which it was adopted.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Heard the motion. Those in favor indicate by saying  
29. Aye. Those opposed. The matter is reconsidered. Now,  
30. Senator Regner moves that Amendment No. 1 be Tabled. Those  
31. in favor indicate by saying Aye. Those opposed.  
32. Amendment No. 1 is Tabled. Senator Regner.

33. SENATOR REGNER:

1. ...move the adoption of Amendment No. 2 which is the  
2. same but the...clarifying that one technical error.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there further discussion? Question is shall Amendment  
5. No. 2 be adopted. Those in favor indicate by saying Aye.  
6. Those opposed. The Ayes have it. Amendment No. 2 is  
7. adopted. Are there further amendments?

8. SECRETARY:

9. No further amendments.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. 3rd reading. Senator Knuppel as to 1018, do you wish  
12. it recalled? Do we have leave to go to the Order of  
13. 2nd reading for the purpose of amendment for House Bill  
14. 1018? Leave is granted. Senator Knuppel.

15. SENATOR KNUPPEL:

16. I believe on this that it's really Senator Bloom's  
17. amendment. I put it down there but it's his amendment  
18. and it would provide that under this credit union bill that  
19. if a corporate trustee was used by a credit union and that  
20. trustee was a bank, that it would have to be a bank that  
21. was a financial insitution organized under the State  
22. Laws of the State of Illinois. I have a question. Senator  
23. Bloom, are you there?

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Bloom.

26. SENATOR KNUPPEL:

27. What...what about national banking which...which are  
28. residents of the State of Illinois? I didn't look at this  
29. ahead of this time.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Bloom.

32. SENATOR BLOOM:

33. Well, I don't think we have any national bank.

1. Are you saying Illinois bank with a national charter?
2. PRESIDING OFFICER: (SENATOR DONNEWALD)
3. Senator...Senator Knuppel.
4. SENATOR KNUPPEL:
5. National banks are chartered under the laws of the
6. United States and not under the laws of the State of Illinois.
7. I think this is probably technically incorrect. I hadn't
8. looked at it before this. I'm sorry.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Senator...Senator Bloom.
11. SENATOR BLOOM:
12. Well, if...if what you want...okay. You want
13. it to include Illinois banks with national charters as well.
14. If you...if we could take it out, that could be put in.
15. The thrust of the amendment...
16. SENATOR KNUPPEL:
17. ...out of the record.
18. SENATOR BLOOM:
19. Okay.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. Take it out of the record. House Bill 1018, 3rd
22. reading. House Bill 1115, Senator Regner. Do you wish it
23. recalled? House Bill 12...House Bill 1055. Senator Leonard.
24. Senator Leonard. House Bill 1055. Do you wish it recalled?
25. Do we have leave to return House Bill 1055 to the Order of
26. 2nd reading for the purpose of amendment? Leave is granted.
27. The bill is on...
28. SECRETARY:
29. Amendment No....
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. ...2nd reading. Senator Leonard.
32. SECRETARY:
33. Amendment No. 2 offered by Senator Leonard.



1. SENATOR LEONARD:

2. Mr. Chairman, I would like leave to reconsider the vote  
3. on 1055.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Having voted...

6. SENATOR LEONARD:

7. There is an amendment on 1055 which I was on the  
8. prevailing side yesterday and I would like to remove the  
9. first amendment and put a second...

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. You've heard...

12. SENATOR LEONARD:

13. ...amendment on.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. You've heard the motion. Those in favor of reconsidering  
16. indicate by saying Aye. Those opposed. The Ayes have it.  
17. The matter is reconsidered. Senator Leonard now moves  
18. to Table Amendment No. 1. Those in favor indicate by saying  
19. Aye. Those opposed Nay. The Ayes have it. Amendment No.  
20. 1 is Tabled. Now, as to Amendment No. 2. Senator Leonard.

21. SENATOR LEONARD:

22. This is basically Amendment No. 1 but it goes in  
23. a different spot in the...in the bill and it expands  
24. the...expands the coverage of the Act.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there further discussion? Question is shall  
27. Amendment No. 2 to House Bill 1055 be adopted. Those in  
28. favor indicate by saying Aye. Those opposed. Just a minute.  
29. Did you wish to...Senator Maragos, to speak to this issue?  
30. Senator Maragos.

31. SENATOR MARAGOS:

32. Will the sponsor of the amendment yield to a question?

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Indicates he will.

2. SENATOR MARAGOS:

3. I heard you state that this amendment enlarges the  
4. purposes of the bill. In which way does it enlarge it?

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Leonard.

7. SENATOR LEONARD:

8. Senator, the...this does what it was initially supposed  
9. to do. The...the previous amendment was put in the wrong  
10. place and it did just the opposite of what it was supposed to  
11. do. It simply says that the funds cannot be used to  
12. influence State action or local government action. And it  
13. is basically the intent of the committee, this was an  
14. amendment that was agreed in committee that we would put  
15. on and yesterday, a mistake was made and it was put  
16. on in the wrong place and negated what it was supposed  
17. to do.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Any further discussion? Senator Leonard moves the  
20. adoption of Amendment No. 2 to House Bill 1055. Is there  
21. any discussion? All those in favor signify by saying Aye.  
22. All those opposed. The Ayes have it. The amendment is  
23. adopted. Any further amendments?

24. SECRETARY:

25. No further amendments.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. 3rd reading. Been a request from a member of the press  
28. corps to take still photographs. Is leave granted? Leave  
29. is granted. So ordered. On the Order of House Bills, 3rd  
30. reading, House Bill 1216, Senator Walsh. Senator Walsh  
31. seeks leave of the Body to bring House Bill 1216 back to the  
32. Order of 2nd reading for purposes of amendment. Is leave  
33. granted? On the Order of House Bills, 2nd reading, House Bill

1. 1216, Mr. Secretary.

2. SECRETARY:

3. Amendment No. 1 offered by Senator Walsh.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Walsh.

6. SENATOR WALSH:

7. Mr. President and members of the Senate. House Bill  
8. 1216 amends the Campaign Financing Law and the amendment  
9. which is on the Secretary's Desk would put the bill in form  
10. which...which was discussed in committee. The amendment  
11. has been reviewed by Democrat staff and the chairman of the  
12. committee and I would now move adoption of Amendment No. 1  
13. to House Bill 1216.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Walsh has moved the adoption of Amendment No.  
16. 1 to House Bill 1216. Is there any discussion? All those  
17. in favor signify by saying Aye. All those opposed. The  
18. Ayes have it. The amendment is adopted. Any further amendments?

19. SECRETARY:

20. No further amendments.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. 3rd reading. On the Order of House Bills 3rd  
23. reading, House Bill 1217, Senator Walsh seeks leave of the Body  
24. to bring House Bill 1217 back to the Order of 2nd reading  
25. for purpose of an amendment. Is leave granted? On the Order  
26. of House Bills, 2nd reading. House Bill 1217. Mr.  
27. Secretary.

28. SECRETARY:

29. Amendment No. 2 offered by Senator Walsh.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Walsh.

32. SENATOR WALSH:

33. Mr. President, Amendment No. 2 which is on the

1. Secretary's Desk is similar to that which is...was adopted  
2. to House Bill 1216. However, Mr. President, I would  
3. first seek leave to have Amendment No. 1 taken from the bill.  
4. So, having voted on the prevailing side on the adoption of  
5. Amendment No. 1 to House Bill 1217, I move that...that  
6. that vote be reconsidered.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Walsh moves to reconsider the vote by which  
9. Amendment No. 1 to House Bill 1217 was adopted.  
10. All those in favor signify by saying Aye. All those opposed.  
11. The Ayes have it. The vote is reconsidered. Senator  
12. Walsh now moves to Table Amendment No. 1. All those in favor  
13. signify by saying Aye. All those opposed. The Ayes have it.  
14. Mr. Secretary.

15. SECRETARY:

16. Amendment No. 2 offered by Senator Walsh.

17. SENATOR WALSH:

18. Mr. President and members...

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Walsh.

21. SENATOR WALSH:

22. ...of the Senate. Amendment No. 2 is the same as

23. Amendment No. 1 which was adopted to House Bill 1216.

24. I move the adoption of Amendment No. 2.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Walsh has moved the adoption of Amendment No. 2

27. to House Bill 1217. Is there any discussion? All those in

28. favor signify by saying Aye. All those opposed. The Ayes

29. have it. The amendment is adopted. Any further amendments?

30. SECRETARY:

31. No further amendments.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. 3rd reading. 1313, Senator Schaffer. 1327, Senator Rupp.

1. On the Order of House Bills, 3rd reading, is House Bill  
2. 1327, Senator Rupp seeks leave of the Body to bring House  
3. Bill 1327 back to the Order of 2nd reading for purpose  
4. of an amendment. Is leave granted? On the Order of  
5. House Bills, 2nd reading, House Bill 1327. Mr. Secretary.  
6. SECRETARY:

7. Amendment No. 1 offered by Senators Moore and Daley.  
8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Moore.

10. SENATOR MOORE:

11. Thank you, Mr. President and members of the Senate.  
12. What this amendment does, it deals with a water commission  
13. that has been created by two or more municipalities.  
14. Under the existing law, if a third municipality desires  
15. to join with the other two municipalities, there's no  
16. provision for them to...doing that. So, what this bill  
17. does, it authorizes any additional municipality to join  
18. and become part of an existing water commission in the same  
19. manner as if it had been there at its inception. Requires  
20. a majority vote of all the municipalities in the water  
21. commission and a majority vote of the new municipality that  
22. needs to join. I know of no objection to the bill...to the  
23. amendment as of this time. I would move for its adoption.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Any discussion? Question...Senator Moore has moved the  
26. adoption of Amendment No. 1 to House Bill 1327. Is there  
27. any discussion? All those in favor signify by saying Aye.  
28. All those opposed. The Ayes have it. The amendment is adopted.  
29. Senator Maragos, for what purpose do you arise?

30. SENATOR MARAGOS:

31. Only wanted to ask a question. You didn't see me,  
32. Mr. President. Is this germane to the...does it still amend  
33. the same Act? That's the only question I wanted to ask.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. The Chair will rule it is germane. Senator  
3. Moore moves the adoption of Amendment No. 1 to House Bill  
4. 1327. All those in favor signify by saying Aye. All those  
5. opposed. The Ayes have it. The amendment is adopted.  
6. Any further amendments?

7. SECRETARY:

8. No further amendments.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. 3rd reading. 1524, Senator Rhoads. On the Order of  
11. House Bills, 3rd reading, House Bill 1524. Senator Rhoads  
12. seeks leave of the Body to bring House Bill 1524 back to the  
13. Order of 2nd reading for purpose of an amendment. Is leave  
14. granted? On the Order of House Bills, 2nd reading, House Bill  
15. 1524, Mr. Secretary.

16. SECRETARY:

17. Amendment No. 1 offered by Senator Demuzio.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. House Bill 1524. Senator Demuzio.

20. SENATOR DEMUZIO:

21. Yes, Mr. President. This amendment, Amendment No. 1  
22. on House Bill 1524, is the amendment that would restore back  
23. to those communities that wish to have the backdoor  
24. referendum provisions on the junior college districts, as you  
25. well know, 1524 mandates every area in the State to be a part  
26. of the junior college district. What this amendment would  
27. do, would allow those communities to again have the option  
28. of backdoor referendum to opt out. Particular area that  
29. I happen to come from in Morgan County, Jacksonville, on  
30. two different occasions, they...they opted out of the  
31. junior college district by referendum. This mandating of this  
32. bill takes away, as far as I am concerned, the people's  
33. right to have a voice in the establishment of junior college

1. districts and I would think that perhaps Senator  
2. Hall, who is moving around, might want to add something to this...  
3. this particular amendment. But I think that this would  
4. provide again for the backdoor referendum for the people  
5. to have the opportunity to opt out of the junior college  
6. district, those that have not been...that are not in it  
7. as of this date and I move for the adoption of the amendment.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Demuzio has moved the adoption of Amendment  
10. No. 1 to House Bill 1524. Any discussion? Senator Rhoads.  
11. SENATOR RHOADS:

12. Thank you, Mr. President and members of the Senate.  
13. As sponsor of the bill, I must resist this amendment.  
14. Quite apart from the fact generally, as a matter of principal,  
15. resist all backdoor referenda type amendments, I do resist  
16. this one in particular because I think it would gut the  
17. purpose and the intent of the bill. And to keep faith with  
18. the desires of the House sponsor of the bill, I must  
19. ...I must resist this amendment, too. It is the same  
20. amendment that was defeated in committee by the Higher  
21. Education Committee. As you may recall, in 1973, the  
22. Legislature passed Senate Bill 1188 which was subsequently  
23. signed by Governor Walker. It mandated that all territory  
24. in the State go into community college districts. However,  
25. there are still forty-eight high school districts which have  
26. ...are outside community college districts which have  
27. remained out through backdoor referenda. The problem with  
28. this is that it creates a tax differential for those students  
29. not living in a community college district. They do  
30. ...the charge back that the community college...that the high  
31. school district pays is not sufficient to...to cover the  
32. cost. I can appreciate the concerns of these people, but  
33. this bill provides many ways by July 1, 1978, in which they

1. can either annex to an existing community college district,  
2. or they may form their own district. So, I think that's a  
3. good bill and I think this amendment ought to be resisted.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Further discussion? All right. There are a number of  
6. members have wished...indicated they wish to speak.

7. We have Senators Berning, Grotberg, Walsh, Sommer,  
8. Harber Hall, Graham. Pardon me? Briefly, we hope.

9. Senator Berning.

10. SENATOR BERNING:

11. Thank you, Mr. President and members of the Senate.  
12. I rise in support of this amendment. It is again offering  
13. the citizens the right to express themselves. We, in this  
14. General Assembly ought never deny the citizens the right to  
15. vote, a backdoor referendum is not ideal. A front door is  
16. much better, but a backdoor is vastly superior to just  
17. summarily saying, you, Mr. and Mrs. Citizen, will do this.  
18. I think we ought to reject that concept and support this  
19. amendment.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Further discussion? Senator Grotberg.

22. SENATOR GROTBORG:

23. Well, yes, Mr. President and members of the Senate.  
24. I rise in support of this...amendment and cannot for the life  
25. of me, understand why any sponsor would resist an amendment  
26. that was already a part of the Statute and by which the junior  
27. college...whole proposition was created many years ago  
28. with the option of opting local decisions on whether or not  
29. you wanted to be in the community college district. Now, we  
30. have, I think, twenty-six or twenty-seven school districts  
31. left in the State of Illinois that are not in junior college  
32. districts and in the past few years, we have opted...we have  
33. put all, I think, nearly a thousand school districts into these.



1. I think the system is working fine. To me, this is a kind  
2. of a dictatorship of a big bureaucracy telling every piece  
3. of local government that they have to conform and it's  
4. a last vestige of democracy that we let them have a chance  
5. not to conform. It doesn't hurt anybody to go another...what  
6. would happen if it went another decade? Nothing. I think  
7. that this amendment is a must to put on this bill and I would  
8. certainly encourage an Aye vote.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Further discussion? Senator Walsh.

11. SENATOR WALSH:

12. Mr. President and members of the Senate. This amendment  
13. was thoroughly discussed and debated in the Committee  
14. on Higher Education and I only wish Chairman Hickey was here  
15. to...to address herself to this question. I happen to be  
16. the only Republican who opposed the amendment and I would like  
17. to explain my reasons to the membership. Under the present  
18. law, the students in noncommunity college districts pay  
19. their way, so to speak, or the taxpayers in their high  
20. school districts pay their way through the charge back.  
21. The charge back is a...is an additional levy in the  
22. high school district in which the out of district student  
23. resides. Those taxpayers in the noncommunity college  
24. districts are therefore only required to pay approximately  
25. one-third of the real estate taxes the taxpayers in community  
26. college districts pay. That is just plain not fair. All the  
27. taxpayers of the State support the four year colleges and  
28. universities and all but a very few selfish taxpayers refuse  
29. to support the community colleges. When the master plan of  
30. higher education was adopted back in 1965, it was envisioned  
31. that all areas of the State be in community college districts  
32. and that is not yet the case. This bill without the amendment,  
33. would permit it to become the case with the amendment, those

1. few selfish taxpayers would obviously continue not to  
2. elect to join and let me also say as one who at one time  
3. was in a district, a legislative district that was both in  
4. a community college district and out of a community college  
5. district. Those students who are out of district students  
6. are not permitted to enroll in classes that are filled up with  
7. in district students. So, it isn't fair to those students  
8. who want to attend a community college not to be in a community  
9. college district where they will get equal treatment with  
10. other students attending that community college. This is  
11. a bad amendment and I believe it should be defeated.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Further discussion? Senator Glass.

14. SENATOR GLASS:

15. Thank you,...

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Yes, you're on the list.

18. SENATOR GLASS:

19. ...Mr. President and Ladies and Gentlemen. I rise in  
20. favor of this amendment. The bill which traditionally is  
21. sponsored by Representative Walsh in the House who has been an  
22. advocate of this policy for a long time, I would just point  
23. out to the last speaker, Senator Walsh, that a lot of  
24. taxpayers really aren't...aren't selfish, they simply want  
25. to have an option as to whether in their territory there  
26. should or should not be a community college district. You know,  
27. there are a lot of private institutions providing education  
28. for students and...and where there are private institutions  
29. fulfilling this need, it's...and the people in the area  
30. involved, deem it unnecessary to create a community college  
31. district which would be duplicative of the efforts of the  
32. private universities. That wish ought to be honored by this  
33. General Assembly and people ought to be given the right of

1. self-determination in this regard. Now, it's been claimed  
2. that these districts that do not choose to be in a community  
3. college district, don't pay their fair share. In fact, they  
4. do or there is at least the machinery available to have them  
5. do so because they are charged tuition and the people within the  
6. districts through their high school taxes, must pay the tuition  
7. of any of their students attending schools outside the  
8. district. So, I...I would urge the Body to support this amendment  
9. and allow people in a district to have the right of self-  
10. determination on whether they should have a community  
11. college district. There has not yet been one created  
12. without the people having a vote on it. Thank you.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Further discussion? Senator Sommer.

15. SENATOR SOMMER:

16. Mr. President, very briefly, people in these areas  
17. either have the opportunity for private education  
18. or they're just simply too far away from an existing facility  
19. and I find it interesting that people from certain part of the  
20. State want to place this on people from another part of the State.  
21. I...I would certainly support Senator Demuzio's amendment  
22. and not force taxpayers in another part of the State to do  
23. something they don't wish to do because a bunch of people  
24. somewhere else want them to do it.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Further discussion? Senator Graham. Senator Mitchler.

27. SENATOR MITCHLER:

28. Very briefly, Mr. President and members of the Senate.  
29. When the Junior College Act was passed in this Body in the  
30. House it was specifically provided that this would be  
31. done by referendum. The different college districts would be  
32. created by referendum. It gave an opportunity that if an  
33. area did not want to be part of a junior college district

1. that it did not have to be. Now, ever since that Act,  
2. it's been another trying to get a foot in the door and  
3. those that are actively engaged in the Junior College  
4. Program, the presidents, the teachers and all of those,  
5. they have been coming down here ever since the Act was  
6. informed and trying to get this type of legislation through  
7. without referendum to blanket in everybody. Personally,  
8. I wish that the State of Illinois was completely blanketed in  
9. with junior college districts, that every part of the State  
10. was part of a junior college district. I believe in it. One  
11. of our sons now taking a course this summer at a junior  
12. college. I believe in them. But I don't believe that  
13. you should force people to go into a junior college district.  
14. Now, Senator Grotberg represents an area there, St. Charles  
15. School District. They are not in the Elgin Community  
16. College District or the Waubensee Community College District  
17. immediately to the north or south. I'm not going to force  
18. them to go into a district. Those people are intelligent  
19. people. If they want to be in a district, they can, by  
20. referendum put themselves. When I talked this morning to the  
21. president of Joliet Junior College, the oldest junior college  
22. in the State, and I put that to them, I said, do you think  
23. you should force those people? Well, of course, you know, they  
24. don't like to force, no more than I would like to force  
25. mandated programs on presidents of junior colleges without the  
26. proper funding. Now, this is a good amendment. I'd like to  
27. see a front door amendment remain on it. This backdoor  
28. amendment that you're trying to put on now is even a  
29. compromise. But let's get this on this bill which actually,  
30. I hope, won't defeat the bill.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Soper. Senator Harber Hall. Yes, Senator Rhoads,  
33. for what purpose do you arise?

1. SENATOR RHOADS:

2. On a point of order, Mr. President. Since I raised the  
3. point earlier today about people passing out things, there  
4. is a flyer being passed out explaining this bill. I was  
5. the one who requested it.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Hynes has duly noted that. All right.

8. Senator Harber Hall.

9. SENATOR HARBER HALL:

10. Mr. President, I rise in strong support of this  
11. amendment because it's justice. In the Act of 1965  
12. that established the Junior College Program, I would like  
13. to quote from you...for you Section 2, Paragraph 12, wherein  
14. it states, "The State Board shall have the power  
15. and it shall be its duty to provide State-wide planning  
16. for junior colleges, et cetera, et cetera, so as to encourage  
17. and establish a system of locally initiated and administered  
18. comprehensive junior colleges." I say to you, Ladies and  
19. Gentlemen of the Senate, we are breaking faith with this  
20. Act that informed all the school districts in our State that if  
21. they wanted to and they initiated the action, they should and  
22. could establish a junior college unit, area, district.  
23. We, in many of our districts, have not saw fit to do that  
24. because we have adequate college training available through  
25. many institutions. For example, in the County of McLean,  
26. the City of Bloomington - Normal, for example, we have so many  
27. colleges available within twenty-eight to twenty-nine miles,  
28. that we are, in fact, already in competition with one another  
29. and the private colleges are getting squeezed out.  
30. They have the training facilities and the staffs capable  
31. of training any...for any courses we desire. And yet, if you  
32. vote this bill that takes away the people's initiative to  
33. not join as we promised them when we enacted this in 1965, they

1. would have, if you do that, we will form yet another  
2. college district. It's wrong, it's morally wrong, number  
3. one, it's...it's contrary to the intent of the Act  
4. to start with, number two and thirdly, and I would suggest  
5. that conservative Senator and my honored and good friend,  
6. Senator Rhoads, probably does not and will not always take the  
7. position that a backdoor referendum is wrong. It's second  
8. in preference to a front door referendum, he'll find out  
9. if he doesn't know that. We will deny the citizens the right  
10. to have what they want and pay for what they want and they  
11. pay full tuition, Ladies and Gentlemen, to those junior  
12. colleges when any student in our area selects a junior college,  
13. we guarantee him his tuition free and we pay that with our  
14. property taxes. I support this amendment and suggest that  
15. all of you do so.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. All right. The Chair would just remind everyone the hour  
18. is growing late. Senator Hickey.

19. SENATOR HICKEY:

20. Thank you, Mr. President. I, too, believe in  
21. self-determination. But there are a few other things that  
22. we have to think about when we look at the whole community  
23. college picture. In 1964, this State decided that a  
24. community college education should be in the reach of  
25. ...of everybody in the State of Illinois. And they allowed  
26. districts to come in when they wanted to and as they wanted  
27. to in anticipation of the whole State soon being blanketed by  
28. community colleges. Now, years ago, another decision was made  
29. in this State so long ago that I haven't any idea when it was  
30. and that is that elementary and secondary education should be  
31. available to everybody in this State. We now accept this.  
32. We...we support the largest part of it from local areas, but  
33. we don't let anybody decide that if they don't

1. want to have any elementary or secondary education, that they  
2. can do without it. Also, something has been happening in  
3. higher education, not only in the State of Illinois, but in the  
4. whole United States in the last ten years. Education no longer  
5. is cut off at the end of four college years or even at the end  
6. of...of two junior college years or at the end of high  
7. school. In...course California was the pioneer in this.  
8. They...they taught us all and now we've learned it from the  
9. community colleges in this State, that people can live at home  
10. and get higher education. And so now, they've learned this  
11. through the community colleges and I submit to you that the  
12. people who live in areas that do not have community  
13. colleges are being denied two things. First of all,  
14. the State of Illinois gives three quarters of the capitalization  
15. of any construction of community colleges...the people in those  
16. districts that do not have community colleges are being  
17. cheated of that money which is their right as citizens of  
18. the State of Illinois. And also, they're being denied  
19. vocational, technical education and they're being denied  
20. what everybody else in the State is being given. They, too,  
21. should have this right, just like everybody else as we  
22. do in elementary and secondary education and I think that this  
23. amendment should be opposed. Thank you.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Further discussion? Finally, Senator Bruce.

26. SENATOR BRUCE:

27. Thank you, Mr. President and members of the Senate. I  
28. rise in opposition to this amendment. I have one of those  
29. areas and many of the people in the State of Illinois have areas  
30. that are completely surrounded by community college  
31. districts. We require that those people to organize  
32. a district to answer some of the questions about organizing  
33. a district, we require that they have seventy-five million

1. dollars a minimum in equalized assessed valuation. None of  
2. those areas would have that kind of equalized assessed  
3. valuation and therefore, will have to petition to join  
4. one or the other surrounding community colleges. We've heard  
5. a lot of talk, secondly, about tuition. Don't let anyone  
6. believe that tuition pays the full cost of going to any  
7. community college. Testimony in committee is that it  
8. pays about one-third. If you happen to come to a  
9. community college district like I have, we don't even charge tuition.  
10. Now, thirdly, we've been talking about...Senator Glass got up  
11. and talked about high schools paying the cost. Well,  
12. they pay tuition which pays one-third. They do not levy  
13. any additional tax. The charge back was eliminated last  
14. July. We have a charge back situation in only one community  
15. college district in the State of Illinois who have filed  
16. a petition prior to, I think it was, August the 15th, of  
17. last year. They have to file the petition before they  
18. can have a charge back rate. So, all of them are paying their  
19. standard high school rate and they are paying any charges  
20. out of the standard rate for all high school citizens. Now, the  
21. people in my community college districts are paying thirty-  
22. nine cents per one hundred dollars assessed valuation. The  
23. people who are coming to my community college and we completely  
24. surround an area of Lawrence County, are paying one-third  
25. that rate. I don't see the equality in it. This Senate  
26. has gone on record in one situation, Senate Bill  
27. 1188 sponsored by Senator Gilbert that we wanted to have all  
28. the areas in the State of Illinois in a community college. It  
29. passed the Senate. It passed the House and went to the Governor's  
30. Desk where he then added at the request of the Illinois  
31. Agriculture Association, a backdoor referenda. That was one  
32. of the worst amendatory vetoes he had and because of it, we have  
33. had a very difficult situation getting people to join. They'll  
34. never join because the tax rate is so much lower. But it



1. certainly penalizes those who in good faith, join a  
2. community college with the idea by 1973, all of us would be  
3. in the same community college district. I rise  
4. in opposition to this amendment.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Any further discussion? Senator Soper has indicated  
7. he's moving the previous question. Senator Rhoads for the  
8. second time.

9. SENATOR RHOADS:

10. Just very briefly, before Senator Demuzio closes, I want  
11. to restate my opposition to the amendment. Those who talk  
12. about democracy and backdoor referenda in the same breath,  
13. are, I think, confusing some very diametrically opposed  
14. concepts. I understand that your motives are sincere, I don't  
15. question that at all. But I do think that there is a  
16. ...an extreme tax differential here that should not  
17. be permitted and that this amendment ought to be defeated.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Demuzio may close the debate.

20. SENATOR DEMUZIO:

21. Well, thank you, Mr. President and members of the Senate.  
22. Up until now, no area in the...Illinois has been forced to  
23. join a...junior college district in...passage of 1524 with-  
24. out this amendment, that is not...no longer true.  
25. I just simply say and...and summarize by saying that we talk  
26. about denied...what we are doing in 1524 without this amendment,  
27. we are denying the people in those communities the opportunity  
28. to have the decision over their own right as to whether or not  
29. they want to be in the junior college district and I would  
30. urge you to give us the opportunity on a backdoor referendum  
31. and ask you to vote in favor of this amendment.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. All right. Senator Demuzio has moved the adoption of

1. Amendment No. 1 to House Bill 1524. Those in favor of the  
2. amendment will vote Aye. Those opposed will vote Nay.  
3. The voting is open. Have all voted who wish? Have all  
4. voted who wish? Have all voted who wish? Take the  
5. record. On that question the Ayes are 25, the Nays  
6. are 27, none Voting Present. The amendment fails. Any  
7. further amendments?  
8. SECRETARY:

9. No...no further amendments.  
10. PRESIDING OFFICER: (SENATOR ROCK)

11. 3rd reading. Senator Demuzio has requested a verification.  
12. All right. Will the members please be in their seats.  
13. Senator Demuzio has requested a verification of the roll  
14. call. The Secretary will read the negative votes.  
15. SECRETARY:

16. The following voted in the negative:..  
17. Bowers, Bruce, Buzbee, Clewis, Coffey, Collins, D'Arco,  
18. Daley, Donnewald, Guidice, Kenneth Hall, Hickey, Johns,  
19. Kosinski, Lane, Lemke, Merlo, Netsch, Newhouse, Rhoads,  
20. Rock, Soper, Vadalabene, Walsh, Washington, Wooten,  
21. Mr. President.  
22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Chew on the Floor? Senator Chew is not  
24. recorded on the roll call. Senator Daley on the Floor?  
25. Senator Daley is...Senator Daley is sharing the podium.  
26. Senator D'Arco is in his seat. Senator Lemke is on the Floor.  
27. Senator Egan on the Floor? Senator Egan. Senator  
28. Hickey is on the Floor in the center aisle. All right.  
29. All right. The roll has been verified. The Ayes are  
30. 25, the Nays are 27, the amendment fails. Any further  
31. amendments?  
32. SECRETARY:

33. No further amendments.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. 3rd reading. On the Order of 3rd reading is House  
3. Bill 1636, Senator Mitchler. Senator Mitchler seeks leave of the  
4. Body to bring House Bill 1636 back to the Order of  
5. 2nd reading for purpose of an amendment. Is leave  
6. granted? On the Order of House Bills, 2nd reading,  
7. House Bill 1636, Mr. Secretary.

8. SECRETARY:

9. Amendment No. 1 offered by Senator Mitchler.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Mitchler.

12. SENATOR MITCHLER:

13. Mr. President and members of the Senate.

14. This amendment to House Bill 1636 is to correct a  
15. drafting error. The appointment of the members of the  
16. commission as stated in the bill as it was drafted, all of the  
17. appointments would be made by the majority leaders of  
18. each House. This is corrected so that two would be made  
19. by the majority leaders, one by the minority leader. The  
20. amendment has no objection. I would ask for adoption of the  
21. amendment.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Mitchler moves the adoption of Amendment  
24. No. 1 to House Bill 1636. Is there any discussion? All those  
25. in favor signify by saying Aye. All those opposed.  
26. The Ayes have it. The amendment is adopted. Any further  
27. amendments?

28. SECRETARY:

29. No further amendments.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. 3rd reading. On the Order of House Bills, 3rd reading, is  
32. found House Bill 706, Senator Rhoads seeks leave of the Body  
33. to bring House Bill 1706 back to the Order of 2nd reading

1. for purpose of an amendment. Is leave granted? On the  
2. Order of House Bills, 2nd reading, House Bill 1706.  
3. Mr. Secretary.

4. SECRETARY:

5. Amendment No. 1 offered by Senator Rhoads.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Rhoads.

8. SENATOR RHOADS:

9. Since this bill was introduced by Representative  
10. Edgar in the House to handle an essentially a downstate  
11. problem, it was suggested we put on an amendment  
12. which excludes the County of Cook and that's what the  
13. amendment does.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Rhoads moves the adoption of Amendment  
16. No. 1 to House Bill 1706. Is there any discussion?  
17. All those in favor signify by saying Aye. All those  
18. opposed. The Ayes have it. The amendment is adopted.  
19. Any further amendments?

20. SECRETARY:

21. No further amendments.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. 3rd reading. On the Order of House Bills, 3rd reading,  
24. is House Bill 1789. Senator Egan. Senator Egan. Senator  
25. Egan. Senator Egan seeks leave of the Body to bring House  
26. Bill 1789 back to the Order of 2nd reading for the purpose of  
27. an amendment. Is leave granted? On the Order of House Bills,  
28. 2nd reading, House Bill 1789, Mr. Secretary.

29. SECRETARY:

30. Amendment No. 1 offered by Senator Egan.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Egan.

33. SENATOR EGAN:

1. Yes, Mr. President and members of the Senate.  
2. This amendment is only to add two words that were  
3. inadvertantly omitted in the original bill and to correct  
4. some spelling errors. It is...there is no substance in the  
5. bill. It is strictly technical and corrective and I move  
6. its adoption.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Egan moves the adoption of Amendment No. 1  
9. to House Bill 1789. Is there any discussion? All those  
10. in favor signify by saying Aye. All those opposed. The  
11. Ayes have it. The amendment is adopted. Any further  
12. amendments?

13. SECRETARY:

14. No further amendments.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. 3rd reading. 1812, Senator Lemke. 1928, Senator  
17. Maragos. On the Order of House Bills, 3rd reading, is House  
18. Bill 1928. Senator Maragos seeks leave of this Body to bring  
19. House Bill 1928 back to the Order of 2nd reading for purpose  
20. of an amendment. Is leave granted? On the Order of House  
21. Bills, 2nd reading is House Bill 1928. Mr. Secretary.

22. SECRETARY:

23. Amendment No. 1 offered by Senator Maragos.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Maragos.

26. SENATOR MARAGOS:

27. Mr. President and members of the Senate. Amendment  
28. No. 1 to House Bill 1928 is an addition which was requested  
29. by the County Problems Commission to put on because of the  
30. deadlines that they have very much difficulty to meet  
31. during the regular Sessions of the Legislature. They would  
32. like to have additional time to file the reports and in fact,  
33. they want to...starting in 1931...December 31 of 1978,

1. they would like to have those reports filed at the end of the  
2. Legislative Session so that new members of the Legislature  
3. can be aware of what they have done the previous  
4. two years and I ask for its adoption.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Maragos has moved the adoption of Amendment No.  
7. 1 to House Bill 1928. Is there any discussion? All those  
8. in favor signify by saying Aye. All those opposed. The  
9. Ayes have it. The amendment is adopted. Any further  
10. amendments?

11. SECRETARY:

12. No further amendments.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. 3rd reading. On the Order of House Bills, 3rd reading,  
15. House Bill 2108, Senator Demuzio. 2108, are you bringing that  
16. back for an amendment? Senator Hynes, for what purpose  
17. do you arise?

18. SENATOR HYNES:

19. Mr. President, for purpose of an announcement. With  
20. respect to the schedule for the rest of the day. We will  
21. work straight through until a...an hour to be determined  
22. depending on the physical condition of the membership. Hopefully as...  
23. as late as possible this evening. The...there will be no  
24. dinner served in the President's office and it's a dutch treat  
25. this evening. But we will go as late as possible because  
26. we have a lot of bills left on the Calendar and at the rate  
27. we're proceeding, the time we're taking on amendments, we're  
28. going to have to go fairly late this evening in order to  
29. move enough bills to put us in position to clear off our  
30. Calendar by this weekend.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Demuzio, the Secretary informs me that Senator  
33. Guidice has an amendment on file. Do you wish to call the bill

1. back? All right. That settles that. 2177, Senator  
2. Schaffer. All right. On the Order of House Bills,  
3. 3rd reading, is House Bill 2289, Senator Vadalabene.  
4. Senator Vadalabene seeks leave of this Body to bring House  
5. Bill 2289 back to the Order of 2nd reading for purpose  
6. of an amendment. Is leave granted? On the Order of House  
7. Bills, 2nd reading, is House Bill 2289, Mr. Secretary.  
8. SECRETARY:  
9. Amendment No. 1 offered by Senator Vadalabene.  
10. PRESIDING OFFICER: (SENATOR ROCK)  
11. Senator Vadalabene.  
12. SENATOR VADALABENE:  
13. Yes, thank you, Mr. President. Amendment No. 1 to House  
14. Bill 2289 states, after the word collected and for the  
15. purchase of real or personal property in connection therewith.  
16. This was worked out with both sides of the aisle and I move  
17. now for the adoption of Committee...Floor Amendment No. 1 to  
18. House Bill 2289.  
19. PRESIDING OFFICER: (SENATOR ROCK)  
20. Senator Vadalabene has moved the adoption of Amendment  
21. No. 1 to House Bill 2289. Is there any discussion?  
22. All those in favor signify by saying Aye. All those opposed.  
23. The Ayes have it. The amendment is adopted. Any further  
24. amendments?  
25. SECRETARY:  
26. No further amendments.  
27. PRESIDING OFFICER: (SENATOR ROCK)  
28. 3rd reading. On the Order of House Bills, 3rd reading  
29. is found House Bill 2343, Senator Maragos seeks leave of the  
30. Body to bring House Bill 2343 back to the Order of 2nd reading  
31. for purpose of an amendment. Is leave granted? On the Order  
32. of House Bills, 2nd reading, House Bill 2343, Mr. Secretary.  
33. SECRETARY:

1. Amendment No. 2 offered by Senator Maragos.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Maragos.

4. SENATOR MARAGOS:

5. Mr. President and members of the Senate. This  
6. amendment makes this bill equal to...other language and it  
7. takes out the word technical because of the difficulty in-  
8. terpreting the meaning of the word technical as compared  
9. to artistic and professional. I ask for its adoption.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Maragos has moved the adoption of Amendment  
12. No. 2 to House Bill 2343. Is there any discussion?  
13. All those in favor signify by saying Aye. All those opposed.  
14. The Ayes have it. The amendment is adopted. Any further  
15. amendments?

16. SECRETARY:

17. No further amendments.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. 3rd reading.

20. SENATOR MARAGOS:

21. Mr. Chairman...Mr. President.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Maragos, for what purpose do you arise?

24. SENATOR MARAGOS:

25. I want to reconsider by which Amendment No. 1 was  
26. adopted and having voted on the prevailing side, I made a  
27. mistake. I didn't Table Amendment No. 1 on this 2343.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. All right. Is there leave to bring House Bill 2343  
30. back to the Order of 2nd reading. On the Order of House Bills  
31. 2nd reading, House Bill 2343. Senator Maragos having voted on  
32. the prevailing side moves to reconsider the vote by which  
33. Amendment No. 1 was adopted. All those in favor signify



1. by saying Aye. All those opposed. The Ayes have it.  
2. The amendment is reconsidered. Senator Maragos now moves  
3. to Table Amendment No. 1. All those in favor signify by  
4. saying Aye. All those opposed. The Ayes have it. The  
5. amendment is Tabled. Any further amendments?

6. SECRETARY:

7. No further amendments.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. 3rd reading. Committee Reports. Senator Ozinga,  
10. for what purpose do you arise?

11. SENATOR OZINGA:

12. Mr. President, I have Senate Bill 528, which is on  
13. Postponed Consideration which is in the same nature  
14. as 3rd reading. Now, I have two amendments that are  
15. up on the Secretary's Desk...

16. PRESIDING OFFICER: (SENATOR ROCK)

17. When we get to the Order of Consideration Postponed,  
18. you will be considered.

19. SENATOR OZINGA:

20. Now, wait a minute. I want to get them into the  
21. Order so that when we get to that Order, they'll be in  
22. shape. They...they are noncontroversial. This is the one that you  
23. asked for yesterday which is there which puts the bill into  
24. its proper shape and the other one is a reduction of  
25. fees which has been tendered by Senator Davidson.

26.

27. The following typed previously.

28.

29.

30.

31.

32.

33.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Most of the ones I ask for do put the bill in proper  
3. shape. We...we will get to that Order of Business. Com-  
4. mittee reports.

5. SECRETARY:

6. Senator Vadalabene, Chairman of the Committee on  
7. Executive Appointments and Administration to which was  
8. referred the Governor's Messages of March the 9th, 1977,  
9. May the 24th, 1977 and June the 17th, 1977, reported  
10. that the Senate do advise and consent the following  
11. appointments.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Vadalabene.

14. SENATOR VADALABENE:

15. Yes, thank you, Mr. President and members of the  
16. Senate. Mr. President, I move that the Senate  
17. resolve itself into Executive Session for the purpose  
18. of acting on the Governor's appointments set forth  
19. in the Governor's Message of March 9th, May 24th and  
20. June 17, 1977.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. You heard the motion. All those in favor signify  
23. by saying Aye. All those opposed. The Ayes have it.  
24. The Senate is now in Executive Session. Senator Vadalabene.

25. SENATOR VADALABENE:

26. Yes, thank you, Mr. President and members of the  
27. Senate. With respect to the Governor's Messages of  
28. May 24th and June 17, 1977, I will read the names of  
29. the unsalaried appointments that the Committee on  
30. Executive Appointments and Administration recommends  
31. that the Senate advise and consent to. And because  
32. of some objections were raised in committee to one  
33. appointment of Mr. Hugh R. Brown, his appointment

1. should be considered separately. After reading his name,  
2. I will read the names of the other unsalaried appointments  
3. and ask leave to consider their appointments on one roll  
4. call unless any Senator has objection to any particular  
5. name. To the State Board of Education to be a member  
6. of the State Board of Education for a term expiring  
7. January 17th, 1983, Hugh R. Brown of Evanston. Mr.  
8. President, will you put the question as required by  
9. our rules.

*Beginning of Roll # 4*  
10. PRESIDING OFFICER: (SENATOR ROCK)

11. The question is does the Senate advise and consent  
12. to the nomination just made. Is there any discussion?  
13. Senator Ozinga.

14. SENATOR OZINGA:

15. Mr. President, members of the Senate. I've asked  
16. to have this gentleman be placed under separate roll  
17. call because as Senator Sam, and I don't mean the horse,  
18. knows he has conducted a very competent Chairmanship  
19. of that Executive Committee. He's been fair, understanding,  
20. and has let us question beyond reproach. This job that  
21. I am now taking is not unfamiliar to me, as most of  
22. you know, it has happened before. It's not a new situation.  
23. Under the old Governor, this happened several times, under  
24. the new Governor, I think this is the first time. Not all  
25. of his appointments have been the best, but we've gone  
26. along. But as Minority Spokesman of the Executive Committee  
27. I confronted this Gentleman, Mr. Brown, twice, first time  
28. in the Governor's Office, the second time in the Executive  
29. Committee. He is, or I suppose one should say now, was a  
30. teacher at the New Trier High School. At the time when  
31. he was a teacher he advocated or, shall I say, avidly went  
32. along with a proposition of strikes, condoned, what we  
33. call civil disobedience. But at the time when the teachers

1. walked out, he was very conveniently home claiming to be  
2. sick during the strike. I asked point blank whether he  
3. advocated or condoned strikes by teachers, even though  
4. illegal or technically authorizing civil disobedience.  
5. He answered that he did. Now, this was very surprising  
6. to all of us that were on the committee. And he just  
7. more or less openly defied the Governor, the committee  
8. and in direct...and that not being enough, he, by way  
9. of his disclosure statement shows that he is a director  
10. of one of the larger insurance companies who is doing  
11. business with various facets of education or educators  
12. of the State of Illinois. When I asked him about this  
13. conflict, or possible conflict, he stated that he was  
14. counseled that as long as he did not vote on an issue,  
15. it would not be a conflict. Now, Ladies and Gentlemen,  
16. I ask you, it is not only the vote that constitutes  
17. the conflict of interest, but the influence that a  
18. person will be able to influence the other members of  
19. that board. And I think this is direct. I asked him  
20. point blank, whether or not he expected to resign from  
21. this...or these directorships, it happens to be plural.  
22. I have examined my conscience and I find that this man  
23. should not be confirmed and ask each of you to examine  
24. the statements that have been made which can be verified  
25. with any member of the Executive Committee. I ask each  
26. of you to either abstain from giving your confirmation  
27. to this appointment or vote not to confirm him. Thank  
28. you.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Further discussion. Senator Graham.

31. SENATOR GRAHAM:

32. Mr. President, members of the Senate. It's with some  
33. reluctance that I find myself in the role in which I

1. now feel that I must be cast. It's not new to me to  
2. oppose an appointment either. And with the cooperation  
3. of my colleagues in the Senate some three years ago, we  
4. did successfully defeat a nominee who later proved to  
5. be more undesirable than, perhaps, we thought he was  
6. at the time of the appointment. Nineteen years in this  
7. Body and having observed the appointments of many  
8. Governors and trying to respect their right to have  
9. their own people. I find that without hesitation, we have  
10. to place this gentleman in the category of Mayor Mott  
11. some of you remember him, Charles Gray and David Vogel  
12. It's probably four of the most undeserving people to  
13. serve State Government that I've ever had an opportunity  
14. to interview in that Executive Committee. It was not  
15. only his relentless arrogance that bothered me. I have  
16. to quite frankly admire him for his candor, but I don't  
17. have to...subscribe to his philosophy. And when asked if  
18. he thought that teacher strikes was beneficial to the  
19. education of our children, he said, yes, he thought it  
20. was. When asked under further questioning, how he was trying to  
21. obtain his philosophy, he said, yes and some areas civil  
22. disobedience was the proper way to go. And for a...  
23. person involved in the education of the children of  
24. the State of Illinois, I said in closing to him, which  
25. I say in closing to you now. Revolutionaries are created  
26. or born, but they're not elected in this great free country  
27. of ours and I hope that we remember that on this roll call.  
28. PRESIDING OFFICER: (SENATOR ROCK)

29. A number of members have indicated they wish to speak.  
30. Senator Walsh.

31. SENATOR WALSH:

32. Mr. President, and members of the Senate. It is not  
33. easy to stand here on the Floor of the Senate and...and

1. criticize a nominee of the Governor. And my...remarks  
2. shall not be so much in...in criticism, but to express my  
3. reasons why I feel the...the gentleman in question is  
4. not qualified for the office to which he was appointed.  
5. His educational qualifications are certainly apparent  
6. to all. He is a member of the Illinois Education  
7. Association, is an officer of the New Trier Division of  
8. the...of that association. That neither qualifies him or  
9. disqualifies him for his appointment. It seems to me,  
10. Mr. President and members of the Senate, that the state-  
11. ments of the nominee to the effect that he not only  
12. believes in the right of teachers to strike, but actively  
13. espouses the striking by teachers in the event of a  
14. dispute that that position disqualifies him from  
15. service. He admits that strikes by public employees,  
16. including teachers, is contrary to the law, yet he  
17. supports the violation of the law. There's nothing  
18. wrong with believing in the right to strike. There  
19. are many members of the Senate who believe in the  
20. right to strike and members of the Senate have addressed...  
21. themselves to that question by the redress provided  
22. under the laws of the State of Illinois. But, for one  
23. to take the next step and violate the law, which he  
24. agreed is...is the law of the land, is improper. It seems  
25. to me that it is our obligation not to advise and  
26. consent in this appointment. Mr. Brown challenged the  
27. Senate not to advise and consent to his appointment.  
28. I believe, Mr. President and members of the Senate, we  
29. should accept that challenge and not supply sufficient  
30. votes. Because the gentlemen, by his own words, is not  
31. qualified to serve on the State Board of Education.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator D'Arco. Senator Mitchler.

1. SENATOR MITCHLER:

2. Mr. President, and members of the Senate. I believe  
3. that the Senate has a responsibility in its action to  
4. confirm or reject appointments of the Governor to specific  
5. positions of importance, is a very trusted responsibility.  
6. Before I make comments on Mr. Brown, who is nominated by  
7. Governor Thompson to the State Board of Education, I'd  
8. like to point out to you that we had a president up at  
9. Illinois State University several years ago when we had  
10. a lot of disturbances on the campuses and at the height  
11. of one of the disturbances when the flag of the United  
12. States of America was taken down from the staff from  
13. which it was flying at this university, it was taken  
14. down at the request of the president of the university  
15. to pacify some of the dissenters who did not want  
16. that flag to fly. This was at the same time the men and  
17. women were engaged in hostile combat in defense of this  
18. nation by orders of the United States Congress and the  
19. President of these great United States of America.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Knuppel, for what purpose do you arise?

22. SENATOR KNUPPEL:

23. We have a...a long schedule and I don't mind this  
24. man going in...this speaker going in to this man's  
25. qualifications or lack of them or whatever it may be,  
26. but a long story about some other guy that pulled a  
27. flag down hasn't got one damn thing to do with this  
28. fellow. We got a long agenda here.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Your point is well taken. The Senator will please  
31. confine his remarks to the question before us which is  
32. the nomination just read by Senator Vadalabene. Senator  
33. Mitchler.

1. SENATOR MITCHLER:

2. This Body did take action in that disgraceful act  
3. of that president of that state university. He is now  
4. not teaching or employed in the State of Illinois. We  
5. have a responsibility to the people. And I think the  
6. thing that...that I observe in Mr. Brown, not the fact  
7. that he believes that teachers should have the right  
8. to collective bargaining and the right to strike.  
9. Governor Thompson believes that. There's nothing wrong  
10. in believing that. The difference here is that Governor  
11. Thompson doesn't advocate the teachers' strike in defiance  
12. of court order and the lack of legislative authority  
13. for teachers to strike, whereas Mr. Brown, as I am  
14. told by my colleagues, and I believe them, they are  
15. men of honor, believes that teachers should strike  
16. in defiance of the courts and defiance of the lack  
17. of legislative authority to do so, and to nominate and  
18. approve someone to the high office of the State Board  
19. of Education, who believes in that I think is an unjust  
20. thing and I cannot see how we should confirm him for  
21. that appointment.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Knuppel.

24. SENATOR KNUPPEL:

25. Well, I think it's a sad day when somebody is  
26. approved or disapproved to a board in this State of  
27. ours based on whether he agrees or disagrees with the  
28. philosophy of a majority of us. This country is  
29. founded on a revolution and it wasn't merely civil  
30. disobedience. I happen to be waiting with the  
31. next appointee to the Board of Education and I think  
32. this man's comments, you may agree or disagree with  
33. his position as to collective bargaining and I think



1. he's got a right to his opinion and you to yours and  
2. to vote him up or down. But, what he said was that  
3. he thought there were times that civil...civil disobedience  
4. was in order. I submit to you, Gentlemen, that there are  
5. times that only through civil disobedience can you reach  
6. the ends you need. I have always believed that there  
7. are times that there's need for and a right to engage in  
8. civil disobedience. I went to jail for that very principle  
9. for wearing a turtleneck to court. I practice civil  
10. disobedience. Sometimes it's a refreshing thing in  
11. a musty old Chamber like this where people have sat  
12. stuffily for a great number of years. We've got a  
13. few young turks in here that stand up and say things  
14. like they are now. For too long, for too long, you  
15. people were afraid to say mush if you had a mouthful.  
16. The Senate was a stuffy Body. Now, whether it's violent  
17. civil disobedience or just civil disobedience. I tell  
18. you, sometimes, you know the...the whole program is  
19. so oppressing that the only way you can break out of  
20. it is to have somebody who is different. Those people  
21. are refreshing. They offer ideas and they stimulate  
22. those numbskulls who stay in a rut with blinkers over  
23. their eyes.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Smith.

26. SENATOR SMITH:

27. Mr. President, and Ladies and Gentlemen of the...of  
28. the Senate. I agree with the Senator who just yielded  
29. the Floor. In fact, I'm forced to. If I realize that  
30. even during the days of the Christ, honest men often  
31. times held honest differences of opinion. My opinion  
32. differs from that of the previous speaker. He having  
33. his right to say that which he honestly thinks. I

1. crave only the right briefly to say what I think with  
2. reference to the appointment. I sat there and listened  
3. to the Gentleman with amazement. When I was about to  
4. vote someone whispered and said, he is a Democrat. That  
5. meant to me only one thing, that he is a Democrat. I  
6. don't think that this should be nor do I believe it to  
7. be a political issue. Were it a political issue, I  
8. assume that we would of had a caucus on this side of  
9. the Senate and we would have decided, as, politicians,  
10. what we should do. We had no caucus and therefore,  
11. I'm not bound politically and never have been bound  
12. politically with regards to my honest opinions and  
13. I seldom express them here on the Floor of the Senate.  
14. Find that I too often differ with you, Gentlemen, not  
15. necessarily with your thinking, but with your conclusions.  
16. And I don't want to be considered an odd person. As  
17. I listen to the gentleman testify about his willingness  
18. to violate the law, that doesn't bother me so much, cause  
19. here as in many other instances, I differ with your  
20. conclusions, Gentlemen. It was the readiness with which  
21. he would violate the written laws and the established  
22. laws of this land. Now, I know that man doesn't live  
23. by laws, he lives by his emotions, by his instinct, by  
24. his feelings. And in the final analysis, by his experiences.  
25. Oftentimes, however, I think that the subconscious mind  
26. of man, Mr. President, forces to the conscious mind, the  
27. inner thinking and the inner feeling of man. I consider  
28. this thought that we are doing even now is fallacious  
29. **thinking**, as a deeper sense of thought than this  
30. fallacious thinking that we so often times do. The  
31. subconscious mind thinks in spite of the individual  
32. and I thought as a gentleman express the things that  
33. you, Senator Ozinga stated, and others. And I remember

1. finally I got up and I said that I knew of nothing  
2. that I could think of more readily than one of Aesops  
3. Fables about an ancient animal, an ancient animal according  
4. to Aesop had a set of legs on his back and a set of legs  
5. on his belly and whenever anything got after this animal  
6. he ran on his belly legs until they became tired, then  
7. he'd flop over and he'd run on the legs on his back until  
8. they became tired, then keep flopping. And accordingly,  
9. he could never be caught. But the three or four of  
10. the members who asked questions of Mr. Brown, and I  
11. don't know Mr. Brown, should he be seated here or  
12. there or wherever he might be, if here as of this  
13. moment. But I knew that he was trapped, he was caught.  
14. He tried to run both ways, but he admitted that which,  
15. in my humble opinion, certainly sealed my vote, if no  
16. one elses. I did notice later another member came in,  
17. and whispered a little while and when he did vote, then  
18. he voted against the nominee. Now, whatever the good  
19. man may have thought, I borne mine then and I bear in mind  
20. now, the fact that he was an educator. Had he been one  
21. of the rank and file, I could overlook it, but being  
22. as I am, I could not, and I do not, overlook it. You  
23. bear in mind that in his work as an educator he comes  
24. in contact with the youth of America, of Illinois, at  
25. least. He, to them, is a symbol. And in my way of  
26. thinking like a minister, as I think of ministers,  
27. the only reason I'm not in the ministry today is I  
28. don't think I'm worth it. And I'm no worse Senator  
29. than you and I'm no better than you. But you take  
30. a man coming in contact, I know what it means, my  
31. time is up, coming in contact with the youth of the  
32. land, those younger people, they receive, Gentlemen,  
33. the impress of the personality of their leaders, whether  
34. you believe it or not. Without any conscious effort

1. on their part, they receive certain impresses. If the  
2. instructors have in them the right principals it will  
3. act as a stimulant on the powers of the pupils moral  
4. and intellectual being. My confirmed belief is whether  
5. they will or wish to imbibe or receive the impressions  
6. that comes from the man. They necessarily according  
7. to the laws of life will and perhaps have, there's no  
8. perhaps about it, they have received impressions from  
9. the man. Someone mentioned his Excellency, I don't  
10. know who it was there, I think it was Senator Mitchler  
11. says he believes like that. I don't believe it. With  
12. due difference to you, Senator. . . Mitchler. His Excellency  
13. is a member of your party, he's not of mine. Maybe  
14. I've had more dealings with him than you have, as quiet  
15. as I am, but I don't believe that. This man by reason of  
16. his words, he had chance to deny them or say that he  
17. had spoken ill-advisedly, but he never did. And his  
18. one humble, insignificant, duo-decimal, fractional,  
19. almost of an infinitesimal nut. I never could vote  
20. for a man, be he white, black or whatever color he might  
21. be. Whatever ethnic group he might be of, I couldn't  
22. vote for him. And at the proper time I'll be happy to  
23. cast my vote against him.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Collins. Senator Wooten.

26. SENATOR WOOTEN:

27. Thank you, Mr. President. I thought what Senator  
28. Knuppel had to say about this nomination was direct and  
29. to the point and covered most of the issues I wish to  
30. raise. Seems to me we are at a point of critical danger.  
31. We are just about to consider placing someone on the school  
32. board who has first hand knowledge what it's like in the  
33. schools with the teachers, with the students and I suppose

1. that we want to take any means to avoid interrupting...what  
2. we might consider is a kind of gray uniformity there. A lot  
3. of talk has been raised about strikes. Did you ever stop  
4. and think about the history of that whole movement in this  
5. country and around the world. Why do people strike? Do  
6. they strike for the fun of it, cause they just want to  
7. kick up a little dust, make trouble. Strikes usually  
8. come when there are problems and when people at the other  
9. side simply refuse to listen. I think we have growing  
10. difficulties in public education. I think it's important  
11. to have someone on the school board who has first hand  
12. knowledge and understanding. At least one, at least one,  
13. to help give that kind of input. Think what industry  
14. does. Go back to the shops in your district. A fellow  
15. starts coming up in the union, he's sharp, he's aggressive.  
16. What does the company do? In their wisdom, they make him  
17. a foreman. They can use that kind of ability. You can  
18. say they want to blunt his drive in the labor movement,  
19. but in plain fact they are able to turn that force to  
20. what they see as good account. I cannot, for the life of  
21. me, understand why we are afraid of a teacher in the  
22. school board. And that's really what this comes down  
23. to. We're literally afraid of someone who comes from  
24. the ranks. And believe me, if you continue, if you continue  
25. to take that kind of position, not only in education, but  
26. all the functions of government, you're demanding trouble,  
27. not inviting it, you're demanding it. We ought to approve  
28. this man. The Governor certainly is wise enough to know  
29. that we have to have that kind of representation and I  
30. think we ought to second his judgment.  
31. PRESIDING OFFICER: (SENATOR ROCK)  
32. Further discussion? Senator Schaffer.  
33. SENATOR SCHAFFER:

1. Mr. President, I think the record would not be complete  
2. in discussing Mr. Brown, if we didn't at least mention, that  
3. this so-called revolutionary fought in two country...two  
4. wars for this country and received the Bronze Star.

5. PRESIDING OFFICER (SENATOR ROCK)

6. Senator Chew.

7. SENATOR CHEW:

8. Mr. President, I ...I didn't intend to speak on this. However,  
9. some of the remarks made, I thought maybe, I ought to say  
10. something. First of all, the Governor was elected to his  
11. present position by a landslide vote last November. The  
12. Governor has the right by authority and Statute to select  
13. the members of the various boards and commissions, et cetera.  
14. It is our responsibility, according to Statute, to con-  
15. firm or deny. I feel that the selections that the Governor  
16. makes ought to be confirmed by this Body because, after  
17. all the Governor has to take the responsibility for their  
18. good or their bad. And for us to stand here and attempt  
19. to castigate some member that he's selected is unfair to  
20. his Excellency. Most of us that have decided to talk against  
21. the confirmation of Mr. Brown, don't really know him. All we  
22. know, we had ten minutes to discuss his philosophy and simply  
23. because it does not confirm to our old antiquated ways of  
24. thinking, we feel that he's not good for anything. Yes, I  
25. agree, as Martin Luther King said, if I break the law I'm  
26. also available to withstand the penalties. So, that's  
27. what this country's all about. Let him make his record on  
28. the school board. Why should we castigate him because he's  
29. a teacher. If he were a hippie and the Governor elected  
30. him, selected him, then the Governor has to live with him  
31. and we ought to support the Governor on this and I think  
32. we ought to go on with the business of trying to cooper-  
33. ate with the Governor instead of finding faults with every-

1. thing that he does.

2. PRESIDING OFFICER (SENATOR ROCK)

3. Senator Harber Hall.

4. SENATOR HARBER HALL:

5. Mr. President, last week sometime someone approached  
6. me about this nomination of the Governor's and said,  
7. Senator Hall, you should be for Mr. Brown, he's a  
8. millionaire Board of Directors member of an insurance  
9. company and I said to him, well, I'm very pleased for him  
10. and that's good in our free enterprise system that he has  
11. made himself a millionaire, with hard work, I presume, but  
12. it occurred to me later that I should find out what his  
13. background is, a little bit more of it, since I'm not on  
14. the committee that first studies the nominations. And I  
15. found, then, that he is on the Board of Directors of Horace  
16. Mann Insurance Company, a company that writes huge insurance  
17. contracts, primarily to teachers and school districts. And  
18. that's all right, I suppose and I...I, if he's been in the  
19. insurance business and been very successful, I think that's  
20. fine. But I do see a definite conflict of interest that  
21. problems me, in having to vote on the appointment. I  
22. believe that we should study these conflicts and where  
23. possible, avoid them. I admire the system that we have  
24. in Illinois of permitting this, so-called, deliberative  
25. Body of the Senate to advise and consent on nominations  
26. of the Governor. In one previous appointment of a  
27. Governor, I recall that after the Governor had not made  
28. the nomination, this Body did find some things out about  
29. an appointee, a nominee, that were factual, that came  
30. from solid sources who knew the background, perhaps better  
31. than the Governor had, at the time of his nomination.  
32. And it would not surprise me a great deal, if Governor  
33. Thompson, in attempting to make an appointment, to this

1. position, felt that he had a good nominee, and perhaps  
2. he didn't know the entire background of his nominee and  
3. maybe some things, such as conflicts of interest, had not  
4. been pointed out. I think in our deliberations, maybe  
5. we have this opportunity. I have concluded that his  
6. conflict is of such a nature that it would be better  
7. if he were not serving in that position. And so, I will  
8. be voting no.

9. PRESIDING OFFICER (SENATOR ROCK)

10. Further discussion. Senator Bruce.

11. SENATOR BRUCE:

12. Thank you, Mr. President and members of the Senate.  
13. I happen to sit in the Senate Executive Appointments  
14. Committee and I guess I hear differently than some. I  
15. guess it's the emphasis you place on what a gentlemen  
16. says. Senator Ozinga, I would want to challenge your  
17. statement that he said he advocated strikes. And a  
18. question to the gentleman, he said he did not advocate  
19. strikes, but there were situations in which he felt  
20. there was not other alternative, but to strike. And  
21. he said he likened that to civil disobedience. Some-  
22. thing to which there was a great deal of flap about  
23. and many questions. And the gentleman held his ground  
24. that, from time to time, and certain dire circumstances,  
25. civil disobedience was something that he could advocate.  
26. He said he did not advocate strikes. He had to, and  
27. did not support them, but if it came to that, that was  
28. what he would have done. I don't think he ducked the  
29. issue, by the way. You say he was ill. He said had he  
30. been at the school at the time, he most likely would  
31. have participated in the strike. I take exception to  
32. your comment that he openly defied the committee. He  
33. answered every question put to him, I thought in a very  
34. civil fashion. I..I'm somewhat concerned about Senator  
35. Ozingas' new Governmental Ethics Act and how one resolves



1. conflicts. The Governmental Ethics Act says that  
2. if you have conflict you should try to avoid that conflict  
3. but if you can not you should declare it, and then if you  
4. feel necessary, you shall abstain. Senator Ozinga, as you  
5. yourself, have many times, stood on this floor and said  
6. well, I'm going to vote present because I...I can't vote  
7. on the issue, since it requires thirty votes to pass  
8. legislation, that, in fact, is voting on the issue. And  
9. so, when he said he wouldn't vote, I thought it was some-  
10. what, maybe, out of hand to criticize him, when he would  
11. not vote as a board of directors' member, when that has  
12. been utilized by many members of this Body and is within  
13. the purview of the Statutes of the State of Illinois.  
14. I've heard the comment that he is, at least, we bandy  
15. around the word revolutionary. No one, I don't think,  
16. has come to the calling of this gentleman a revolut-  
17. ionary, but everyone wants to use the word quite loosely.  
18. I just point out to you, if the revolution is going to  
19. come from insurance company directors, I await it. I don't  
20. know how many..in some studies I did in college of revol-  
21. utions, I don't remember many insurance company directors  
22. being at the front lines. The point man of revolutions.  
23. Neither do I remember privates who spent seven years in  
24. military service going to majors and getting the Bronze  
25. Stars, being those people advocating revolution. I think  
26. that we should correct Senator Mitchler. And I...I realize,  
27. Senator Mitchler, that you are not on the committee. The  
28. gentleman did not say that he would act in defiance of  
29. courts. The question was on civil disobedience and  
30. statutory law. Then the question, I think, was put by  
31. Senator Walsh, but I could be corrected, as what would  
32. happen. I think,...I think I am wrong. I think it was  
33. Senator Soper, who said, what would happen if a judge

1. issued an injunction. Senator Soper nods that it was him,  
2. I think. And the question was, he would obey that in-  
3. junction. So to say that the gentleman testified that he  
4. would operate in defiance of courts, is certainly incorrect  
5. and inappropriate. I think what we ought to talk about  
6. is here, is we're voting against this gentleman because  
7. of what he believes. That somehow a teacher has had...that...  
8. that he advocates a theory of the rights of teachers  
9. to have the right to strike, which is recognized by thirty  
10. other Legislatures, is some sort of damnable concept that  
11. we don't want to have grow in the State of Illinois. The  
12. other Legislatures have decided that they have the right to  
13. strike and, I think, Mr. Brown was only saying that Illinois  
14. ought to give that same right. I guess the problem is  
15. with Mr. Brown is, he is not a known revolutionary. He's  
16. a known educator. He worked in the school systems of this  
17. State for twenty-one years in one school district and they  
18. never found out what kind of man he was. He was in the  
19. military service, serving in World War II, in the Korean  
20. War seven years and they never found out that this man was  
21. some sort of revolutionary. He has completed a Bachelors'  
22. Degree, a Masters' Degree and a Ph.D. all but the dissert-  
23. ation, and yet the schools, the three separate schools  
24. that he had attended, have not found out what kind of man  
25. he is. And I think when I saw him on committee, I found  
26. out what kind of man he is. He is a thinker and that is  
27. why he ought to be placed on the board. Thank you, Mr.  
28. President.

29. PRESIDING OFFICER (SENATOR ROCK)

30. A number of members have indicated they wish to pursue  
31. this. Senator Regner.

32. SENATOR REGNER:

33. Yes, Mr. President and members of the Senate. I

1. had intended to speak on this topic. I had just intended to  
2. vote No. However, one of the previous speakers made the  
3. comment or asked the question, what's wrong with having  
4. a teacher on the board. Didn't say as much in the state-  
5. ment on that, but the imprint certainly was that this would  
6. be an improvement. I don't doubt that any change of the  
7. school board would be an improvement. However, I don't  
8. think this one would be. I'll tell you why. Man is a  
9. known IEA advocate and what is a known IEA advocate. Each  
10. and every time there's been a strike promoted, caused by  
11. IEA activity, they go on strike and they are talking about  
12. better education for the kids. We need better student-  
13. teacher ratios. We need better books. We need better  
14. facilities, but all you have to do is settle...to settle  
15. the strike, is give them more money. Put fifty bucks in  
16. their pocket and, to them, that's better education. And the  
17. heck with the kids and the student teacher ratio and  
18. that, and I don't think we need an IEA advocate of strikes  
19. on this board.

20. PRESIDING OFFICER (SENATOR ROCK)

21. Senator Berning.

22. SENATOR BERNING:

23. Thank you, Mr. President. One of the speakers ...  
24. earlier indicated that this Body was, perhaps, acting  
25. unwisely if we challenged a gubernatorial appointee. But  
26. I merely wanted to emphasize that the Constitution mandates  
27. that the Senate review appointments and we have the obliga-  
28. tion, therefore, but no obligation to be a rubber stamp.  
29. Further then, for my own position, I want to make it  
30. eminently clear that my opposition is not to a teacher.  
31. Not to a teacher, per se. But I want to do...I do want to  
32. make it clear that I've had not one request from my area to support  
33. Mr. Brown, but I've had several requests to oppose this

1. IEA selection.

2. PRESIDING OFFICER (SENATOR ROCK)

3. Senator Davidson.

4. SENATOR DAVIDSON:

5. Mr. President and members of the Senate. I hadn't  
6. planned on standing up to say anything about Mr. Brown  
7. because I do not know him. I'm going to vote Yes on  
8. this man, but one point which should made...be made, was about  
9. the conflict of interest. For those who you probably  
10. know, Horace Mann Insurance Company, ninty-eight percent  
11. of the stock of Horace Mann Insurance Company is owned  
12. by Insurance Company of North America, which is a public  
13. stock-owned company, home base, Philadelphia, North...  
14. Philadelphia, Pennsylvania. It's no longer a captive  
15. of any one organization, one way or the other. And I  
16. think this is a matter that should have been out on the  
17. record and I'm going to vote Aye for this man.

18. PRESIDING OFFICER (SENATOR ROCK)

19. Senator Roe. Senator Hynes.

20. SENATOR HYNES:

21. Mr. President and members of the Senate. I think it's  
22. all been said, but I'd like to just add a word or two.  
23. I...I believe that this gentleman is qualified for the  
24. State Board of Education and I believe that his appoint-  
25. ment should be confirmed. He is an experienced school  
26. teacher and I do not find that, because he will no longer  
27. be employed, as such, as a member of the board. I do not  
28. find that to be a conflict of interest, that should deny  
29. him a place on the board. There are former administrators on the...  
30. on the...the state board and I think he will add some balance.  
31. And I would urge the membership to confirm his nominat-  
32. ion.

33. PRESIDING OFFICER (SENATOR ROCK)

34. Any further discussion? The question is, does the

1. Senate advise and consent to the nomination just made?  
2. Those in favor will vote Aye, those opposed will vote  
3. Nay. The voting is open. Have all voted who wish?  
4. Have all voted who wish? Take the record. On that  
5. question, the Ayes are 43, the Nays are 10,  
6. 4 Voting Present. The majority of the Senators  
7. elected concurring by record vote, the Senate does  
8. advise and consent to the nomination just made.  
9. Senator Vadalabene.

10. SENATOR VADALABENE:

11. Yes, thank you, Mr. President and members of the  
12. Senate. To be members of the State Board of Education  
13. for terms expiring January 17th, 1983. R.B. Hulsen of  
14. Quincy, Frederick B. Rabenstein of Ottawa, Donald E.  
15. Truitt of Palatine, Marvin Gavin of Chicago. And to  
16. be a member of the State Board of Education for a term  
17. expiring January 19th, 1981, Carmelo Rodriguez of Chicago.  
18. Mr. President, having read the names of these unsalaried  
19. appointments, I now seek leave to consider their names on  
20. one roll call, unless some Senator has objection to some  
21. specific name.

22. PRESIDING OFFICER (SENATOR ROCK)

23. Is there leave? Senator Ozinga, for what purpose  
24. do you arise?

25. SENATOR OZINGA:

26. There is...there is no objection on our part. These  
27. men are, these people are all well-qualified and I would  
28. suggest one roll call.

29. PRESIDING OFFICER (SENATOR ROCK)

30. All right. The question is, does the Senate advise  
31. and consent to the nominations just made? Is there any  
32. discussion? Those in favor will vote Aye, those opposed  
33. will vote Nay. The voting is open. Have all voted who wish?  
34. Have all voted who wish? Take the record. On that question,  
35. the Ayes are 55, the Nays are none. None Voting Present.

1. A majority of the Senators elected concurring by record  
2. vote, the Senate does advise and consent to the nominations  
3. just made. Senator Vadalabene. Senator Netsch, for what  
4. purpose do you arise?

5. SENATOR NETSCH:

6. I did not get back from the telephone in time. I  
7. regret it, I would have voted Yes had I been here. Ah...

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Let the record reflect that Senator Netsch was again  
10. not in her seat. Senator Vadalabene.

11. SENATOR VADALABENE:

12. Thank you, Mr. President and members of the  
13. Senate. With respect to the Governor's Messages of  
14. March 9th and June 17th, 1977, I will read the names  
15. of the salaried appointments which the Committee of  
16. Executive Appointments and Administration recommends  
17. that the Senate advise and consent to. After reading  
18. the names, I intend to ask leave to consider all  
19. of the salaried appointments on one roll call unless  
20. any Senator has objection to any particular name.  
21. To be a Director of the Department of Public Aid for  
22. a term expiring January 15th, 1979, Arthur F. Quern  
23. of Springfield; to be Chairman and member of The  
24. Civil Service Commission for a term expiring March 1,  
25. 1983, Ann Lousin of Chicago and to be a Director of  
26. the Department of Corrections for a term expiring  
27. January 15th, 1979, Charles J. Rowe of Springfield. And  
28. Mr. President, having read the names of the salaried  
29. appointments, I now seek leave to consider their names  
30. on one roll call unless some Senator has objection to  
31. a specific name.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Is there any objection? Is leave granted? Leave

1. is granted.

2. SENATOR VADALABENE:

3. Mr. President, will you put the question as required  
4. by our rules.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. The question is does the Senate advise and consent  
7. to the nominations just made. Is there any discussion?  
8. Those in favor will vote Aye. Those opposed will vote ,  
9. Nay. The voting is open. Have all voted who wish?  
10. Have all voted who wish? Take the record. On that  
11. question the Ayes are 57, the Nays are none, none Voting  
12. Present. A majority of the Senators elected concurring  
13. by record vote, the Senate does advise and consent to  
14. the nominations just made. Senator Vadalabene.

15. SENATOR VADALABENE:

16. Yes, thank you, Mr. President and members of the  
17. Senate. I now move that the Senate arise from Executive  
18. Session.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. You've heard the motion. All those in favor signify  
21. by saying Aye. All those opposed. The Ayes have it.  
22. So ordered. Senator Leonard, for what purpose do you  
23. arise?

24. SENATOR LEONARD:

25. On a point of privilege. I'd like to...one...make  
26. an announcement I think would be of interest to every-  
27. body in the room. This afternoon I was talking with  
28. Senator Sangmeister, about a half hour ago, who starts  
29. his last session of chemotherapy this afternoon, and  
30. he tells me that the verdict is that he is in a complete  
31. remission. The doctors will not use the word cure,  
32. but complete remission is as close as they come. He  
33. hopes to see us within the week and could I get leave

1. to include him as a cosponsor on my civic authority  
2. bill?

3. PRESIDING OFFICER: (SENATOR ROCK)

4. You've heard the request. Do we have the number,  
5. Senator Leonard, handy?

6. SENATOR LEONARD:

7. Yes, 480.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. All right. Senator Leonard requested leave to  
10. show Senator Sangmeister as cosponsor...House Bill  
11. 482? House Bill...482...is leave...Senate Bill 482.  
12. Is leave granted? So ordered. Senator Shapiro, for  
13. what purpose do you arise?

14. SENATOR SHAPIRO:

15. Mr. President and Ladies and Gentlemen of the  
16. Senate. I would like to ask leave of the Senate to  
17. leave the regular order of business for the consideration  
18. and adoption of a congratulatory resolution.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. You've heard the request. Is leave granted? So  
21. ordered. Senator Shapiro.

22. SENATOR SHAPIRO:

23. Would the Secretary please read the resolution.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. All right, pursuant to leave of the Body. Resolutions.

26. SECRETARY:

27. Senate Resolution 194 offered by Senator Shapiro.

28. (Secretary reads SR 194)

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Shapiro. Senator Shapiro has moved to  
31. suspend the rules for the immediate consideration of  
32. Senate Resolution 194. All those in favor signify by  
33. saying Aye. All those opposed. The Ayes have it.



1. Senator Shapiro moves the adoption of Senate Resolution  
2. 194. All those in favor signify by saying Aye. All  
3. those opposed. The Ayes have it. The resolution is  
4. adopted. The Chair would take pride in introducing  
5. Senator John Grotberg.

6. SENATOR GROTBERG:

7. Thank you, Mr. President and fellow Senators. Unless  
8. you've come from North Dakota, you don't know how  
9. important a day this is. Just to get out of that  
10. State is a major achievement and we may have another  
11. one in Miss Donna Grotberg and I would love to have  
12. her just say hello and make it awfully short, Donna.

13. DONNA GROTBERG:

14. Thank you. You tell me I talk too long in the  
15. house, so I'll keep it short. I would just like  
16. to say thank you for the attention you've given  
17. me and I guess right now I'd like to say thank  
18. you to my uncle, Senator Grotberg, but I think  
19. it's only due to the fact that he is a Grotberg  
20. and probably because he is Republican. Thank you.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Carroll. House Bill 939 on 3rd reading.  
23. We will commence there, I guess. All right. Ring  
24. the bell, Mr. Secretary. With leave of the Body we'll  
25. go on the Order of House Bills 3rd reading. On the  
26. Order of House Bills 3rd reading, House Bill 939.  
27. Read the bill, Mr. Secretary.

28. SECRETARY:

29. House Bill 939.

30. (Secretary reads title of bill)

31. 2nd reading of the...or 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Carroll.

1. SENATOR CARROLL:

2. Thank you, Mr. President and members of the Senate.  
3. Where we left off last night, just picking it up right  
4. from there, Senate...House Bill 939 deals with the  
5. credit unions, allows them to be fiscal agents and allows  
6. them to, in effect, enter into the secondary market on  
7. mortgages. A lot of questions were asked and I must  
8. admit on some of them I did not have what I considered  
9. to be adequate answers at the time and during the brief  
10. ...brief respite we have had since last night, I have  
11. attempted, and I think found answers that I'm sure  
12. will be adequate to all those who ask. Number one,  
13. the mortgage rate, Senator Ozinga, is one quarter of a  
14. point below, one quarter of a point below that fixed  
15. rate that we have established for all home mortgages  
16. in Illinois. So, in fact, not only is it not twelve  
17. percent, but on that somewhat floating rate, it's a  
18. quarter of a point below that float and therefore, they  
19. could not even charge as high as a bank or an S and L.  
20. Yes, they are in fact regulated. They are regulated by  
21. the Department of Financial Institutions. On insurance  
22. that is a voluntary situation, most of whom have, in  
23. fact, gotten insurance on their accounts. What this is  
24. seeking to do, therefore, is to allow these credit  
25. unions which service only their members to...and I  
26. might add that's over one million citizens of Illinois,  
27. to allow them to serve as fiscal agents for these  
28. deposits of taxes, for these deposits of withholding  
29. taxes, social security, real estate taxes and so on.  
30. And again when they're entering into contracts with  
31. municipalities in this area, the municipality can  
32. determine if they feel that there's enough financial  
33. security in that particular credit union to allow  
34. them to contract with them. There's nothing that

1. forces anyone into this situation. I think this is  
2. good and needed legislation. The Federal credit  
3. unions have them. The credit unions in our sister  
4. states have them and I see no problem with giving the  
5. same power that a Federal credit union in Illinois  
6. would have to a state-chartered credit union in  
7. Illinois. As to the secondary mortgage money, I think  
8. this is a situation that all savings and loans and  
9. banks enter into when they need liquidity. They  
10. go and they sell off some of their paper to provide  
11. a more liquid situation for...for other forms of  
12. borrowing. This is all that's being asked for here.  
13. It is exactly the same type of rights that the  
14. other types of financial institutions have and I would  
15. ask for a favorable roll call.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Is there any discussion? Senator Glass.

18. SENATOR GLASS:

19. Thank you, Mr. President. A...a question of the  
20. sponsor if he will yield.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. The sponsor indicates he will yield. Senator Glass.

23. SENATOR GLASS:

24. Senator Carroll, like the other members, I received  
25. a good deal of correspondence relative to this bill  
26. and the others granting credit unions additional privileges  
27. and rights and, in effect, making them more like banks and...and  
28. perhaps savings and loans in the powers that they have.  
29. One of the claims that are made by those who oppose these  
30. bills is that they are not, in fact, regulated. And you  
31. mentioned that...that they are. Can you outline for us,  
32. in general at least, the differences between the ways  
33. Illinois regulates banks and...as distinguished from

1. credit unions.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Carroll.

4. SENATOR CARROLL:

5. Thank you, Mr. President. Senator Glass, each is  
6. regulated by a department of State government. I think  
7. what you're getting at is the banks have the FDIC or  
8. some other Federal type of oversight that there is no  
9. Federal insurance on the credit unions. The credit  
10. unions are, in fact, regulated by the department.  
11. Such items as moves and mergers, et cetera, require  
12. director approval, very similar to other types of  
13. financial institutions.

14. PRESIDENT:

15. Senator Glass.

16. SENATOR GLASS:

17. On the specific points then of requirement for  
18. maintaining reserves and also the requirement for  
19. maintaining insurance...coverage for their investors.  
20. I know at least of no requirements in our law that...that  
21. insurance be maintained and I don't know what the  
22. law is regarding reserves. Can you enlighten me  
23. on those points?

24. PRESIDENT:

25. Senator Carroll.

26. SENATOR CARROLL:

27. Credit unions are required by law to have substantial  
28. reserves. They are required by law. That is an incorrect  
29. statement, I've seen the handout that was given, and it's  
30. just absolutely incorrect. They are required by law to  
31. have those types of reserves. The Department of Financial  
32. Institution does investigate each and every credit union  
33. in Illinois and there are certain dollar limits over which

1. that even though these are local members handling local  
2. members' funds, when they reach a certain dollar limit,  
3. they must bring in CPA's et cetera and have all types  
4. of additional audits when they reach any type of size.  
5. They must also have active supervising committees, et  
6. cetera. So I think that that, you know...that is not  
7. correct, they are in fact, supervised and they are in  
8. fact required to have substantial reserves. The insurance  
9. of accounts is voluntary. And all the major ones, in  
10. my understanding, have insurance of accounts, but  
11. again as to that issue in this particular bill, rather  
12. than all the bills, there's nothing that requires any  
13. of these governmental entities to mandate to use a  
14. particular credit union and if they don't feel that  
15. that credit union has enough financial stability and  
16. is not insured, they don't have to do business with  
17. them.

18. PRESIDENT:

19.       Senator Glass.

20. SENATOR GLASS:

21.       Well, then without belaboring the point, I...I  
22. think you've answered the questions I have. I...I  
23. am concerned that these institutions are not regulated  
24. to the degree of banks and...and I think certainly we  
25. ought to consider imposing the requirement by law that  
26. they provide and maintain insurance coverage for their  
27. investors. Thank you.

28. PRESIDENT:

29.       Is there any further discussion? Senator Maragos.

30. SENATOR MARAGOS:

31.       Mr. President and members of the Senate. I will not  
32. speak on the merits of this particular bill or the  
33. series of bills that are being sponsored regarding

1. the credit unions, but because I may have a conflict of  
2. interest I'm going to be voting Present on all these measures.

3. PRESIDENT:

4. Is there any...Senator Berning.

5. SENATOR BERNING:

6. Mr. President, there's just one observation I would  
7. like to make in connection with Senate Bill 939. It  
8. appears to me that it authorizes governmental units to  
9. invest public funds with credit unions without the  
10. concomitant requirement that the credit unions post  
11. pledged securities. This has always been the require-  
12. ment of banks and savings and loans. If we are going  
13. to elevate credit unions to the status of banks and  
14. savings and loans, they at least ought to meet the  
15. minimum requirements of safety for public funds.

16. PRESIDENT:

17. Is there any further discussion? Senator Carroll  
18. may close the debate.

19. SENATOR CARROLL:

20. Thank you. I think much of the, even limited debate  
21. today as well as the debate yesterday, did not deal with  
22. the impact of this particular bill but peoples' conception  
23. of the credit unions in general. This bill is to allow  
24. these...credit aids...credit unions, who are member  
25. unions, these are people who belong, who work together,  
26. who live in the same community who want to provide  
27. money, each for each other for loan purposes. And this  
28. is again, their own money that they are putting up to  
29. borrow to each other, without profit, other than the  
30. interest earned on these loans to each other. To allow  
31. them to also act as a depository for their real estate  
32. taxes, for their Federal withholding taxes, social security,  
33. until that money is due to the Federal Government. You're

1. not talking about them going out and buying Fed funds like  
2. banks do or taking deposits from the State of Illinois and  
3. holding it in interest bearing accounts and putting up  
4. bonds and things like that. That's nothing to do with  
5. what this is about. This allows these people to deposit  
6. their funds in their company before it's turned over  
7. to pay their taxes. And it allows their company to  
8. sell their mortgages in the secondary market if they  
9. need the flexibility of providing more income, more  
10. cash, to be loaned to other people who are also part  
11. of the same group. These groups are extremely regulated,  
12. they are as equally regulated as any other financial institutions  
13. by the appropriate State agencies. There is no more or  
14. less regulation of these than of any others. I think  
15. this is good legislation to allow the Illinois Credit  
16. Unions to be equal to the Federally chartered ones in  
17. Illinois and to be equal to their sister states and I  
18. would ask for a favorable roll call.

19. PRESIDENT:

20. The question is shall House Bill 939 pass. Those  
21. in favor will vote Aye. Those opposed will vote Nay.  
22. The voting is open. Have all voted who wish? Have all  
23. voted who wish? Take the record. On that question the  
24. Ayes are 28, the Nays are 4, 8 Voting Present. House  
25. Bill 939...sponsor has moved to postpone consideration.  
26. Consideration will be postponed. House Bill 940, Senator  
27. Carroll. Read the bill.

28. SECRETARY:

29. House Bill 940.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDENT:

33. Senator Carroll.

1. SENATOR CARROLL:

2. Thank you, Mr. President and members of the Senate.  
3. For those of you who had some problems with House Bill  
4. 939, you should have no problems at all with 940.  
5. Because 940 brings more things into the Department of  
6. Financial Institutions by allowing two credit unions  
7. who are for the same conglomerate company, one of whom  
8. is out of Illinois, to merge into the Illinois Credit  
9. Union: not vice versa. It only allows the outer one  
10. to merge into the Illinois Company and thereby, thereby,  
11. put the credit union under Illinois Law with Illinois  
12. control and Illinois direction. This has happened in  
13. some few instances where some of our major companies  
14. here in Illinois have had credit unions and some of  
15. their sister branches just across the State line, have  
16. had smaller credit unions that have had some less than  
17. financial growth and would like to be part of the  
18. major system and thereby bound by Illinois. All of  
19. our sister states, I might add, except Missouri, has  
20. a reciprocal law that allows this except us. So that  
21. the Illinois based credit unions have been discriminated  
22. against in their sister states, this would allow us  
23. parity with our sister states and at the same time,  
24. at the same time, allow Illinois law to control these  
25. financial institutions. I would ask for a favorable  
26. roll call.

27. PRESIDENT:

28. Is there any discussion? Senator Knuppel.

29. END OF REEL

30.  
31.  
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1. PRESIDENT:

2. Senator Knuppel.

3. SENATOR KNUPPEL:

4. Mr. President, about the...the only thing that could be  
5. wrong with these bills is they're being called at the wrong  
6. time. They should have been called before the Branch Banking  
7. Bill, and maybe a motion to reconsider would be in order for  
8. some of those who voted against branch banking.

9. PRESIDENT:

10. Senator Bloom.

11. SENATOR BLOOM:

12. Well, the...I rise in support of this bill as I did 939.  
13. None of...there was no testimony against this in committee,  
14. and none of the objections to this package of legislation  
15. goes to what element of the public we're trying to protect.  
16. You know, these...these don't hurt. Either they're members or  
17. the public. As a matter of fact, they...they...they help, and  
18. so I'd...I'd urge a favorable roll call for these. There's...  
19. there's nothing wrong with these bills.

20. PRESIDENT:

21. Is there any further discussion? Senator Carroll.

22. SENATOR CARROLL:

23. I would ask for a favorable roll call hearing no opposition  
24. on the Floor. I'm sure this will get fifty some odd votes.

25. PRESIDENT:

26. House Bill...the question is shall House Bill 940 pass.  
27. Those in favor will vote Aye. Those opposed will vote Nay. The  
28. voting is open. Have all voted who wish? Have all voted who  
29. wish? Take the record. On that question, the Ayes are 31, the  
30. Nays are 3, 12 Voting Present. House Bill 940 having received  
31. a constitutional majority is declared passed. House Bill 941,  
32. Senator Egan. Read the bill.

33. SECRETARY:

1. House Bill 941

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDENT:

5. Senator Egan.

6. SENATOR EGAN:

7. Thank you, Mr. President and members of the Senate. The  
8. bill does precisely what it is...what it says it does on the  
9. Calendar, and I will add to that just very briefly so that  
10. we can get on. We discussed this when the amendment that was  
11. put on in the committee was withdrawn. The...the propriety  
12. of the bill at the request of the independent colleges, I think,  
13. is certainly fair and certainly just and...and justifiable.  
14. Presently the five members that are appointed outside of the  
15. ten public members are the chairpersons of the Board of Trustees  
16. of the University of Illinois, of Southern Illinois Univeristy,  
17. of the Board of Regents, the Board of Governments of the  
18. Community Colleges and the student member. This will replace  
19. the Superintendent of Public Instruction who was removed when  
20. his office was dissolved with the chairman of the Independent  
21. Federation and I commend it to your favorable consideration.

22. PRESIDENT:

23. Senator Buzbee.

24. SENATOR BUZBEE:

25. Thank you, Mr. President. I suspect that the decision...  
26. that the vote that was taken on the amendment the other day was  
27. indicative of what's going to happen here today. I suspect it's  
28. going to fly out of here like it's got Superman's cape on.  
29. However, that does not take away from the fact that this is an  
30. absolutely horrible bill. The kind that my seatmate from time  
31. to time usually does not sponsor, but this time he's got a really  
32. bad one, and I submit to you that what we're doing is we're saying  
33. to the President of SIU Carbondale and SIU Edwardsville and Dr.

1. Crobally at the U of I and Dr. Malpass at Western and all  
2. of the other various presidents of the public institutions of  
3. higher education that...gentlemen, come on, put your bill in  
4. next year, we'll make all of you members of the Board of Higher  
5. Education, too, because that's exactly what we're doing with  
6. this bill for the privates, is we're making a private higher  
7. educational institution president a member of the Board of Higher  
8. Education. By definition, that person has to be a college  
9. president. We're putting in a...a professional college  
10. administrator to make policy as it...as it affects all of higher  
11. education in this State. I submit to you that that's bad.  
12. We ought to be going in exactly the opposite direction. We  
13. ought to be taking off the Chairman of the University of Illinois  
14. Board of Trustees, the Chairman of SIU Board of Trustees and  
15. the Chairman of Board of Governors and Chairman of Board of  
16. Regents and make that a completely autonomous body, because they  
17. are policy makers. There is no reason. We have just gone  
18. through a big debate here a few minutes ago about a gentleman's  
19. confirmation who used to belong to the teaching profession to  
20. make him a member of the...of the State Board of Education, but  
21. now what we're saying is, we want to put somebody on who presently  
22. has a vested interest and who has all kinds of conflicts of  
23. interest to be a member of the policy making board. Now, if we  
24. want to do that, I'm just telling you that maybe I'll prepare  
25. my bill for next year where we are going to Dr. Corbally on there,  
26. we're going to get all these university presidents and let them  
27. make policy as to how we're going to go with higher education  
28. in this State. I submit to you it's a bad precedent, and we  
29. ought to kill this bill outright.

30. PRESIDENT:

31. Senator Walsh.

32. SENATOR WALSH:

33. Mr. President and members of the Senate, just briefly in

1. support of the bill. The Superintendent of Public Instruction,  
2. of course, is removed, and that would in a sense leave a vacancy  
3. on the Board where the Board not to be reduced in size. And  
4. this bill in its present form merely gives recognition to the  
5. Independent Federation of Colleges and Universities, and or...  
6. it seems to me that they should be represented on the State  
7. Board of Higher Education. I think the bill is a good bill and  
8. should pass.

9. PRESIDENT:

10. Is there any further discussion? Senator...Senator Hickey.

11. SENATOR HICKEY:

12. Thank you, Mr. President. I want to remind the Body that  
13. this bill did not come out of committee until it was called up for  
14. reconsideration with the approval of the House sponsor to put  
15. an amendment on it which completely changed it, and thereby it  
16. got support and got out of committee, not as it is being pre-  
17. sented to you today. Secondly, I agree with everything that  
18. Senator Buzbee has said as being very, very important. A  
19. president of a college should not be on the policy making board  
20. for higher education in the State. It should be a trustee, a  
21. policy maker of a private college if we're to have a designated  
22. representation. But thirdly, I want to point out particularly to  
23. people on the other side of aisle, it gives the appointment of  
24. that person to a body of presidents and takes it away as the  
25. amendment provided to...from the Governor of the State of Illinois  
26. who appoints all of the other trustees of the State colleges  
27. and universities. This should be a gubernatorial appointment  
28. of a trustee and it should not happen in the form in which this  
29. bill is now.

30. PRESIDENT:

31. Senator Egan may close the debate.

32. SENATOR EGAN:

33. Yes, I just would like to remind the membership that the private

1. sector does have a hundred thirty thousand students, and that  
2. the...the...the Statute requires that the Board of Higher Ed-  
3. ucation cover the private sector in its planning. This will  
4. add one member to the board out of seventeen and it's not that  
5. big a deal, and I commend it to your favorable consideration.

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(the following typed previously)

HB 947  
3rd Reading  
6-23-77

1. PRESIDENT:

2. The question is shall House Bill 941 pass. Those  
3. in favor will vote Aye. Those opposed will vote Nay. The  
4. voting is open. Have all voted who wish? Have all  
5. voted who wish? Take the record. On that question the  
6. Ayes are 28, the Nays are 20, 3 Voting Present. Sponsor  
7. moves to Postpone Consideration. Consideration will be  
8. postponed. House Bill 945, Senator Berman. House Bill  
9. 947, Senator Vadalabene. Read the bill.

10. SECRETARY:

11. House Bill 947.  
12. (Secretary reads title of bill)  
13. 3rd reading of the bill.

14. PRESIDENT:

15. Senator Vadalabene.

16. SENATOR VADALABENE:

17. Yes, thank you, Mr. President and members of the  
18. Senate. House Bill 947 is fair and good legislation.  
19. First of all, the provisions of the Liquor Control Commission  
20. have not been updated since 1945. This bill, as amended,  
21. will raise the allowable sign cost on all types of  
22. alcoholic beverage advertising signs. This thirty-two  
23. year old law needs to be updated for inflation. House Bill  
24. 947 with Senate amendment passed the Senate Insurance  
25. and Licensed Activities Committee with a most favorable vote.  
26. The groups endorsing House Bill 947 are the Associated  
27. Beer Distributors of Illinois, the International Brotherhood  
28. of Electrical Workers, the AFL-CIO and the Mechanical  
29. Specialties Contractors Association, the Retail Liquor  
30. Dealers Association and the Sign Painters Union of the  
31. AFL-CIO and I would appreciate a favorable vote.

32. PRESIDENT:

33. Is there any discussion? Senator Glass. Before Senator  
34. Glass is given the Floor, the Chair would like to remind the members

1. that 4:30 is the deadline for filing any No or Present  
2. votes on any of the bills on the Agreed Bill List or for  
3. objecting to the presence of any bill on that list.  
4. Senator Glass.

5. SENATOR GLASS:

6. Thank you, Mr. President. I would like to ask Senator  
7. Vadalabene a question, if he will yield.

8. PRESIDENT:

9. He indicates he will yield.

10. SENATOR GLASS:

11. Senator Vadalabene, some of the members over here were  
12. trying to put this bill in context with another one I think  
13. you were sponsoring which would have eliminated the  
14. requirement of providing signs for taverns. Can you tell  
15. us the status of that and what is the difference between  
16. the bills?

17. PRESIDENT:

18. Senator Vadalabene.

19. SENATOR VADALABENE:

20. Yes, if I recall, that's Senate Bill 181 and I have  
21. referred that bill back to committee. That one asks for the  
22. removal of the signs because of the outdated law. This one  
23. now keeps the signs up and increases the cost of them.  
24. The other one asks for the removal because they were in  
25. violation with the Liquor Control Commission and something  
26. had to be done about it.

27. PRESIDENT:

28. Is there any further discussion? Senator Netsch, because  
29. of the look on your face with the prior announcement the  
30. Chair made, the Secretary informs me that the clock in the  
31. Secretary's office indicates that it's 4:05 and that...that's  
32. the clock by which they determine when the votes have to be  
33. in. Senator...Senator Glass.

SENATOR GLASS:

1. Well, Senator Vadalabene, just so I'm...I'm sure we  
2. understand this, if...if the original objection was...was  
3. to have these signs removed, why don't we stick with that  
4. objective rather than allowing them to be put in under  
5. the circumstances outlined in this bill? I'm not  
6. standing in opposition. I just don't understand how  
7. the two are consistent.

8. PRESIDENT:

9. Senator Vadalabene.

10. SENATOR VADALABENE:

11. Yes, it was not an...entirely blackout. The other  
12. bill called for the...for the licensee at his option could  
13. keep the sign. Because of the grueling from the Liquor  
14. Control Commission that the maintenance of a hundred and  
15. twenty-five dollars of putting it up and taking it down  
16. was in violation. This was not a black...they could keep  
17. the sign. The distributors would pay for the cost of...  
18. of removing the sign or they had the option of buying it for  
19. a sum of either one dollar or five dollars. However,  
20. there was some controversy over the removal of them  
21. completely. In House Bill 947 an...arrangement was made  
22. to increase the allowable cost from a hundred and twenty-  
23. five dollars to five hundred dollars and so...keep the  
24. signs. And that was the reason for the...the initial bill,  
25. was to get rid of it altogether.

26. PRESIDENT:

27. Is there any further discussion? If not, the question  
28. is shall House Bill 947 pass. Those in favor will vote Aye.  
29. Those opposed will vote Nay. The voting is open. Have all voted  
30. who wish? Have all voted who wish? Take the record. On that  
31. question the Ayes are 35, the Nays are 1, 11 Voting Present.  
32. House Bill 947 having received a constitutional majority  
33. is declared passed. House Bill 955, Senator Merlo. Read the



1. bill.
2. SECRETARY:
3. House Bill 955
4. (Secretary reads title of bill)
5. 3rd reading of the bill.
6. PRESIDENT:
7. Senator Merlo.
8. SENATOR MERLO:
9. Mr. President and members of the Senate, House Bill 955
10. would continue the existence of the present Illinois Insurance
11. Laws Study Commission. The current life of the Commission
12. was for a period of two years and this will now expire. Hence,
13. the Commission must be renewed so that it may continue the
14. involvement into the many facets of insurance problems affect-
15. ing the people in the industries in the State of Illinois, and
16. I would appreciate a favorable roll call.
17. PRESIDENT:
18. Is there any discussion? If not, the question is, shall
19. House Bill 955 pass. Those in favor will vote Aye. Those
20. opposed will vote Nay. The voting is open. Have all voted
21. who wish? Have all voted who wish? Take the record. On that
22. question, the Ayes are 49, the Nays are none, none Voting
23. Present. House Bill 955 having received a constitutional
24. majority is declared passed. House Bill 956, Senator Bruce.
25. Read the bill.
26. SECRETARY:
27. House Bill 956
28. (Secretary reads title of bill)
29. 3rd reading of the bill.
30. PRESIDENT:
31. ...Senator Bruce.
32. SENATOR BRUCE:
33. Thank you, Mr. President. House Bill...956 and 957, which

1. be the next bill on the Calendar are similar to three bills  
2. which ran out of the...the Illinois Senate, 935, 936 and  
3. 937 relating to rates that newspapers can charge for legal  
4. advertising. The bills have passed the House and now reside  
5. on the Governor's Desk. Representative Tipsword asked that  
6. I can continue in my efforts to pass these two bills and we  
7. would have all of the bills down on...the Governor's Desk and  
8. I would ask for a favorable roll call.  
9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there further discussion? Senator Soper.

11. SENATOR SOPER:

12. Well, thank you, Mr. President. Why we wasting a lot  
13. of money with this printing and going up to the...Engrossing  
14. and Enrolling and...and doing all of this monkey business. If  
15. the bills have been passed in...in the House and they're on  
16. the Governor's Desk, why...why should we do this again? Is  
17. there no way we can save any money at all with these things?  
18. If they hadn't passed the House and they weren't on the  
19. Governor's Desk or this...I don't understand this.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Bruce.

22. SENATOR BRUCE:

23. Senator, it...it worked out that my bills got through the  
24. House quicker. I asked the House sponsor whether or not he  
25. wished me to proceed. He asked as a courtesy to me that I do  
26. proceed, and I think as...we have had some difficulty with the  
27. House today on bills that they feel like that we're not passing  
28. enough House Bills. I certainly didn't want to get embroiled  
29. in that, and I thought it perhaps appropriate we just passed  
30. these two bills on down.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Soper.

33. SENATOR SOPER:

1. Well, I still say if the...if the bills were in the House  
2. and they weren't pass, fine let's go with the bills, but they've  
3. been passed in the House. Now, whatdo we have to duplicate  
4. this thing all the time. If you spend one nickel on this...on  
5. these bills to print these or do anything with them, you're  
6. wasting the taxpayers' money, and Senator Bruce, if you want  
7. to waste the taxpayers' money, you waste it, but I won't and  
8. I think anybody here that votes for these bills now when the  
9. bills have already passed, the same form, they're over on the  
10. Governor's Desk. He'll either sign them or he'll veto them. You're  
11. wasting money. Why duplicate this? If you can give me one  
12. solid reason why we should do this?

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Is there further discussion? Senator Bruce.

15. SENATOR BRUCE:

16. I just suppose the question is, our...our sister house and  
17. the...the...the House sponsor has asked that these bills be  
18. passed and we certainly have spent a great deal of money on  
19. other less frivolous things in trying to maintain our friend-  
20. ship and being courteous to our fellow colleagues. I would ask  
21. for a favorable roll call.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Berning.

24. SENATOR BERNING:

25. For the information of the Body, I understand that the bill  
26. to provide the increased rate for the counties in governmental  
27. units to cover these additional costs was defeated in the House.  
28. This bill then can't be funded.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further debate? Senator Soper for the second time.  
31. ...third time.

32. SENATOR SOPER:

33. Thank you. Well, I'll be here as often as I have to. But

1. if we're going to determine the fiscal responsibility of the  
2. State and how much money we spend because we're going to be  
3. friends with somebody, then we all...all join together and  
4. all put in duplicate bills, put them in the House and put  
5. them in the Senate, and just keep on with this paper thing  
6. that we've got and all this printing and all the...people we  
7. have on the payroll and add some more people to the payroll.  
8. Now, the schools need money, Mental Health needs money,  
9. everybody needs money and every dollar you spent on this  
10. thing that you don't have to, is ridiculous. Now, if you  
11. fellows want to be responsible for this, and you Ladies, you  
12. can be responsible, but no matter what you say, if you've  
13. got friendship in the House, that's fine. If they don't  
14. understand it, I think the Gentlemen in the House, would under-  
15. stand it.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there further discussion? Senator Bruce may close.

18. SENATOR BRUCE:

19. I just want to correct Senator Berning. All three bills  
20. including the bill which he says was defeated has...they have  
21. passed the House and are on the Governor's Desk. All three  
22. bills. One of the House Bills did not come over, but all three  
23. Senate Bills passed the Senate and have passed the House.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. The question is, shall House Bill 956 pass. Those in favor  
26. vote Aye. Those opposed Nay. The voting is open. Have all  
27. those voted who wish? Take the record. On that question, the  
28. Ayes are 44, the Nays are 1, 2 Voting Present. House Bill 956  
29. having received a constitutional majority is declared passed.  
30. House Bill 957. Read the bill, Mr. Secretary.

31. SECRETARY:

32. House Bill 957

33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Bruce.

4. SENATOR BRUCE:

5. Thank you, Mr. President. This is a duplicate bill to  
6. one we've already passed, and I would ask for a favorable roll  
7. call.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Is there further discussion? The question is, shall  
10. House Bill 957 pass. Those in favor vote Aye. Those opposed  
11. Nay. The voting is open. Have all those voted who wish?  
12. Take the record. On that question, the Ayes are 44, the Nays  
13. are 3, 1 Voting Present. House Bill 957 having received the  
14. constitutional majority is declared passed. House Bill 962,  
15. Senator Shapiro. House Bill 968, Senator...House Bill 968,  
16. Senator Hynes. Read the bill, Mr. Secretary.

17. SECRETARY:

18. House Bill 968

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Hynes.

23. SENATOR HYNES:

24. Mr. President and members of the Senate, this bill does  
25. precisely what the caption indicates. It establishes a commission  
26. and it has been amended. The membership of the commission will  
27. be determined...appointed by the Minority and the Majority  
28. leaders in each House to pick a suitable site for a statue  
29. of the late Richard J. Daley, the former Mayor of Chicago,  
30. former Minority Leader of this Senate, and former Director of the  
31. Department of Revenue. This bill has been unanimously endorsed  
32. by the House of Representatives and in the Senate Executive  
33. Committee, and I would urge that the full Senate give its

1. endorsement also for a fitting tribute to a great public servant.  
2. PRESIDING OFFICER: (SENATOR DONNEWALD)  
3. Is there further discussion? The question is, shall House  
4. Bill 968 pass. Those in favor vote Aye. Those opposed Nay.  
5. The voting is open. Have all those voted who wish? Take the  
6. record. On that question, the Ayes are 53, the Nays are none.  
7. House Bill 968 having received the constitutional majority is  
8. declared passed. House Bill 969. Read the bill, Mr. Secretary.  
9. SECRETARY:  
10. House Bill 969  
11. (Secretary reads title of bill)  
12. 3rd reading of the bill.  
13. PRESIDING OFFICER: (SENATOR DONNEWALD)  
14. Senator Hynes.  
15. SENATOR HYNES:  
16. Mr...Mr. President and members of the Senate, this is the  
17. companion appropriation bill of forty thousand dollars, and I  
18. would urge a...a repeat of the vote we just had on the prior bill.  
19. PRESIDING OFFICER: (SENATOR DONNEWALD)  
20. Is there further discussion? The question is, shall  
21. House Bill 969 pass. Those in favor vote Aye. Those opposed  
22. Nay. The voting is open. Have all those voted who wish?  
23. Take the record. As to 962, is Senator Shapiro...just a moment.  
24. For what purpose do you arise, Senator Egan.  
25. SENATOR EGAN:  
26. Yes, I...I would...  
27. PRESIDING OFFICER: (SENATOR DONNEWALD)  
28. ...on that question...the Ayes are 57, the Nays are  
29. none. House Bill 969 having received a constitutional majority  
30. is declared passed. Senator Egan, for what purpose do you  
31. arise?  
32. SENATOR EGAN:  
33. ...Thank you, Mr. President. On Senate Bill...or House Bill

1. 968, I was not at my desk. I did not have an opportunity to  
2. vote. I would like to record that my vote would have been Yes.  
3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. It will be recorded electronically. Senator...the Chair  
5. inadvertently skipped over 962. Is Senator Shapiro present?  
6. Senator Shapiro, you wish...read the bill. Read 962, Mr.

7. Secretary.

8. SECRETARY:

9. House Bill 962

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Shapiro.

14. SENATOR SHAPIRO:

15. Mr. President and Ladies and Gentlemen of the Senate,  
16. House Bill 962 is the annual appropriation for the operations  
17. of the Governor's Office, in the total amount all from General  
18. Revenue, of two million thirty-four thousand dollars. This  
19. appropriation is up approximately fifty percent over a year  
20. ago, but the reason for that is that many of the so-called ghost  
21. payrollers are now being brought back under the Governor's  
22. payroll. He has not been able to return all of these employees  
23. in this fiscal year, but he has come out with the statement,  
24. has identified where these other employees are. If there are  
25. any questions, I'll be more than happy to answer them, otherwise  
26. I would appreciate a favorable roll call.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Harber Hall.

29. SENATOR HARBER HALL:

30. Well, I'm glad for that explanation of where some of the  
31. phantom payrollers are...are. I just wonder if it's in the  
32. Governor's plan to pick up the remainder of these phantom pay-  
33. rollers next year or in the future?

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Shapiro.
3. SENATOR SHAPIRO:
4. It is my understanding, Senator Hall, that in FY '79, the
5. rest of them will be brought back.
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Is there further debate? Question is, shall House Bill
8. 962 pass. Those in favor vote Aye. Those opposed Nay. The
9. voting is open. (machine cut off) those voted who wish? Take
10. the record. On that question, the Ayes are 56, the Nays are
11. none. House Bill 962 having received a constitutional majority
12. is declared passed. House Bill 964, Senator Rupp. Read the bill,
13. Mr. Secretary.
14. SECRETARY:
15. House Bill 964
16. (Secretary reads title of bill)
17. 3rd reading of the bill.
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. Senator Rupp.
20. SENATOR RUPP:
21. Thank you, Mr. Chairman. This bill, House Bill 964,
22. provides back longevity pay to the Illinois State Police
23. Officers for the period from August 1st, '74 through June 30th,
24. 1976. This bill will rectify an error which existed during
25. those months and compensates the affective State Police accord-
26. ingly. It was an oversight. There's three hundred and thirty-
27. four thousand dollars involved in it. I ask for favorable
28. consideration.
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Is there further discussion? Question is, shall House
31. Bill 964 pass. Those in favor vote Aye. Those opposed Nay.
32. The voting is open. Have all those voted who wish? Take the
33. record. On that question, the Ayes are 55, the Nays are none.



1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. He indicates he will.

3. SENATOR RHOADS:

4. When this bill was heard in committee, we had a discussion  
5. of a prior bill which was also passed by the committee and  
6. passed by the full Senate increasing the salary of members  
7. of the Chicago Board of Election Commissioners. Can you tell me  
8. what that new salary level would be under the...the bill  
9. that's already been passed?

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Kosinski.

12. SENATOR KOSINSKI:

13. Yes. The...the raise was three thousand dollars. It's  
14. in the House, and it's on 3rd reading. I believe it's...it went  
15. through the mill once and has been held by the member...the  
16. sponsor Terzich.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Rhoads.

19. SENATOR RHOADS:

20. Well, I caught the last part of what you said. You said it had  
21. been held by Representative Terzich. But what is...is the salary  
22. level now with the three thousand dollar increase? I'm sorry,  
23. I didn't hear.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator...he indicated twenty-five thousand. Senator  
26. Kosinski, would you speak into the microphone so that we have  
27. it for the record?

28. SENATOR KOSKINSKI:

29. Not less than twenty-one and not more than twenty-five  
30. thousand.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Rhoads.

33. SENATOR RHOADS:

1. House Bill 964 having received a constitutional majority is  
2. declared passed. House Bill 972, Senator Kosinski. Read the  
3. bill, Mr. Secretary.

4. SECRETARY:

5. House Bill 972

6. (Secretary reads title of bill)

7. 3rd reading of the bill.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Kosinski.

10. SENATOR KOSINSKI:

11. Mr. President and members of the Senate, House Bill 972  
12. removes the Prohibition Act, election commissioners holding  
13. other employment in cities, villages, incorporated towns in  
14. a population over two hundred thousand. The Election Code  
15. currently provides that an election commissioner in Chicago  
16. must serve on a full-time basis and hold no other office or  
17. employment. House Bill 972 has a provision that does not  
18. prevent any election commissioner from receiving income from  
19. other sources or continuing to engage in a professional practice  
20. or business that he personally owns. The...the bill under the  
21. present law, only election commissioners in Chicago are re-  
22. quired to serve on a full-time basis and prohibited from holding  
23. any other office or employment. No such requirement or pro-  
24. hibition exists concerning election commissioners in any other  
25. municipalities. I feel that the commissioners...the election  
26. commissioners should not be denied to hold any other position,  
27. whether it be professional or otherwise, and this is why I  
28. present the bill. And I move for its favorable adoption.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further discussion? Senator Rhoads.

31. SENATOR RHOADS:

32. Thank you, Mr. President, members of the Senate. Senator  
33. Kosinski, will you yield for a question?

1. Well, I think the rationale for originally including  
2. a prohibition against outside employment for a member of the  
3. Chicago Board of Election Commissioners or...or a city of  
4. that size was that there wouldn't be any outside influences  
5. acting on an individual who was in a very sensitive position.  
6. Now, there is at least one member of the Chicago Board who  
7. does have an outside business concern. Is that not correct?

8. SENATOR KOSINSKI:

9. I...

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Kosinski.

12. SENATOR KOSINSKI:

13. ...I don't know. I've never asked any of the commissioners  
14. whether they had another job or not or what their profession  
15. was.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Rhoads.

18. SENATOR RHOADS:

19. Well, let me put it this way. Would this bill prohibit  
20. someone who owned a...a company outside of the Chicago Board of  
21. Election Commissioners from receiving public money, for example,  
22. from the State of Illinois, Department of Public Aid for example?  
23. Let's say, for example, a moving company or something like that.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Kosinski.

26. SENATOR KOSINSKI:

27. No.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Rhoads.

30. SENATOR RHOADS.

31. Thank you.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Is there further discussion? Senator Wooten.

1. SENATOR WOOTEN:

2. Yes, Mr. President and colleagues, I opposed this bill  
3. in committee, not because of any...I don't want to get into  
4. any kind of regional argument, but the plain fact is, the law  
5. as it is set up draws a sharp distinction between the situa-  
6. tion in Chicago and downstate. We pay the Chicago Commissioners  
7. considerably more than we pay commissioners downstate. And  
8. the justification for that pay when this move was first made  
9. was that they would hold no outside employment. And it was  
10. argued, and I think convincingly so that they should be  
11. paid the extra money. We've approved an increase of three  
12. thousand dollars for the members and I think more for the  
13. chairman and having once consented to that, I don't think  
14. we should change the rules of the game. And if we say that the  
15. ...I think I inquired, you know, for whom was this being done.  
16. They're two people in question who draw money from other  
17. sources, and I would say that if we're going to change so  
18. that they have outside employment, then we ought to sharply  
19. cut the amount of money we pay them. If we pay them a good  
20. salary, then I think we should do so on the original agree-  
21. ment they would not have outside employment. I think fair  
22. is fair, and we ought to leave the law as it is.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Chew.

25. SENATOR CHEW:

26. Mr. President, we heard this bill in committee. They  
27. have been several allegations made about one or two members.  
28. First of all, with the salary at twenty-five or twenty-five  
29. ...not more than twenty-five, ask yourself today, do you  
30. want a job that's going to prohibit you from making twenty-  
31. five thousand and one dollar per a year. The answer is no  
32. if you got any kind of qualifications whatsoever. Not only  
33. are we having difficulties attracting good people to the

1. various governmental agencies in this State simply because  
2. of the prohibitions. The Governor has said himself that he  
3. has encountered many problems trying to attract good people  
4. into State Government because of all of the restrictions that  
5. we have put on these people, or the previous governor has  
6. put on these people. So people are not in line to come into  
7. these offices. Anyone who serves on the Election Commission  
8. as an election commissioner should not be prohibited from  
9. other employment or income. We're saying here that all you  
10. can afford to have in your employment here with the board  
11. or anywhere else is twenty-five thousand dollars. Now,  
12. speaking of the law is pretty sharp in these areas. That's  
13. what we're all about, Mr. President. To change a law if  
14. we feel that it is an infringement on what we call progress.  
15. I don't think that anybody, and I know how long that vacancy  
16. occurred in Chicago. I know how long we have vacancies,  
17. because we do not have people that are eager to get into these  
18. positions because of the prohibition. Now, what is the difference  
19. in a downstate commissioner and a Chicago commissioner. The  
20. answer is none, only that we have prohibited measures to  
21. prevent the Chicago commissioner from being engaged in other  
22. activity. We're not saying that he...there are times when  
23. we don't have one election in one year, which, in fact, does  
24. not really require a commissioner to sit in office and become  
25. a vice-president in charge of looking out of the window. We  
26. want men that are active, we want women that are active, we  
27. want women that have something to offer these various govern-  
28. ment agencies, and I think the proposal is a good proposal and  
29. it should be adopted.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there further discussion? Senator Demuzio.

32. SENATOR DEMUZIO:

33. Well, if they had only one election perhaps we ought to

1. consider cutting his salary instead of increasing it.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Is there further discussion? Senator Kosinski may close.

4. SENATOR KOSINSKI:

5. Move for a favorable roll call, Mr....

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Question is, shall House Bill 972 pass. Those in favor  
8. vote Aye. Those opposed Nay. The voting is open. Have all  
9. those voted who wish? Have all those voted who wish?  
10. Take the record. On that question, the Ayes are 26, the Nays  
11. are 23...Senator...Senator Kosinski wishes to postpone  
12. consideration. Consideration is postponed. House Bill 974,  
13. Senator Merlo. Read the bill, Mr. Secretary.

14. SECRETARY:

15. House Bill 974

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Merlo.

20. SENATOR MERLO:

21. Mr. President and members of the Senate, House Bill 974  
22. amends the Park Employees and Retirement Fund and this bill  
23. only affects the Chicago Park District. The bill contains  
24. several clarifying or corrective changes of a desirable  
25. character and one substantive change in the provision for the  
26. funding of the revenue requirements for the employer. It  
27. changes the employees' funding method from a fixed tax levy  
28. to a multiplier formula. In the opinion of the Pension  
29. Laws Commission, this new formula is necessary if the fund  
30. is to continue to be financially solvent. This method of  
31. financing would place this fund on the same basis as the  
32. other Chicago pension funds all of which use the multiplier  
33. method of financing. I...the Park Employees Annuitant

1. Pension Fund has had only two rate increases in thirty years.

2. I think it is a good bill and it's a needed bill, and I would  
3. appreciate your affirmative vote.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there further discussion? Senator Berning.

6. SENATOR BERNING:

7. Just to comment, Mr. President. The Pension Laws  
8. Commission supports this bill. I'd like the Body to know that.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there further discussion? Question is, shall House  
11. Bill 974 pass. Those in favor vote Aye. Those opposed Nay.  
12. The voting is open. Have all those voted who wish? Take  
13. the record. On that question, the Ayes are 51, the Nays are  
14. 2. House Bill 974 having received a constitutional majority  
15. is declared passed. House Bill 978, Senator Grotberg. Read  
16. the bill, Mr. Secretary.

17. SECRETARY:

18. House Bill 978

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Grotberg.

23. SENATOR GROTBORG:

24. Thank you, Mr. President and Jack Merlo, I would ask you  
25. to forgive that red light on your last roll call. Somebody  
26. tricked me here. Senate Bill...or House Bill 978 as represented  
27. in the Digest is not correct. We amended it three days ago  
28. here in the House. It is an enacting...an enabling legislation  
29. for the Department...all of the State Departments who own  
30. land that they lease out, I think essentially to farmers, but  
31. not always, to provide that the lease be contingent upon that  
32. lessee paying his proportionate share of real estate taxes to  
33. the local county government. The Digest would have you think

1. that the State is going to collect the real estate taxes.  
2. That it is not so. This bill simply makes it a condition  
3. of the lease that the lessee shall pay and...their...the  
4. ...to the county collector an equivalent of the real estate  
5. taxes as assessed by the assessor for surrounding similar  
6. properties, and it's something that we've...been a long time  
7. coming. They're supposed to do it now, but there are no  
8. enforcement procedures. Those are provided for in this Act.  
9. I would like to have a favorable roll call.

10. PRESIDENT:

11. Is there further discussion? If not, the question is,  
12. shall House Bill 978 pass. Those in favor will vote Aye.  
13. Those opposed will vote Nay. The voting is open. Have all  
14. voted who wish? Have all voted who wish? Take the record.  
15. On that question, the Ayes are 53, the Nays are none, none  
16. Voting Present. House Bill 978 having received a constitu-  
17. tional majority is declared passed. House Bill 979, Senator  
18. Carroll. Read the bill.

19. SECRETARY:

20. House Bill 979

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDENT:

24. Senator Carroll.

25. SENATOR CARROLL:

26. Thank you, Mr. President and members of the Senate.  
27. House Bill 979 is a request from the Secretary of State's  
28. Office in administrating the driver license's section, re-  
29. defining the term cancellation, to give them a little more  
30. effective control in dealing with drivers' licenses and hearings  
31. thereon. Now, there was a question by several insurance  
32. companies about removing the records of accidents from their  
33. transcripts and by amendment we have put back in the language



1. that allows those to be maintained on the record. I would  
2. answer any questions. This is supported by DOT, the Motor  
3. Vehicles Laws Commission. It's a request of the Secretary  
4. of State. I might give you an example. The Secretary could  
5. before this...the passage of this law, suspend the license  
6. or revoke for stealing an automobile part but not for stealing  
7. the entire automobile. This would allow them to also do it  
8. if they took the whole automobile as well as all of the  
9. component parts and I would ask for a favorable roll call.

10. PRESIDENT:

11. Senator Wooten.

12. SENATOR WOOTEN:

13. Well, thank you, Mr. President. Senator Carroll, some-  
14. where in my notes, I see a reference to Amendment No. 2 which would  
15. allow transporters of automobiles to operate vehicles seventy-  
16. two feet in length on State highways. Is that an amendment  
17. to this bill?

18. PRESIDENT:

19. Senator Carroll.

20. SENATOR CARROLL:

21. That is a correct reference. That was Amendment No. 2.  
22. As I recall, it did not fail...it failed to be placed on this  
23. bill. The amendment failed. It is not on the bill.

24. PRESIDENT:

25. Senator Wooten.

26. SENATOR WOOTEN:

27. I...I was just going to...you say it is not. I was just  
28. going to check with the Secretary. There's only one amendment  
29. on the bill, then. Is that it?

30. PRESIDENT:

31. Senator Carroll.

32. SENATOR CARROLL:

33. That's...that's my understanding. There's only one amendment.

1. First amendment was technically defective. We replaced that.  
2. There was a long debate on the adoption of the amendment you're  
3. referring to, and it failed. It's not on the bill.

4. PRESIDENT:

5. Is there any further discussion? If not, the question is,  
6. shall House Bill...Senator Glass.

7. SENATOR GLASS:

8. Thank you, Mr. President. I would like to ask the sponsor  
9. a question.

10. PRESIDENT:

11. Indicates he will yield.

12. SENATOR GLASS:

13. Senator Carroll, this...this would allow the Secretary of  
14. State to cancel drivers' licenses. How does this differ from  
15. a revocation of a license or a suspension?

16. PRESIDENT:

17. Senator Carroll.

18. SENATOR CARROLL:

19. A cancellation is a total and permanent denial of the  
20. license, subject to some type of action to reinstate it. A  
21. suspension is for a period of time, time certain, where the  
22. license is suspended. This is a cancellation for specific  
23. offenses, such as auto theft.

24. PRESIDENT:

25. Senator Glass.

26. SENATOR GLASS:

27. Well, it...it would give the Secretary the administrative  
28. discretion. Is that right? To...to just make the cancellation?  
29. Under what circumstances could that be done?

30. PRESIDENT:

31. Senator Carroll.

32. SENATOR CARROLL:

33. Thank you, Mr. President. For example, reckless driving,

1. for example, conviction of auto theft as defined in Section  
2. 4-103. He can cancel restricted driving permits for cause.  
3. There is, I might add on all of these a...a show cause hearing  
4. in any of the cases. He can cancel for prohibitions of un-  
5. lawful use of the license or permit. He can revoke,  
6. suspend or delay reissuance for a person convicted three or  
7. more times of operating a vehicle while their license was  
8. suspended or revoked, in other words, three additional  
9. violations after suspension.

10. PRESIDENT:

11. Senator Glass.

12. SENATOR GLASS:

13. Well, I...I just question whether this ought to be...  
14. this change ought to go into the law. I understand there  
15. was an attempt to pass this same bill last year, and it was  
16. defeated, House Bill 3946. It seems to me it...the face of  
17. it at least, it gives a lot of discretion to the Secretary of  
18. State. You say there are...there are show cause hearings...  
19. and...and I'm just wondering why we need an additional kind of  
20. cancellation with this...this type of discretion in the  
21. Secretary when, in fact, they can now be revoked upon con-  
22. viction of certain offenses, and for that reason, it seems  
23. to me the bill goes too far and ought to be defeated.

24. PRESIDENT:

25. Is there any further discussion? If not, the question  
26. is, shall House Bill 979 pass. Those in favor will vote Aye.  
27. Those opposed will vote Nay. The voting is open. Have all  
28. voted who wish? Have all voted who wish? Take the record.  
29. On that question, the Ayes are 30, the Nays are 22, none  
30. Voting Present. House Bill 979 having received a constitu-  
31. tional majority is declared passed. House Bill 982, Senator  
32. Weaver. Read the bill.

33. SECRETARY:

1. House Bill 982

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDENT:

5. Senator Weaver.

6. SENATOR WEAVER:

7. Thank you, Mr. President. This is a product of the  
8. Motor Vehicles Commission. It raises the minimum amount of  
9. damage to property necessary to require reporting of an  
10. accident from a hundred to two hundred and fifty dollars.  
11. This limit has not been raised in twenty-five years from  
12. the hundred dollars and if there's any questions, I'd be  
13. happy to respond to them. Otherwise, I'd appreciate a favor-  
14. able roll call.

15. PRESIDENT:

16. Is there any discussion? If not, the question is,  
17. shall House Bill 982 pass. Those in favor will vote Aye.  
18. Those opposed will vote Nay. The voting is open. Have all  
19. voted who wish? Have all voted who wish? Take the record.  
20. On that question, the Ayes are 53, the Nays are 1, none  
21. Voting Present. House Bill 982 having received a constitutional  
22. majority is declared passed. House Bill 983, Senator Hickey.  
23. Read the bill.

24. SECRETARY:

25. House Bill 983.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDENT:

29. Senator Hickey.

30. SENATOR HICKEY:

31. Thank you, Mr. President. This simply appropriates  
32. seventy-one thousand four hundred dollars for the Illinois  
33. Industrial Pollution Control Finance Authority, and it's one of...

1. one of those happy circumstances where this is for operating  
2. expenses, but it's anticipated that in '77 they'll probably  
3. take in about four hundred thousand dollars in fees which  
4. will go into the General Fund.

5. PRESIDENT:

6. Is there any discussion? If not, the question is, shall  
7. House Bill 983 pass. Those in favor will vote Aye. Those  
8. opposed will vote Nay. The voting is open. Have all voted  
9. who wish? Have all voted who wish? Take the record. On that  
10. question, the Ayes are 56, the Nays are none, none Voting  
11. Present. House Bill 983 having received a constitutional  
12. majority is declared passed. House Bill 990, Senator Bloom.  
13. Read the bill.

14. SECRETARY:

15. House Bill 990

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDENT:

19. Senator Bloom.

20. SENATOR BLOOM:

21. Thank you very much, Mr. President. This should be  
22. familiar to most members of the Body. This is the Representative  
23. Day Memorial Bill. The purpose of the bill is to insure that  
24. the State pay its share of local improvements that benefit  
25. State property. Currently the State on a kind of hit or miss  
26. selective basis sometimes appropriates funds to bear the burden  
27. of these improvements, sometimes not. Where they don't, then  
28. the local property taxpayers pay the tab. This spreads the  
29. burden around. It's passed in '75 and in '73 and I'd appreciate a  
30. favorable roll call. I'd be glad to answer questions on the  
31. mechanisms.

32. PRESIDENT:

33. Is there any discussion? If not, the question is, shall

1. House Bill 990 pass. Those in favor will vote Aye. Those  
2. opposed will vote Nay. The voting is open. Have all voted  
3. who wish? Have all voted who wish? Take the record. On  
4. that question, the Ayes are 54, the Nays are 1, none Voting  
5. Present. House Bill 990 having received a constitutional  
6. majority is declared passed. House Bill 991, Senator Bloom.

7. SECRETARY:

8. House Bill 991

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDENT:

12. Senator Bloom.

13. SENATOR BLOOM:

14. Thank you very much. It appropriates a hundred thousand  
15. dollars to the Department of Local Government Affairs. I'd  
16. appreciate a favorable roll call, for the purposes of the  
17. Act we just passed.

18. PRESIDENT:

19. Is there any discussion? Senator Walsh. Is there any  
20. discussion? If not, the question is, shall House Bill...  
21. Senator Buzbee.

22. SENATOR BUZBEE:

23. Well, I just have one question. How much is the appro-  
24. priation? Thank you.

25. PRESIDENT:

26. Senator Bloom.

27. SENATOR BLOOM:

28. One hundred thousand.

29. PRESIDENT:

30. Is there any further discussion? If not...Senator...  
31. Senator Buzbee.

32. SENATOR BUZBEE:

33. Is it in the budget?

1. SENATOR BLOOM:
2. No.
3. SENATOR BUZBEE:
4. Well...
5. PRESIDENT:
6. Senator Buzbee.
7. SENATOR BUZBEE:
8. ...Goodness.
9. PRESIDENT:
10. Is there any further discussion? If not, the question is
11. shall House Bill 991 pass. Those in favor will vote Aye.
12. Those opposed will vote Nay. The voting is open. Have all
13. voted who wish? Have all voted who wish? Take the record.
14. On that question, the Ayes are 46, the Nays are 1, 1 Voting
15. Present. House Bill 991 having received a constitutional
16. majority is declared passed. House Bill 992, Senator Ozinga.
17. Read the bill.
18. SECRETARY:
19. House Bill 992
20. (Secretary reads title of bill)
21. 3rd reading of the bill.
22. PRESIDENT:
23. Senator Ozinga.
24. SENATOR OZINGA:
25. This, Mr. President and members of the Senate, is the
26. annual appropriation for the ordinary and contingent expenses
27. of the Liquor Control Commission. Started off with four hundred
28. and ten thousand three hundred dollars. It was reduced by the
29. House, reduced by the Senate and finally winds up with three
30. ninety-three five thirty. Move for a favorable roll call.
31. PRESIDENT:
32. Is there any discussion? If not, the question is, shall
33. House Bill 992 pass. Those in favor will vote Aye. Those

740 1002  
3rd Reading  
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1. opposed will vote Nay. The voting is open. Have all voted who  
2. wish? Have all voted who wish? Take the record. On that  
3. question, the Ayes are 55, the Nays are...are 1, none Voting  
4. Present. House Bill 992, having received a constitutional  
5. majority is declared passed. House Bill 1001, Senator Guidice.  
6. Read the bill.

7. SECRETARY:  
8. ...House Bill 1001  
9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDENT:  
12. Senator Guidice.

13. SENATOR GUIDICE:  
14. Thank you, Mr. President and members of the Senate. House  
15. Bill 1001 is a similar bill to Senate Bill 523 which passed 57 to 0.  
16. What it provides for is the exchange of information between  
17. insurance companies and law enforcement officials in regards to  
18. losses to arson or nonaccidental fires. The amendment on 1001  
19. allows the information to be shared with the police departments  
20. or other law enforcement agencies. And I would ask a favorable  
21. roll call.

22. PRESIDENT:  
23. (machine cut off) any discussion? If not, the question is,  
24. shall House Bill 1001 pass. Those in favor will vote Aye.  
25. Those opposed will vote Nay. The voting is open. Have all  
26. voted who wish? Have all voted who wish? Take the record.  
27. On that question, the Ayes are 55, the Nays are none, none  
28. Voting Present. House Bill 1001 having received a constitutional  
29. majority is...declared passed. House Bill 1002, Senator Coffey.  
30. Read the bill.

31. SECRETARY:  
32. House Bill 1002  
33. (Secretary reads title of bill)



1. 3rd reading of the bill.

2. PRESIDENT:

3. Senator Coffey.

4. SENATOR COFFEY:

5. Mr. President and members of the Senate, House Bill 1002  
6. redefines and lists five specific types of telephone harrassments.  
7. They include the use of a...a telephone with the intent to  
8. abuse, threaten, or harrass, the making...the making of obscene  
9. and...suggestions or causing a telephone call to another in-  
10. dividual to ring repeatedly with the intent to harrass. Harrass-  
11. ment by telephone would be classified as a Class B misdemeanor  
12. if this bill becomes law. The telephone company has been very  
13. helpful in working toward...in solving this problem. Most of  
14. the telephone companies that I've talked to is in complete  
15. agreement with this bill, and I think it is a step in the right  
16. direction to aide the people that's being abused with these  
17. obscene phone calls and especially our senior citizens, and  
18. I'd ask your favorable roll call on this bill.

19. PRESIDENT:

20. Senator Knuppel.

21. SENATOR KNUPPEL:

22. Well, does this include calls to newsmen early in the  
23. morning?

24. PRESIDENT:

25. Senator Coffey.

26. SENATOR COFFEY:

27. Yes, I think it does. I think it includes that also.

28. PRESIDENT:

29. Senator Knuppel.

30. SENATOR KNUPPEL:

31. You feel like that would be a misdemeanor if they wrote  
32. a nasty article about you and you called up and make a nasty  
33. remark about them at five-thirty in the morning?

1. PRESIDENT:

2. Senator Coffey.

3. SENATOR COFFEY:

4. No. Senator, I think in that case, there's a provision  
5. in here that will protect you for that.

6. PRESIDENT:

7. Senator Knuppel.

8. SENATOR KNUPPTEL:

9. I have to know before I can vote for this bill. Which  
10. provision protects me?

11. PRESIDENT:

12. Senator Coffey.

13. SENATOR COFFEY:

14. I'm going to have to get my legal advice because I think  
15. it's hidden in the bill.

16. PRESIDENT:

17. Senator Knuppel.

18. SENATOR KNUPPTEL:

19. Well, also I...I see there that...it refers to something  
20. here about indecent, with intent to offend. If I told some-  
21. body to kiss me right below the mistletoe on my coattail, one  
22. of these newspapermen, would that be intended to offend?

23. PRESIDENT:

24. Senator Coffey.

25. SENATOR COFFEY:

26. Yes, I think in...in the provisions of this bill. I think  
27. that probably would be considered if they could prove that fact  
28. It...it probably would be covered under this bill and you might  
29. be in...in some trouble.

30. PRESIDENT:

31. Senator Knuppel.

32. SENATOR KNUPPTEL:

33. Well, as I grow older, there's less and less things I can

1. enjoy and now you're going to take another one away from me.

2. PRESIDENT:

3. Senator Hickey.

4. SENATOR HICKEY:

5. Mr. President, I'd like to ask the sponsor a question.

6. PRESIDENT:

7. Indicates he will yield.

8. SENATOR HICKEY:

9. How would you detect this harrassment or detect the origin

10. of it and be able to prove it, or is this an empty threat?

11. PRESIDENT:

12. Senator Coffey.

13. SENATOR COFFEY:

14. My answer to that question would be is, no, it's not an

15. empty threat. The reason this bill was originated and...and

16. the reason the telephone companies has been in support of

17. this, previously in the Act they have already some authority

18. to be able to tap phones if there is being obscene phone calls

19. made. This bill, all it will do and add to is to be able to

20. give the teeth to be able to penalize those persons once they

21. have been found guilty of making those obscene phone calls.

22. For instance, this last week we had an elderly lady that had

23. just came from the hospital one week and she was quite ill and

24. her neighbor for instance had...she had turned a complaint

25. in against her neighbor. They had moved them out of the apart-

26. ment house, therefore, they had made harrassing phone calls,

27. and we had...had...in cooperation with the police department and

28. the telephone company those phones tapped, but under the pro-

29. visions of the law as they now stand, there was no teeth in

30. there to be able to punish the person once they were found...who

31. the persons was harrassing the individual, and there has been a...

32. a court ruling to show under the...under the previous Statutes

33. that it is not adequate and supposedly with the drafting of this

1. bill, it will give them the proper authority for the phone call  
2. to be able to...after surveillance be able to punish this person  
3. through the Class B.

4. PRESIDENT:

5. Senator Hickey.

6. SENATOR HICKEY:

7. But Senator Coffey, there isn't any way except through  
8. tapping that...that this can be discovered? Is that right?  
9. That is you...suppose you just get...you know you get a couple  
10. of phone calls, unless you go on and have...have your phone  
11. tapped, there's no way you can detect it? Okay. Thank you.

12. PRESIDENT:

13. Senator Coffey.

14. SENATOR COFFEY:

15. No. Just through the...the phone tapping as it is now  
16. provided in the Statutes which...it is now legal. This just  
17. puts the teeth into it. Once that this is done, it gives them  
18. the law to be able to...to punish that individual.

19.

20. (end of reel)

21.

22.

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33.

1. PRESIDENT:  
2. Is there any further...Senator Kenneth Hall.  
3. SENATOR KENNETH HALL:  
4. Would the sponsor yield to a question?  
5. PRESIDENT:  
6. Indicates he will yield.  
7. SENATOR KENNETH HALL:  
8. Senator, did I understand you correctly. You said  
9. with the cooperation of the police department, you were  
10. able to tap the phone. I thought you had to have a court  
11. order to tap the phones. Were you able to do that without  
12. a court order?  
13. PRESIDENT:  
14. Senator Coffey.  
15. SENATOR COFFEY:  
16. No, I was not the one that was really able to do it.  
17. The police department and the telephone company worked in  
18. conjunction and how they did it, I'm not sure. But I  
19. contacted both the police department, the Charleston Police  
20. Department and also the telephone company, Illinois Con-  
21. solidated and through their efforts they were able to  
22. do so. The...the problem being...the reason this bill  
23. is drafted is to give them the teeth to penalize that  
24. person once they are found guilty of misusing their  
25. telephone. But they are...I'm not sure whether they  
26. got a court order or how they did this, but they were  
27. able to solve the problem. And in this case, we were  
28. fortunate to be able to solve the problem, just through  
29. scaring the individual. Really, there was no teeth in  
30. the bill...in the provisions now to really be able to  
31. punish that individual. Hopefully, this will be able to  
32. do that.  
33. PRESIDENT:

1. Senator Ozinga.

2. SENATOR OZINGA:

3. I didn't realize this bill was on the Calendar. This  
4. was a good bill. We've been plagued with these kind of  
5. calls and the answer that Senator Coffey just gave with regard  
6. to the telephone company cooperation with is exactly right  
7. with the police department now, you can have your own phone  
8. monitored, but it is a little bit of trouble to do so. And  
9. when you are on some of these commissions like I am, on  
10. these Mental Health deals, why, they know who you are.  
11. Your telephone is listed, unless you're non-listed and you  
12. don't want to do that. Well, then you get these kook calls  
13. and once one of these get on your back you just don't know  
14. which way to turn. And we're getting them from all times  
15. of the night, day and in between, middle of the night where  
16. somebody will just get on the phone with an obscene line of  
17. chatter and you just don't know. Well, we've had to go  
18. through this procedure of finally, getting the police  
19. department, the telephone company and...this is one of the  
20. greater bills...I wish I had known this was on here, I'd  
21. have co-sponsored it. ...I urge your approval of it.

22. PRESIDENT:

23. Senator Coffey may close the debate.

24. SENATOR COFFEY:

25. Yes, Mr. President and members of the Senate. I would  
26. like to make one statement that I just now had brought to  
27. my attention. With the consent of one individual on one  
28. end of the phone conversation with their consent, in other  
29. words, to have their phone tapped, it is illegal without a  
30. court order. And also, I might point out, I have attached  
31. a statement here. It is a recent Illinois Supreme Court  
32. opinion with rule...Chapter 38, which makes this rule  
33. unconstitutional, as it is provided now. And therefore,

1. that's the reason this bill has been drafted. This of course, now  
2. makes chapter 134, Paragraph 16.4 the only Statute under which  
3. obscene calls can be prosecuted. Therefore, I feel it is  
4. important that this House Bill passes and I ask your favor-  
5. able roll call.

6. PRESIDENT: 21

7. Question is, shall House Bill 1002 pass. Those in favor  
8. will vote Aye. Those opposed will vote Nay. The voting is  
9. open...voted who wish? Have all voted who wish?  
10. Take the record. On that question, the Ayes are 54, the  
11. Nays are 1. None Voting Present. House Bill 1002 having  
12. received the constitutional majority is declared passed.  
13. House Bill 1007, Senator Buzbee. Read the bill.

14. SECRETARY:

15. ...Bill 1007.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDENT:

19. Senator...Senator Buzbee.

20. SENATOR BUZBEE:

21. Thank you, Mr. President. This bill will allow  
22. regional superintendents to approve an early dismissal  
23. upon request of a district superintendent because of  
24. inclement weather or emergency. This shall be considered  
25. to be an emergency closing occasion by an act of God  
26. under this Section. And it provides that State aid  
27. claims shall not be reduced for acts of God. What this is,  
28. is a bill that indicates that after school is already  
29. started and we know...witnessed a lot of this this past  
30. winter. After the school day has already started and  
31. suddenly the snow starts coming down, the district  
32. superintendent decides that the law says he's got to have  
33. at least five hours in for it to count as a good day and

1. yet he's there torn...between trying to decide whether to  
2. get that good day in...so he won't use a snow day or so  
3. that he will not lose State aid to get the minimum one  
4. hundred and seventy-six days. He's got to decide either  
5. to do that or he's got to decide to let school out and...  
6. and get the kids home before the snow gets too...too deep  
7. to get them home. So, if, under the provisions of this  
8. bill, he would then be allowed to call the regional  
9. superintendent and say, I think that school is...should  
10. be dismissed because we're going to take the lives of...  
11. take the...risk the lives, rather, of a lot of children  
12. if we don't hurry up and get them home on the school buses  
13. and so forth and I would solicit your favorable vote.

14. PRESIDENT:

15.       Senator Davidson.

16. SENATOR DAVIDSON:

17.       Yes, Mr. President and members of the Senate. I rise  
18. in opposition to this bill. We had this bill in committee  
19. and one of the objections of the bill, this doesn't  
20. make the school use up the school...the snow days first.  
21. If they have a problem most school districts got a minimum  
22. of five snow days built into their curriculum to account for  
23. any unnecessary snow or any other necessary repair so that  
24. they can have a regular schedule opportunity. This is  
25. going to cause seventy-eight different interpretations of  
26. what inclement weather is. You're going to have seventy-  
27. eight regional superintendents act as God when their  
28. superintendent of school calls the individual and says,  
29. hey, the snow is bad I send these kids home and still  
30. collect pay from the State? It won't be charged against me.  
31. Now, if you're going to do it. Use the snow days. There's  
32. no exceptions to any idea of an amendment. The snow days  
33. have to be used up first, any other thing. This is a



1. bill that's going to let a district superintendent call  
2. the regional superintendent and say, hey, the weather is  
3. bad you agree with me and the regional superintendent  
4. may be ten miles, he may be fifty miles, depending on if  
5. there's been two or three counties put together and the  
6. weather can be entirely different. This is a bad bill.  
7. It's going to let a lot of people make individual decision  
8. on what God intended to be inclement weather. They got  
9. snow days for that very reason built into their curriculum  
10. and into their school calendar. Use them. This is a bad  
11. bill.

12. PRESIDENT:

13. ...any further...Senator Berman.

14. SENATOR BERMAN:

15. Will the sponsor yield? Senator Buzbee, I remember...

16. PRESIDENT:

17. Indicates he will yield.

18. SENATOR BERMAN:

19. ...the question by Senator Davidson in committee about  
20. adding in the snow days as the...to use those up before we  
21. get the...to...the procedures in your bill. Could you indicate  
22. the reason why you rejected that suggestion?

23. PRESIDENT:

24. Senator Buzbee.

25. SENATOR BUZBEE:

26. Yes, Senator Berman. I had the necessary votes to get the  
27. bill out of committee without that amendment.

28. PRESIDENT:

29. Senator Berman.

30. SENATOR BERMAN:

31. Well, I remember I voted for your bill, but I had also  
32. thought that it would be a better bill if we had the snow  
33. days in there first and I still think it would be a better

1. bill if we had the snow days in there.

2. PRESIDENT:

3. Senator Buzbee.

4. SENATOR BUZBEE:

5. Well, no. Seriously, maybe I'd better revise my  
6. thinking then, Senator Berman. Well, as...as Senator  
7. Davidson said, in case there is any unnecessary snow, we...  
8. we...we...we do have the snow day provisions, of course,  
9. but it's two entirely separate questions. And that's...  
10. that's why I rejected the amendment. Let me...let me  
11. try to explain why, in my opinion, it's two entirely  
12. separate questions. One is, the snow day is...is used  
13. before school starts. Before the school day starts.  
14. You wake up of a morning...my...again, this past winter  
15. my wife's a teacher. This happened, I don't know how  
16. many days during this past winter, that we'd get up  
17. at six-thirty in the morning and look out the window  
18. and then turn on the radio immediately to see if school  
19. going to be held that day because...the snow was so bad.  
20. The snow day idea is they...they usually have about five  
21. of them built into their schedule that they can take them if they  
22. have to. They dismiss...rather they call off school before  
23. it ever gets started. Which means they don't have to  
24. waste all the gasoline and the school buses getting them  
25. there. They don't have to get the thermostats turned up  
26. to the proper temperature for the school building that  
27. day. They can leave it at a lower setting and so forth.  
28. This bill addresses an entirely different problem. The  
29. problem here is, when it starts snowing at nine or ten  
30. o'clock in the morning after school has already started  
31. and then the district superintendent, if it looks like it's  
32. too bad, if it looks like it's too bad, it's going to get  
33. too bad, then he can call the regional superintendent and

1. say, I think it's really getting too bad and I don't want  
2. to risk these children's lives. And yet...I don't want to  
3. lose this day of school. Now the...the question was raised  
4. in committee as to the integrity of, you know, is this just  
5. a way of getting out of and saving snow days. It definitely  
6. is not, in my opinion. It's a...these people that run these  
7. schools are people that we put a lot of trust and confidence  
8. in and we ought to allow them to make that decision, I think.  
9. PRESIDENT:

10. Senator Graham.

11. SENATOR GRAHAM:

12. Yes, thank you, Mr. President. I don't know how we  
13. determine unnecessary snow. I don't understand how we  
14. tell the people it's going to snow before it starts. But  
15. I'm sure of one thing that we got an unnecessary snow job  
16. on this bad bill.

17. PRESIDENT:

18. Senator Berning.

19. SENATOR BERNING:

20. Thank you, Mr. President. I would like to call the  
21. attention of the Senate that there is, in addition, to any  
22. other criticism, what appears to me to be a severe weakness.  
23. On line 11, it says, inclement weather, yes, but any other  
24. emergency, any other emergency, then dropping down  
25. to line 15, it goes on further to say, referring to that  
26. any other emergency shall be considered as an emergency  
27. closing occasion by an act of God. Now, if the janitor  
28. doesn't come to work or he has a flat tire on the way,  
29. or if a couple of teachers decide they have to go to a  
30. wedding, that might be cause for the superintendent to  
31. declare an emergency and I don't see how that could be  
32. construed as an act of God. I think this is a bad bill.  
33. We ought to reject it.

1. PRESIDENT:

2. Senator Wooten.

3. SENATOR WOOTEN:

4. On a point of personal privilege. Mr. President, I  
5. simply want to inform Senator Graham that it is possible  
6. to tell ahead of time when it's going to snow. I used to  
7. do that and unnecessary snows, Senator Graham, is snow that  
8. comes when you don't forecast it.

9. PRESIDENT:

10. The question is...Senator Buzbee may close the debate.

11. SENATOR BUZBEE:

12. Well, I...would like to respond to Senator Berning's  
13. comments. I don't know about in your district, Senator,  
14. but in my district I have a lot more faith in my school  
15. superintendents than you, apparently, have. They are pretty  
16. hard-nosed people for the most part that are there trying  
17. to do a good job with the taxpayers' dollars of educating  
18. our children. And I would point out to you, also, that that  
19. district superintendent does not have the final say. It is  
20. the educational service region who has the final say. The  
21. district superintendent initiates the action by calling the  
22. educational service region superintendent and saying, I think  
23. the weather is bad. Will you...if I could have just a wee  
24. bit of order. If...will you, Mr. regional superintendent,  
25. educational service region, please declare that you think  
26. that it is an emergency and that my school can be closed.  
27. So the final say does not rest with the district superinten-  
28. dent, but it rests with the educational service region superin-  
29. tendent.

30. PRESIDENT:

31. The question is, shall House Bill 1007 pass. Those  
32. in favor will vote Aye. Those opposed will vote Nay. The  
33. voting is open. Have all voted who wish? Have all voted

1. who wish? Take the record. On that question, the Ayes are  
2. 24...the sponsor moves to postpone consideration. Consideration  
3. will be postponed. House Bill 1009, Senator Clewis. Read the  
4. bill.

5. SECRETARY:

6. House Bill 1009.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDENT:

10. Senator Clewis.

11. SENATOR CLEWIS:

12. Mr. President and members of the Senate. House Bill  
13. 1009 raises the maximum fine that can be imposed for any  
14. one offense for a violation of the Chicago Park District  
15. rules and regulations. This includes traffic offenses,  
16. raises the amount from two hundred to five hundred dollars  
17. and I would appreciate a favorable roll call.

18. PRESIDENT:

19. Is there any discussion? If not, the question is,  
20. shall House Bill 1009 pass. Those in favor will vote Aye.  
21. Those opposed will vote Nay. The voting is open. Have all  
22. voted who wish? Have all voted who wish? Take the record.  
23. On that question, the Ayes are 41, the Nays are 2, 1  
24. Voting Present. House Bill 1009 having received the  
25. constitutional majority is declared passed. House Bill  
26. 1010, Senator Netsch. Read the bill.

27. SECRETARY:

28. House Bill 1010.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDENT:

32. Senator Netsch.

33. SENATOR NETSCH:

1. Thank you, Mr. President. This bill was drafted  
2. very carefully to attempt to reach the problems brought  
3. on by the abuse of children in the pornography market  
4. and it...it does it by addressing really two areas. One,  
5. it defines into the Indecent Liberties Statute persons  
6. who are guilty of...of photographing, of soliciting for  
7. photographing the acts that are specified and, in addition,  
8. parents or guardians who...who knowingly permit this to  
9. take place. Then it goes on to construct some procedural  
10. provisions, which are very important to the effectiveness  
11. of the act and does it in, perhaps, the only constitutional way  
12. that it can be done by, in effect, making the fruits of  
13. the crime, that is the...the actual photographs or films  
14. virtually illegal, per se, that is by constructing a  
15. prima facie case that they are in violation of the act  
16. when there are three or more possessed that do, in fact,  
17. constitute the photographing of the acts that, themselves,  
18. constituted a felony. It is a carefully worked out  
19. fairly intricate Statute which, in the judgment of those  
20. who put it together will address this problem and address  
21. it very carefully. I would be happy to answer any ques-  
22. tions about it.

23. PRESIDENT:

24. Is there any discussion? Senator D'Arco.

25. SENATOR D'ARCO:

26. Dawn, if I possess three or more of these illicit  
27. photographs I would have violated the Act. Is that correct?

28. PRESIDENT:

29. Senator...Senator Netsch.

30. SENATOR NETSCH:

31. The...it is prima facie evidence of intent to sell or  
32. distribute. If they are of the...the same photograph  
33. or the same film. This grows out of other Statutory

1. provisions which...which construct prima facie evidence  
2. based on possession. The idea, of course, is that if  
3. you are just holding them for your own use, you are not  
4. likely to be carrying three or more at one time. If there  
5. are three or more at least it constitutes prima facie  
6. evidence that there is intent to sell or distribute  
7. one of the films or photographs.

8. PRESIDENT:

9. Senator D'Arco.

10. SENATOR D'ARCO:

11. Would have to introduce rebuttable evidence to counter-  
12. act the prima facie evidence that there's an intent to  
13. sell or distribute. Right? And you put the...you put  
14. the burden on the defendant instead of on the State and  
15. I think that the burden is misplaced because...simple  
16. possession of three photographs, even though they are  
17. identical in form shouldn't put me in a...a posture of  
18. defending myself against the charge of intent to distrib-  
19. ute child pornography photographs. And I...I objected  
20. to that provision in the...in committee and I think  
21. that it's almost like saying that if you possess three  
22. or more identical photographs you...you're in possession  
23. of contraband. And it is per se illegal and it almost  
24. amounts to a...a immediate charge.

25. PRESIDENT:

26. Is there any further discussion? Senator Netsch.

27. SENATOR NETSCH:

28. Well, just to respond further. It is not conclusive  
29. evidence. It is prima facie evidence and any prima facie  
30. evidence can be rebutted. And the provisions that follow  
31. permit opportunity for a hearing and the...any defense  
32. that is available can be had. Possession is not totally  
33. unknown to the criminal law. That is possession of prima

1. facie evidence of intent to commit the crime. And I  
2. think it is not an unusual provision in that respect.  
3. It is, perhaps, the only way in which it is possible  
4. to construct a valid case against someone who, in fact,  
5. is dealing in this material.

6. PRESIDENT:

7. Is there any further discussion? If not, the  
8. question is, shall House Bill 1010 pass. Those in  
9. favor will vote Aye. Those opposed will vote Nay.  
10. The voting is open. Have all voted who wish? Have  
11. all voted who wish? Take the record. On that question  
12. the Ayes are 54, the Nays are 2, none Voting Present.  
13. House Bill 1010 having received the constitutional  
14. majority is declared passed. House Bill 1012, Senator  
15. Clewis. Read the bill.

16. SECRETARY:

17. House Bill 1012.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDENT:

21. Senator Clewis.

22. SENATOR CLEWIS:

23. Mr. President and members of the Senate. This bill  
24. would authorize the Chicago Park District Commissioners  
25. to make supplemental appropriations of any and all monies  
26. received after the adoption of the annual appropriation  
27. ordinance. However, this legislation would be limited  
28. to the appropriations not to exceed the amount of monies  
29. received by the commissioners. The necessity of the  
30. adoption of this bill is basic on the anticipation of  
31. Federal, State and local legislation, whereby the  
32. commissioners could procure additional revenue in the  
33. year in which the annual appropriations are adopted



1. rather than waiting until the next appropriation meeting.

2. PRESIDENT:

3. Is there any discussion? Senator Weaver.

4. SENATOR WEAVER:

5. Thank you, Mr. President. Well, Senator Clewis,  
6. the only thing that bothers me about this bill is there's  
7. no posting on public hearing and hearing procedures  
8. are all done away with. It's kind of wide open. What's  
9. the necessity of not holding any hearings, and no  
10. posting of notice?

11. PRESIDENT:

12. Senator Clewis.

13. SENATOR CLEWIS:

14. As I see it, the necessity would be that if there was  
15. a...a problem and there was monies and personnel avail-  
16. able to overcome that particular problem and whether it  
17. be in the area of maintenance that it could be done without  
18. waiting until the next annual appropriations meeting.

19. PRESIDENT:

20. Senator Netsch.

21. SENATOR NETSCH:

22. Thank you, I had something of the same concern and I  
23. was going to ask, first, whether provisions for a hearing  
24. had been added to the bill and I gather they have not. Is  
25. that correct, Senator Lewis...Senator Clewis?

26. PRESIDENT:

27. Senator Clewis.

28. SENATOR CLEWIS:

29. All the hearing provisions would stay the same except  
30. in the area of the supplemental appropriations.

31. PRESIDENT:

32. Senator Netsch.

33. SENATOR NETSCH:

NB1016  
3rd reading  
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1. Well, I...I have something of the same concern about  
2. it because, for example, there have been matters that have  
3. come up after the annual appropriation was adopted and I  
4. think, perhaps, the bandshell in Chicago may have been an  
5. example of that where the...the matter could be disposed  
6. of without an opportunity for anyone really to be hurt  
7. on it. And it seems to me that that is a...a major  
8. defect in the bill. I'm sorry I had not had a chance  
9. to see this before it got called on 3rd reading...because  
10. I would have asked if you would not be willing to add  
11. hearing provisions. I think it would make it a very  
12. defensible Statute...there is a defensible bill  
13. at that point. But I think it is a matter of considerable  
14. concern if there is no provision for hearing on the  
15. supplemental.

16. PRESIDENT:

17. Is there any further discussion? If not, the question  
18. is, shall House Bill 1012 pass. Those in favor will vote  
19. Aye. Those opposed will vote Nay. The voting is open.  
20. Have all voted who wish? Have all voted who wish? Take  
21. the record. On that question, the Ayes are 26, the Nays  
22. are 2, 17 Voting Present. The sponsor moves to postpone  
23. consideration. Consideration will be postponed. ...Bill  
24. 1016, Senator Bloom. Read the bill.

25. SECRETARY:

26. House Bill 1016.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDENT:

30. Senator Bloom.

31. SENATOR BLOOM:

32. Thank you very much, Mr. President. Basically, this  
33. provides that the total amount of outstanding bonds issued

1. by an authority, public building commission of any  
2. municipality or county with a population under one  
3. million shall not exceed five percent of the total  
4. assessed value of the property in the unit of local  
5. government except as authorized by referendum. The  
6. thrust is to put a ceiling on projects in your  
7. downstate communities because to often in the past  
8. as Representative Mudd pointed out when he passed  
9. this through the House it's not a public building  
10. commission. It's a public building funnel downstate  
11. and I was approached by two members of the public  
12. building commission in my community who said try...  
13. they didn't like Representative Mudd's bill 'cause they  
14. said, what happens as soon that this cap goes on, which  
15. would be fifty million in Peoria. And we're at forty-  
16. five and we have to choose between helping build an-  
17. other school or renovating the county jail. And besides  
18. people don't like referenda. And I pointed out to them,  
19. gentlemen, you are not a public building funnel. You're  
20. a commission and, perhaps, we ought to think about the  
21. decisions we make. Appreciate the favorable roll call.

22. PRESIDENT:

23. Is there any discussion? If not, the question is,  
24. shall House Bill 1016 pass. Those in favor will vote  
25. Aye. Those opposed will vote Nay. The voting is open.  
26. Have all voted who wish? Have all voted who wish? Take  
27. the record. On that question, the Ayes are 48, the  
28. Nays are none, 2 Voting Present. House Bill 1016 having  
29. received the constitutional majority is declared passed.  
30. House Bill 1018, Senator Knuppel. Read the bill.

31. SECRETARY:

32. House Bill 1008...1018.

33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. SENATOR KNUPPEL:

3. You didn't see me...

4. PRESIDENT:

5. Senator Knuppel.

6. SENATOR KNUPPEL:

7. This was the bill that we...Senator Bloom had an  
8. amendment to and it was fouled up. We're ready to go  
9. on it if we can take it back to 2nd and put that amend-  
10. ment on. It's a very short matter, but if you want to  
11. hold it, we'll do it.

12. PRESIDENT:

13. I think we ought to, Senator, because once we  
14. start it...

15. SENATOR KNUPPEL:

16. All right.

17. PRESIDENT:

18. ...we got thirty others up here. Take it from the  
19. record. House Bill 1019, Senator Wooten. Read the bill.

20. SECRETARY:

21. House Bill 1019.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Wooten.

26. SENATOR WOOTEN:

27. Thank you, Mr. President. House Bill 1019 provides  
28. for an alternative in making payments to workers that  
29. actually puts in the Statute the practice that is followed  
30. in some parts of the State. That in addition to paying  
31. in cash or by check that you may deposit an amount direct-  
32. ly in an employee's bank account if the employee so designates.  
33. This actually saves employers money and many employers...

1. employees find it convenient. And this merely puts into  
2. Statute form what is becoming a practice in several  
3. parts of Illinois. I will answer any questions and other-  
4. wise ask for a favorable roll call.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Is there discussion? The question is, shall House  
7. Bill 1019 pass. Those in favor vote Aye. Those opposed  
8. vote Nay. The voting is open. Have all voted who wish?  
9. Take the record. On that question, the Ayes are 51, the  
10. Nays are none. None Voting Present. House Bill 1019  
11. having received the constitutional majority is declared  
12. passed. House Bill 1020, Senator Schaffer. Read the  
13. bill, Mr. Secretary.

14. SECRETARY:

15. House Bill 1020.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Schaffer.

20. SENATOR SCHAFFER:

21. House Bill 1020 accomplishes basically three things.  
22. One, it allows a 708 board to request the appointment of  
23. two additional members. This would be done, presumably,  
24. in the larger...by the larger 708 boards when they need  
25. additional membership to spread out the work load. Second,  
26. it provides for a mandatory review and comment by the  
27. 708 board of grant applications by agencies within the  
28. 708 board area. What was happening, some of the 708  
29. boards were...had agencies applying for and receiving  
30. State and Federal grants that eventually would run out  
31. and leave the 708 board, which otherwise funded the  
32. agency holding the bag. And they...they felt they, at  
33. least, ought to be on board from the outset. And the

1. third thing it does, is it put in some verbage for a 708  
2. board in Evanston, which is a home rule unit, which  
3. in effect says, that while the Act does not apply to  
4. the home rule unit that the home rule unit can if it  
5. wants to adopt the Act. I know of no opposition. The  
6. two Mental Health groups in the State which I refer to  
7. as the Moss group and the Lockhart group are in support  
8. of the bill, as amended. And appreciate a favorable  
9. roll call. Answer any questions.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Any further discussion? Question is, shall House  
12. Bill 1020 pass. Those in favor vote Aye. Those opposed  
13. vote Nay. The voting is open. Have all voted who wish?  
14. Have all voted who wish? Take the record. On that  
15. question, the Ayes are 54, the Nays are none. None  
16. Voting Present. House Bill 1020 having received the  
17. constitutional majority is declared passed. House Bill  
18. 1025, Senator Kenneth Hall. For what purpose does  
19. Senator Hall arise?

20. SENATOR KENNETH HALL:

21. Senator...Soper.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. For what purpose does Senator Soper arise?

24. SENATOR SOPER:

25. Well, I...had an amendment coming on that bill and  
26. we agreed on it and I haven't gotten that up yet. Would  
27. you hold it awhile?

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Kenneth Hall.

30. SENATOR KENNTHE HALL:

31. I just wanted to be sure you weren't going to  
32. Bartulize me.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. All right. The bill will be held. House Bill 1027,  
2. Senator Clewis. Read the bill, Mr. Secretary.  
3. SECRETARY:  
4. House Bill 1027.  
5. (Secretary reads title of bill)  
6. 3rd reading of the bill.  
7. PRESIDING OFFICER: (SENATOR BRUCE)  
8. Senator Clewis. Can we have some order, Gentlemen?  
9. Senator Clewis is recognized.  
10. SENATOR CLEWIS:  
11. Mr. President and members of the Senate. Senate  
12. Bill 1027 would allow the Chicago Park District to charge  
13. different rates of non-residents as opposed to the fees  
14. for residents. It's the feeling that the residents of  
15. the Chicago Park District support the park district  
16. through property tax and many of the facilities that  
17. are available are taken up by non-residents and that the  
18. fees should be different.  
19. PRESIDING OFFICER: (SENATOR BRUCE)  
20. Is there discussion? Senator Mitchler.  
21. SENATOR MITCHLER:  
22. I'd like to ask the sponsor, Senator Clewis, what  
23. type of fees would these include?  
24. PRESIDING OFFICER: (SENATOR BRUCE)  
25. Senator Clewis.  
26. SENATOR CLEWIS:  
27. All fees that are presently charged at the park  
28. district, I think the problem, primarily, rose over  
29. the boating situation.  
30. PRESIDING OFFICER: (SENATOR BRUCE)  
31. Senator Mitchler.  
32. SENATOR MITCHLER:  
33. What type of differential do they propose? I mean

1. ...you know, you could put a fee on there that would be  
2. such a differential that would exclude all boaters out-  
3. side of the City of Chicago.

4. PRESIDING OFFICER: (SENATOR BURCE)

5. Senator Clewis.

6. SENATOR CLEWIS:

7. I'm sure that's not the intent of the park  
8. district commissioners. I'm sure they'll be fairness  
9. and equity.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Mitchler.

12. SENATOR MITCHLER:

13. You know I'm a great supporter of the Chicago Park  
14. District, as you well know and I've supported the legis-  
15. lation all around because one of the things, I think, they've  
16. been fair with the opening up of the shoreline of Lake  
17. Michigan, which it does belong, in a great deal to the  
18. City of Chicago. And they've done an excellent job of  
19. developing it and making it available for recreational  
20. purposes. Eighty percent of the shoreline in the City  
21. of Chicago was public property open to the...the public.  
22. And I would want them, by this bill here, to put on a  
23. restriction that would place a...a burden on the people  
24. outside the City of Chicago, like from over there in  
25. Cicero and Oswego.

26. PRESIDING OFFICER: (SENATOR BURCE)

27. Senator Savickas.

28. SENATOR SAVICKAS:

29. Well, maybe I can answer Senator Mitchler's question.  
30. It's my understanding that the park district at the present  
31. time has this differential. And this is strictly for the  
32. boat docking spaces. They are operating with this differential  
33. now and they just want to make sure that it's in the Statute  
34. for them to do it. There has been no complaint from any of



1. the owners regarding this matter, too, I might add.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Senator Schaffer.
4. SENATOR SCHAFFER:
5. Well, my question may have been answered, but if
6. the sponsor would yield, I'd like to...
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Indicates he will yield. Senator Schaffer.
9. SENATOR SCHAFFER:
10. This does not include the museums or the zoos or
11. any other facility or does it?
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Senator Clewis. ...for what purpose does Senator
14. Savickas arise?
15. SENATOR SAVICKAS:
16. Well, it's to help Senator Clewis. No, this does
17. not include the museums or any other areas for the boating
18. area for the dock-space.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Senator Schaffer, further questions? Senator Soper.
21. SENATOR SOPER:
22. Thank you, Mr. President. I rise to support this...
23. I believe that the City of Chicago does a lot of things for
24. the rest of the State and any time they need some money for
25. the park district there. I...I support the City of Chicago
26. and I think that the rest of the people in the State should
27. realize that they send all of their kids and all their boats
28. and everything else. They go through my town. We've got
29. a lot of problems with all the traffic. And people of the
30. City of Chicago shouldn't support all this...this extra
31. expense and...and I think we all ought to support this.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Have some order, Gentlemen. Senator Knuppel.

1. SENATOR KNUPPEL:

2. I just think this is one tremendous idea. It's some-  
3. thing I've been waiting for. I've got a lot of people who  
4. feel the same way. I think the downstate counties should  
5. ...this would give them an opportunity now. We're going  
6. to be fair to issue an additional deer hunting license,  
7. an additional squirrel hunting license, and additional  
8. charge for putting your boats in the Illinois River, the  
9. Sangamon River because...you see these launching things  
10. that we have down here. Use of any city parks for your  
11. people who come down here to enjoy downstate Illinois  
12. or to get outside the State. It'll give the people  
13. in Wisconsin a chance to do the same things when you  
14. go up there. I think it's just one hell of a good idea  
15. and...and I'm going to suggest to my counties that for  
16. people who come from Cook County to hunt deer and there  
17. are a lot of them. You know I helped defeat a bill here  
18. a year ago that said that, by speaking, because your  
19. people didn't want the...the Director of Conservation  
20. to allocate deer permits on the basis that they ate all  
21. the corn and grass and everything down here so they'd be  
22. nice and fat for your people to come down and hunt. I...I  
23. just think that's the greatest idea that's ever been  
24. espoused here and I think everybody ought to vote for it  
25. and every county go ahead and start levying a tax for  
26. each of these little dinky things they do for the State  
27. of Illinois. Let's keep separating the people instead  
28. of uniting them.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Bowers.

31. SENATOR BOWERS:

32. Well, thank you, Mr. President. Senator Knuppel,  
33. stated in a rather different way, the same point I wanted

1. to make. We have some pretty good recreational areas in  
2. DuPage County that are supported by the Forest Preserve  
3. District and the only...the only unfortunate part of it  
4. is that this bill is not going to permit us to charge  
5. the differential rate. But fair's fair and if we're  
6. going to have a differential rate for those facilities  
7. in Chicago then I think we ought to be permitted in the  
8. Forest Preserve District to have differential rates out  
9. there. Because we have an awful lot of people from  
10. Cook County coming out and enjoying it and we welcome them.  
11. We charge them the same price, but if this is going to  
12. work this way, then I think we ought to have the same  
13. opportunity.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Wooten.

16. SENATOR WOOTEN:

17. Mr. President. I'm rising in support of this bill  
18. because I'm assuming that what I hear from Senators Clewis  
19. and Savickas is absolutely accurate. They simply want to  
20. address the problem of the boat docks and boat...or boat  
21. docks, principally, in Chicago. I have friends who live  
22. in Chicago and the one thing that infuriates this one  
23. couple I know, is that people from outside the State have  
24. docking space in Chicago and they can't get it. And I  
25. don't normally travel in that kind of crowd, but people  
26. with boats, I understand, in Chicago are very upset that  
27. people who don't live in Chicago seem to have the space  
28. that they would like to have. Now, if the bill applies  
29. narrowly to that single purpose, I can absolutely support  
30. it. If you get into other areas, why then, I think the  
31. points have been raised by other Senators become valid  
32. and we have a serious problem with it.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Berning.

2. SENATOR BERNING:

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

4. Whether this proposal is right or wrong I suppose depends  
5. on where your personal interests lies. But let me remind  
6. the Senator who is the sponsor, that we have in Lake County  
7. a very fine harbor facility. One of the better fishing  
8. ports, Waukegan, and we have a great many Lake County  
9. residents who cannot get berthing for their boats here  
10. because of out of district people who have their boats  
11. already there. The Waukegan Harbor, up to this point, has  
12. been completely impartial on...and has assigned these...  
13. berthing sites on a first come, first serve basis. What  
14. you are doing here with this bill, is denying the Lake  
15. County people the same rights that you have, you Cook  
16. County people, now have in Lake County and I would hate  
17. to see a retaliatory action taken. In my opinion, this  
18. ...this amendment is not in the best interest of the boaters  
19. of the northeast part of Illinois.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Does any Senator seek recognition the first time  
22. to discuss this bill? Recognition for the second time?  
23. Senator Savickas.

24. SENATOR SAVICKAS:

25. Just to clarify a point, Mr. President. This does  
26. not discriminate from people from Lake County or offer  
27. the people in Chicago first choice. The choices of  
28. mooring space is done by lottery. They are drawn through  
29. lottery and assigned through lottery. All it says is those  
30. people that are from out of State and out of town and,  
31. primarily, let's face it, it's out-of-State people, not  
32. Chicagoians or Lake County people that are willing to  
33. pay this differential to moor for mooring space in the

1. Chicago Park District. I must add that the Chicago Park  
2. District is far different than the Forest Preserve District  
3. of Cook County or DuPage County. That is the taxpayers  
4. of Chicago that must be paying for these facilities. So  
5. I think it's only fair that those people who enjoy the  
6. benefits of it must help the taxpayers of Chicago provide  
7. these benefits.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Netsch.

10. SENATOR NETSCH:

11. Well, I just think it really is in the best interests  
12. of the boaters of all over the State of Illinois including  
13. all of northeastern Illinois, Senator Berning. Because if  
14. we are able to have this differential then it is possible  
15. to keep the facilities in better shape and maybe in...in  
16. the long run add to them, so that everyone can, indeed,  
17. enjoy the facilities. But if they are going to do that,  
18. if they are going to enjoy them, then they should pay, at  
19. least, some part of the share of that cost. They do not  
20. pay it by property taxes and it's only fair and reasonable  
21. that there be a possibility of a slightly larger fee for  
22. those who live out of the area, as well as out of State.  
23. And I think...the whole point of this is to make it possible  
24. for those facilities to be maintained in better shape and  
25. added to and expanded and, indeed, every one is going to  
26. benefit from it. It seems to me, it's a very, very good  
27. proposal.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Schaffer.

30. SENATOR SCHAFFER:

31. I just wanted to comment that now that I understand  
32. the bill, I'm happy to join my friends from Chicago in  
33. supporting this differential rate and I hope they'll join

1. me a little later and support my differential rate.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. ...Senator Knuppel.

4. SENATOR KNUPPEL:

5. Well, I...I...I just hope, I just hope that they  
6. understand what I'm telling them because I'm going to go  
7. back to Cass County and when Egan comes down there I'm  
8. going to ask them and I think they'll just jump at the  
9. idea to have a Cass County duck stamp. Those ducks eat  
10. their corn and then when you come to Mason County and you  
11. want to hunt deer, they...they eat my corn. And then  
12. we'll have a Mason County deer stamp, et cetera. And  
13. if you don't buy one we'll just shoot you in the butt  
14. and run you on out of town.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Egan.

17. SENATOR EGAN.

18. You know there are those down around Cass County  
19. that really welcome us in the Fall. They're not going  
20. to tax us, John. They're happy to see us come down.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Is there further debate? Question is, shall Senate  
23. Bill 1027...House Bill 1027 pass. Those in favor vote Aye.  
24. Those opposed vote Nay. Oh, Senator Clewis, to close.

25. SENATOR CLEWIS:

26. I just wanted to say, Mr. President, and members of  
27. the Senate I think there's been several thoughts on both  
28. sides of the issue. When I did take the bill I do feel  
29. that there's equity and I'm not going to quit when I'm  
30. ahead, because I've got some strong feelings. I'm the sponsor  
31. of the bill and I want to get them out. I...I do believe  
32. that the people in the area of our park district pay a  
33. significant property tax. I believe that that's an

1. important consideration in the whole discussion. And it's  
2. almost impossible to get to those facilities to utilize  
3. those facilities, as Senator Savickas said, we're not asking  
4. for preferential treatment, we're just asking for a little  
5. additional money to support those fine facilities. Thank  
6. you.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. The question is, shall House Bill 1027 pass. Those  
9. in favor vote Aye, those opposed vote Nay. The voting is  
10. open. Have all voted who wish? Have all voted who wish?  
11. Take the record. On that question, the Ayes are 46, the  
12. Nays are 4. 6 Voting Present. House Bill 1027 having  
13. received a constitutional majority is declared passed.  
14. House Bill 1029, Senator Maragos. House Bill 1035,  
15. Senator Berning. Civil Service Commission appropriations,  
16. Senator Berning. Read the bill, Mr. Secretary.

17. SECRETARY:

18. House Bill 1035.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Berning. Gentlemen, may we have some order.

23. Senator Berning.

24. SENATOR BERNING:

25. Yes, thank you, Mr. President. This is the annual  
26. appropriation for the Civil Service Commission. It has  
27. been amended and, apparently, meets, now, the requirements  
28. of both sides of the aisle. I would move for a favorable  
29. roll call.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Is there further debate? Question is, shall House  
32. Bill 1035 pass. Those in favor vote Aye, those opposed  
33. vote Nay. The voting is open. Have all voted who wish?

1. Have all voted who wish? Take the record. On that question,  
2. the Ayes are 53, the Nays are None. None Voting Present.  
3. House Bill 1035 having received a constitutional majority  
4. is declared passed. House Bill 1037, Senator McMillan.  
5. Senator Philip, I...I cannot...Read the bill, Mr. Secretary.  
6. SECRETARY:

7. House Bill 1037.

8. (Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator McMillan.

12. SENATOR McMILLAN:

13. The amount of this bill is seven hundred and three  
14. thousand three hundred dollars. It was reduced, somewhat,  
15. from budgeted over in the House. I move its adoption.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there further discussion? The question is, shall  
18. House Bill 1037 pass. Those in favor vote Aye. Those  
19. opposed vote Nay. The voting is open. Have all voted who  
20. wish? Have all voted who wish? Take the record. On that  
21. question, the Ayes are 51, the Nays are None. None Voting  
22. Present. House Bill 1037 having received a constitutional  
23. majority is declared passed. House Bill 1038, Senator  
24. Berning. Senator Berning. Read the bill, Mr. Secretary.  
25. SECRETARY:

26. House Bill 1038:

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Berning.

31. SENATOR BERNING:

32. Thank you, Mr. President. This is the annual appropriation  
33. for the State Employee's Retirement System. It has also been



1. amended to meet the requirements of both Houses. I would  
2. appreciate a favorable roll call.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Question is, shall House Bill 1038 pass. Those in  
5. favor vote Aye. Those opposed vote Nay. The voting is  
6. open. Have all voted who wish? Have all voted who wish?  
7. Take the record. On that...on that question the Ayes  
8. are 53, the Nays are None. None Voting Present. House  
9. Bill 1038 having received a constitutional majority is  
10. declares passed. House Bill 1040, Senator Graham. Read  
11. the bill, Mr. Secretary.

12. SECRETARY:

13. House Bill 1040.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Graham.

18. SENATOR GRAHAM:

19. Thank you, Mr. President. This bill endured the  
20. severe...critical supervision of our Appropriation Committee.  
21. It was reduced by forty-one thousand six hundred and I commend  
22. you...this bill for your approval.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Is there further discussion? The question is, shall  
25. House Bill 1040 pass. Those in favor vote Aye. Those opposed  
26. vote Nay. The voting is open. Have all voted who wish?  
27. Take the record. On that question, the Ayes are 53, the  
28. Nays are None. None Voting Present. House Bill 1040  
29. having received a constitutional majority is declared  
30. passed. House Bill 1053...52, Senator Rhoads. Read the  
31. bill, Mr. Secretary.

32. SECRETARY:

33. House Bill 1052.

1. (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Rhoads.

5. SENATOR RHOADS:

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

7. Two years ago Representative Kosinski sponsored a bill;

8. which was enacted into law providing for twenty-four hours

9. ✓ of firearm training for police officers. This bill be-

10. cause of objections by downstate communities has now been

11. amended to grant more time to the downstate communities

12. for their officers to take this training. It gives them

13. six months to do it and a temporary approval for that

14. period of time. I do not know of any opposition.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Is there further discussion? The question is, shall

17. House Bill 1052 pass. Those in favor vote Aye. Those

18. opposed vote Nay. The voting is open. Have all voted who

19. wish? Take the record. On that question, the Ayes are

20. 57, the Nays are None. None Voting Present. House Bill

21. 1052 having received a constitutional majority is declared

22. passed. House Bill 1053, Senator Lemke. Senator Lemke.

23. Read the bill, Mr. Secretary.

24. SECRETARY:

25. House Bill 1053.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Lemke.

30. SENATOR LEMKE:

31. What this bill does, is makes it a Class B misdemeanor

32. for anybody that files a ...that has a fraudulent practice

33. in getting a Higher Education Student Assistant Scholarship.

1. It's recommended by the Scholarship Commission. With the  
2. amendment, I think it makes it a better bill and I ask for  
3. a favorable consideration.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Is there further discussion? The question is, shall  
6. House Bill 1053 pass. Those in favor vote Aye. Those  
7. opposed vote Nay. The voting is open. Have all voted who  
8. wish? Have all voted who wish? Take the record. On that  
9. question, the Ayes are 56, the Nays are None. None Voting  
10. Present. House Bill 1053 having received a constitutional  
11. majority is declared passed. House Bill 1055 was amended  
12. today. House Bill 1060, Senator Hynes. House Bill 1061,  
13. Senator Schaffer. Read the bill, Mr. Secretary.

14. SECRETARY:

15. House Bill 1061.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Can we have some order, Gentlemen. Senator Schaffer.

20. SENATOR SCHAFFER:

21. This is a three word Act that simply replaces the  
22. American Medical Veterinarian Medicine Association with the  
23. Illinois State Veterinarian Medical Association among those  
24. interest, specifically named to make recommendations to  
25. the Governor regarding who shall be a member of the Illinois  
26. Racing Advisory Panel.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Is there further discussion? Question is, shall  
29. House Bill 1061 pass. Those in favor vote Aye. Those  
30. opposed vote Nay. The voting is open. Have all voted  
31. who wish? Have all voted who wish? Take the record.  
32. On that question, the Ayes are 56, the Nays are None.  
33. None Voting Present. House Bill 1061 having received a

1. constitutional majority is declared passed. House Bill  
2. 1065, Senator Berning. ...Read the bill, Mr. Secretary.

3. SECRETARY:

4. House Bill 1065.

5. (Secretary reads title of bill)

6. 3rd reading of the bill.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Berning.

9. SENATOR BERNING:

10. Thank you, Mr. President. This is the annual appropriation  
11. for the ordinary and contingent expenses of the Public Teachers'  
12. Pension and Retirement Fund of Chicago. I ask for a favorable  
13. roll call.

14. PRESIDING OFFICER: (SENATOR BURCE)

15. Is there further discussion? The question is, shall  
16. House Bill 1065 pass? Those in favor vote Aye. Those opposed  
17. vote Nay. The voting is open. Have all voted who wish?  
18. Have all voted who wish? Take the record. On that question,  
19. the Ayes are 56, the Nays are None. None Voting Present.

20. House Bill 1065 having received a constitutional majority  
21. is declared passed. House Bill 1074, Senator Merlo. Read  
22. the bill, Mr. Secretary.

23. SECRETARY:

24. House Bill 1074.

25. (Secretary begins to read title of bill)

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. For what purpose does Senator Merlo arise?

28. SENATOR MERLO:

29. I would like to hold this bill, Mr. Secretary.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Hold the bill. House Bill 1076, Senator Vadalabene. Is  
32. Senator Vadalabene on the Floor? Read the bill, Mr. Secretary.

33. SECRETARY:

1. House Bill 1076.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Vadalabene.

6. SENATOR VADALABENE:

7. Yes, thank you, Mr. President and members of the  
8. Senate. House Bill 1076 permits the Scholarship Commission  
9. to receive additional Federal funds to support the administra-  
10. tion of this State's Guaranteed Student Loan Program. Passage  
11. of this bill will bring over four million dollars to Illinois  
12. and will replace General Revenue Funds that otherwise would  
13. be required by the Illinois State Scholarship Commission in  
14. Student Loan Operations and I would appreciate a favorable  
15. vote.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there discussion? Question is, shall House Bill  
18. 1076 pass. Those in favor vote Aye. Those opposed vote  
19. Nay. The voting is open. Have all voted who wish? Have  
20. all voted who wish? Take the record. On that question, the  
21. Ayes are 57, the Nays are None. None Voting Present. House  
22. Bill 1076 having received a constitutional majority is  
23. declared passed. House Bill 1081, Senator Schaffer. Read  
24. the bill, Mr. Secretary.

25. SECRETARY:

26. House Bill 1081.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Schaffer.

31. SENATOR SCHAFFER:

32. House Bill 1081 as it arrived in the Senate, specifically  
33. provided that when a downstate precinct committeeman moved out

1. of the precinct he ceased to be the committeeman. We  
2. amended in the Senate to provide that a county chairman  
3. after the county convention can appoint a committeeman  
4. from within or from without the precinct. Be happy to  
5. answer any questions. This has the support of the  
6. Republican and Democratic County Chairman's Association.  
7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Is there disucssion? Senator Kenneth Hall.

9. SENATOR KENNETH HALL:

10. Sponsor yield?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Indicates he will yield...Senator Kenneth Hall.

13. SENATOR KENNETH HALL:

14. Senator Schaffer, isn't this true, already? I mean,  
15. I don't know of any committeeman that...could actually serve  
16. outside of his own precinct...

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator...

19. SENATOR KENNETH HALL:

20. Can he...can he do that?

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Schaffer.

23. SENATOR SCHAFFER:

24. Well, the...the problem is that people move and then  
25. they don't...you don't get a resignation from them or for one  
26. reason or other they choose not to resign and not to do  
27. the job. And under the existing system there's no way for  
28. the county chairman to replace them. We have a county  
29. chairman on his feet, perhaps Representative Philip would  
30. comment on your question. It is a problem for both  
31. political parties.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Kenneth Hall. Is there further discussion?

1. Senator Philip.

2. SENATOR PHILIP:

3. Thank you, Mr. President and Representative Schaffer.

4. I will tell you what the habit has been in DuPage County and you  
5. know when you have five hundred...five hundred and nine  
6. precincts and right before the election somebody dies  
7. or moves away you don't have anybody to man that precinct.  
8. So what you normally do, is appoint somebody and sometimes  
9. they don't always live in that precinct. They send out  
10. their letter. They sign the letter as the appointed  
11. precinct committeeman. Both parties do it in my county.  
12. I don't see any problem with it at all. And all he wants  
13. to do is put it in the Statute and I happen to think it's  
14. a good move.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Further discussion? Senator Wooten.

17. SENATOR WOOTEN:

18. Well, I merely want to point out that it's not done  
19. in my county. We have great difficulty sometimes, finding  
20. precinct committeemen, but we make darn sure they live in  
21. the precinct. Senator Schaffer, does this...not read the  
22. amendment I've just read about it, does this have the  
23. same wrinkle that the...your bill had, which I believe  
24. was defeated here. That the person appointed from outside  
25. the precinct can be replaced in the next election. If any-  
26. body from within the precinct...just gets one vote then  
27. he's in and the other's out. That provision is still there.  
28. I don't know how this...that improves it. I understand  
29. what you're trying to get at and we certainly want the  
30. troops to do the work before an election, but it's  
31. the concept that is somewhat troubling.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Is there further discussion? Senator Rock.

1. SENATOR ROCK:

2. By virtue of Amendment No. 1, is this now identical  
3. to Senate Bill 77?

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Schaffer.

6. SENATOR SCHAFFER:

7. Amendment No. 1 incorporated all items of Senate  
8. Bill 71 of merit...77 of merit.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Rock.

11. SENATOR ROCK:

12. Well, that's...that's a cute answer, but it doesn't  
13. answer the question.

14. SENATOR SCHAFFER:

15. Yes, yes, yes is the answer.

16. SENATOR ROCK:

17. All right. I would just point out that Senate Bill  
18. 77 met its demise with twenty affirmative votes and I  
19. would assume that the same reasons are extent for the  
20. defeat of this bill.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Is there further discussion? Senator Philip.

23. SENATOR PHILIP:

24. Thank you, Mr. President. I might make this point.  
25. In Cook County in the City of Chicago you don't think that  
26. all every precinct captain lives in his precinct. If you  
27. do, Senator, you're damn naive. They ought to all live  
28. in that precinct and I have no objections to that. It  
29. doesn't bother me at all. You got somebody working it.  
30. Be my guest.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Is there further discussion? Senator Rock.

33. SENATOR ROCK:



1. I resent the characterization and the fact of the  
2. matter is, that the bill as introduced called for some-  
3. body to reside in the precinct and now we say, just  
4. county. I'm not going to stand here and represent that  
5. every precinct captain who are appointed live within the  
6. precinct. No. The bill was bad then and it's bad now  
7. and I urge its defeat.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Kenneth Hall.

10. SENATOR KENNETH HALL:

11. Well, Mr. Chairman, I hate to speak twice on the  
12. same thing, but the reason I asked that question, I was  
13. a precinct committeeman for twenty-eight years and I  
14. certainly had to live within the precinct. And that's  
15. the reason I thought that this...was true today and I  
16. know it happens down in our way because if you don't  
17. live within that district you can't serve as a committeeman  
18. within that precinct.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Is there further discussion? Senator Joyce.

21. SENATOR JOYCE:

22. Thank you, Mr. President. I, too, would urge that...  
23. the defeat of this bill. I...you know the next thing  
24. you won't have to live in the State of Illinois. I...  
25. it doesn't make sense to me.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Buzbee. Can we have some order, Gentlemen.

28. Senator Buzbee.

29. SENATOR BUZBEE:

30. I...I have a question or two of the sponsor. I...

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Indicates he will yield. Senator Buzbee.

33. SENATOR BUZBEE:

1. I thought this was starting out to be a relatively  
2. simple bill and all of a sudden it's become...it's be-  
3. come complicateder and complicateder. Would you explain  
4. to me, please, exactly what the bill does now? What is...  
5. what is the procedure that we're operating under?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Schaffer.

8. SENATOR SCHAFFER:

9. If no one runs for the office of precinct committee-  
10. man of a particular...in a particular precinct and that  
11. office is vacant or if somebody dies, resigns or moves  
12. away, the county chairman can appoint a...a replacement  
13. until the next primary from somebody residing in the  
14. precinct or from without the precinct. I can assure you  
15. that a county chairman with his head screwed on tight and  
16. we must concede that most of them have their head screwed  
17. on tight would clearly try to find somebody from within  
18. the precinct. But regardless of what the county chairman  
19. does or who is appointed in the next primary election  
20. anyone from the precinct can be elected by one vote.  
21. The problem is, if you pick up the county yearbooks  
22. around the downstate area, you will find numerous vacancies  
23. in the party structure in both parties. And...even in  
24. my county which is strongly Republican, we have some  
25. twenty open precincts on the Republican side and probably  
26. thirty-five to forty on the Democratic side. This would  
27. allow us to put interested people to work in the precincts.  
28. I believe it would strengthen the two party system. I am...  
29. my Democratic county chairman, who is also the State Chair-  
30. man of the Democratic County Chairman's Association is for  
31. this bill. Democratic County Chairmen that I heard from  
32. are in favor of the bill. Republican County Chairmen are in  
33. favor of the bill. I believe it would strengthen the two

1. party system in the downstate area.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Buzbee.

4. SENATOR BUZBEE:

5. Well, in my community...we have a lot of student  
6. precincts in Carbondale in particular and...students tend  
7. to move away from their place of residence. They tend to  
8. be graduated and move out of town completely, et cetera.  
9. So as a result we find it necessary, quite often, to...  
10. for the county chairman to appoint replacements. And  
11. sometimes he can't find a replacement if it's August and  
12. school hasn't started and we're in a student precinct.  
13. So contrary to my leaders...speech against the bill, I'm  
14. going to have to be in support of it. I'm...my county  
15. chairman has contacted me about this and thinks it's a  
16. good idea.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further debate. Senator Nimrod.

19. SENATOR NIMROD:

20. Mr. President and fellow Senators. I know those of  
21. us in Cook County who are ward and township committeemen,  
22. we make appointments when we have vacancies and I think  
23. that all this bill is asking for is that in the interim  
24. if a vacancy should exist until the next election they'd  
25. like to appoint somebody...from without so, at least,  
26. that precinct is covered. I don't think we should deny  
27. them the right of having coverage within a precinct. We  
28. certainly have that opportunity. We certainly have that  
29. opportunity and privilege and we ought to offer it to our  
30. fellow county chairmen and committeemen to do the same.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Further discussion? Senator Schaffer may close.

33.

1. SENATOR SCHAPFER:

2. Senator Rock did correctly mention that this concept  
3. was defeated in a Senate Bill. In all candor, I think I  
4. called that bill hastily before county chairmen had had  
5. an opportunity to explain the concept and their support  
6. of it, particularly to members on this side of the aisle.  
7. Ironically, I think I had more support on the other  
8. side of the aisle on my first roll call. I think now  
9. the county chairmen have expressed their support for  
10. the concept, county chairmen of both political parties.  
11. I believe in the two party system. I want to see our  
12. precincts covered. I am very much an advocate of a  
13. strong, viable, two party system, in all parts of the  
14. State. I think this bill will help it and I'd appreciate  
15. a favorable roll call.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. The question is shall House Bill 1081 pass. Those  
18. in favor vote Aye. Those opposed vote Nay. The voting  
19. is open. Have all voted who wish? Have all voted who  
20. wish? Take the record. On that question the Ayes are  
21. 30, the Nays are 21, none Voting Present. House Bill  
22. 1081, having received a constitutional majority is  
23. declared passed. For what purpose does Senator Rock  
24. arise?

25. SENATOR ROCK:

26. Request a verification of the affirmative votes.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. There's been a request for a verification of the  
29. affirmative vote. Will the Senators please be in their  
30. seat. The Secretary will call those who voted in the  
31. affirmative.

32. SECRETARY:

33. The following voted in the affirmative: Berning, Bloom,  
34. Bowers, Bruce, Buzbee, Coffey, Davidson, Glass, Graham,  
35. Grotberg, Harber Hall, Johns, Leonard, McMillan, Mitchler,

HB 1096  
3rd Reading  
6-23-77

1. Moore, Nimrod, Ozinga, Philip, Regner, Rhoads, Roe, Rupp,
2. Schaffer, Shapiro, Sommer, Soper, Vadalabene, Walsh, Weaver.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Rock.
5. SENATOR ROCK:
6. Johns on the Floor?
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Is Senator Johns on the Floor?
9. SENATOR ROCK:
10. Senator Schaffer on the Floor?
11. PRESIDING OFFICER: (SENATOR BRUCE):
12. Senator Johns on the Floor? Strike his name from
13. the record. Senator Schaffer's on the Floor. Is there...
14. Senator Rock, do you question the presence of any other member?
15. SENATOR ROCK:
16. Senator Johns.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. I...I have striken Senator...I have asked the
19. Secretary to strike Senator Johns from the record...roll
20. call. On that question the Ayes are 29, the Nays are 21,
21. and...and none Voting Present. Senator Schaffer requests
22. that further consideration of House Bill 1081 be post-
23. poned. The bill will be placed on Postponed Consideration.
24. House Bill 1096, Senator Merlo. Read the bill, Mr. Secretary.
25. SECRETARY:
26. House Bill 1096.
27. (Secretary reads title of bill)
28. 3rd reading of the bill.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Senator Merlo.
31. SENATOR MERLO:
32. Mr. President and members of the Senate. Unlike
33. many other states, Illinois does not regulate mortgage

1. bankers and yet there is substantial evidence in this  
2. State that there are some unscrupulous lenders that  
3. systematically abuse the mortgage insurance Federal  
4. program, leaving home buyers in distress, thousands  
5. of homes dangerously abandoned and communities in a  
6. state of decay and blight...

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Excuse me, Senator...Merlo. Can we have some  
9. order, gentlemen. Could we clear out the aisles here,  
10. Sergeant-at-Arms. We have several caucuses going on.  
11. Gentlemen, please take your caucuses off the Floor.  
12. May we clear the aisles. Senator Merlo.

13. SENATOR MERLO:

14. In 1974, a blue ribbon commission was selected to  
15. study the problem of unscrupulous lenders including the  
16. mortgage bankers and on the commission the...there were  
17. community leaders, realtors, representatives of mortgage  
18. industry and savings and loans executives. This com-  
19. mission concluded that some mortgage banks were directly  
20. responsible for community blight and that the industry  
21. should be regulated. House Bill 1096 provides for the  
22. regulations and licensing of the mortgage bank and  
23. industry by the Commissioner of Savings and Loans. The  
24. proposal would restrict foreclosure rates of government  
25. insured mortgages in Illinois to twice the national  
26. rate in the first year of enactment and would reduce  
27. the limit to equal the national rate in the fourth year.  
28. The Illinois rate is presently 3.7 times the  
29. national rate according to the Illinois Public  
30. Action Council. As of January 31st, 1977, over five  
31. thousand eighty-four families in Illinois stand to lose  
32. their homes through foreclosure on insured... Federal  
33. loans. For too long people of communities and neighbor-  
34. hoods have been taking much of the blame for the blight

1. and the deterioration of once viable communities. But through  
2. evidence and information which is now being produced, we  
3. are beginning to realize that there has been a systematic  
4. process of deterioration which has involved the mortgage  
5. banking firms servicing FHA and VA loans throughout Illinois.  
6. I think that we as legislators have an obligation to do  
7. something about this most serious problem that can save  
8. our neighborhoods throughout the State of Illinois and I  
9. ask your favorable consideration of this bill.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Soper.

12. SENATOR SOPER:

13. Thank you, Mr. President. Senator Merlo, in other words,  
14. if there's an FHA or VA loan and it's in default, you can't  
15. foreclose the mortgage?

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Maragos. Senator...Merlo.

18. SENATOR MERLO:

19. No, this is not true, Senator Soper. You can foreclose  
20. the mortgage.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Soper.

23. SENATOR SOPER:

24. Well, you give them extra time or what do you do?  
25. You said that they're more foreclosures on those and that  
26. bankers...take mortgages and then they...then they foreclose  
27. them. What...what...what's the difference between this and  
28. an ordinary default or what, how do you...I can't understand  
29. how you're going to stop foreclosures if people are in  
30. default?

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Merlo.

33. SENATOR MERLO:

1. Well, Senator Soper, this doesn't direct itself to  
2. the questions you're asking. There's no one that will  
3. stop the foreclosure. It can be monitored, but they will  
4. not stop the foreclosure proceedings.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Soper.

7. SENATOR SOPER:

8. All right. Just for my edification and my stupidity,  
9. what do you mean by monitoring?

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Merlo.

12. SENATOR MERLO:

13. May I yield to Senator Ozinga and answer the  
14. question?

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Well...Senator Ozinga.

17. SENATOR OZINGA:

18. Just so there's no misunderstanding, I stand in  
19. favor of this bill, but I would like to answer the  
20. question for Senator Soper. This has no way, shape,  
21. or form, anything to do with the foreclosure of any  
22. mortgage, but what it does do, by the number of  
23. foreclosures that are had by these mortgage bankers,  
24. it will immediately portray whether or not they are,  
25. and excuse the vernacular, but what we call schlock  
26. operators. In other words, if a mortgage banker will  
27. not take the care to make sure that who he is making  
28. that mortgage to isn't already a positive foreclosure  
29. victim before he even makes the mortgage, this is  
30. what they're talking about. Now, that mortgage should  
31. have never been made in the first place. Well, if  
32. this broker had...that mortgage banker has too many  
33. of these on his books, it then stems for an investigation



1. on his part and regulations would then say just who's  
2. doing what. Now the real answer to this whole question  
3. is that the mortgage bankers don't object to being licensed,  
4. but what they do object to is the almost impossible way  
5. of determining the mortgage rate, in other words, the  
6. two percent or the two times the average amount of  
7. mortgages across the country is almost undeterminable.  
8. That's the only thing that they're talking about. I'm...I'm  
9. sure that the mortgage bankers don't object to the  
10. licensing, but they do object to the possible question  
11. mark figure as to what is the two percent. Other than  
12. that, I think this bill is a good bill.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Soper.

15. SENATOR SOPER:

16. This is incredible. Now, this is really...first I  
17. hear that certain districts are red-lined...turn around  
18. Ozinga...now...now, you say that if there is a certain  
19. amount of foreclosures in...in a certain district or  
20. amongst or...please Ozinga, let me, I don't want...you  
21. know, just turn around, I'm not wrong, I know what I'm  
22. talking about. Then that district that has a number  
23. of foreclosures, that's because the fact that those are  
24. the people that really can't pay their mortgages and  
25. so their foreclosures start in that district.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator...Senator Merlo.

28. SENATOR SOPER:

29. May I have some order here? I got some idiots  
30. running around the Floor.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. I didn't ask were they Republicans or Democrats, Senator.  
33. Senator Soper.

1. SENATOR SOPER:

2. Not through yet.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Well, Senator Soper, your time has expired one  
5. time through...

6. SENATOR SOPER:

7. Well, if you don't want to listen to me, it's  
8. all right. There's a lot of nonsense going on around  
9. here, but this is ridiculous. You first you want  
10. mortgages to be available in certain districts, now  
11. you say if it's two or three or four percent and  
12. you talk about somebody that takes a...takes a mortgage  
13. with a VA loan or a...or a Federal loan and...and then  
14. you...you call them schlock bankers. Well, what you  
15. should say is, don't make the damn money so easy and  
16. you won't have people going into a housing project or  
17. someplace, any kind of project, with two hundred bucks  
18. down. That's the trouble with this whole thing. Now,  
19. you're going to have another commission and have some  
20. people sitting around and...and being paid to determine  
21. who's going to get a loan and who isn't going to get  
22. a loan. And then you're going to have law suits saying  
23. that they're red-lining. Now, you better put some  
24. sense to this thing. If people don't pay their  
25. mortgage, they're going to be foreclosed. If you have  
26. certain...neighborhoods that...that are deteriorating  
27. and...and you say that you must issue...mortgages in  
28. that district and you tell legitimate savings and loans  
29. that have peoples' money in it and they're supposed to  
30. safeguard the money and you tell them that they must  
31. make loans in that district or lose their franchise  
32. to make loans, well then you're defeating this whole  
33. thing. You're telling one person you've got to make

1. loans, another person you got to safeguard the money,  
2. what the hell's this all about. This is idiotic.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Maragos.

5. SENATOR MARAGOS:

6. Will the sponsor, Senator Merlo, yield to several  
7. questions?

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Indicates he will yield. Could we have some order,  
10. Gentlemen. Senator Maragos.

11. SENATOR MARAGOS:

12. Senator Merlo, the Digest states what is not included  
13. and what organizations or financial institutions are not included  
14. under this Act. What will it cover? Will it cover people who give  
15. private loans of one mortgage or two mortgages a year?

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Excuse me, Senator Maragos, I don't believe that  
18. Senator Merlo is able to hear what Senator Maragos is  
19. asking. If we could...it would be...can we...Senator  
20. Grotberg. Senator Maragos.

21. SENATOR MARAGOS:

22. I repeat my question, Senator Merlo. Does this...  
23. can you please define exactly who will be covered by  
24. this Mortgage Bankers Act. From the Act, from the bill  
25. I see that eliminates the savings and loans and the  
26. regular banks. What does it include beside the...  
27. beside those institutions?

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Merlo.

30. SENATOR MERLO:

31. Well, Senator Maragos, this would only apply to  
32. unlicensed, unregulated, mortgage bankers who are  
33. making Federal and VA loans. Now, Senator Soper talks

1. about ridiculous and I just want to reiterate some of  
2. the thinking that I've had. Yes, go ahead.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Maragos.

5. SENATOR MARAGOS:

6. Mr...Senator Soper can speak for himself. I don't want to  
7. take up my time answering his questions. All I'm asking you is,  
8. would this encompass an individual or a family member who gives  
9. a mortgage or two to friends or relatives? Is there an exclusion  
10. in this Act regarding...such a individual?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Merlo.

13. SENATOR MERLO:

14. Absolutely not. It's only those that are in the mortgage  
15. banking business. Those and only those.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Maragos.

18. SENATOR MARAGOS:

19. Mr. President and members...I ask this particularly for  
20. further edification of the Senate members, because I am in favor  
21. of this legislation and I think that what is missed here by some  
22. of the previous speakers or opponents on the...who spoke against  
23. this bill is the fact that most of the other mortgage and financial  
24. institutions are regulated, either by the Banking Act or by the  
25. Savings and Loan Act or others. But these... this is a group  
26. of people who call themselves mortgage bankers who do loan  
27. out money who are not completely regulated and I think this  
28. is an area that should be properly regulated and should be  
29. properly licensed. And I commend the sponsors in the House  
30. and also the Senate sponsor, Senator Merlo, because this  
31. bill is a step in the right direction and I urge your support.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33.

1. Senator Chew.

2. SENATOR CHEW:

3. Thank you, Mr. President. Let...let me go back just  
4. a bit to bring you up to date. I don't suppose it will  
5. help the bill, but I think you ought to be informed.  
6. The whole approach here is an attempt to prohibit the  
7. rate of foreclosures we have "in Illinois", but, it's  
8. really Chicago. Now, let's be honest with each other.  
9. The foreclosure rate is because the guaranteeing agency  
10. of the Federal Government came into being because lending  
11. institutions in Chicago and I suspect other areas of  
12. Illinois, had, in fact, ignored the qualifications of  
13. black and other minorities as applicants. Consequently,  
14. it was very difficult, very difficult, to secure mortgages.  
15. Your credentials could be Yale, Harvard, your profession  
16. could be medicine or law and yet if you were black or  
17. Latino, you still did not have sufficient credentials  
18. to secure conventional mortgages. Those of us that  
19. purchased homes in yesteryears could only purchase homes  
20. through a contract land sale. That means that the seller,  
21. in fact, held title to your property as long as you were  
22. paying for it if he so desired. So it was a prohibition  
23. on poor and not so poor, but black particularly, could  
24. not, in fact, buy homes. And all of you recall that most  
25. properties that are sold today have a clause on that  
26. deed that this property will never be sold to any  
27. member of any race that has three percent Negro blood,  
28. okay. So, after everything failed, the Federal Government  
29. came in, as it has done in many other instances, to make  
30. this a little easier for those that were desirous of  
31. purchasing properties. Mr. President.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Yes, Senator Chew.

1. SENATOR CHEW:

2. And of course their inquiries taught applicants may  
3. not be as quality as they would be if you were getting  
4. a conventional loan because the purpose is to grant the  
5. loan, not to find reasons as to why they don't grant  
6. it. So, therefore, if a person who has five hundred  
7. dollars can go into a sixteen thousand dollar home...

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Chew, your time has expired.

10. SENATOR CHEW:

11. ...with that low down payment then sobeit. That  
12. might create an additional foreclosure rate. I would  
13. suggest that let us not worry too much about the  
14. foreclosure, what we ought to be concerned about,  
15. is how the applicant gets in there the first place.  
16. It's been alleged that the real estate broker falsifies  
17. records in order to make a sale. This is where we  
18. need to put the stop to it and the foreclosure rate  
19. would naturally be in line, but it was just another  
20. vehicle that poor people and black people could, in  
21. fact, become home owners. I am totally in concept,  
22. in...in agreement with the concept...

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Chew, will you conclude your remarks please.

25. SENATOR CHEW:

26. ...but the approach is absolutely wrong, consequently,  
27. I cannot support the bill because what it does, Mr. President,  
28. it prohibits people from being able to become home owners  
29. and do as a lot of people would like to have blacks and  
30. minorities living in ghetto's and et cetera. And all we  
31. ask is a chance, but regulate the chance where it will  
32. be equal and leave that agency to continue to do it's...  
33. work.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Wooten.

3. SENATOR WOOTEN:

4. Mr. President and colleagues. I listen to a lot of  
5. testimony on this particular bill and it was some what  
6. troubling, this bill in its beginnings and its growth.  
7. I think what you have before you now is a mature and  
8. reasonable approach to the situation. And the situation  
9. is simply this. Not merely in Chicago, but in the Quad-  
10. Cities, Rockford, Peoria, all across the State, FHA,  
11. VA loans are granted to encourage the lending of  
12. money by institutions to people who normally would not  
13. qualify. The problem has occurred in some areas where  
14. savings and loans and other institutions make these  
15. loans and have almost no foreclosures. There are  
16. a few institutions, and we saw their names, that pop  
17. up again and again in community after community  
18. with high foreclosure rates. The suggestion is made  
19. that these people are taking advantage of folks who  
20. apply for these kinds of loans and that maybe there  
21. is somekind of unethical collusion with real estate  
22. people and so on. The original proposal was that  
23. we put a lid on foreclosures and that you simply  
24. were not allowed to have your foreclosure rate go  
25. above a certain average. I thought that was unrealistic  
26. and what we have come to now is, I believe, a throughly  
27. reasonable compromise. The mortgage bankers agree, I  
28. don't think happily, but they agree they should be  
29. regulated and many of them in the field want the regulation  
30. because of the practices of a few which are bringing all  
31. of them into disrepute. What the amendment does is this.  
32. That if your foreclosure rate is high, unusually high,  
33. then your operation is investigated, that's all, nothing

1. else, you're just investigated. And then people find out  
2. if you're doing something you shouldn't be doing. No  
3. sanctions, just investigation. I think it's a reasonable  
4. approach. It's a good bill and I hope we give it solid  
5. support.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Newhouse.

8. SENATOR NEWHOUSE:

9. Thank you, Mr. President, Senators. Find myself in  
10. a rather awkward position. I certainly respect Senator  
11. Merlo and Representative Holewinski and my colleague who  
12. just finished speaking, but I'm troubled by this bill  
13. for a number of reasons. First of all, this is not  
14. an uncomplicated question, secondly, there are a number  
15. of us who have been wrestling with this question for  
16. over twenty years in one form or another because it  
17. goes back to the question of red-lining. It goes back  
18. to the question of how you develop a neighborhood? How  
19. do you save a neighborhood? How do you build a neighborhood?  
20. How do you rebuild a neighborhood? Let me give you an  
21. example. It is not atypical that in the South Shore  
22. District of my district in the City of Chicago, there  
23. was a foreclosure on a home, that was a fairly expensive  
24. home, there were at that time some other things going  
25. on in the neighborhood that made us feel a little shaky  
26. about what the future of that community was going to  
27. be. There was a sign put up on the house one day. One  
28. week later you could walk in through the open front  
29. door of that house and walk down and see where there  
30. had been dismantled an entire solid oak bar, which had  
31. been taken out, the bathroom fixtures had been plundered,  
32. the kitchen fixtures had been plundered and what had  
33. formerly been a showplace house was now a shambles.



1. Well, when that happens you don't simply have a house  
2. that's a shambles, you have a block that's in trouble.  
3. Two or three of these makes it very touchy for the  
4. community. In my community of South Shore we must  
5. have a hundred of these scattered about throughout  
6. that community. What I do very much regret is that  
7. the organizations that took part in the...in putting  
8. this bill together, did not consult an awful lot  
9. of people that I know who have had a great deal of  
10. experience with this problem. And the question is,  
11. how do you get on that dividing line between admitting  
12. persons who, in fact, cannot make mortgage payments  
13. and giving the opportunity to those people who will  
14. make the extra effort to build a community to protect  
15. their families to do all those things that a good  
16. neighbor really does. It's a fine line. Ensnared  
17. in that fine line is the whole question of the manipulation  
18. of the money market by unscrupulous people and they  
19. haven't been all the small mortgage bankers, they've  
20. been the large mortgage bankers and other lenders. So,  
21. the question is not uncomplicated. And I'm concerned  
22. that an awful lot of people who suddenly got religion  
23. have over the years been a part of this exclusionary  
24. process, including some of the organizations who presently  
25. back it. I would suggest that I would feel certainly  
26. much more comfortable if the time were available so  
27. that we could sit down and reconcile these differences  
28. and those of us who have the problem could be involved  
29. in the processing of legislation and be satisfied that  
30. at least it is aimed at doing precisely what the  
31. sponsor wants it to do and I know he is sincere. And  
32. for these reasons I cannot support this bill at this  
33. time. I would certainly hope in the future to be able  
34. to support a bill that does the job that we're trying

1. to do on a very complicated problem.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Ozinga. Is Senator Ozinga on the Floor?

4. Senator Guidice.

5. SENATOR GUIDICE:

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

7. I rise in support of this bill. I believe this is a  
8. reasonable approach to a very bad problem. As people  
9. come into our neighborhoods, the bankers, these mortgage  
10. bankers and literally destroy them. We have had the  
11. evidence of that in my district and in the surrounding  
12. districts and it's not that necessarily the people, the  
13. people are the ones who are injured, the people are  
14. the one that are...are hurt. Mortgage banker comes  
15. in and he's interested only in making the loan and  
16. then walking away from it. Invariably he's looking  
17. for the...the default because he's able to go right  
18. back out and sell that mortgage again, make his money  
19. again because it's all guaranteed by the Federal  
20. Government. We have no controls in Chicago. We have  
21. no controls in Illinois and this bill will take care  
22. of that void and therefore I support it.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Rhoads.

25. SENATOR RHOADS:

26. Mr. President, I just want to advise the Body of  
27. a possible conflict of interest. I have a family  
28. business with some interest in mortgage banking. I'll  
29. be voting Present.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Hynes.

32. SENATOR HYNES:

33. Mr. President, before commenting on the bill, if I

1. might acknowledge the presence of the Speaker of the  
2. House and the House Majority Leader, Speaker Redmond and  
3. Representative Madigan.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. We are happy to have them here and many members are  
6. wondering what is happening to the Senate Bills in the  
7. House. Senator Hynes.

8. SENATOR HYNES:

9. Mr. President and members of the Senate. I rise  
10. in support of House Bill 1096. It is a good bill in  
11. its present form. A good bill aimed at correcting  
12. abuses that have existed in this industry in the  
13. real estate field for a long, long, time. And I think  
14. if you'll visit the City of Chicago you will see very  
15. real evidence of what has happened, of the abuses that  
16. have taken place with some of the Federal programs  
17. that were well intentioned and, in fact, were meant  
18. to cure a problem and in some cases aggravated it.  
19. And at the root of that problem was the lack of control  
20. over some of those who were dispensing the financing.  
21. Mortgage bankers are not regulated in this State, as  
22. they are in many others around this country and even  
23. those in the leadership of the mortgage banking industry  
24. agree that some regulation is necessary in order to  
25. control those unscrupulous dealers and operators who  
26. would continue to aggravate the problem that exists  
27. in Chicago and in other cities around this State.  
28. Most of the mortgage bankers are respectable, honest,  
29. intelligent businessmen who provide a very necessary  
30. function and it is not the intention of this bill  
31. or of its sponsors to in any way put them out of  
32. business or hinder their effective performance.  
33. The bill is aimed at helping them to police themselves

1. and to bring those operators who are out of conformity  
2. with the majority into line. The bill as it was  
3. originally introduced in the House has been modified  
4. on a number of occasions by amendment to remove features  
5. that were objectionable and I think in some cases, rightfully  
6. objected to. The bill in its present form with the  
7. amendment, the amendments adopted in the Senate, particularly  
8. an amendment dealing with foreclosure rate, does not provide  
9. for any automatic revocation of license, but simply says  
10. that this is, in effect, evidence that must be looked  
11. at and that the department must then take a look at  
12. the operation of the mortgage banker involved. There  
13. is no automatic revocation, which was the fear originally  
14. expressed by many of the mortgage bankers, there is a  
15. right to a hearing and to present evidence to the  
16. contrary. Many of the other technical objections that  
17. were raised have also been cured and substantial time  
18. has been spent in remedying any of these defects. I  
19. think the bill in its present form is a good bill. It  
20. is highly desirable and, in fact, highly necessary legis-  
21. lation and it ought to be passed by this Senate. And  
22. I would appreciate your favorable support.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Is there further debate? Senator...Senator Harber  
25. Hall.

26. SENATOR HARBER HALL:

27. Just very briefly, I rise to support this bill.  
28. Unscrupulous mortgage bankers can make money knowing  
29. that the properties that they make loans on can be  
30. sold at a profit to them themselves, knowing that  
31. those properties will soon be foreclosed upon and  
32. a loss actually in taxpayers funds. I...I think  
33. this is a good bill and I don't know of any reputable

1. financing institutions or mortgage bankers that oppose  
2. it.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. "Is there further debate? Senator Merlo may close.

5. SENATOR MERLO:

6. Very briefly, Mr. President and members of the Senate.  
7. I want to address the remarks that were made by Senator  
8. Chew and Senator Newhouse. I have a letter here that's  
9. signed by four black reverends and it starts out, " as  
10. leaders of the black community organizations throughout  
11. the State, we have been working for years to preserve  
12. our neighborhoods from the planned destruction we see  
13. all around us. We have joined forces to win legislation  
14. which will put a stop to some of this destruction. Any-  
15. one who accepts the outrageous foreclosure rate that  
16. some mortgage bankers maintain in skirting the real  
17. issue and our people are losing out. They are putting  
18. out of their home...putting out of their homes, losing  
19. their credit ratings and shuffled around like pieces in  
20. a game. Our people are being kept poor by the unscrupulous  
21. policies of some mortgage bankers. We do not exist for  
22. them to profit from." And, mister, I...

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Merlo, have you closed?

25. SENATOR MERLO:

26. I've closed and I ask for a favorable...consideration.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. For what purpose does Senator Chew arise? We have  
29. closed debate on this issue, Senator Chew.

30. SENATOR CHEW:

31. A point of personal privilege. Did you close that?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. State your point.

1. SENATOR CHEW:

2. My name was mentioned, sir, and I have a right to  
3. respond. The ministers that he referred to would be  
4. ministers that no one would know and I think I know  
5. every black minister in the State of Illinois that  
6. represents anything. One was at the meeting and he  
7. couldn't even read the report that was written by  
8. someone else for him.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. The question is shall...shall House Bill 1096  
11. pass. Those in favor vote Aye. Those opposed vote  
12. Nay. The voting is open. Have all voted who wish?  
13. Have all voted who wish? Take the record. On that  
14. question the Ayes are 41, the Nays are 8, 7 Voting  
15. Present. House Bill 1096 having received a constitutional  
16. majority is declared passed. For what purpose does  
17. Senator Newhouse arise?

18. SENATOR NEWHOUSE:

19. I...I'm...I...I...I...I'm sure that...that this  
20. bill having passed, that the two sponsors will not  
21. let it rest at this. It is my opinion that the problem  
22. is much larger than this and I certainly will want  
23. to work with them in the future to really get at  
24. the root of it. Some unscrupulous people wrote this  
25. bill in the first place to permit this to happen. Now,  
26. as I understand it the bill doesn't contain any sanctions  
27. and it ought to. If there are bad mortgage bankers, then  
28. we ought to do something with them. Fine them, take up  
29. their license, put them in jail, something. You aren't  
30. protecting the public simply by investigating. I would  
31. consider this a good first step, but certainly I wouldn't  
32. walk out of here or want anyone to walk out of here  
33. thinking that this problem has been resolved. It most

1. certainly has not. And I would hope you'll come back  
2. here with something to tighten up this first step next  
3. Session.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. House Bill 1097, Senator Grotberg. Read the bill,  
6. Mr. Secretary.

7. SECRETARY:

8. House Bill 1097.

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Can we have some order, gentlemen. Senator Grotberg.

13. SENATOR GROTBURG:

14. Thank you, Mr. President and members of the Senate.  
15. House Bill 1097 takes care of a problem that's existed  
16. in townships for a long time in that small townships with  
17. one hundred and fifty thousand dollars or less budget  
18. exclusive of their road funds have always been audited  
19. by members of the town board. This bill merely suggests  
20. and mandates that the town board appoint three independent  
21. auditors from their electorate rather than having the  
22. fox watch the chicken coop. It's a good bill supported  
23. by the townships of downstate and the smaller townships  
24. and I ask for a favorable roll call.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Is there further discussion? The question is shall  
27. House Bill 1097 pass. Those in favor vote Aye. Those  
28. opposed vote Nay. The voting is open. Have all voted  
29. who wish? Have all voted who wish? Take the record.  
30. On that question the Ayes are 52, the Nays are none,  
31. none Voting Present. House Bill 1097 having received  
32. a constitutional majority is declared passed. House  
33. Bill 1098, Senator Nimrod. Senator Nimrod on the  
34. Floor? House Bill 1101, Senator Vadalabene. Read the

1. bill, Mr. Secretary.

2. SECRETARY:

3. House Bill 1101.

4. (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Vadalabene.

8. SENATOR VADALABENE:

9. Yes, I would like to have leave to have 1101 returned

10. to 2nd reading for the purpose of an amendment.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Vadalabene, we have denied that privilege

13. to every Senator today until we get on the order of

14. recalls, we'll get to this later on tomorrow. House

15. Bill 1102...take House Bill 1101 from the record. House Bill

16. 1098, Senator Nimrod. Read the bill, Mr. Secretary.

17. SECRETARY:

18. House Bill 1098.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Nimrod.

23. SENATOR NIMROD:

24. Yes, Mr. President and fellow Senators. This

25. is a bill which extends for one more year until March

26. of...next year, the Township Government Study Laws

27. Commission. And the work on that commission is almost

28. finished and with this particular extension for this

29. year, it will complete the effort and I do ask for

30. your support.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Is there further discussion? Senator...Senator

33. Joyce.

34. SENATOR JOYCE:



1. Yes, Mr. President, thank you. I would like to report  
2. that this bill did get out of Local Government Committee  
3. without a descending vote. But this is a commission and  
4. we are creating it, in fact. It is going to cost the  
5. State money. I'm not sure if it's in the Governor's  
6. budget and what I've just found out is that the  
7. House sponsor and, in fact, the House Republicans, don't  
8. seem to want any new commissions this year. So, I think  
9. that we ought to take a second look at this. Now, I  
10. think that we have, we are dealing in an area where, you  
11. know, it's too bad, I think this is needed, but I don't  
12. think we can afford it. And so I would urge your No  
13. vote.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further discussion? Senator Rock.

16. SENATOR ROCK:

17. Thank you, Mr. President, Ladies and Gentlemen of  
18. the Senate. I happen to agree with Senator Joyce in  
19. this instance. I am realiably informed by looking at  
20. a roll call or two that the House Republicans apparently  
21. have taken that position and I'm prepared to support  
22. them. Additionally, I would point out, that this  
23. bill was assigned to the Executive Committee of the  
24. Senate and I was prepared frankly to kill it right  
25. there. And it was re-referred at some later date to  
26. the Committee on Local Government. I think this bill  
27. should get the fate it so readily deserves.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Hynes. Senator Egan.

30. SENATOR EGAN:

31. What is the...would Senator Nimrod yield?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Indicates he will yield, Senator Egan.

1. SENATOR EGAN:  
2.       What was the request in the...for how much money?  
3. PRESIDING OFFICER: (SENATOR BRUCE)  
4.       Senator Nimrod.  
5. SENATOR NIMROD:  
6.       Yes, it...it's in the Senate Omnibus Bill for five  
7. thousand dollars to complete the work.  
8. PRESIDING OFFICER: (SENATOR BRUCE)  
9.       Senator Egan.  
10. SENATOR EGAN:  
11.       Well, could you break that down?  
12. PRESIDING OFFICER: (SENATOR BRUCE)  
13.       Senator Nimrod.  
14. SENATOR NIMROD:  
15.       Yes, Senator Egan. What this needed for is...this  
16. ...we are using the Reference Bureau personnel to help  
17. codify the Act since these...this township laws have  
18. not been codified since 1840. We are getting that...that  
19. assistance free. The balance of the money is being  
20. used for some secreterial work for the typing, we're  
21. going to hold some hearings around the State and it'll  
22. pay for the public hearings that goes around. The five  
23. thousand, I hope will get us by.  
24. PRESIDING OFFICER: (SENATOR BRUCE)  
25.       Senator Egan.  
26. SENATOR EGAN:  
27.       Yes, you were in the other morning. I remember now,  
28. thank you.  
29. PRESIDING OFFICER: (SENATOR BRUCE)  
30.       Senator Hynes.  
31. SENATOR HYNES:  
32.       Mr. President and members of the Senate. I join  
33. in opposition to this bill, not strictly on the basis  
34. of the fiscal implications. I just think it's a bad

1. bill.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is there further debate? Senator Nimrod, may close.

4. May we have some order, Gentlemen and Ladies.

5. SENATOR NIMROD:

6. Mr. President, evidently we're confused about this  
7. bill and I'll take it from the record.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. The bill will be taken from the record. House  
10. Bill 1102, Senator Bloom. Read the bill, Mr. Secretary.

11. SECRETARY:

12. House Bill 1102.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Bloom.

17. SENATOR BLOOM:

18. Thank you, Mr. President. Local Government and  
19. Law Enforcement Officers Training Board was budgeted  
20. and introduced at two million, sixty-six, nine hundred.  
21. House added ten thousand, Senate took ten five out.  
22. The bill now stands at two million, sixty-six thousand,  
23. four hundred dollars. I urge a favorable roll call.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Is there discussion? The question is shall House  
26. Bill 1102 pass. Those in favor vote Aye. Those opposed  
27. vote Nay. The voting is open. Have all voted who  
28. wish? Take the record. On that question the Ayes are  
29. 54, the Nays are 1, none Voting Present. House Bill  
30. 1102 having received a constitutional majority is  
31. declared passed. House Bill 1105, Senator Collins.  
32. Read the bill, Mr. Secretary.

33. SECRETARY:

34. House Bill 1105.

35. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Collins.

4. SENATOR COLLINS:

5. Mr. President and members of the Senate. House  
6. Bill 1105 creates a new Act in relation to the competency  
7. of licensed health professional and it requires any  
8. employee or person or organization or professional  
9. society which in any way disciplines a licensed health  
10. professional for any reasons relating to competency  
11. shall notify the appropriate license issuing authority  
12. of such disciplinary actions and the reasons for those  
13. actions. This is a good bill. I would hope that this  
14. bill would help to minimize some of the malpractice  
15. suits that's being filed and...

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Collins.

18. SENATOR COLLINS:

19. ...and I would ask for a favorable roll call. I  
20. know of no opposition to the bill, but I'll be happy  
21. to answer any questions.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Is there discussion? The question is shall  
24. House Bill 1105 pass. Those in favor vote Aye. Those  
25. opposed vote Nay. The voting is open. Have all voted  
26. who wish? Have all voted who wish? Take the record.  
27. On that question the Ayes are 53, the Nays are 1, 1  
28. Voting Present. House Bill 1105 having received a  
29. constitutional majority is declared passed. House  
30. Bill 1106, Senator Weaver. Read the bill, Mr. Secretary.

31. SECRETARY:

32. House Bill 1106.

33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Weaver.

4. SENATOR WEAVER:

5. Thank you, Mr. President. This appropriates a  
6. million six hundred and forty-nine thousand to the  
7. State Pension Fund...from the State Pension Fund to  
8. the University Retirement System. I'd appreciate  
9. a favorable roll call.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there further discussion? The question is  
12. shall House Bill 1106 pass. Those in favor vote  
13. Aye. Those opposed vote Nay. The voting is open.  
14. Have all voted who wish? Have all voted who wish?  
15. Take the record. On that question the Ayes are  
16. 53, the Nays are none, none Voting Present. House  
17. Bill 1106 having received a constitutional majority  
18. is declared passed. House Bill 1108, Senator  
19. Nimrod. Read the bill, Mr. Secretary.

20. SECRETARY:

21. House Bill 1108.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Nimrod.

26. SENATOR NIMROD:

27. Yes, Mr. President and fellow Senators, this is  
28. not a commissioned bill. What this does is extends  
29. for two years the hepatitis research program and  
30. allows the Department of Public Health to make  
31. its reports during the odd numbered years in order  
32. to have the statistical information available. Be  
33. happy to answer any questions, if not ask for a

HB 1112  
6/23/77  
J. E. Manning

1. favorable roll call.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Is...is there discussion? Senator Maragos.
4. SENATOR MARAGOS:
5. Why do we need these reports?
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Senator Nimrod.
8. SENATOR NIMROD:
9. These reports are already being...statistics are
10. already being taken by the department and what we
11. are doing is asking them to report to us so that
12. these reports can be available for determining the
13. liability on the hepatitis, to keep a record on the
14. hepatitis reports for the program for the blood
15. banks.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Is there further discussion? May we have some
18. order, Gentlemen. Further discussion? The question
19. is shall House Bill 1108 pass. Those in favor vote
20. Aye. Those opposed vote Nay. The voting is open.
21. Have all voted who wish? Have all voted who wish?
22. Take the record. On that question the Ayes are 48,
23. the Nays are 1, 3 Voting Present. House Bill 1108
24. having received a constitutional majority is declared
25. passed. House Bill 1109, Senator Rhoads. Senator
26. Rhoads on the Floor? House Bill 1112, Senator
27. Berman. Read the bill, Mr. Secretary.
28. SECRETARY:
29. House Bill 1112.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Senator Berman.

1. SENATOR BERMAN:

2. Thank you, Mr. President, Ladies and Gentlemen of  
3. the Senate. House Bill 1112 has been amended so as  
4. to tighten up the basis upon which an action could be  
5. brought in the circuit court regarding domestic  
6. violence. Now, some people call this the battered  
7. spouse bill. What it provides is that at the present  
8. time if a husband and wife get into a physical  
9. confrontation where the husband is beating up the  
10. wife, the wife has very few alternatives available  
11. to her. Number one, she can go into court and file  
12. for divorce, ask for an injunction against the physical  
13. beating. Number two, she has...she can go in and  
14. ask for...file a suit for a separate maintenance and  
15. get an injunction. Third, she can have the husband  
16. arrested, charged with a criminal act of battery or  
17. assault. The husband has to post a bond, within a  
18. matter of a few hours, the husband is out on bail  
19. and very likely back home and the wife is in...again  
20. in danger of her physical well being. This bill  
21. sets up a course of action which avoids divorce,  
22. avoids separate maintenance, avoids the criminal  
23. charge of assault, but allows the wife to go...in  
24. front of a judge and ask for an injunction to be  
25. entered to prevent physical abuse or...under the  
26. threat of imminent physical injury for an injunction  
27. to be issued. The bill has safeguards as far as  
28. the wife or the children are concerned. It gives  
29. the court the grounds for giving relief to the  
30. spouse where adequate relief at the present time  
31. just is not available. I'd be glad to respond  
32. to any questions. I solicit your Aye voté.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Is there further discussion? Senator Mitchler.

2. SENATOR MITCHLER:

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

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Indicates he will yield, Senator Mitchler.

6. SENATOR MITCHLER:

7. What...what...what about when the...when the wife

8. beats up on the husband?

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Berman.

11. SENATOR BERMAN:

12. That's covered, because we talked about spouses.

13. So, if your wife beats you up, Bob, you can go in

14. under this bill.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Mitchler.

17. SENATOR MITCHLER:

18. Well, Senator Guidice, we got to watch for these

19. nematodes that are there.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Knuppel.

22. SENATOR KNUPPEL:

23. Well, of course, the whole answer to the thing is,

24. is she does have the remedy of filing a criminal complaint

25. at the present time. This isn't going to serve any

26. more purpose than that does. She goes in and gets an

27. injunction just as soon as the injunction's there, he's

28. going to go home and knock the hell out of her anyway.

29. Because if he...because all...all they could do is lock

30. him up and then he doesn't...then he isn't there to

31. pay the bills and she's without money and so forth

32. and so on. This isn't going to solve a damn thing, it's

33.



1. just going to put some more laws on the books. There's  
2. remedies there today. She's going to try to live there  
3. with an injunction, she might just as well live there  
4. with a criminal complaint, because...because the minute  
5. she goes back in the only thing the judge can do is  
6. either take the money away from him that you're talking  
7. about in the peace bond or put him in jail for thirty  
8. days and that's the same thing he could do under the  
9. criminal complaint, you've got just exactly the same  
10. thing. There's a lot of soft-headed people who  
11. believe that they can cure the problems that exist  
12. between men and women by passing laws. I've been  
13. practicing law twenty-five years and hell I give  
14. up using injunctions. If the State's attorneys  
15. are paid...they're paid enough money and if they...  
16. if the woman won't go in and sign a complaint on...on  
17. assault and battery and...and have the man arrested,  
18. there's no use me wasting my time trying to get an  
19. injunction. I quit it about five years ago and I...I  
20. get...handle just as many divorces as any body else  
21. and you can just do a lot of busy work in a divorce  
22. if you want to or you can get your three hundred or  
23. four hundred dollars or five hundred dollars or  
24. whatever it is, you can file your complaint and  
25. you can go because he's going to knock the hell  
26. out of her anyway if that's his inclination and  
27. an injunction isn't going to stop him. He's going  
28. to come home drunk. He'd do the same thing if  
29. she filed a criminal complaint and she still wants  
30. to live with him. If she's so sick, she doesn't  
31. know the marriage is over, she deserves it because  
32. that's what she's going to get, injunction or no,  
33. this is just another piece of busy work, some more

1. work for lawyers and it doesn't solve a damn thing.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Further discussion? Senator Nimrod...Senator Glass.

4. SENATOR GLASS:

5. Thank you, Mr. President, Ladies and Gentlemen.

6. I rise in support of this bill. I think there are  
7. many instances where there...there is violence among  
8. spouses. There is...as Senator Knuppel has indicated,  
9. a husband will beat his wife or otherwise put her  
10. in fear of her personal safety. I don't think there  
11. ought to have to be a divorce suit filed or a criminal  
12. suit filed. It seems to me if she has the recourse  
13. of...that this bill provides, that is to obtain a  
14. court order and a court injunction against the  
15. spouse, it is, in fact, going to make that spouse  
16. think very carefully before he repeats the act. I  
17. think it's a good avenue that will help preserve  
18. marriages that is not in the law now and it should  
19. be passed.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Further discussion? Senator Soper.

22. SENATOR SOPER:

23. Well, I believe, thank you, Mr. President. I...I  
24. believe in what Senator Knuppel said. I've seen cases,  
25. many cases, where the woman was beaten and brought  
26. the guy to court and put down the can for a day or  
27. so and...and she come back about one day later and say  
28. what...what's happened to my husband. Well, he's down-  
29. stairs and we've got him under bond, he needs a hundred  
30. dollars. She puts up the hundred dollars, they come  
31. out and he beats the hell out of her on the court room  
32. steps. You say what you going to do with him? She  
33. said, well, he still loves me so they go home together.

1. Then he forfeits the amount, it costs her a hundred bucks,  
2. so he doesn't have to come to court. So I think this is  
3. as bad as Knuppel said it is, it's ridiculous.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Further debate? Senator Berman may...Senator  
6. Guidice.

7. SENATOR GUIDICE:

8. Thank you, Mr. President, members of the Senate.  
9. I rise in support of this bill. I believe that this  
10. is a...a serious intention on the sponsors part to  
11. avoid as many divorces as we have been getting recently.  
12. It gives the alternative course of action by going  
13. into court and asking for an injunction because of  
14. this threat of physical harm or the fact of harm itself.  
15. We stopped the proceedings right at that point. The  
16. injunction is issued, it's my understanding, and I...I  
17. believe the bill states that it's a thirty day injunction.  
18. This does hang over the head of the particular individual  
19. that the sanction was brought against. It's going to  
20. give the parties a chance to cool down, cool off, he  
21. or she realizes that she is liable to the sanctions  
22. of the court and a rule to show cause, which  
23. is an immediate action. There's no money involved,  
24. it's not going to cost anybody...any money to any  
25. one and I...I think this is a...a fine alternative  
26. to any of the other actions that were mentioned.  
27. Therefore I support the bill.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Is there further discussion? Senator Berman may  
30. close.

31. SENATOR BERMAN:

32. Thank you, Mr. President. I think it's interesting  
33. that Senator Knuppel would think that this is a waste

1. of time when we are asking the court to step in when  
2. there's wife beating, but yesterday he want...he passed  
3. a bill to allow the court to step in when there was  
4. a question of an abortion. Now, I'm not equating wife  
5. beating with abortion, but there is a point where you  
6. have to seek a proper legal remedy. Senator Knuppel  
7. thought that that was the proper remedy in that  
8. situation. I suggest to you that it's the proper  
9. situation in this situation. The bill provides that  
10. if there is either an actual beating or imminent...  
11. or threat of imminent physical injury, the court has  
12. the power under this bill to exclude either party  
13. for a period not to exceed thirty days from the  
14. marital or family home. That means they can cool  
15. off. I don't think it's funny when Senator Soper  
16. talks about beating the hell out of her back on the  
17. court room steps. It's a very serious situation.  
18. I spoke with the woman who is the head of the emergency  
19. services over at Illinois Masonic Hospital. Every  
20. night in that emergency room, dozens of women come  
21. in beaten up by their husbands. There has to be a  
22. way to give them some judicial relief, some legal  
23. relief, without...without filing for divorce, without  
24. bringing a criminal charge, but something that will  
25. encourage some reasonable approach. The bill allows  
26. for recommending not...not mandatory, but recommending  
27. social work or family service agency, mental health  
28. center or a psychiatrist. These are realistic approaches  
29. to a serious family problem. The police aren't equipped  
30. to handle this, that's why the charge, criminal charges,  
31. just don't work. We want to save the marriage, the  
32. Divorce Act doesn't work. This is the way that it can  
33. be done in a very reasonable manner. I urge your support

1. of this good bill.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. The question is shall House Bill...House...the  
4. question is shall House Bill 1112 pass. Those in  
5. favor vote Aye. Opposed vote Nay. The voting  
6. is open. Have all voted who wish? Take the record.  
7. On that question the Ayes are 48, the Nays are 6,  
8. none Voting Present. House Bill 1112 having received  
9. a constitutional majority is declared passed. House  
10. Bill 1113, Senators Bloom and Vadalabene. Senator  
11. Bloom. Read the bill, Mr. Secretary.

12. SECRETARY:

13. House Bill 1113.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Bloom.

18. SENATOR BLOOM:

19. Thank you, very much Mr. President. This expands  
20. the debt service feature of a School Construction  
21. Bond Act to include lease payments as a prerequisite  
22. to qualify for debt service grants under the Act.  
23. It's designed to correct discriminatory feature of  
24. the bond financing which was an oversight. I'd  
25. be glad to answer any questions.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Is there further discussion? Senator Wooten.

28. SENATOR WOOTEN:

29. What is the necessity for the provision in here  
30. using this money to include lease payments?

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Berman or Senator Bloom.

33. SENATOR BLOOM:

1. I'm Bloom. It's where you use the Public Building  
2. Commission in a school that wants to build a building.  
3. Allow your lease payments that are applied to principal  
4. and interest, use to qualify for the Debt Service Grant.  
5. What happened was a school...in my district applied  
6. and they said, well, no, you don't qualify because  
7. you didn't get...raise your local money by referendum,  
8. you raised your local money through the Public Building  
9. Commission feature. They still have to apply and they  
10. still are subject to the same formula and that's all  
11. it does.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Further discussion? Senator Wooten.

14. SENATOR WOOTEN:

15. Does this meet narrowly that single purpose that  
16. you have in your area, it does not open the door to  
17. other uses that we do not contemplate?

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Bloom.

20. SENATOR BLOOM:

21. Yes, to the best of my knowledge. I mean this has  
22. been scrutinized by staff both sides of the aisle.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Okay. Further discussion? The question is shall  
25. House Bill 1113 pass. Those in favor vote Aye. Those  
26. opposed vote Nay. The voting is open. Have all voted  
27. who wish? Take the record. On that question the Ayes  
28. are 51, the Nays are 2, none Voting Present. House Bill  
29. 1113 having received a constitutional majority is  
30. declared passed. House Bill 1115, Senator Regner. House  
31. Bill 1127, Senator Berning. Read the bill, Mr. Secretary.

32. SECRETARY:

33. House Bill 1127.

1. (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Berning.

5. SENATOR BERNING:

6. Yes, thank you, Mr. President. This is the annual  
7. appropriation for the General Assembly Retirement  
8. System.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. The question is shall House Bill 1127 pass. Those  
11. in favor vote Aye.

12. SENATOR BERNING:

13. We might...a conflict of interest, but...

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. The question is shall House Bill 1127 pass. Those  
16. in favor vote Aye. Those opposed vote Nay. The voting  
17. is open. Have all voted who wish? Have all voted who  
18. wish? Take the record. On that question the Ayes are  
19. 54, the Nays are 2, 1 Voting Present. House Bill 1127  
20. having received a constitutional majority is declared  
21. passed. House Bill 1176, Senator Clewis. Corporate  
22. notes. Read the bill, Mr. Secretary.

23.

24.

25.

End of Reel #7

26.

27.

28.

29.

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31.

32.

33.

1. SECRETARY:
2. House Bill 1176.
3. (Secretary reads title of bill)
4. 3rd reading of the Bill.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Senator Clewis.
7. SENATOR CLEWIS:
8. Mr. President and members of the Senate. Actually,
9. the Synopsis is a little incorrect. All this bill does
10. is that when this legislation was originally adopted,
11. the words sanitary district were inserted by a typographical
12. error and this amendment merely corrects that error
13. by changing sanitary district to park district.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Is there further discussion? The question is shall
16. House Bill 1176 pass. Those in favor vote Aye. Those
17. opposed vote Nay. The voting is open. Have all voted who
18. wish? Have all voted who wish? Take the record. On that
19. question the Ayes are 53, the Nays are 1, none Voting
20. Present. House Bill 1176 having received a constitutional
21. majority is declared passed. House Bill 1182, Senator
22. Harber Hall. Do you wish the bill read, Senator? Read the
23. bill, Mr. Secretary.
24. SECRETARY:
25. House Bill 1182.
26. (Secretary reads title of bill)
27. 3rd reading of the bill.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Senator Harber Hall.
30. SENATOR HALL:
31. Mr. President, fellow Senators. 1182 exempts
32. ...1182 provides an exemption from the Sanitary Inspection
33. Act for restaurants doing an annual gross of under a



1. hundred thousand dollars. It...it applies only in  
2. downstate Illinois. Senator Ozinga offered an amendment  
3. to increase the exemption to two hundred thousand dollars.  
4. This was removed and a hundred thousand dollars was placed  
5. in there. I recommend it for your consideration.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Is there further discussion? Senator Buzbee.

8. SENATOR BUZBEE:

9. Well, I'm assuming that the sponsor thinks that one  
10. cannot get food poisoning or something from a restaurant  
11. because it has under one hundred thousand dollars of gross.  
12. I don't see any reason why they should be exempt from  
13. the health standards that are set by the department  
14. for any restaurant that does over a hundred thousand dollar  
15. gross.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Was that a question, Senator Buzbee?

18. SENATOR BUZBEE:

19. Yes, that was a question. I'm sorry.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Harber Hall.

22. SENATOR HALL:

23. Yes, the reason for this, Senator Buzbee, is that there  
24. are restaurants, mom and pop operations where they do not  
25. hire employees or any employees that...to any extent where they  
26. run the operation themselves. Most restaurants actually are  
27. started in this fashion and to ask them to...to pay to send  
28. themselves and be away from their business for eight weeks  
29. taking the Department of Public Health training for this purpose  
30. to learn how to use soap and water, has...doesn't seem to  
31. gain the desired result. It...they can't afford it. They're  
32. operating the establishment themselves and it would seem to be  
33. defeative in purpose. It's...on the other hand, large

1. restaurants that have many employees, need to have this training  
2. and...so that they will insure good cleanly operation. O course,  
3. it does not imply that someone can't get in food poisoning.  
4. You can get that from any place but we think that  
5. people just starting out in the restaurant business with a  
6. small gross probably would operate in a cleanly fashion since  
7. they were the proprietors.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Further discussion? Senator Buzbee.

10. SENATOR BUZBEE:

11. Well, I want to get something straight. Are you telling  
12. me that other restaurants that have over a hundred thousand  
13. dollar gross have to send their employees to an eight  
14. week course that's provided by the Department of Public  
15. Health? That's what you said.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Harber Hall.

18. SENATOR HARBER HALL:

19. There's a course of instruction in sanitation that  
20. is given and it's required in order to meet the...meet the  
21. standards in this Act. As I understand it, it's...it's...  
22. I believe it's an eight week course...several weeks in any  
23. case.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Buzbee.

26. SENATOR BUZBEE:

27. Well, I know just one heck of a lot of restaurants  
28. that are in noncompliance because there's no way in the world  
29. that any...you know, you don't have to be a very big operation  
30. to have over a hundred thousand dollar a year gross and  
31. there's no way that these places can have employees going to  
32. school for eight weeks somewhere away from their place of  
33. employment before they get on the payroll before they

1.. actually start working. That means every bartender, every  
2. waitress, every waiter, every cook, every busboy, I would  
3. assume, you're telling me they've got to take an eight  
4. week course of instruction before they can go to work under  
5. the present law?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Harber Hall.

8. SENATOR HARBER HALL:

9. Someone at the establishment has to have this  
10. training and will promulgate the...his...his knowledge of  
11. it after he's had this...after he's been prepared for it.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Buzbee.

14. SENATOR BUZBEE:

15. Well, all right. I...I understand there's another  
16. explanation coming, but I don't understand why we ought  
17. to be...you know, if it were...the fact that a mom and pop  
18. operation...one of them had to be away for eight weeks...  
19. away from their business to attend a school, I could understand  
20. that kind of reasoning. But I cannot understand the kind  
21. of reasoning that...that says that we ought to exempt them  
22. from the health regulations as promulgated by the Department  
23. of Public Health because they serve food also and I think  
24. the public ought to be protected.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Wooten.

27. SENATOR WOOTEN:

28. First a question to the sponsor. How does this stand  
29. ...what relationship does this have to Federal requirements?

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Harber Hall.

32. SENATOR HARBER HALL:

33. I frankly don't know.

1. PRESIDING OFFICER: (SENATOR BRUCE)  
2. Senator Wooten.  
3. SENATOR WOOTEN:  
4. Well, there's a direct relationship. They...the  
5. State is, in effect, carrying out programs which the  
6. Federal Government indicates should be done and I might  
7. point out, that's one of the difficulties we have in  
8. Illinois. Don't want to go back and over that terrain  
9. again, but you'll notice this amends the Sanitary Inspection  
10. Act which goes back to 1911 or something and the Food,  
11. Drug and Cosmetic Act which is the only basis we have in the  
12. State for inspecting restaurants. Now, what the State  
13. has attempted to do is to try to find some way to get some  
14. kind of minimal instruction, inspection, something going  
15. across the State. Now, what they do, these courses are not  
16. eight week courses away from the premises. I've talked to some  
17. of our restaurant people in my town who come under this.  
18. They hold them in the town, they run for a certain period..  
19. ...couple hours of an evening for about six or eight  
20. meetings and that's it. That's not unreasonable. Now,  
21. what they're attempting to do is to try to get across  
22. some basic fundamental ideas about sanitation and hot  
23. food must be kept hot, at a certain temperature. Food that's  
24. under refrigeration should be under a certain temperature.  
25. Basic cleanliness and you'd be surprised how basic some of  
26. this stuff gets. It's not going away to school. You can do  
27. that if you want, I suppose, but the programs I'm familiar with  
28. is where the Department of Public Health comes around to a  
29. community, picks a central location, the people there send  
30. one person from the establishment for a couple of hours,  
31. one night a week for a certain period of time. I think it  
32. runs eight to six weeks. They may make some adjustments  
33. in that and that's really meeting some...some elemental

1. requirements in the Federal Food, Drug and Cosmetic Act.  
2. And the State is simply being a buffer between Federal  
3. requirements and the individual restaurant operator. I think  
4. it's unwise to make any exemptions because they are most  
5. reasonable. They truly are and I think the public is  
6. entitled to at least that minimal kind of regulation. I don't  
7. think we should make this exception.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Further debate? Senator Berning.

10. SENATOR BERNING:

11. Thank you, Mr. President. I would just like to  
12. offer the observation that as has been pointed out,  
13. cleanliness in any food establishment ought to be something  
14. that any patron would have a right to expect. If we can  
15. proceed by the wisdom of this Body to require certification  
16. of tree trimmers and horseshoers and dental assistants,  
17. we certainly ought to set up the requirement that  
18. food establishments are exercising a minimal amount of  
19. good judgment to protect the health and well being of  
20. those customers who walk into a place in all good faith  
21. expecting to find that the food in the premises are in  
22. clean condition.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Is there further debate? Senator Harber Hall may  
25. close.

26. SENATOR HARBER HALL:

27. Yes, thank you, Mr. President. This bill has the  
28. endorsement of the Illinois Department of Public Health.  
29. It has the endorsement of the Chicago and the Illinois Restaurant  
30. Associations. And these groups all very strongly favor the  
31. present Act but they favor this amendment to let small  
32. restaurant owners open a restaurant and begin and build up that  
33. business until a...until it's really meaningful. A hundred

1. thousand dollars gross revenue...gross income from  
2. a business, a restaurant business or any business, particularly  
3. when you have a cost of goods so high, is not a very  
4. large operation. So with that endorsement, I believe  
5. we should exempt this course...this Act from these people  
6. of having to take that registration and get that  
7. certification. I might tell you that these  
8. courses actually are available in some places and it's  
9. longer than eight weeks. I see here there's a ten week  
10. seminar at a community college. Well, if a small  
11. restaurateur has to go to a ten week course to be  
12. certified by the Department, he's going to have real  
13. trouble operating his new business. So, I would hope that you  
14. could pass this bill.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Question is shall House Bill 1182 pass. Those in  
17. favor vote Aye. Those opposed vote Nay. The voting is open.  
18. Have all voted who wish? Have all voted who wish?  
19. Take the record. On that question the Ayes are  
20. 36, the Nays are 11, 2 Voting Present. House Bill 1182  
21. having received a constitutional majority is declared  
22. passed. House Bill 1183, Senator Vadalabene. Read the  
23. bill, Mr. Secretary.

24. SECRETARY:

25. House Bill 1183.

26. (Secretary reads title of bill)  
27. 3rd reading of the bill.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Vadalabene.

30. SENATOR VADALABENE:

31. Yes, thank you, Mr. President and members of the Senate.  
32. House Bill 1183 is similar to Senate Bill 413 which passed  
33. the Senate and also the House. It now is on the Governor's

1. Desk. It exempts from the Motor Fuel Tax any motor  
2. fuel used for general aviation. Under the current law,  
3. those who purchase fuel for aviation, pay the State  
4. tax and then file a claim for a refund of the tax with the  
5. Department of Revenue. This bill would eliminate the collection  
6. and reimbursement procedure with respect to aviation  
7. fuel. The legislation is among recommendations made to the  
8. 80th General Assembly by the Commission for Economic  
9. Development and I approve and I would ask for a favorable vote.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there further discussion? Senator Don Moore.

12. SENATOR DON MOORE:

13. Thank you, Mr. President and members of the Senate.  
14. I rise in support of this bill. This matter came up at a  
15. series of hearings held by the Commission on Economic  
16. Development. The money goes in and then it ultimately  
17. is returned. It's a waste of time and taxpayers' money. I think  
18. this is a good bill and it should be supported by everyone.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Is there further discussion? The question is shall  
21. House Bill 1183 pass. Those in favor vote Aye. Those opposed  
22. vote Nay. The voting is open. Have all voted who wish?  
23. Take the record. On that question, the Ayes are 56,  
24. the Nays are none, 1 Voting Present. House Bill 1183  
25. having received a constitutional majority is declared passed.  
26. House Bill 1185, Senator Washington. House Bill 1186,  
27. Senator Washington. Read the bill, Mr. Secretary. 1186.

28. SECRETARY:

29. House Bill 1186.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Washington.

1. SENATOR WASHINGTON:

2. Mr. President, the Clerk just read the bill in its  
3. essence. It requires the appointment of a guardian  
4. ad litem any court proceeding where a minor as defined  
5. in the Juvenile Court Act, is the alledged victim...  
6. victim of sexual misconduct or abuse. The witness factor  
7. was stricken out. What led to this particular piece of  
8. legislation were the results of the studies of the Legislative  
9. Commission on Rape in which witness after witness testified  
10. to the effect that in many cases, particularly involving incest,  
11. that the mother in many cases was reluctant to proceed  
12. and her reluctance in many cases worked to the derogation of the  
13. child. It was felt that in situations particularly like that  
14. and all cases where there has been sexual abuse perpetrated  
15. against children or minors, that there should be some  
16. machinery, some neutral body to make certain that the rights  
17. of the minors were not destroyed. We are on 1186. I ask  
18. for your support.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Is there further discussion? The question is shall House  
21. Bill 1186 pass. Those in favor...Senator Knuppel.

22. SENATOR KNUPPEL:

23. My question is, you say there's going to a  
24. guardian ad litem appointed in this case. Who's going to pay  
25. the expense of this, the county or the State?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Washington.

28. SENATOR WASHINGTON:

29. The present Juvenile Court Act sets out quite clearly  
30. that the court will assess costs and they will go to the parents.  
31. If the parents cannot pay then the county will pay.  
32. That's set out in the present law, page two, lines nine  
33. through thirteen.



740 1191  
3rd Reading  
6-23-77

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Knuppel.

3. SENATOR KNUPPEL:

4. Now, I hadn't gotten a chance to read this, but the...

5. is the court or the summary that's in the Calendar where

6. it says where a minor is victim or a witness.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Washington.

9. SENATOR WASHINGTON:

10. Amendment No. 2 in the House struck all reference to the

11. minor being a witness and only deals with the minor as a

12. victim.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Is there further debate? The question is shall House

15. Bill 1186 pass. Those in favor vote Aye. Those opposed

16. vote Nay. The voting is open. Have all voted who wish?

17. Have all voted who wish? Take the record. On that question

18. the Ayes are 51, the Nays are none, none Voting Present.

19. House Bill 1186 having received a constitutional majority

20. is declared passed. House Bill 1188, Senator

21. Knuppel. House Bill 1191, Senator Philip. Read the bill,

22. Mr. Secretary.

23. SECRETARY:

24. House Bill 1191.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Philip.

29. SENATOR PHILIP:

30. Thank you, Mr. President and Ladies and Gentlemen of the

31. Senate. Senate Bill 1191 as amended, amends the Illinois

32. Insurance Code to prohibit termination of coverage under the

33. insurance policies or under service plans contracts because of

HB 1200  
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3rd Reading

1. old age or eligibility for medicare benefits. It provides  
2. for senior citizens assigned risk plan. There were some  
3. objections to this bill from the Department of Insurance  
4. and we put on four amendments. One amendment included  
5. Blue Cross and Blue Shield. It also allowed the companies  
6. to notify in person or by mail, also changed the effective  
7. date to give the companies more time. Made the effective  
8. date January 1, 1978. Be happy to answer all questions.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Is there discussion? The question is shall House  
11. Bill 1191 pass. Those in favor vote Aye. Those opposed  
12. vote Nay. The voting is open. Have all voted who wish?  
13. Have all voted who wish? Take the record. On that question  
14. the Ayes are 52, the Nays are none, none Voting.  
15. Present. House Bill 1191 having received a constitutional  
16. majority is declared passed. House Bill 1197, Senator  
17. Glass. Read the bill...hold it. House Bill 1200,  
18. Senator Lane. Read the bill, Mr. Secretary.

19. SECRETARY:

20. House Bill 1200.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Lane.

25. SENATOR LANE:

26. Thank you, Mr. President and members of the Senate.  
27. Mr. President, House Bill 1200 is a proposal that affects  
28. everyone of us. It is a matter of life and death.  
29. The subject is cancer. It will strike one out of every  
30. four living Americans. A total of fifty-four million and  
31. will strike in two out of every three families. In this  
32. year alone, six hundred and ninety thousand new cases will  
33. be diagnosed. It is doubtful that any of us have not witnessed

1. the ravages of cancer or have not known a friend or a  
2. relative or a neighbor who has not been severely affected  
3. by cancer. It is a frightening and dreadful disease.  
4. Millions of dollars are spent annually in attempt...in attempts  
5. to find a cure for cancer. Orthodox...treatment consists of  
6. surgery, radiation, and chemotherapy. Their effectiveness  
7. is questionable. The mortality rate has not changed much  
8. since 1900. Cure rates have improved only one percent since  
9. the '50's. In fact, some scientists claim that many  
10. cancer patients will live longer without surgery,  
11. radiation or chemotherapy. Thousands of Americans  
12. are now undergoing alternative treatment for cancer  
13. and as many as fifty...fifty thousand Americans are traveling  
14. to foreign treatment with the substance known as  
15. laetrile. It is difficult to understand that in  
16. a county where freedom is a byword and one that  
17. prides itself on its health care system, we force  
18. victims of cancer to travel outside our boundaries  
19. for the one hope they may have. House Bill 1200 addresses  
20. this problem. Specifically, the legislation permits  
21. doctors to use and administer the substance laetrile  
22. for those patients who request it without any sanctions  
23. being imposed against the doctor, hospital or clinic because  
24. of the use of the substance banned by the FDA. Mr. President,  
25. I am not a physician or a scientist and I cannot tell you  
26. why laetrile works or does not work, but I am a potential  
27. patient as are many of us in this Chamber today. And I know  
28. that I and you would at least like to have the freedom  
29. to determine with our physicians what method of treatment is  
30. best for us. I'll attempt to answer any questions  
31. you might have.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Is there discussion? Senator Rhoads.

34. SENATOR RHOADS:

1. Mr. President and members of the Senate. This is  
2. undoubtedly one of the toughest pieces of legislation that's  
3. come before us this Session and I voted...I voted for it in  
4. committee with an understanding that an amendment would be  
5. put on. It was put on. The amendment required an affidavit  
6. that the individual who was to receive laetrile would  
7. know what they were doing. In other words, they were to be  
8. advised that the FDA did not approve of this as a safe  
9. or effective drug for the treatment of cancer. Since that  
10. committee, however, the Sloan-Kettering Institute has come  
11. out with some additional studies which I put a great deal  
12. of stock in . I know that this has been billed as a freedom  
13. of choice issue. I've received a lot of phone calls, a lot of  
14. letters in favor of this bill, maybe two or three against it  
15. from the Cancer Society and the State Medical Society and  
16. so forth. My concern is simply this, I said at the time in committee  
17. that there is a limit to how paternalistic government can be.  
18. I think the FDA has a lot of credibility problems and in  
19. recent times I discussed that very topic with Senator Lane.  
20. The problem here is I...I am concerned that we might be  
21. putting our tacit stamp of approval on something that  
22. is going to...to be a great difficulty for people in  
23. terms of misleading them, in terms of encouraging them to use  
24. a substance which they think might be a...a legitimate treatment  
25. for cancer. Because, Senator Lane, because of the  
26. Sloan-Kettering findings and other findings since the time  
27. that our committee met and...and voted on this bill, I  
28. do not feel that I can support the bill at this time.

29. PRESIDENT:

30. Senator Wooten.

31. SENATOR WOOTEN:

32. Like Senator Rhoads, I've had a great deal of  
33. difficulty with this. I think, though, that the amendment

1. clears us a good deal of the problems that the bill  
2. originally presented. It requires an affidavit from the  
3. person who wants to use laetrile which I'm just about  
4. convinced now is worthless, and it relieves the doctor  
5. of any liability in preparing that. Is that a correct  
6. statement of what the amendment does, Senator Lane, that  
7. you have to have an affidavit from a doctor and the doctor  
8. is then cleared of liability and the patient knows what  
9. he's doing and I believe the affidavit also says that  
10. other courses don't work and all the rest. Exactly what  
11. is required in that affidavit?

12. PRESIDENT:

13. Senator Lane.

14. SENATOR LANE:

15. Senator Wooten, the...the affidavit...the amendment  
16. was drawn up by Sylvia Davis of the staff and most people  
17. had knowledge of it laud the work that she did on this.  
18. The amendment specifies that a licensed physician is  
19. exempted from criminal or civil liability solely for the  
20. administering of laetrile. If he or she has completed  
21. an affidavit stating among other things that he or she  
22. has examined the patient within the last three months  
23. and determined that the patient has terminal cancer,  
24. which will probably soon result in death, and the patient  
25. knowingly and intelligently elects to take laetrile after  
26. being informed of the full range of recognized available  
27. treatments and that laetrile is considered of no value  
28. in combating cancer. Requires the completion of a written  
29. attested request form by the patient for the administration  
30. of laetrile.

31. PRESIDENT:

32. Senator Wooten.

33. SENATOR WOOTEN:

1. I don't want to mislead either myself or anyone  
2. else here. Do I understand that somehow that affidavit  
3. must be filled in before a person can use laetrile? Actually,  
4. that whole area, I suppose, is pretty foggy cause it's  
5. illegal to use it anyway, according to the Federal  
6. Government. At least, that's my understanding. But  
7. is the intent of the bill and the amendment that a person  
8. has to have that affidavit filled in first?

9. PRESIDENT:

10. Senator Lane.

11. SENATOR LANE:

12. That's correct, Senator Wooten.

13. PRESIDENT:

14. Senator Wooten.

15. SENATOR WOOTEN:

16. Well, then, under those circumstances, it's a little  
17. difficult to oppose the bill. If we have the...if you have  
18. to have an affidavit, the doctors explain, other treatments  
19. have failed, the cancer is pronounced incurable, nothing  
20. seems to work, the patient is advised that laetrile probably  
21. won't work either, there's no reason to believe it should  
22. work, but if you've met all those tests and you still want  
23. to take laetrile, then I just don't see that there's anything  
24. left to vote on. It...it all seems quite reasonable to me  
25. unless I'm misreading this or misunderstanding it, I think  
26. all objections have been met because I would point out  
27. that when a patient has an incurable cancer, an inoperable  
28. cancer, in other words, nothing can be done. We make all  
29. kinds of exceptions. And I mean some extraordinary ones, too.  
30. LSD has been used in therapy. We give more than the proper  
31. amount of pain killers. Those accommodations are made from  
32. a purely human point of view once it is acknowledged that  
33. there's nothing left to be done. In that situation, I don't

1. see how anyone could object to laetrile or anything else.  
2. And if that truly is the shape the bill is in, I don't  
3. see how anyone can oppose it.

4. PRESIDENT:

5. Senator Grotberg. May I just indicate to the  
6. membership that looking at the board, I feel as though  
7. I'm an air traffic controller at O'Hare Air Field  
8. and I would ask the members to please make their remarks  
9. as brief as possible. Senator Grotberg.

10. SENATOR GROTBORG:

11. Well, thank you, Mr. President and members of the  
12. Senate. I come before you on this bill as I think  
13. many of us do in life. It takes one to know one and I am  
14. one and I appreciate the dialogue that's going on.  
15. Maybe others will have things to say, but if you haven't  
16. been there, you can't really tell. And I would question  
17. the...Senator Lane on your presentation. I'm going to vote  
18. for the bill, Senator, so that will shorten the dialogue a  
19. lot. But when you say chemotherapy doesn't prove anything,  
20. well, you're looking at one that it proved. Some of you  
21. were around here a few years ago when I was a walking zombie.  
22. We've got a couple more of us in the tank...tank here in  
23. the General Assembly. You're looking at them every day.  
24. They're still here. And they're not here because of  
25. laetrile and it's with a deep conviction that I have called  
26. my oncologist one of the best in these United States and he's  
27. been consulting several members of this General Assembly.  
28. A distinguished oncologist of Presbyterian-St. Luke's  
29. Hospital who told me last week as I go in for my quarterly  
30. check up, he said, go ahead and vote for it. The jury  
31. isn't in and this was a few days before the Sloan-Kettering  
32. Report, he said the jury isn't in. I haven't talked to him  
33. since then, but if it comes down to that and it's in the  
34. hands of the physician, the oncologist and I think the amendment

1. does that, if it's somebody's last hope, there's a God  
2. up there somewhere that tells you that you can even think  
3. yourself well no matter what you've got and if the  
4. apricot pits will do it, along with a few prayers and  
5. everything, I think it's well worthwhile. But I do  
6. respect this Body in its debate and its form on so many  
7. important subjects. I have never aired my problem to  
8. this group, because to me it's not a problem, it's  
9. an opportunity to live life at its best one day at a time  
10. and I hope to be around a hell of a long time and there are  
11. others in this room right now going through the same thing.  
12. If it will shorten the debate, vote for the bill, those of  
13. us that are there say, if there's something that will help  
14. that we don't know too much about, for God's sake, make it  
15. legal, don't send them all over the world to get it and I  
16. recommend an Aye vote on this bill.

17. PRESIDENT:

18. Senator Clewis.

19. SENATOR CLEWIS:

20. Mr. Chairman...President, members of the Senate.  
21. Had a little experience along the lines of Senator Grotberg.  
22. I do rise in support of the bill. I think that he almost  
23. hit upon it when he almost said that the psychological  
24. rewards probably to some of these terminally ill people  
25. if they feel strong enough in their mind that this is the  
26. thing that they want, they should have it.

27. PRESIDENT:

28. Senator Knuppel.

29. SENATOR KNUPPEL:

30. Well, I'm...I'm personally in favor of freedom of choice and  
31. the person being entitled to do and particularly in this  
32. condition, do what they want to do. But I want to direct  
33. Senator...and I told Senator Lane that I supported the concept



1. but I am still concerned about Section 4 of the amendment,  
2. Senator, which says nothing in this Act shall be construed  
3. to exempt from civil liability for negligence any hospital,  
4. clinic, nursing home or other related institution  
5. or any person licensed to practice medicine in all of its  
6. branches. In other words, it seems to me that...that  
7. either in the affidavit that's required, or under Section  
8. 4, when the...when somebody succumbs to the wishes of the  
9. patient and says, all right, as a last resort, we'll  
10. administer this, that someplace this patient ought to say,  
11. you know, "notwithstanding medical science, notwithstanding  
12. what laboratories show, I want this. But in exchange for  
13. wanting this, I'm willing to release you from any  
14. liability. I don't think and I don't think that's what  
15. you want, Senator. I think you want that person who's  
16. willing to administer it, to say as a last resort, if you  
17. want it, I'll let you have it. But to have your cake and  
18. eat it too, if this amendment that I pulled out of my book  
19. is right, it says under Section 4, that you don't want to waive  
20. any rights. And I submit that a person goes in there and  
21. he dies and his family...none of them are around and they  
22. all show up and the wrongful death action in Illinois lies  
23. to the surviving spouse and next of kin and they bring a suit  
24. against the doctor or the hospital. Now, all I'm saying is  
25. this, for that poor unsuspecting hospital or doctor  
26. you're not giving them much protection and by reserving  
27. the right to sue those people, you're probably cutting  
28. down the chances of the patient you want to have laetrile  
29. remarkably because I, as a doctor, knowing what the  
30. American Medical Association and the laboratories say, am  
31. going to say to you, under Senator Rock's theory, as a matter  
32. of conscience, to hell with you. I'm not going to take that  
33. risk. I think that the civil liability ought to be waived.

1. PRESIDENT:

2. Senator Coffey.

3. SENATOR COFFEY:

4. Mr. President and members of the Senate. I rise in  
5. favor of this bill. And I know...I'm not rising in favor  
6. of the bill because I know that the laetrile will be a cure  
7. to cancer, but I, like many of you, have had many friends  
8. that have had cancer. Last January, I lost my mother  
9. of cancer. Six months prior to that, we were told that  
10. there was no hope of any kind of cure for her to be able  
11. to get well. And at that time, we would have tried anything  
12. to have a possibility to have her around a few more years.  
13. So, I think in the provision the way this bill was drafted  
14. and as the amendment reads, that it is a last chance for a  
15. person's life and I hope this General Assembly or this  
16. Senate will vote in favor of this bill.

17. PRESIDENT:

18. Senator Leonard. Senator Carroll. Senator Berman.

19. SENATOR BERMAN:

20. Will the sponsor yield?

21. PRESIDENT:

22. Indicates he will yield.

23. SENATOR BERMAN:

24. Just one question. Senator Lane, if this bill passes,  
25. what in light of Federal restrictions, how available will  
26. laetrile be in Illinois?

27. PRESIDENT:

28. Senator Lane.

29. SENATOR LANE:

30. Yes. Senator Berman, I had a phone call today that  
31. yesterday at an AMA convention in California, they adopted  
32. a resolution supposedly, that...to make laetrile available.  
33. Now, that was strictly on a phone call. I have no written

1. evidence of that.

2. PRESIDENT:

3. Senator Berman.

4. SENATOR BERMAN:

5. Well, maybe I ought to rephrase that question.

6. Is there...was there any indication that because of

7. either existing regulations on the Federal level or other

8. types of police or ethical restrictions, that the passing

9. of this bill will be an empty Act as far as making this

10. available in some way to the citizens of Illinois?

11. PRESIDENT:

12. Senator Lane.

13. SENATOR LANE:

14. Part of the staff just pointed out...part of the

15. amendment says the Illinois Department of Health may regulate

16. the manufacture and distribution of laetrile for use

17. within the State to insure that the substance is not

18. ...adulterated or misbranded.

19. PRESIDENT:

20. Senator Berman. Senator Regner.

21. SENATOR REGNER:

22. Well, like everyone else here, I'm sure we've all

23. had hundreds and hundreds of letters regarding this topic.

24. Virtually all of them being in favor of it and I am sure

25. myself like everyone else here cannot testify as to the

26. attributes or the..deficiencies of laetrile. I don't know

27. if it works. I don't think anyone else here knows if it

28. works. But freedom of choice is one of the blessings

29. we have as citizens in this United States and I certainly

30. feel that we should not deny it to anyone, especially cancer

31. patients in their greatest hour of need. The issue here really

32. is freedom and by every rational indication, laetrile is

33. harmless. In fact, a Federal Drug Administration publication

1. calls it a safe food. This being so, why can't we let a free  
2. people have it if they want it and I...am one that wants  
3. those people to have that freedom to use laetrile if they  
4. so choose and I urge a Yes vote.

5. PRESIDENT:

6. Senator Lane may close the debate.

7. SENATOR LANE:

8. Thank you, Mr. President. Mr...Senator Grotberg, in  
9. no way do I want to infer that chemotherapy...

10. PRESIDENT:

11. Excuse me, Senator Lane. Senator Hickey did request  
12. permission to speak and I did acknowledge that earlier.  
13. Senator Hickey.

14. SENATOR HICKEY:

15. Thank you, Mr. President. I feel that I must speak  
16. because I am like Senator Grotberg, I've been there, too and  
17. I've been lucky with...with other methods. I've had lots  
18. of mail the way the rest of you have but I'm not impressed  
19. by the freedom of choice argument. I think if somebody is  
20. emotionally sick, we don't hand them a rope and say, now  
21. make your choice and see what you want to do about yourself.  
22. On the other hand, I do know that some doctors privately,  
23. not wanting to be quoted, feel that there may be something  
24. there. I also know that a university in this State which has  
25. a medical school is now carrying on experiments with  
26. laetrile. Obviously, they must think there possibly could  
27. be something there. I'm...I'm worried about the person who  
28. would have it when some other treatment was indicated.  
29. And there again, there...the freedom of choice thing does not  
30. really impress me. But I'm willing to trust the physician  
31. to make that choice and to make...not to use this in case  
32. he sees another treatment indicated. I simply say, we're  
33. not sure that there's nothing there, so let's keep the door  
34. open until we're...until we are absolutely sure and it's

1. possible, probably only barely, but it is possible that  
2. we may discover something.

3. PRESIDENT:

4. Senator Lane may close the debate.

5. SENATOR LANE:

6. Thank you, Mr. President. I do feel...I mentioned  
7. it previously, but I do feel the success of this bill, if there  
8. is any in passage, can be attributed to the staff Public  
9. Health. The amendment has eased a lot of minds and problems  
10. that they've had with this bill and because of the amendment  
11. I really think that freedom of choice is one of the blessings  
12. we have as citizens of the United States. We should not  
13. deny it to anyone, especially cancer patients in their  
14. hour of greatest need. The issue is here...the issue here  
15. is freedom. By every rational indication, laetrile is  
16. harmless. This being so, why can't a free people have  
17. it if they want it? I ask for a favorable roll call.

18. PRESIDENT:

19. The question is shall House Bill 1200 pass.. Those  
20. in favor will vote Aye. Those opposed will vote Nay.  
21. The Voting is open. Have all voted who wish? Have all  
22. voted who wish? Take the record. On that question the Ayes  
23. are 52, the Nays are 3, 2 Voting Present. House Bill 1200  
24. having received a constitutional majority is declared  
25. passed. House Bill 1201, Senator Rupp. Read the bill.

26. SECRETARY:

27. House Bill 1201.  
28. (Secretary reads title of bill)  
29. 3rd reading of the bill.

30. PRESIDENT:

31. Senator Rupp.

32. SENATOR RUPP:

33. Thank you, Mr. President. This is permissive legislation.  
34. It is not mandatory but it provides that a county board may

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1. require that a diagram or a sketch indicating the location,  
2. the size and the approximate depth of tile as installed  
3. or constructed be shown. What this should do is to help  
4. prevent damage to avoid improper and malfunctions of the  
5. drainage system. I ask for a favorable roll call.

6. PRESIDENT:

7. Is there any discussion? If not, the question is shall  
8. House Bill 1201 pass. Those in favor will vote Aye.  
9. Those opposed will vote Nay. The voting is open.

10. Have all voted who wish? Have all voted who wish?  
11. Take the record. On that question the Ayes are 46, the  
12. Nays are 5, 1 Voting 2 Present. House Bill 1201 having  
13. received a constitutional majority is declared passed.  
14. House Bill 1202, Senator Rupp. Read the bill.

15. SECRETARY:

16. House Bill 1202.  
17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDENT:

20. Senator Rupp.

21. SENATOR RUPP:

22. Thank you, Mr. President. What this does is to  
23. provide that the breaking up of property, subdividing of  
24. property into parcels of less than five acres requires  
25. that the plan be sent in and filed. This does not change  
26. any other of the local zoning or any of the other provisions  
27. of the local law. I ask that this be granted a favorable  
28. roll call.

29. PRESIDENT:

30. Is there any discussion? If not, the question is shall  
31. House, excuse me. Senator Leonard.

32. SENATOR LEONARD:

33. Does this have anything to do with counties jurisdiction  
34. over municipal ordinances?

1. PRESIDENT:  
2. Is there any further discussion? If not, the question  
3. is shall House Bill 1202 pass. Those in favor will vote  
4. Aye. Those opposed will vote Nay. The voting is open.  
5. Have all voted who wish? Have all voted who wish? Take  
6. the record. On that question the Ayes are 47, the Nays  
7. are 8, 1 Voting Present. House Bill 1202 having  
8. received a constitutional majority is declared passed.  
9. House Bill 1203, Senator Berman. House Bill 1209,  
10. Senator Bowers. Read the bill.

11. SECRETARY:

12. House Bill 1209.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDENT:

16. Senator Bowers.

17. SENATOR BOWERS:

18. Thank you, Mr. President. I...the...the bill under  
19. consideration does not do what the Calendar says it does.  
20. The...the Calendar says that it raises the fees for marriage  
21. licenses from ten to twenty dollars. That was amended in the  
22. House and it does raise the fees from ten to fifteen dollars.  
23. The cost of processing marriage applications, of course,  
24. has gone up over the years, but fees have not. It's  
25. supported by the County Clerk's Association and I would  
26. ask for a favorable roll call.

27. PRESIDENT:

28. Is there any discussion? Senator Berning. Senator  
29. Berning.

30. SENATOR BERNING:

31. I am just curious in light of the philosophical  
32. position of the chief sponsor, if that sponsor is attempting  
33. to discourage marriage.

1. PRESIDENT:  
2. Senator Bowers...  
3. SENATOR BOWERS:  
4. I guess I...  
5. PRESIDENT:  
6. ...indicates that he will not yield.  
7. Senator Berning. Senator Kenneth Hall.  
8. SENATOR HALL:  
9. Would the sponsor yield.  
10. PRESIDENT:  
11. Indicates he will yield.  
12. SENATOR HALL:  
13. Senator Bowers, what is the purpose of increasing  
14. this, doubling it in other words? Why?  
15. PRESIDENT:  
16. Senator Bowers.  
17. SENATOR BOWERS:  
18. The fact is that the cost of processing a marriage  
19. license and a marriage application is much more than the  
20. fees permit at the present time and this is just an  
21. attempt to...to put the cost more in line and frankly,  
22. it's hoped that it might discourage an overnight marriage.  
23. If...some people think it ought to be a thousand  
24. dollars, Senator Hall.  
25. PRESIDENT:  
26. Senator Knuppel.  
27. SENATOR KNUPPEL:  
28. I...I commend the sponsor. It ought to have been  
29. forty or fifty dollars. It will do more to prevent litigation  
30. in court than all the injunctions and all the no fault  
31. divorces and all the dancing and prancing around we had in  
32. Roe and Guidice's bill about how to keep a marriage together.  
33. They should...a lot of times they shouldn't have been together



1. in the first place.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Is there further discussion? Question is shall  
4. House Bill 1209 pass. Those in favor vote Aye. Those  
5. opposed Nay. The voting is open. Have all those  
6. voted who wish? Take the record. On that question the  
7. Ayes are 52, the Nays are 3. House Bill 1209 having  
8. received a constitutional majority is declared  
9. passed. House Bill 1210, Senator Collins. Read the  
10. bill, Mr. Secretary.

11. SECRETARY:

12. House Bill 1210.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Collins.

17. SENATOR COLLINS:

18. Thank you, Mr. President. House Bill 1210  
19. is a bill that provides that the Department of Public  
20. Aid shall disregard cash in possession of an applicant  
21. ...determine the needs for the aged, blind and disabled  
22. program if the cash is no more than fifteen hundred dollars  
23. for an individual or two thousand two hundred and fifty  
24. dollars for a person residing with his or her spouse.  
25. The current disregarded amount now is four hundred dollars  
26. for individuals, six hundred dollars for a couple.  
27. However, this has not been changed in twenty years and I think  
28. it's time that we make a change that we're talking about  
29. cash assets only.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there further...

32. SENATOR COLLINS:

33. I ask for a favorable roll call.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Is there further discussion? Senator Moore.

3. SENATOR MOORE:

4. Thank you, Mr. President, members of the Senate.

5. I believe Senator Collins is very sincere as far as

6. trying to increase the...the...the cash disregard.

7. Presently, it's four hundred dollars for the benefit of

8. the members of the Assembly. The result of this bill

9. the Department of Public Aid estimates that there will be about

10. a hundred and eighty-six cases added to the rolls each

11. month in the event that this bill would pass, the fiscal

12. impact would be about three and a half million dollars a year.

13. I do not believe that this money is included in the

14. IDPA budget for FY '78 and I would like to inquire of the

15. Senator whether or not she is informed whether the additional

16. cost is in the Public Aid budget.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator...Senator Collins.

19. SENATOR COLLINS:

20. According to the House sponsor, there is no

21. bill for this...is anticipated that the money could

22. come out of the regular appropriation...Public Aid.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator...Senator Weaver.

25. SENATOR WEAVER:

26. Well, it was my understanding that we were not going

27. to have any supplemental or deficiency appropriation in

28. Public Aid next year. Does this mean that we're going to

29. have to come up with another three and a half million dollars

30. next spring?

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Collins.

33. SENATOR COLLINS:

1. I don't know. I think maybe what we should do is  
2. take a look at and establish some priorities of what we  
3. are going to do with the money we already have in there  
4. and make better use of it. I think this is a legitimate  
5. concern here. These people have not had a raise in the  
6. amount of cash that they can have on hand in ten and twenty  
7. years and it's time that we make some changes.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Weaver.

10. SENATOR WEAVER:

11. Well, my only concern was why wasn't this built  
12. into the...into the budget instead of...does the department  
13. approve of this? Is this approved by the Department of  
14. Public Aid?

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Collins.

17. SENATOR COLLINS:

18. No, it is my understanding from the House sponsor,  
19. the Department of Public Aid disapproves of the bill.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Schaffer.

22. SENATOR SCHAFER:

23. Well, without the belaboring the point, the message  
24. I get from my constituency is that we should be tightening  
25. up on Public Aid, not loosening up and I intend to oppose  
26. this bill.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Is there further discussion? Senator Collins may close.

29. SENATOR COLLINS:

30. I still...I...I feel that there is adequate funds  
31. available now if we can establish some priorities and make  
32. better use of the funds that's already existent. I hear a  
33. lot of talk about not having enough money in the Department of

1. Public Aid's budget, but I disagree with that. Working  
2. with the State agency over the period of seven years, I  
3. can see the waste in the money. Right now, each year,  
4. the Department of Public Aid and the State of Illinois  
5. lose Federal money because of inadequate screening and  
6. inadequate monitoring of the State funds that's being used  
7. and wasted in the Department of Public Aid. I think, again,  
8. this is a legitimate request and I ask for a favorable  
9. roll call.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Question is shall House Bill 1210 pass. Those in  
12. favor vote Aye. Those opposed Nay. The voting is open.  
13. Have all those voted who wish? Have all those voted who wish?  
14. Take the record. On that question the Ayes are 22, the Nays  
15. are 24, 1 Voting Present. House Bill 1210 not having  
16. received a constitutional majority is declared...Senator  
17. Collins moves for postponed consideration. Postponed consideration  
18. will be had. House Bill 1212, Senator Leonard. Read the  
19. bill, Mr. Secretary.

20. SECRETARY:

21. House Bill 1212.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Leonard.

26. SENATOR LEONARD:

27. Mr. Chairman, member's of the Senate. This deals with  
28. Lake County and Will, if it wishes to. It only deals with those  
29. counties outside of Cook that have accelerated tax programs.  
30. It simply says that the first payment thereof would be  
31. either between March 1st and June 1st, which is...June 1st  
32. is the deadline for everybody else in Illinois. I ask  
33. passage.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Is there further discussion? Senator Glass.

3. SENATOR GLASS:

4. Thank you, Mr. President, Ladies and Gentlemen.

5. I rise to oppose this bill and I would like to give the  
6. Body the background briefly. The 1973...I was the sponsor in  
7. this Chamber of a bill which accelerated tax collections  
8. for Cook County moving the delinquency date up to March  
9. and there were a lot of complaints about that and it  
10. was difficult to administer...that it would be difficult  
11. to administer so we simply resolved the problem by  
12. requiring that that first installment be an estimated  
13. payment. That is based on the previous years' installments  
14. so that there could be no problem in getting the bill out.  
15. The purpose of this legislation is to bring in tax monies  
16. earlier about ninety days earlier, for the schools and  
17. other local units of government and of course, the reason  
18. for that is if they have to wait longer for those  
19. tax monies, they're going to have to purchase tax  
20. anticipation warrants and the taxpayers will be paying  
21. thousands of dollars in unnecessary interest costs.  
22. So the purpose and the trend has been to move up that  
23. tax delinquency date. Cook County has this law now.  
24. It's optional in the other counties. I think if we pass  
25. the bill sponsored by Senator Leonard, we will be defeating  
26. the purpose of the legislation which is, as I've stated,  
27. to advance that tax date, get the monies in earlier.  
28. We ought to be going in that direction rather than delaying  
29. the collections and moving the date back as this bill will  
30. do. If the counties don't want to accelerate their tax  
31. collections downstate, they certainly don't have to do it  
32. but to...to put this in the law would, in my judgment, be  
33. the wrong policy and would defeat the objective of accelerating

1. tax collections, therefore, I would urge opposition to the  
2. bill.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there further discussion? Senator Leonard may close.

5. SENATOR LEONARD:

6. If Senator Glass's county were using the system,  
7. I would be much more impressed. The fact is, Cook County  
8. has acceleration, Lake County has it. You have to pass...  
9. this has to be approved by the county board. Will is  
10. considering. There are only three counties in the State  
11. that are using it. Our schools like it. Our schools want  
12. to continue. We have a certain population that is  
13. on retirement, their budget is almost letter perfect and  
14. they pay their taxes early. They will continue. There  
15. are other people that are on tighter incomes even,  
16. perhaps their budgeting isn't as good. They have  
17. problems with heating bills and the tax bills hurt them in  
18. March and we're asking for those people to have a choice  
19. to make that first payment in June. We like the accelerated  
20. program. We're one of the few counties that use it. We would  
21. like to give those people that it pinches a cushion and  
22. extend it to June which is the deadline that just about  
23. everybody else in this room has. I ask for passage.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Question is shall House Bill 1212 pass. Those in  
26. favor vote Aye. Those opposed Nay. The voting is open.  
27. Have all those voted who wish? Have all those voted who wish?  
28. Take the record. On that question the Ayes are 25, the  
29. Nays are 21. Senator Leonard requests consideration be  
30. postponed. It will be so. House Bill 1216, Senator  
31. Walsh. Read the bill, Mr. Secretary. House Bill 1218, Senator  
32. Vadalabene. Read the bill, Mr. Secretary...Senator Vadalabene.

33. SENATOR VADALABENE:

1. Yes, could I have leave to have 1218 and 1219  
2. ...explanation on both of them? They are companion  
3. bills and then ask for a separate roll call?

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there leave? Leave is granted. Proceed.  
6. Read the bill, 1218, Mr. Secretary.

7. SECRETARY:

8. House Bill 1218.

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Vadalabene.

13. SENATOR VADALABENE:

14. Yes, thank you, Mr. President and members of the  
15. Senate. House Bill 1218...

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Could we have order? Senator Vadalabene is  
18. attempting to explain a bill.

19. SENATOR VADALABENE:

20. House Bill 1218 and 1219 are sponsored by myself and  
21. Senator Weaver and represents a product of a joint  
22. House - Senate Revenue subcommittee, chaired by Representative  
23. Ralph Dunn. The committee examined the entire issue of  
24. library funding, revenues and available sources and one of  
25. the major recommendations of the joint committee was the  
26. enactment of an annual State program for library construction  
27. grants administered by the Secretary of State. The actual  
28. grant program and formula is contained within House Bill 1218  
29. and has the full and complete support of the Secretary of  
30. State, Alan Dixon. The first year's appropriation is evenly  
31. split between the Chicago public library and downstate  
32. libraries with one million being allocated for construction  
33. of the new Chicago Public Libraries Research and Reference Center

1. and one million for construction of downstate libraries  
2. not to exceed twenty-five percent of the actual  
3. construction, cost of the special...of the specific  
4. library. House Bill 1219 increases the Capital Development  
5. Bond Authorization by two million dollars for compliance  
6. with House Bill 1218. Governor Thompson's office originally  
7. had some opposition to the grant program in the House.  
8. However, this opposition has now been officially removed  
9. and I would appreciate a favorable vote.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Is there further discussion? Question is shall  
12. House Bill 1218 pass. Those in favor vote Aye. Those  
13. opposed Nay. The voting is open. ...those voted who wish?  
14. Take the record. We had leave to vote on the next bill  
15. immediately. It has been explained by Senator Vadalabene.  
16. Is there question? Senator Glass.

17. SENATOR GLASS:

18. What vote will be required for passage of this  
19. bill, Mr. President?

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Will be thirty-six.

22. SENATOR GLASS:

23. Thank you.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Read House Bill 1219. Read the bill, Mr.  
26. Secretary.

27. SECRETARY:

28. House Bill 1219.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Question is shall House Bill 1219 pass. Those in  
33. favor vote Aye. Those opposed Nay. The voting is open.



1. Have all those voted who wish? Take the record. On that  
2. question the Ayes are 48, the Nays are 1, 1 Voting  
3. Present. House Bill 1219 having received a constitutional  
4. majority is declared passed. House Bill 12...

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7. End of reel.  
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1. PRESIDING OFFICER: (SENATOR DONNEWALD)  
2. ...Senator Rock. House Bill 1229, Senator Rhoads.  
3. Read the bill, Mr. Secretary.  
4. SECRETARY:  
5. House Bill 1229.  
6. (Secretary reads title of bill)  
7. 3rd reading of the bill.  
8. PRESIDING OFFICER: (SENATOR DONNEWALD)  
9. Senator Rhoads.  
10. SENATOR RHOADS:  
11. Thank you, Mr. President. Currently the Statute  
12. is silent on whether a candidate for the school board  
13. ought to be a registered voter in the district. And  
14. Representatives...Hoffman and Schneider thought that this  
15. was a reasonable requirement to put in. That's all  
16. the bill does and I do not know of any opposition.  
17. PRESIDING OFFICER: (SENATOR DONNEWALD)  
18. Is there further discussion? Question is...question  
19. is, shall House Bill 1229 pass. Those in favor vote  
20. Aye. Those opposed vote Nay. The voting is open. Have,  
21. all those voted who wish? Take the record. On that  
22. question, the Ayes are 50, the Nays are None. House Bill  
23. 1229...1229 having received the constitutional majority  
24. is declared passed. House Bill 1230, Senator Savickas.  
25. Read the bill, Mr. Secretary.  
26. SECRETARY:  
27. House Bill 1230.  
28. (Secretary reads title of bill)  
29. 3rd reading of the bill.  
30. PRESIDING OFFICER: (SENATOR DONNEWALD)  
31. Senator Savickas.  
32. SENATOR SAVICKAS:  
33. Mr. President and members of the Senate. This bill

1. provides for employee contributions to continue until  
2. retirement rather than a cutoff at age seventy, as the  
3. Statute now requires. So this would allow a person  
4. that's...to pay in until he's seventy-two years of age  
5. into the...pension fund.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Berning.

8. SENATOR BERNING:

9. Thank you, Mr. President. I rise in support of  
10. this bill and like to comment for the benefit of the  
11. Body. It is supported by the Pension Laws Commission.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Is there further discussion? Senator Rock.

14. SENATOR ROCK:

15. That support notwithstanding, I rise in favor of  
16. House Bill 1230 and would urge a favorable vote.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Is there further discussion? Do you wish a roll  
19. call, Senator? Question is, shall House Bill 1230 pass.  
20. Those in favor vote Aye. Those opposed Nay. The voting  
21. is open. Have all those voted who wish? Take the record.

22. On that question, the Ayes are 56, the Nays are None.  
23. House Bill 12...1230 having received the constitutional  
24. majority is declared passed. House Bill 1237, Senator  
25. Regner. House Bill 1248, Senator D'Arco. House Bill  
26. 1252, Senator McMillan. Read the bill, Mr. Secretary.

27. SECRETARY:

28. House Bill 1252.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator...Senator McMillan.

33. SENATOR McMILLAN:

1. The purpose of this bill was to raise the fees on  
2. certain small recreational vehicles in order to avoid  
3. the abuse of the special licenses, which we do have  
4. for small recreational vehicles. I seek favorable roll  
5. call on this bill.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Is there further discussion? Question is, shall  
8. House Bill 1252 pass. Those in favor vote Aye. Those  
9. opposed Nay. The voting is open. Have all those  
10. voted who wish? Take the record. On that question, the  
11. Ayes are 40, the Nays are 7. 2 Voting Present. House  
12. Bill 1252 having received the constitutional majority  
13. is declared passed. House Bill 1255, Senator Chew.  
14. House Bill 1257, Senator Maragos. Read the bill, Mr.  
15. Secretary.

16. SECRETARY:

17. House Bill 1257.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Maragos.

22. SENATOR MARAGOS:

23. Mr. President and members of the Senate. Several  
24. weeks...several months ago, Senator John Knuppel told  
25. us that he had a big problem in handling testamentary  
26. trust in estates when they had ... ..provisions. I  
27. ask Senator...Representative Sandquist to go and sponsor  
28. this bill so that when he has these large estates with a  
29. character of the corpus of the trust. is immaterial  
30. to the validity of the request of the trust. We can  
31. have the pour over provisions. What this does, a very technical  
32. amendment, whether it's a pour over trust provision in the  
33. will and the prior trust or will has been terminated

1. or changed. Still the intent of the testator would  
2. be continued because of this provision because there's  
3. still anomaly and ambiguity and I ask for your  
4. favorable support.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there further...do you want...do you want him  
7. to repeat that, Senator? Is there further discussion?  
8. Senator Bowers.

9. SENATOR BOWERS:

10. I'm sorry, Senator Maragos, I didn't understand it,  
11. but it sounded to me as if you said, the...if the trust  
12. instrument itself is changed, the pour over still continues  
13. is it...does it...does it terminate it today if you  
14. changed the trust instrument itself?

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Maragos.

17. SENATOR MARAGOS:

18. No. The will itself or the provisions of the will,  
19. the testamentary instrument do not change except in some  
20. times ago it has...it refers to another trust instrument  
21. or...trust which we're supposed to pour over. If the  
22. trust that was supposed to go into is no longer in  
23. existence, there's ambiguity, whether that provision of  
24. the testamentary provision will go and testate or not.  
25. So, therefore, they say that'll...that'll...be construed  
26. as if there was a trust alive be going in a...in a...  
27. it sets up another trust provision for it to...to...  
28. another...another vessel for which to pour into, really.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Bowers.

31. SENATOR BOWERS:

32. Okay. Now, as I understand it, if we have a trust  
33. instrument and we have a pour over will and the trust

1. instrument is...or the trust is over with or terminated  
2. then the will is going to be construed as if that trust  
3. still existed. Is that correct? And the trust...the  
4. trust document will...will be reinstated? Is that it?  
5. The same trustee, everything else.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Maragos.

8. SENATOR MARAGOS:

9. The trustee can be or the...the court or the  
10. trustee of this particular will, the testate or the  
11. executor can set up another instrument by which the  
12. provisions can be fulfilled.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Bowers.

15. SENATOR BOWERS:

16. At least I think I understand it.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Soper.

19. SENATOR SOPER:

20. Thank you, Mr. President. ...You're saying that  
21. if something was...if something was and it now isn't  
22. then because it isn't it still was. Is that it?

23. SENATOR MARAGOS:

24. That is correct a hundred percent...

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there further discussion?

27. SENATOR MARAGOS:

28. ...and order not to go in testate.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Buzbee.

31. SENATOR BUZBEE:

32. I just wanted to extend my compliments to the sponsor.  
33. Fantastic presentation. There are a couple of good friends

1. of ours here used to be able to do the same thing. I  
2. always voted Yes on them. I intend to vote Yes on it,  
3. Senator.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there further discussion? Question is, shall  
6. House Bill 1257 pass. Those in favor vote Aye. Those  
7. opposed Nay. The voting is open. Have all those  
8. voted who wish? Take the record. On that question,  
9. the Ayes are 50, the Nays are 1. 1 Voting Present.  
10. House Bill 1257 having received the constitutional  
11. majority is declared passed. ...1266, Senator Lane.  
12. House Bill 1275, Senator Guidice. ...Read the bill,  
13. Mr. Secretary.

14. SECRETARY:

15. House Bill 1275.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Guidice.

20. SENATOR GUIDICE:

21. Would he read that again, please? 1275. Chicago  
22. Sanitary District. I'm sorry.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. 1275 is the bill.

25. SENATOR GUIDICE:

26. What this bill does is exempts the assistant purchasing  
27. agent from the Civil Service examination. It does not take  
28. him out of the Personnel Code. He remains in the Personnel  
29. Code. And I would ask for a favorable roll call.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there further discussion? Question is, shall  
32. House Bill 1275 pass. Those in favor vote Aye. Those  
33. opposed Nay. The voting is open. Have all those voted

1. who wish? Take the record. On that question, the Ayes  
2. are 32, the Nays are 13. 2 Voting Present. House Bill  
3. 1275 having received the constitutional majority is  
4. declared passed. House Bill 1277, Senator Hickey. Read  
5. the bill, Mr. Secretary.

6. SECRETARY:

7. House Bill 1277.

8. (Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Hickey.

12. SENATOR HICKEY:

13. Mr. President. This program is known as the Student  
14. to Student Program and matches voluntary contributions  
15. from students on their own public university campuses  
16. and this bill would extend that same program to the  
17. public community colleges and to private colleges, although  
18. because of the fiscal constraints of the State at this time,  
19. it would not take place until July 1st of 1978. I ask for  
20. a favorable roll call.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Is there further discussion? Question is...question  
23. is, shall House Bill 1277...did you wish...shall House Bill  
24. 1277 pass. Those in favor vote Aye. Those opposed No...  
25. Nay. The voting is open. Have all those voted who wish?  
26. ...all those voted who wish? Take the record. On that  
27. question, the Ayes are 33, the Nays are 18. 3...3 Voting  
28. Present. The House Bill 1277 having received the constitution-  
29. al...Senator Rhoads, I want to announce the roll call. Is  
30. that what you want me to do? House Bill 1277 having received  
31. the constitutional majority is declared passed. Senator  
32. Rhoads.

33. SENATOR RHOADS:



1. Request for a verification.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. There is a request for a verification. Verification  
4. will be had. Secretary will call the affirmative roll  
5. call. Will the members, please, be in their seats?

6. SECRETARY:

7. ...following voted in the affirmative. Berman,  
8. Bruce, Buzbee, Carroll, Chew, Clewis, D'Arco, Daley,  
9. Demuzio, Donnewald, Egan, Guidice, Kenneth Hall, Hickey,  
10. Johns, Joyce, Knuppel, Kosinski, Lane, Lemke, Leonard,  
11. Maragos, Merlo, Mitchler, Netsch, Rock, Savickas, Smith,  
12. Soper, Vadalabene, Washington, Wooten, Mr. President.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Rhoads.

15. SENATOR RHOADS:

16. Senator Soper.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Is Senator Soper on the Floor? Remove him from  
19. the roll.

20. SENATOR RHOADS:

21. Senator Chew.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Chew on the Floor? Remove him from the  
24. roll.

25. SENATOR RHOADS:

26. Senator Lemke.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Lemke on the...Remove him from the roll.

29. SENATOR RHOADS:

30. Senator D'Arco.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator D'Arco on the Floor? Remove him from the  
33. roll.

1. SENATOR RHOADS:  
2. Senator...

3. PRESIDING OFFICER: (SENATOR DONNEWALD)  
4. On that question, the Ayes are 29, the Nays are 18.  
5. ...There is a request for postponed consideration. Post-  
6. poned consideration will be had.

7. SECRETARY:  
8. We have passed 53, 54, 55, 56, 57, 58, 59. We've  
9. postponed...

10. PRESIDING OFFICER: (SENATOR DONNEWALD)  
11. Message from the House.

12. SECRETARY:  
13. A Message from the House by Mr. O'Brien, Clerk.  
14. Mr. President - I am directed to inform the  
15. Senate that the House of Representatives has passed a bill  
16. with the following title in the passage of which I am in-  
17. structed to ask concurrence of the Senate to-wit: House  
18. Bill 2417.

19. PRESIDENT:  
20. The Message just read contained two House Bills  
21. that have just passed the House. They are two important  
22. appropriation bills. Do we have leave of the Body to go  
23. to the Order of House Bills, 1st reading? Leave is granted.  
24. House Bills, 1st reading. House...House Bill 2361, Senator  
25. Berman.

26. SECRETARY:  
27. House Bill 2361.  
28. (Secretary reads title of bill)  
29. 3rd reading of the bill.

30. PRESIDENT:  
31. House Bill 2417, Senator Bruce.

32. SECRETARY:  
33. House Bill 2417.

1. (Secretary reads title of bill)

2. 1st reading of the bill.

3. PRESIDENT:

4. Senator Rock.

5. SENATOR ROCK:

6. Thank you, Mr. President. I would move that with  
7. respect to these two appropriation bills, that...the Body  
8. suspend the Rules and discharge the Committee on Assign-  
9. ment of Bills from further consideration and ask that  
10. they be assigned immediately to the Appropriations II  
11. Committee and that the Six Day Posting pursuant to the  
12. last motion we made is, in fact, waived and, so that  
13. they can be heard tomorrow morning in...in Appropriations II.

14. PRESIDENT:

15. You've heard the motion by Senator Rock. Is there  
16. any discussion? If not, all those in favor signify by  
17. saying Aye. Opposed. The Ayes have it. So ordered.  
18. What purpose does Senator Wooten arise?

19. SENATOR WOOTEN:

20. Mr. President. I ask that House Joint Resolution  
21. 45...that the committee on Executive be discharged from  
22. further consideration of House Joint Resolution 45 and  
23. that it be placed on the Secretary's Desk.

24. PRESIDENT:

25. You've heard the motion that the Committee on Executive  
26. be discharged from further consideration of House Joint  
27. Resolution 45. ...There's a question, Senator...Senator  
28. Rock.

29. SENATOR ROCK:

30. What does it do? Is this the one from Representative  
31. Katz about directing the Supreme Court to do something?  
32. Yah, we can beat it there or on the Floor. It doesn't  
33. make any difference.

1. PRESIDENT:

2. Senator...Senator Wooten moves to discharge the Committee  
3. on Executive from further consideration of House Joint  
4. Resolution 45 and that it be placed on the Secretary's  
5. Desk. All those in favor signify by saying Aye. Opposed.  
6. The Ayes have it. So ordered. On the Calendar the Order  
7. of Motions in Writing. Do we have leave of the Body to go  
8. to the Order of Motions in Writing? Leave is granted.  
9. The Chair will outline the procedure that was agreed  
10. upon with respect to Senate Bills with these House Bills.  
11. There's also one Senate Bill on the Calendar of...as to  
12. which a motion has been filed and it has been agreed  
13. that the sponsor of the motion will be given two minutes,  
14. in which to explain the motion and the Chairman of the  
15. committee or in the event the Chairman is in support  
16. of the motion or is unwilling or unable to speak against  
17. the motion that one opponent will also be given two  
18. minutes. Is leave granted to follow that procedure?  
19. Leave is granted. On the Order of Motions in Writing.  
20. House...we'll go to House Bills first. House Bill 65,  
21. Senator Carroll.

22. SENATOR CARROLL:

23. Thank you, Mr. President and members of the Senate.  
24. I have filed a motion to take from the Table House Bill  
25. 65, which is a bill that would end mandatory retirement  
26. in the State of Illinois. I do say, with all respect to  
27. the committee, the committee did have a good hearing,  
28. a complete hearing. However, the vote was a, if I recall,  
29. a 7 to 5 vote and as a result thereof, I felt that the  
30. full Senate should decide one of the most important issues,  
31. I think, that has come before this General Assembly this  
32. Session. I have handed out some items that were just  
33. recent in nature indicating support, both on a Federal

1. level and on local levels for this legislation and this type  
2. of legislation. I think what's important here is, each and  
3. every one of you and every one of your districts and every  
4. campaign and every speech talk about senior citizens and  
5. what we, as members of the General Assembly are doing for  
6. them. Well, the one thing they want and they want most, is  
7. the right to be gainfully employed. Not to be on the  
8. public dole, not to be in their apartment withering away  
9. with nothing to do, but to sit and take from us, as opposed  
10. to contributing to society. People have told us that this  
11. may limit some of the input into the working cycle. Yes,  
12. it will. Yes, it will. But at who's expense? We're talk-  
13. ing about people who are capable of working, confident to  
14. work and just say that you cannot discriminate. Discriminate  
15. on one point and one point only and that is age. There is  
16. nothing in here that makes an employer hire a person or  
17. keep a person or do anything else that they feel is not  
18. in the best interest of their company. They cannot  
19. arbitrarily, however, say you have reached the magic  
20. age. You must go out to pasture, regardless of how  
21. competent you are, how willing you are to work or how  
22. willing we are to have you. That type of discrimination  
23. should not be allowed in Illinois. I think it is import-  
24. ant that the full Senate make that decision and I would  
25. urge support to the motion so that we may more fully and  
26. completely debate this on the Floor.

27. PRESIDENT:

28. Senator Wooten.

29. SENATOR WOOTEN:

30. Mr. President and colleagues. It is not an easy thing  
31. to oppose this motion, but I must warn you that every sword  
32. cuts two ways. As situations stand now in Illinois, employ-  
33. ers are free to hire people past the age of sixty-five or to

1. set a mandatory retirement age at sixty-five. The cold fact  
2. is, that if we eliminate the right of companies to set that  
3. mandatory retirement age people will go out of work at the  
4. age of sixty, sixty-one. Quite frankly, people are kept on  
5. past their peak productive years with the knowledge that they  
6. will after all retire at the age of sixty-five and it's certain-  
7. ly less than humane to get rid of them prior to that time.  
8. I might point out to you that most retirements occur well  
9. before the age of sixty-five and the percentage of people  
10. who go all the way to sixty-five is almost, I don't want  
11. to say miniscule, but it is a very low figure. I regret  
12. do not have the exact figure in front of me right now.  
13. I believe it's better to leave the situation as it is be-  
14. cause the older person has a better chance of being employ-  
15. ed as things stand now. Put this on and you're going to  
16. put older people out of work a lot earlier. So I resist  
17. the motion to discharge.

18. PRESIDENT:

19. Question is, shall House Bill 65 be taken from the  
20. Table and placed on the Order of 2nd reading pursuant  
21. to Senator Carroll's motion. Those in favor of the  
22. motion will vote Aye. Those opposed will vote Nay. The  
23. voting is open. Have all voted who wish? Have all voted  
24. who wish? Take the record. On that question, the Ayes  
25. are 29, the Nays are 16. None Voting Present. The motion  
26. having failed to receive the requisite 30 votes fails.  
27. House Bill 242, Senator Leonard. Senator Leonard on the  
28. Floor? House Bill 242 a motion to take House Bill 242  
29. from the Table. Senator Leonard.

30. SENATOR LEONARD:

31. This has to do with putting the Illinois Commerce  
32. Commission into the Open Meetings Act. There are two  
33. organizations, two associations, two bodies that are

1. exempt. One is the parole board and one is the I.C.C.  
2. The...it simply says that the Commerce Commission would  
3. have the same protections, but follow the same basic  
4. rules as everyone else. There's also an amendment  
5. on this Act which says, we're not talking about trade  
6. secrets. The I.C.C., I am told now...no longer objects.  
7. The Chairman of the Executive Committee which this came  
8. before supports it. The Governor supports it. And I  
9. ask that it come off the Table and be allowed to be  
10. brought before this Body.

11. PRESIDENT: :

12. Senator Rock.

13. SENATOR ROCK:

14. Thank you, Mr. President and Ladies and Gentlemen  
15. of the Senate. This bill was heard in Executive Committee.  
16. There was a motion made, Do Not Pass, which carried 10 to 7.  
17. The question that I asked then and can ask now, I think  
18. honestly, is at the time that the Open Meetings Act  
19. was, in fact, made part of the law of this State, it was  
20. said very specifically, that deliberations for decisions  
21. of the Illinois Commerce Commission and the Illinois  
22. Parole and Pardon Board would be exempt from the Open  
23. Meetings Act. And with good reason. We are talking about  
24. some pretty weighty decisions concerning rates and to have  
25. that commission attempt to deliberate in a public forum  
26. surrounded by political action type people seems to me  
27. to be asking too much. The commission has, as I am in-  
28. formed, reliably embarked on a program to open up their  
29. processes to the public. I think their actions are  
30. commendable, but I do think that in those serious  
31. deliberations where they represent the best interest of  
32. the people of this State that they should be...as they  
33. are now, allowed to deliberate and discuss privately.

1. And I would urge opposition to this motion.

2. PRESIDENT:

3. The question is, shall House Bill 242 be taken from  
4. the Table and placed on the Order of 2nd Reading pursuant  
5. to Senator Leonard's motion? Those in favor of the motion  
6. will vote Aye. Those opposed will vote Nay. The voting  
7. is open. Have all voted who wish? Have all voted who  
8. wish? Take the record. On that question, the Ayes are  
9. 16, the Nays are 19. None Voting Present. The motion  
10. having failed to receive to receive the requisite thirty  
11. votes failed. On the Order of Motions in Writing, House  
12. Bill 254, Senator Glass. Senator Glass, you wish to pass?

13. SENATOR GLASS:

14. Well, I'd like to pass this motion at the present  
15. time.

16. PRESIDENT:

17. House Bill 881, Senator Rhoads. The Motion to  
18. Discharge from the Committee on Revenue and placed on  
19. the Order of 2nd Reading. Senator Rhoads.

20. SENATOR RHOADS:

21. I'd also like to pass this motion at the present  
22. time.

23. PRESIDENT:

24. House Bill 1011, Senator Maragos. Motion to Discharge.  
25. The Committee on Judiciary I and placed on the Order of 2nd  
26. Reading. Senator Maragos.

27. SENATOR MARAGOS:

28. Mr. President and members of the Senate. I, do at  
29. this time move to discharge...the Committee on Judiciary I  
30. from House Bill 1011 because of the fact that the last  
31. night of its meeting, the last meeting they had this  
32. Session, there were many bills and there were some  
33. questions of amendments on this bill we never get to have



1. a full hearing on it. And I think it's an important  
2. enough bill that should have a full hearing of the  
3. whole Body and I ask for a discharge of that committee  
4. on House Bill 1011.

5. PRESIDENT:

6. It appears that there is no opponent to the  
7. motion of this. Senator Don Moore.

8. SENATOR DON MOORE:

9. Just one very brief question of the sponsor. In  
10. the event this bill is discharged, would you be willing  
11. to hold it on 2nd reading until we can check it out with  
12. the leadership of our party, Senator Maragos?

13. PRESIDENT:

14. Senator Maragos.

15. SENATOR MARAGOS:

16. Yes, if it's not beyond June 30th.

17. PRESIDENT:

18. Qualified Yes, Senator Moore. The question is, shall  
19. House Bill 1011 be discharged from the Committee on Judiciary  
20. I and placed on the Order of 2nd Reading. Those in favor  
21. will vote Aye. Those opposed will vote Nay. The voting is  
22. open. Have all voted who wish? Have all voted who wish?  
23. Take the record. On that question, the Ayes are 34, the  
24. Nays are 9. None Voting Present. The Motion having re-  
25. ceived the requisite thirty votes is adopted and House Bill  
26. 1011 is placed on the Order of 2nd Reading. House Bill  
27. 1234, Senator Lemke. Senator Lemke, on a motion to dis-  
28. charge the Committee on Judiciary I...excuse me, the  
29. Committee on...Take House Bill 1234 from the Table.  
30. Senator Lemke is not on the Floor. House Bill 1547,  
31. Senator Netsch. House Bill 1560, Senator Johns. ...  
32. motion to...House Bill...1560. House Bill 1699, Senator  
33. Nimrod. Senator Nimrod on a motion to take House Bill

1. 1699 from the Table and place on the Order of 2nd Reading.

2. SENATOR NIMROD:

3. A question...

4. PRESIDENT:

5. Senator Nimrod.

6. SENATOR NIMROD:

7. ...a question, Mr. President. I was asked if I

8. might hold this until tomorrow...are these going to be

9. held up till tomorrow or will they be called or what's

10. the situation?

11. PRESIDENT:

12. The Chair has no intention of calling it tomorrow.

13. SENATOR NIMROD:

14. The Chair has no intention of calling it...or

15. Saturday. I will call the bill.

16. PRESIDENT:

17. House Bill 1699, Senator Nimrod.

18. SENATOR NIMROD:

19. Yes, Mr. President and fellow members. All this bill

20. does is to conform to the Attorney General's decision

21. which would allow the general...a meeting...a town meeting

22. to make a decision on an appointment when a board of

23. appointments or a town board does not make it within a

24. thirty day period. And that is only when a vacancy

25. exists. And the second thing it does that it allows

26. the township to purchase some open spaces within the Cook

27. County area that they already have that right to do

28. in the rest of the townships in the State. And, this

29. particularly, is going to allow when the township to

30. buy a golf course in the Mt. Prospect area and I would

31. ask if this...your support on this discharge motion.

32. PRESIDENT:

33. Senator Rock.

1. SENATOR ROCK:

2. Thank you, Mr. President. I see...I rise in  
3. opposition to this motion. This is a...a bill which  
4. I understand received a thorough hearing in the Committee  
5. on Local Government. It was reported out, Do Not Pass,  
6. on a very close vote and I think the...the bill probably  
7. should have remained in committee. It should certainly not  
8. come to the Calendar. It deserves further study and I  
9. would oppose the motion to discharge or take from the  
10. Table.

11. PRESIDENT:

12. The question is, shall House Bill...1699 be taken  
13. from the Table and placed on the Order of 2nd Reading  
14. pursuant to the motion of Senator Nimrod. Those in  
15. favor will vote Aye. Those opposed will vote Nay.  
16. The voting is open. Have all voted who wish? Have  
17. all voted who wish? Take the record. On that question,  
18. the Ayes are 21, the Nays are 16. None Voting Present.  
19. The motion having failed to receive the requisite  
20. thirty votes is defeated. Motions in Writing filed with  
21. the Secretary not appearing on the Calendar. House Bill  
22. 613, Senator Davidson. Secretary read the motion.

23. SECRETARY:

24. I move to take House Bill 613 from the Table and place  
25. it on the Order of 2nd Reading. Signed, Senator Regner.

26. PRESIDENT:

27. ...the Motion on House Bill 613 by...Motion by  
28. Senator Regner. For what purpose does Senator Rock  
29. arise?

30. SENATOR ROCK:

31. To question, Mr. President, and ask for a ruling  
32. of the Chair as to the timeliness of this motion. I'm  
33. just checking the Digest, but it seems to me that this

1. bill was reported out, Do Not Pass, on the 16th of June.

2. PRESIDENT:

3. When was the motion filed?

4. SECRETARY:

5. ...on the...the date on the motion is 6/22/77.

6. SENATOR ROCK:

7. I would suggest to the Chair for it's ruling that  
8. under our rules, if a bill is reported out, Do Not Pass,  
9. it lies upon the Secretary's Desk, I think, for one day  
10. and a motion has to be filed within that time frame. And,  
11. thus this...this motion is untimely and therefore, out of  
12. order.

13. PRESIDENT:

14. The Chair will rule that Senator Rock is correct  
15. and that the motion is out of order. That it was not  
16. filed in a timely fashion under our rules. Senator  
17. Regner.

18. SENATOR REGNER:

19. Mr. President and members of the Senate. I  
20. certainly didn't intend to call this bill tonight. I  
21. did want to file the motion and have the motion there  
22. to possibly be voted on and the suspension of the rules,  
23. if they are necessary. Possibly Sunday and the reason  
24. for that, is that I felt that it would be very important  
25. for the General Assembly to express their opinion. That  
26. all State employees that receive a raise commensurate  
27. with the arrangement that the Governor made yesterday  
28. with the State employees and that they always receive  
29. a raise equal and that no State employees be given any  
30. other extra compensation of any kind. I think all the  
31. State employees do a fine job and they certainly should  
32. be treated equal. I didn't, like I say, I didn't intend  
33. to call it tonight in suspension of rules or whatever

1. is necessary but I did want to have it on the Table  
2. for consideration possibly Sunday.

3. PRESIDENT:

4. The Chair has ruled the motion is out of order.  
5. The next motion is House Bill 440, Senator Rhoads. Read  
6. the motion, Mr. Secretary. The sponsor wishes to pass  
7. the motion. House Bill 822, Senator Don Moore. A motion  
8. by Senator Harber Hall to reconsider. Senator Harber Hall.  
9. The Secretary will please read the motion. Senator Harber  
10. Hall.

11. SENATOR HARBER HALL:

12. Mr. President. Subsequent to the time that I filed  
13. this Motion in Writing the Senate sponsor of the concerned  
14. bill which has to do with liquor on college campuses  
15. agreed with me and the principal sponsor in the House  
16. that a certain amendment would be removed in the House  
17. and with that assurance I would like to ask the Secretary  
18. to withdraw my Motion in Writing.

19. PRESIDENT:

20. Senator Harber Hall has asked leave to withdraw  
21. his Motion in Writing. Is leave granted? Leave is granted.  
22. For what purpose does Senator Maragos arise?

23. SENATOR MARAGOS:

24. I see some of these motions. I don't see the  
25. Calendar. Is there a supplementary...Calendar or is  
26. there...are they missing some pages?

27. PRESIDENT:

28. A supplemental Calendar has not been printed. The  
29. motions have been filed with the Secretary and we've asked  
30. the Secretary to read each of the motions.

31. SENATOR MARAGOS:

32. ...I don't see them on the Calendar...

33. PRESIDENT:

1. House Bill 440. Senator Rhoads has asked that that  
2. motion be called. Will the Secretary please read the  
3. motion?

4. SECRETARY:

5. I move to suspend the rules in order to discharge  
6. the Committee on Executive from any further consideration  
7. of House Bill 440 so that the bill may be placed on the  
8. Order of 2nd Reading. Signed, Senator Rhoads. Dated  
9. June 23rd, 1977.

10. PRESIDENT:

11. Senator Rhoads.

12. SENATOR RHOADS:

13. Mr. President. I 'm trying to remember the sequence  
14. of events last Wednesday. We...this bill was posted in  
15. Transportation. We re-referred it to Committee on Executive  
16. I'm sorry, it was on Thursday. Re-referred it to the Committee  
17. on Excutive on Friday. There was no posting. I didn't  
18. get a notice of it and was tied up in was tied up in  
19. another meeting so that there was never any hearing on  
20. this bill. And never any vote action taken by the committee.  
21. I believe the Chairman of the Committee on Executive is  
22. agreeable to this motion.

23. PRESIDENT:

24. Senator Rock.

25. SENATOR ROCK:

26. Thank you, Mr. President and Ladies and Gentlemen  
27. of the Senate. House Bill 440 was, in fact, because of  
28. the failure of its being heard in Transportation and was,  
29. in fact, re-referred to the Committee on Executive as  
30. were a number of other bills. I had one and mine  
31. suffered the same fate as this. That is, it was referred  
32. to a subcommittee for obvious reasons. We had too many  
33. bills and not enough time. This is an amendment to the

1. Illinois Vehicle Code. I think it reposes where it be-  
2. longs and I would urge opposition to this motion.

3. PRESIDENT:

4. The question is on...Senator Rhoads. Senator  
5. Rhoads.

6. SENATOR RHOADS:

7. Well, I...Senator Rock I was not under the impression  
8. that this went into a subcommittee. Now...if the Chairman  
9. is here, maybe he could correct me on that, but I was  
10. told that there was just no hearing on it and that it  
11. did lie in the committee as a whole. Not in a subcommittee.  
12. Could you speak to that?

13. PRESIDENT:

14. Senator Rock.

15. SENATOR ROCK:

16. Well, I...I was, in fact, present at the committee  
17. on Executive. Pardon me. We had a number of bills. Close  
18. to a hundred, as I recall and this was, in fact...the  
19. committee decided that this should be referred to a sub-  
20. committee. I'm sure if you walked a couple of steps to  
21. your left you can ask Senator Graham. He was present.

22. PRESIDENT:

23. Senator Rhoads.

24. SENATOR RHOADS:

25. Well, in any case, Mr. Chairman, there was no hearing  
26. on it. There was some fast re-reference between committees.  
27. I did so at the request of some other Senators on...on the  
28. opposite side of the aisle and I...I think the bill does  
29. deserving a hearing. I would request support on the  
30. motion.

31. PRESIDENT:

32. For what purpose does Senator Wooten arise?

33. SENATOR WOOTEN:

1. As Chairman of the Executive Committee I would have  
2. called that bill at any time during a four hour Session.  
3. But we concluded our business about five minutes after  
4. the time was due for us to begin up here and when the  
5. sponsor did not appear then it was the motion of the  
6. committee that it be referred to subcommittee and that,  
7. in fact, was done and that's...there was no lack of  
8. willingness to hear the bill.

9. PRESIDENT:

10. Senator Graham, for what purpose do you arise?

11. SENATOR GRAHAM:

12. I agree with Senator Rock. This bill, in fact,  
13. was...was referred to a subcommittee. If we're going  
14. to discharge anybody we've got to discharge the sub-  
15. committee first. I agree with Senator Rock. The bill's  
16. right where it should be.

17. PRESIDENT:

18. The question is, shall House Bill 440 be discharged  
19. from the Committee on Executive and placed on the Order  
20. of 2nd Reading. Those in favor will vote Aye. Those  
21. opposed will vote Nay. The voting is open. Have all  
22. voted who wish? Have all voted who wish? Take the  
23. record. On that question, the Ayes are 18, the Nays  
24. are 18. None Voting Present. House...the motion having  
25. failed to receive the requisite thirty votes fails.  
26. House Bill 2313, Senator Don Moore. Do you wish...  
27. Senator Moore wishes to pass...to pass that motion.  
28. House Bill 2223, Senator Johns. A motion to discharge  
29. the Committee on Local Government. Senator Johns.

30. SENATOR JOHNS:

31. Mr. President...

32. PRESIDENT:

33. Excuse me. The Secretary will read the motion.



1. SECRETARY:

2. I move to discharge the Committee on Local Government  
3. from further consideration of House Bill 2223 to place the  
4. bill on the Order of 2nd Reading. Dated June...yes, June  
5. the 23rd, 77. Signed, Senator Johns.

6. PRESIDENT:

7. Senator Johns.

8. SENATOR JOHNS:

9. This is a bill that means a great deal to me and I'd  
10. like for a favorable roll call, Mr. President.

11. PRESIDENT:

12. Senator Johns, would you explain the bill?

13. SENATOR JOHNS:

14. Sure I will, sure. All right. I was about ready  
15. to. Just a little on the fatigued side. The bill is a  
16. dollar per acre for all those counties having twenty  
17. percent or more encompassed under lease, contract, or  
18. ownership by Federal or State government.

19. PRESIDENT:

20. I think you have a supporter in the Gallery, Senator  
21. Johns.

22. SENATOR JOHNS:

23. I'll be waiting about sixteen or seventeen years for that vote, too.

24. PRESIDENT:

25. For what purpose does Senator Bruce arise?

26. SENATOR BRUCE:

27. To introduce my youngest daughter, Ellen, who is with  
28. my wife Charlotte, who is giving Senator Johns all the  
29. assistance she can.

30. PRESIDENT:

31. And while we're on that subject I'd like to introduce  
32. my parents, who are in the Gallery behind Senator Bruce.

33. PRESIDENT:

1. Senator Johns, on the motion. Is there anyone  
2. speaking in opposition to this motion? Senator Rock  
3. is not. Senator Rock.

4. SENATOR ROCK:

5. Well...well, I'm willing to wait for Senator Johns,  
6. I 'm sure, lucid explanation of this, but I am prepared  
7. to rise in opposition.

8. PRESIDENT:

9. Senator Johns.

10. SENATOR JOHNS:

11. Well, as I explained, this bill would give a dollar  
12. per acre from the State of Illinois to the counties that  
13. have twenty percent or more under control by State or  
14. Federal Government. That is under lease, under ownership,  
15. or under contract or under use. And it's at your  
16. pleasure, Ladies and Gentlemen.

17. PRESIDENT:

18. Senator Rock.

19. SENATOR ROCK:

20. Thank you, Mr. President and Ladies and Gentlemen  
21. of the Senate. If you'll just refer to the Digest, this  
22. bill was assigned to the Committee on Local Government  
23. on the 20th of May and on the 17th of June, the last  
24. meeting was held. The committee decided to hold it in  
25. committee, obviously, because no action...no action  
26. it was felt was necessary. Some events have occurred  
27. today, and in my judgment, the House member who is the  
28. House sponsor is attempting to blackmail this Body  
29. and I, for one, will not be party to it and I would  
30. urge strong opposition to this motion.

31. PRESIDENT:

32. The question is, shall House Bill 2223 be discharged  
33. to the Committee on Local Government pursuant to the motion

1. of Senator Johns. All those in favor will vote Aye,  
2. those opposed will vote Nay. The voting is open.  
3. Have all voted who wish? Have all voted who wish?  
4. Take the record. On that question, the Ayes are 21,  
5. the Nays are 23. None Voting Present. The motion having  
6. failed to receive the requisite 30 votes fails. ...what purpose  
7. does Senator Buzbee arise?

8. SENATOR BUZBEE:

9. Mr. President, I just like the record to reflect  
10. that had I not been working the Floor on another motion,  
11. I would have voted Aye on the last one and...

12. PRESIDENT:

13. The Order of Motions in Writing. A motion filed  
14. by Senator Coffey on House Bill 614, of which Senator  
15. Chew is the principle sponsor. The Secretary please  
16. read the motion. House Bill 614.

17. SECRETARY:

18. I move that the vote by which House Bill 614 failed  
19. to be reconsidered and the bill placed on the Order of 3rd  
20. Reading.

21. PRESIDENT:

22. Senator Coffey.

23. SENATOR COFFEY:

24. Mr. President and members of the Senate. I had  
25. made this request to bring this bill back to reconsider  
26. the vote within which it lost to...for reasons to after  
27. bringing it back to 3rd to move it to 2nd reading for  
28. reasons of taking off an amendment and adding amendment  
29. that was proposed earlier. And I would ask a favorable  
30. roll call.

31. PRESIDENT:

32. Senator Coffey. Would you explain the bill?

33. SENATOR COFFEY:

1. We was wanting to keep that secret. I thought every-  
2. body was in a hurry to get home. This bill is the bill  
3. that allows the sixteen year olds to operate a motor-  
4. cycle about a hundred and fifty cc's.

5. PRESIDENT:

6. Does anyone wish to speak in opposition? Senator  
7. Bruce. If not, the question is...Senator Coffey has  
8. moved to reconsider the vote by which House Bill 614  
9. was defeated. Those in favor of the motion to reconsider  
10. will vote Aye. Those opposed will vote Nay. The voting  
11. is open. Have all voted who wish? Have all voted who wish?  
12. Take the record. On that question, the Ayes are 25,  
13. the Nays are 17. None Voting Present. The motion having  
14. failed to receive the requisite 30 votes is defeated.  
15. (Machine cut-off) Bill 586, Senator Schaffer. Motion  
16. in Writing to discharge Senate Bill 586 from the Committee  
17. on Transportation and placed on the Calendar on the Order  
18. of 2nd Reading. Senator...for what purpose does Senator  
19. Rock arise?

20. SENATOR ROCK:

21. Thank you, Mr. President. I would request, again,  
22. of the Chair a ruling. This motion it appears to me,  
23. is empery materia, if you will, with the motion that Senator  
24. Regner has filed. That is to say, it is untimely and,  
25. therefore, patently out of order.

26. PRESIDENT:

27. Senator Schaffer.

28. SENATOR SCHAFFER:

29. Mr. President, I move to suspend the rules to allow  
30. consideration of this motion.

31. PRESIDENT:

32. Senator Schaffer, there is a request from the ruling...

33.

1. for a ruling of the Chair on your motion that is before  
2. the Body and the Chair rules that...the Chair rules that  
3. the motion is out of order for the following...reasons:  
4. first of all, that the motion to discharge was filed  
5. when the bill had been Tabled. It is an improper motion.  
6. It is an improper form. The time had passed under our  
7. rules to file a motion to take the bill from the Table  
8. under Rule 11. And the deadline under our rules for  
9. consideration of Senate Bills on 3rd reading has passed  
10. and the Chair rules that the motion is, therefore, out  
11. of order and that...will...it will not be considered by  
12. the Body. Senator Schaffer.

13. SENATOR SCHAFFER:

14. Well, I realize the deck is stacked against me. I  
15. wish to appeal the ruling of the Chair and let's have  
16. some discussion on why you don't want this motion before  
17. the Body?

18. PRESIDENT:

19. (Machine cut-off) purpose does Senator Rock arise?

20. SENATOR ROCK:

21. Thank you, Mr. President. He has made a proper  
22. ...appeal of the ruling of the Chair. I would ask of the  
23. Chair how many votes are required to overturn the ruling  
24. of the Chair?

25. PRESIDENT:

26. Thirty-six votes are required to overturn a ruling of the  
27. Chair. The question is...for what purpose...Senator  
28. Schaffer.

29. SENATOR SCHAFFER:

30. Mr. President, I move to suspend the rules and,  
31. of course, that required thirty votes and, of course,  
32. it was obvious you...you were going to recognize Senator Rock...

33. PRESIDENT:

1. That motion is out of order...

2. SENATOR SCHAFFER:

3. ...I understand what you did...Mr. President...

4. PRESIDENT:

5. ...the question is...Senator Schaffer.

6. SENATOR SCHAFFER:

7. And I understand that it casts a real doubt whether  
8. we're going to get this motion before us. But this is  
9. the roll call on the Differential Gas Tax for the RTA  
10. or as close as the leadership of this Senate and the  
11. majority party, at least, chooses to allow us to come.  
12. I think it's obvious that thirty votes. We could prevail  
13. at thirty-six, it's doubtful. I think that this is a  
14. bad move because I think this issue should be before us.  
15. I think that the people of the six counties have a right  
16. to have this issue before them and for us to consider  
17. this.

18. PRESIDENT:

19. For what purpose does Senator Bruce arise?

20. SENATOR BRUCE:

21. Well, Mr. President. To, at least, appeal part of  
22. your ruling. And that is the third part which says,  
23. pursuant to our rules that this bill could not be  
24. considered. I would point out to the Chair that this  
25. bill is not before the full Senate for consideration  
26. and that part of your ruling is incorrect. Now if this  
27. bill were to be brought from committee or from the Table  
28. and placed on the Order of 2nd reading and then advanced  
29. to 3rd, our rules then say, that bills could not be  
30. considered by this Senate after a given date. We are  
31. not in the consideration. I would say the sponsor  
32. at that time would have to suspend the rules for the  
33. consideration. But the motion it would take from the

1. committee or take from the Table and place on the Order  
2. of 2nd reading is not prescribed by any rule that I know  
3. of in the Senate.

4. PRESIDENT:

5. ...Senator Bruce. You do agree though that the first  
6. two points were correct and that it is one week before the  
7. end of the Session. But I will accept your comment with  
8. ...respect to the third point. Senator Knuppel.

9. SENATOR KNUPPEL:

10. Well, it's obvious we're not getting anywhere. I move  
11. we adjourn until twelve o'clock tomorrow.

12. PRESIDENT:

13. For what purpose does Senator Rock arise?

14. SENATOR ROCK:

15. Well. The Gentlemen's appeal of the ruling of the  
16. Chair was quite in order. And I think that if...if there's  
17. further discussion required we can certainly have that. I  
18. would request a roll call, obviously. But Senator Knuppel,  
19. I...there are about twenty-five members of the Senate  
20. who have requested that Senate Bills on 3rd reading be  
21. recalled for the purpose of an amendment and I think  
22. that can be accomplished yet tonight so that we can  
23. alleviate the work of the Secretary's office, the work  
24. of the ladies up in Enrolling and Engrossing and, hopefully,  
25. tomorrow dispense with the necessity for further amend-  
26. ments on some of these bills and just proceed. I would  
27. ask you, Sir, to withdraw what I consider to be kind of  
28. a peremptory motion.

29. PRESIDENT:

30. Senator Knuppel, you withdraw the motion?

31. SENATOR KNUPPEL:

32. Well, you know I was already to until he made that  
33. smart- assed remark. I don't know if I want to now.

1. PRESIDENT:

2. Senator Knuppel...All those in favor of the motion  
3. to adjourn signify by saying Aye. Opposed. Opposed.  
4. The Nays have it. The motion fails. On the question,  
5. the question is, shall the ruling of the Chair be  
6. sustained? All those in favor of sustaining the ruling  
7. will vote Aye. Those opposed to sustaining the ruling  
8. of the Chair will vote Nay. Those supporting Senator  
9. Schaffer, therefore, will vote Nay. Those supporting  
10. the Chair will vote Aye. The voting is open. Have all  
11. voted who wish? Have all voted who wish? Take the  
12. record. On that question, the Ayes are 16, the Nays  
13. are 33. None Voting Present. The motion...the appeal  
14. of the ruling of the Chair having failed to receive  
15. the requisite votes fails. (Machine cut-out) On the  
16. Order of House Bills, 3rd reading. There have been a  
17. number of members who have requested to have bills  
18. that will undoubtedly be coming up early tomorrow brought  
19. back to the Order of 2nd reading for purpose of amendment.  
20. There has been discussion, undoubtedly, many of the members  
21. have put in a long day and it would be the intention of  
22. the Chair to only handle those bills that are of a non-  
23. controversial nature. For what purpose does Senator  
24. Graham arise?

25. SENATOR GRAHAM:

26. Mr. President. I'm just as tired as you are and  
27. we're all tired. The balance of this evening will be a  
28. lot more tolerable if the Senators would get in their  
29. seat, cut out this joviality, and cut out these caucuses  
30. and get on with the business of the Senate. This after  
31. all is not a circus, I hope.

32. PRESIDENT:

33. You're entirely correct, Senator Graham. Will the



1. members please be in their seats? If that is agreeable  
2. to the membership we will follow that procedure that those  
3. amendments that are deemed noncontroversial in the judg-  
4. ment of the joint leadership will be considered. Any...  
5. any amendment that is going to engender long debate will  
6. be taken from the record so that we can move some of  
7. these technical amendments, in particular, and get these  
8. bills into...into shape to be voted on tomorrow. Is it  
9. agreeable that we follow that procedure? Senator Egan.

10. SENATOR EGAN:

11. Yes. In my attempt to sustain the Chair I voted  
12. No and I thought that I was so doing I apologize, not  
13. only to the Chair, but to the Body and ask that the  
14. record reflect my error.

15. PRESIDENT:

16. Thank you, Senator Egan. Senator Nimrod.

17. SENATOR NIMROD:

18. Mr. President. I voted Yes but I was voting No.  
19. So I would like the record to show...

20. PRESIDENT:

21. All right.

22. SENATOR NIMROD:

23. ...to so reflect.

24. PRESIDENT:

25. We have...we have now paired Senator Egan and Senator  
26. Nimrod and the result remains the same. Senator Graham.

27. SENATOR GRAHAM:

28. You know I have a suggestion about this. People not  
29. in their votes and not in their seats and voting wrong and  
30. so forth. Let's equip Walter Shaw with a chaplains card  
31. and when they blow it they can go back and get their card  
32. punched. It will save a lot of time.

33. PRESIDENT:

1. On the Order of House Bills, 3rd reading. For what  
2. purpose does Senator Ozinga arise?

3. SENATOR OZINGA:

4. There are two resolutions, Senate Joint Resolutions,  
5. that must go over to the House. They are non-controversial...

6. PRESIDENT:

7. Senator Ozinga, you are correct and you...you have  
8. requested that the last couple of days and...it has been  
9. deferred. The reluctance was to open up the entire  
10. Order of Resolutions. Your resolution, I believe, is  
11. noncontroversial. If we have leave of the Body to go  
12. to that resolution, so long as we...Senate Joint Resolution  
13. 47. On the Secretary's Desk is Senate Joint Resolution  
14. 47. Senator Ozinga.

15. SENATOR OZINGA:

16. First of all, there is an amendment which does  
17. nothing more than just changes the word "Christians"  
18. to "religious persons." Secondly, it changes the right  
19. spelling of "thankful." That I move the adoption of the  
20. amendment.

21. PRESIDENT:

22. Senator Ozinga moves the adoption of Amendment No. 1  
23. to Senate Joint Resolution 47. All those in favor signify  
24. by saying Aye. Opposed. The Ayes have it. The amendment  
25. is adopted. Senator Ozinga, on the resolution.

26. SENATOR OZINGA:

27. The resolution does nothing more than ask the Governor  
28. to declare August the 15th as a day of meditation for The  
29. Little Company of Mary Hospital back in Evergreen Park.  
30. And I would move that the resolution be adopted.

31. PRESIDENT:

32. Is there any discussion? Senator Carroll.

33. SENATOR CARROLL:

1. Thank you, Mr. President and members of the Senate.  
2. That's not the way I see this resolution, Senator Ozinga.  
3. And I request, respectfully, that you indicate to me  
4. where this is so stated? I have to say, quite honestly,  
5. the way the resolution is drafted I think that the  
6. people of my faith would be in violation of this  
7. resolution, nor could they in any way comply with this.  
8. And I think they would take affront to this being passed  
9. by this Senate and I would, respectfully, request that it  
10. be withdrawn or that it not be supported at this point  
11. in time. I see nothing in here in talking about The  
12. Little Company of Mary Hospital. I have no problem  
13. at all, supporting resolution, you know supporting  
14. The Little Company of Mary, but that's not what this  
15. resolution says.

16. PRESIDENT:

17. Senator Ozinga.

18. SENATOR OZINGA:

19. This does nothing more than, and it has been suggested,  
20. there's nothing in here that says Little Company of Mary  
21. Hospital. That is correct. There is the good Sisters  
22. of Little Company of Mary have...are the ones that asked  
23. to have this resolution passed. We changed this specifically to say  
24. from "Christians" to "religious people" for that purpose.  
25. On top of that it says, resolved by the Senate, 80th  
26. General Assembly, the House of Representatives concurring  
27. herein. That we call upon the Governor to State of Illinois  
28. to proclaim a State-wide day of...of sacrifice, fasting and  
29. prayer on August 15th, 1977.

30. PRESIDENT:

31. Senator Carroll.

32. SENATOR CARROLL:

33. I still take objection to the resolution in the form

1. it's presented...

2. PRESIDENT:

3. Senator Ozinga, may I...and Senator Carroll, may I  
4. suggest this. The hour is late. With leave of the Body  
5. that the two of you, you may not have leave of the Body  
6. to discuss it, but...the two of you discuss the resolution  
7. this evening and that with leave of the Body if it is  
8. noncontroversial... as it appears that it may be, that  
9. it be called tomorrow morning on the first order of  
10. business. Senator Ozinga, is that agreeable?

11. SENATOR OZINGA:

12. It's not really. But at...there is another resolution  
13. which is 28, which is also supposed to be noncontroversial  
14. and that does nothing more than ask the Advisory Council  
15. of NIPC to take a looksee to do...whether they're  
16. doing the right thing and I would move the adoption  
17. of that resolution.

18. PRESIDENT:

19. (Machine cut-out) Ozinga there are several other  
20. Joint Resolutions that...are...Is that an emergency?

21. SENATOR OZINGA:

22. It's always an emergency. It has to get over to the  
23. Senate...to the House.

24. PRESIDENT:

25. May I suggest that, Senator Ozinga, the House has  
26. adjourned this evening. With leave of the Body we will  
27. go to the Order of Senate Joint Resolutions tomorrow  
28. morning and we'll...

29. SENATOR OZINGA:

30. For a week and a half. In that case I will move  
31. to adjourn.

32. PRESIDENT:

33. Senator Ozinga moves that the Senate stand adjourned

1. until twelve o'clock noon tomorrow. All those in favor  
2. of the motion signify by saying Aye. Opposed. The Nays  
3. have it. The motion is defeated. Senator Ozinga, if it's  
4. agreeable to you, with leave of the Body we will hear these  
5. resolutions tomorrow morning. They will be...we'll ask  
6. the Secretary to expediate their delivery to the House  
7. tomorrow. Is leave granted to hear the...Senate Joint  
8. Resolutions that any sponsor wishes to call? Leave is  
9. granted.

10.  
11. (END OF REEL)  
12.  
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1. PRESIDENT:

2. \* On the Order of House Bills, 3rd reading,  
3. House Bill 106, Senator Vadalabene. Senator Berman.

4. SENATOR BERMAN:

5. Thank you. Regarding House Bill 106, it was  
6. at my request earlier today that that be brought back.  
7. I've discussed it with Senator Vadalabene. It was my amendment.  
8. I'm...

9. PRESIDENT:

10. Well,...

11. SENATOR BERMAN:

12. ...going to withdraw it so there's no need to bring  
13. that back.

14. PRESIDENT:

15. House Bill 156, Senator Davidson. House Bill  
16. ...House Bill 230, Senator Knuppel. House Bill 230.  
17. Request has been made...House Bill 236, Senator Rock.  
18. House Bill 365, Senator Walsh. Senator Walsh, wish to bring  
19. the bill back to the Order of 2nd reading?

20. SENATOR WALSH:

21. Yes, Mr. President.

22. PRESIDENT:

23. Senator Rock, controversial? It may not be  
24. controversial tomorrow morning, Senator Walsh.  
25. House Bill 623, Senator Netsch. House Bill 623,  
26. Senator Netsch.

27. SENATOR NETSCH:

28. Is this for purposes of amendment?

29. PRESIDENT:

30. Yes.

31. SENATOR NETSCH:

32. I thought we had put that amendment on earlier.

33. SECRETARY:

1. I have an amendment up here filed by Senator Schaffer.
2. SENATOR NETSCH:
3. I...I don't think he's ready to put that amendment
4. on. Is Senator Schaffer on the Floor? I had put the
5. earlier amendment on. You were not going to offer the second
6. one, were you, Senator Schaffer?
7. PRESIDENT:
8. Senator Schaffer withdraws the amendment. House
9. Bill 725...785, Senator Knuppel. Senator Knuppel.
10. SENATOR KNUPPEL:
11. Senator, this bill is to go on the Consent Calendar and
12. Senator Egan has said that he will waive his original
13. request to amend.
14. PRESIDENT:
15. House Bill 820, Senator Bloom. House Bill 840,
16. Senator Glass. House Bill 840, on the Order of House
17. Bills, 3rd reading. Is leave granted to bring the bill back
18. to the Order of 2nd reading for the purpose of amendment?
19. Leave is granted. House Bill 840 on the Order of
20. 2nd reading. Senator Glass.
21. SECRETARY:
22. Amendment No. 1 offered by Senator Glass.
23. SENATOR GLASS:
24. Thank you, Mr. President and Ladies and Gentlemen. House Bill
25. 840 is a Law Revision Commission bill. It repeals two
26. sections of an Act when, in fact, it's my desire to repeal
27. only one of them so the amendment deletes lines seven
28. through twelve of the bill and I move its adoption.
29. PRESIDENT:
30. Senator Glass moves the adoption of Amendment No. 1.
31. All those in favor signify by saying Aye. Opposed. The
32. Ayes have it. The amendment is adopted. Any further
33. amendments?

1. No further amendments.

2. PRESIDENT:

3. 3rd reading. House Bill 1018, Senator Knuppel.

4. Senator Knuppel requests leave to bring the bill back to  
5. the Order of 2nd reading for the purpose of amendment.

6. Is leave granted? Leave is granted. The Order of  
7. 2nd reading, House Bill 1018.

8. SECRETARY:

9. Amendment No. 1 offered by Senator Bloom.

10. PRESIDENT:

11. Senator Bloom on House Bill 1018.

12. SENATOR BLOOM:

13. Thank you, very much. I think we've cleared...cleared  
14. it up now so it states that if they do issue shares, it must  
15. be to bank trust company or financial institution  
16. organized under the laws of the State of Illinois or is  
17. a nationally chartered bank located principally in the  
18. State of Illinois. I'd move its adoption.

19. PRESIDENT:

20. Is there any discussion? Senator Bloom moves the  
21. adoption of Amendment No. 1 to House Bill 1018. All those  
22. in favor signify by saying Aye. Opposed. The Ayes have it.  
23. The amendment is adopted. Any further amendments?

24. SECRETARY:

25. No further amendments.

26. PRESIDENT:

27. 3rd reading. House Bill 1101...House Bill 1115,  
28. Senator Regner. On the Order of 3rd...Senator Rock, for what...  
29. Senator Rock.

30. SENATOR ROCK:

31. Again, Mr. President, in the interest of helping the  
32. hard working people in Enrolling and Engrossing, I would  
33. respectfully withdraw my controversial suggestion with respect



1. to House Bill 365. Senator Walsh has agreed that once  
2. the amendment is put on, he will hold it and in that  
3. event, I would withdraw. I think the amendment  
4. probably is uncontroversial...noncontroversial.

5. PRESIDENT:

6. On the Order of House Bills, 3rd reading, House  
7. Bill 910. Is...Senator Glass. Is leave granted to bring  
8. the bill back to the Order of 2nd reading?  
9. Leave is granted. Mr. Secretary, on House Bill 910.

10. SECRETARY:

11. Amendment No. 3 offered by Senator Glass.

12. PRESIDENT:

13. Senator Glass.

14. SENATOR GLASS:

15. Well, Mr. President and Ladies and Gentlemen, I did  
16. amend this bill earlier today only to find that there was  
17. a small technical error in the amendment, so I think the  
18. proper procedure would be to Table Amendment No. 2 and then  
19. add this amendment so I would therefore move to Table  
20. No. 2...Amendment No. 2.

21. PRESIDENT:

22. Is there any discussion? Senator Glass moves to  
23. Table Amendment No. 2. All those in favor signify by saying  
24. Aye. Opposed. The Ayes have it. The amendment is Tabled.  
25. Senator Glass now moves the adoption of Amendment No. 3.  
26. All those in favor signify by saying Aye. Opposed.  
27. The Ayes have it. The amendment is adopted. Any further  
28. amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDENT:

32. 3rd reading. ...1313, Senator Schaffer. House Bill  
33. 2391, Senator Bruce. Leave has been requested to bring the bill

1. back to the Order of 2nd reading. Is leave granted? Leave  
2. is granted. This is a...an appropriation bill. I do not  
3. see Senator Buzbee on the Floor. This is a nonagreed  
4. amendment, Senator Bruce...Senator Bruce.

5. SENATOR BRUCE:

6. Thank you, Mr. President. The Republican staff  
7. has reviewed this amendment as has Senator Buzbee  
8. and the Democratic staff. It's technical in nature. The  
9. amendment was placed on in committee, is in error. I would  
10. now move to Table the committee amendment...reconsider the  
11. vote by which the committee amendment was adopted and then  
12. Table it.

13. PRESIDENT:

14. Senator Bruce moves to Table...reconsider the vote  
15. by which Amendment No. 1 to House Bill 2391 was adopted.  
16. All those in favor signify by saying Aye. Opposed.  
17. The Ayes have it. The vote is reconsidered. Senator Bruce  
18. moves to Table Amendment No. 1. All those in favor signify  
19. by saying Aye. Opposed. The Ayes have it. The amendment  
20. is Tabled. Amendment No. 2.

21. SECRETARY:

22. Floor Amendment No. 2 offered by Senator Bruce.

23. PRESIDENT:

24. Senator Bruce moves the adoption of Amendment No. 2.  
25. All those in favor signify by saying Aye. Opposed. The  
26. Ayes have it. The amendment is adopted. Any further  
27. amendments?

28. SECRETARY:

29. No further amendments.

30. PRESIDENT:

31. 3rd reading. House Bill 1428 which the Chair is  
32. the principal sponsor. Senator Regner has an amendment.  
33. Senator Regner requests leave to bring the bill back to the

1. Order of 2nd reading. Is leave granted? Leave is granted.

2. On the Order of 2nd reading, House Bill 1428. Senator

3. Regner.

4. SENATOR REGNER:

5. Yes,...

6. SECRETARY:

7. Amendment...Amendment No. 1 offered by Senator

8. Regner.

9. SENATOR REGNER:

10. Mr. President and members of the Senate. The bill  
11. as originally drafted is to help museums in the State  
12. and as the bill was originally drafted, it's to be  
13. administered by...through the Illinois Arts Council  
14. and what this amendment does, it has the operation through  
15. the Department of Registration and Education. It's the feeling  
16. that they're much more able to handle this kind of a  
17. situation since they already do administer various State  
18. parks and museums such as Dixon Mounds. I'd move  
19. its adoption.

20. PRESIDENT:

21. Senator Regner moves the adoption of Amendment No. 1.  
22. All those in favor signify by saying Aye. Opposed. The  
23. Ayes have it. The amendment is adopted. Any further  
24. amendments?

25. SECRETARY:

26. No further amendments.

27. PRESIDENT:

28. 3rd reading. House Bill 1429. Senator Regner  
29. requests leave to bring the bill back to the Order of  
30. 2nd reading. Is leave granted? Leave is granted. The Order  
31. of 2nd reading, Senate Amendment No. 1.

32. SECRETARY:

33. Senator Regner offers Amendment No....Floor



1. No. 1.

2. SENATOR REGNER:

3. Mr. President and members of the Senate. Senate Bill...  
4. House Bill 1429 is the appropriation bill for 1428 and it  
5. has the same amendment to be administered through the  
6. Department of Registration and Education. I'd move its  
7. adoption.

8. PRESIDENT:

9. Senator Regner moves the adoption of Amendment No. 1.  
10. All those in favor signify by saying Aye. Opposed. The  
11. Ayes have it. The amendment is adopted. Any further amendments?

12. SECRETARY:

13. No further amendments.

14. PRESIDENT:

15. 3rd reading. On the Order of House Bills, 3rd  
16. reading, House Bill 1812. Senator Lemke requests leave to  
17. bring the bill back to the Order of 2nd reading for the  
18. purpose of amendment. Is leave granted? Leave is granted.  
19. On the Order of 2nd reading. Is there an amendment, Mr.  
20. Secretary?

21. SECRETARY:

22. Amendment No. 2 offered by Senator Lemke.

23. PRESIDENT:

24. Senator Lemke.

25. SENATOR LEMKE:

26. Mr. President, I d like to make a motion to Table  
27. Committee Amendment which is Amendment No. 1 and this  
28. amendment is to substitute in that place. Can we Table  
29. the Committee Amendment No. 1?

30. PRESIDENT:

31. Senator Lemke moves to reconsider the vote...Senator  
32. Lemke to facilitate matters, would you explain the two amendments  
33. together, what...what they do so that...

1. SENATOR LEMKE:

2. Well, they're almost similar. What this second  
3. amendment does is spreads out the...instead of four  
4. years, it spreads it out over five years and change the  
5. effective date in '79 so the impact isn't as great.

6. PRESIDENT:

7. Senator Lemke moves to reconsider the vote by which  
8. Amendment No. 1 was adopted. All those in favor signify  
9. by saying Aye. Opposed. The Ayes have it. The vote  
10. is reconsidered. Senator Lemke moves to Table Amendment No. 1.  
11. All those in favor signify by saying Aye. Opposed. The Ayes  
12. have it. The amendment is Tabled. Senator Lemke moves to  
13. adopt Amendment No. 2. All those in favor signify by saying  
14. Aye. Opposed. The Ayes have it. The amendment is  
15. adopted. Any further amendments?

16. SECRETARY:

17. No further amendments.

18. PRESIDENT:

19. 3rd reading. House Bill 365, Senator Walsh.  
20. On the Order of 3rd reading, leave is requested to bring  
21. the bill back to the Order of 2nd reading. Is leave  
22. granted? Leave is granted. On the Order of 2nd reading,  
23. read the amendment, Mr. Secretary.

24. SECRETARY:

25. Three...three...

26. PRESIDENT:

27. Senator Walsh.

28. SENATOR WALSH:

29. Mr. President, House Bill 365 relates to allocating  
30. delegations to the national nominating conventions.  
31. An amendment was adopted a few days ago which I would like to  
32. have Tabled and if the Chair would recognize Senator McMillan,  
33. he has an amendment to...to offer. So, having voted on the

AB 1502  
6-23-77  
Recalled

1. prevailing side, I move that Amendment No. 1 to House Bill  
2. 365 be reconsidered. The vote by which it was adopted be  
3. reconsidered.

4. PRESIDENT:

5. Senator Walsh moves to reconsider the vote by which  
6. Amendment No. 1 was adopted. All those in favor signify  
7. by saying Aye. Opposed. The Ayes have it. The vote  
8. is reconsidered. Senator Walsh moves to Table Amendment  
9. No. 1. All those in favor signify by saying Aye. Opposed.  
10. The Ayes have it. The amendment is Tabled. Amendment No. 2.

11. SECRETARY:

12. Offered by Senator McMillan.

13. PRESIDENT:

14. Senator McMillan.

15. SENATOR McMILLAN:

16. This is an amendment which...which we've worked out to  
17. change some details in the motion. I move its adoption.

18. PRESIDENT:

19. Is there any discussion? Senator McMillan moves  
20. the adoption of Amendment No. 2. All those in favor  
21. signify by saying Aye. Opposed. The Ayes have it.  
22. The amendment is adopted. Any further amendments?

23. SECRETARY:

24. No further amendments.

25. PRESIDENT:

26. 3rd reading. On the Order of 3rd reading, House  
27. Bill 1502, Senator Lemke. You request leave to bring this  
28. bill back to the Order of 2nd reading?

29. SENATOR LEMKE:

30. Since Bradley had a change of heart, we'll move it  
31. back to 2nd reading so we can put...amendment on.

32. PRESIDENT:

33. Senator Lemke requests leave to bring the bill back to

1. the Order of 2nd reading for the purpose of amendment.  
2. Is leave granted? Leave is granted. The Order of 2nd reading.

3. SECRETARY:

4. Amendment No. 1 offered by Senator Glass.

5. PRESIDENT:

6. Senator Glass.

7. SENATOR GLASS:

8. Thank you, Mr. President and Ladies and Gentlemen.  
9. I appreciate Senator Lemke bringing the bill back. This is  
10. an amendment to the Court of Claims Act and would allow  
11. a claim to be made against the State of Illinois  
12. just as it is permitted in...in other litigation when there  
13. are denials made by the State without reasonable cause and  
14. found to be untrue. In that case, there may be an award  
15. for expenses in an amount to compensate a party for cost  
16. actually incurred. And I would move its adoption.

17. PRESIDENT:

18. Is there any discussion? Senator Lemke.

19. SENATOR LEMKE:

20. I just have only one question on this bill. Can  
21. the State also recover for delay?

22. SENATOR GLASS:

23. The law under Section 41 is now...now is that  
24. allegations and denials made without reasonable cause  
25. and found to be untrue shall subject the party  
26. pleading them to the payment of reasonable expenses and  
27. that, I believe, would include a claim by the State. But since  
28. the State is...has immunity, it would need to allow a  
29. claim to be made against it specifically...specifically do so  
30. and it does by this provision. So, I think the answer to your  
31. is yes.

32. SENATOR LEMKE:

33. The only thing I want to know is if the State can recover  
34. for a private party's delay.

1. PRESIDENT:  
2. Senator Lemke...Senator Glass.

3. SENATOR GLASS:  
4. Well, it's my opinion that it can. In other words,  
5. the Statutes of Illinois without this change permit in  
6. an untrue statement under the Civil Practice Act, Section  
7. 41, for any untrue allegation or denial made without  
8. reasonable cause and found to be untrue, shall subject  
9. the party pleading them to the payment of expenses and  
10. so forth, if taxed by the court. Now, that would apply  
11. to any litigant. And it would apply to the State in  
12. my judgment, except that the State is immune, but  
13. ...so the State could make that claim against another party,  
14. but this amendment would give that party the right to  
15. claim in a similar fashion against the State if...if the  
16. State made allegations that were untrue...without  
17. a reasonable cause.

18. PRESIDENT:  
19. Senator Lemke. Senator...Senator Glass moves the adoption  
20. of Amendment No. 1. All those in favor signify by saying  
21. Aye. Opposed. The Ayes have it. The amendment is  
22. adopted. Any further amendments?

23. SECRETARY:  
24. No further amendments.

25. PRESIDENT:  
26. 3rd reading. On the Order of House Bills, 3rd reading,  
27. House Bill 156, Senator Davidson requests leave to bring the  
28. bill back to the Order of 2nd reading for the purpose  
29. of amendment. Is leave granted? Leave is granted. On the  
30. Order of 2nd reading. House Bill 156.

31. SECRETARY:  
32. Amendment No. 2 offered by Senator Davidson.

33. PRESIDENT:



1. Senator Davidson.

2. SENATOR DAVIDSON:

3. Is that the big amendment, Ken?

4. SECRETARY:

5. Yes, Sir.

6. SENATOR DAVIDSON:

7. Yes, this amendment is...necessary by recommendation  
8. from the Democrat and Republican House legal staff  
9. on changes on the deficit assessment and on the reserve  
10. stabilization fund. I move the adoption of Amendment  
11. No. 2.

12. PRESIDENT:

13. Is there any discussion? Senator Davidson moves the  
14. adoption of Amendment No. 2. All those in favor signify by  
15. saying Aye. Opposed. The Ayes have it. The amendment  
16. is adopted. Any further amendments?

17. SECRETARY:

18. Amendment No. 3 offered by Senator Davidson.

19. PRESIDENT:

20. Senator Davidson.

21. SENATOR DAVIDSON:

22. Amendment No. 3 will make the extension date of the  
23. joint underwriting authority or commission or whatever it is,  
24. for two years rather than five and this makes this bill in  
25. conformance with these other bills extending the life of the  
26. joint underwriting commission for two years. Move the  
27. adoption of Amendment No. 3.

28. PRESIDENT:

29. Is there any discussion? If not, Senator Davidson  
30. moves the adoption of Amendment No. 3. All those in favor  
31. signify by saying Aye. Opposed. The Ayes have it. The  
32. amendment is adopted. Any further amendments?

33. SECRETARY:

1. No further amendments.
2. PRESIDENT:
3. 3rd reading. Committee Reports.
4. SECRETARY:
5. Senator Carroll, Chairman of Appropriation I...I
6. Committee, reports out the following House Bills, House
7. Bill 1220, 1226, 2378, 2381, 2383 and 2393 with the
8. recommendation Do Pass. House Bill 966, 1026, 1071, 1594,
9. 1595, 1736 and 2408 with the recommendation Do Pass
10. as Amended. House Bill 715 with the recommendation Do Not
11. Pass.
12. PRESIDENT:
13. A Message from the Governor.
14. SECRETARY:
15. A Message from the Governor by Zale Glauberman,
16. Director of Legislative Affairs.
17. Mr. President - The Governor directs me to
18. lay before the Senate the following message:
19. To the Honorable members of the Senate of the
20. 80th General Assembly. I've nominated and appointed
21. the following named persons to the offices enumerated
22. below and respectfully ask concurrence in and confirmation
23. of these appointments by your honorable Body.
24. PRESIDENT:
25. Executive Appointments. Resolutions.
26. SECRETARY:
27. Senate Resolution 196, offered by Senator Mitchler,
28. it's congratulatory.
29. Senate Resolution 197, offered by Senator Mitchler,
30. it's congratulatory.
31. Senate Resolution 198, offered by Senators Mitchler,
32. Bloom, Vadalabene and all Senators and it's congratulatory.
33. Senate Resolution 199, offered by Senator Kosinski,

1. Hynes, and all Senators and it's congratulatory.

2. Senate Resolution 200, offered by Senator Davidson  
3. and all Senators and it's congratulatory.

4. Senate Resolution 201, offered by Senator Kosinski  
5. and all Senators and it's congratulatory.

6. Senate Resolution 202, offered by Senator Hynes  
7. and all Senators and it's a death resolution.

8. PRESIDENT:

9. Do we have leave to place these congratulatory  
10. resolutions on the Consent Calendar? Leave is granted.  
11. On the Secretary's Desk is a...on the Order of  
12. ...of Concurrences is a Senate Bill 1373, Senator Shapiro.

13. As we've indicated before, any noncontroversial non-  
14. concurrences will be called. Senator Shapiro.

15. SENATOR SHAPIRO:

16. Mr. President and members of the Senate.

17. I would like to move that the Senate nonconcur in House  
18. Amendments No. 1 and 2 to Senate Bill 1373.

19. PRESIDENT:

20. Senator Shapiro moves that the Senate nonconcur  
21. in House Amendments 1 and 2 to Senate Bill 1373.

22. Those in favor say Aye. Those...those opposed Nay.

23. The Ayes have it. The motion carries and the Secretary  
24. shall so inform the House. Senator Philip.

25. SENATOR PHILIP:

26. Thank you, Mr. President. As long as we're on the  
27. Secretary's Desk on nonconcurrences, I think I have one  
28. that is noncontroversial. Senate Bill 1317.  
29. And I move we do not concur on House Amendment...it looks  
30. like No. 1.

31. PRESIDENT:

32. Senator Philip moves...Senator Philip moves that  
33. the Senate nonconcur in House Amendment No. 1 to Senate  
34. Bill 1317. All those in favor of the motion to nonconcur

1. signify by saying Aye. Opposed. The Ayes have it. The Senate  
2. does not concur in House Amendment No. 1 to Senate Bill  
3. 1317 and the Secretary will so inform the House. Resolutions.

4. SECRETARY:

5. Senate Resolution 202, offered by Senators Leonard  
6. and others.

7. PRESIDENT:

8. Senator Leonard.

9. SENATOR LEONARD:

10. Mr. Chairman, I ask leave to have this resolution  
11. introduced and placed on Order of the Secretary's Desk  
12. and I would like to have it on the Calendar for everybody's  
13. review tomorrow.

14. PRESIDENT:

15. You've heard the motion by Senator Leonard. All  
16. those in favor signify by saying Aye. Opposed. The  
17. Ayes have it. So ordered. We have three additional  
18. requests on House Bills on 3rd reading to be brought back to  
19. the Order of 2nd reading and that will conclude the business  
20. of the Senate for the evening. And the Chair would  
21. remind the membership that there is a meeting of...a meeting  
22. of Appropriations II at 8:30 tomorrow morning. On the  
23. Order of House Bills, 3rd reading, House Bill 230.  
24. Senator Knuppel requests leave to bring the bill back to the  
25. Order of 2nd reading for the purpose of amendment. Is leave  
26. granted? Leave is granted. House Bill 230.

27. SECRETARY:

28. Amendment No. 1 offered by Senator Knuppel.

29. PRESIDENT:

30. Senator Knuppel.

31. SENATOR KNUPPEL:

32. Which one is it? How does it start out?

33. SECRETARY:

1. It's...it would be the shorter of the two that you  
2. laid up here...

3. SENATOR KNUPPEL:

4. The one that starts out, the employer does not include?

5. SECRETARY:

6. Right.

7. SENATOR KNUPPEL:

8. All right. I offer Amendment No. 1. What this  
9. does is qualifies the language of who is the employer  
10. and provides that an employer does not include a person,  
11. partnership or corporation engaged in seasonal agricultural...  
12. or agricultural processing pursuits. I move the adoption...

13. PRESIDENT:

14. Is there any discussion? Senator Knuppel moves the  
15. adoption of Amendment No. 1. All those in favor signify  
16. by saying Aye. Opposed. The Ayes have it. The amendment  
17. is adopted. Any further amendments?

18. SECRETARY:

19. Amendment No. 2 offered by Senator Knuppel.

20. SENATOR KNUPPEL:

21. Amendment No. 2 is an amendment that's been prepared  
22. by the Illinois Manufacturing Association. It's in the  
23. order of a grandfather clause. Many, many people are employed  
24. and it would be a great task for industry to go through  
25. and require establishment of residency or right to work and they  
26. want it to affect only new employees and that's what this  
27. amendment does and I move the adoption of Amendment No. 2.

28. PRESIDENT:

29. ...discussion? Senator Knuppel moves the adoption  
30. of Amendment No. 2. All those in favor signify by saying  
31. Aye. Opposed. The Ayes have it. The amendment is adopted.  
32. Any further amendments?

33. SECRETARY:

1. Amendment No. 3 offered by Senator Nimrod.

2. PRESIDENT:

3. Senator Nimrod.

4. SENATOR NIMROD:

5. Yes, Mr. President and fellow Senators. This  
6. amendment was...amendment that was suggested in  
7. committee and the House sponsor had agreed to it and what  
8. it does it changes some of the obligations of the employer  
9. that the only thing he would have to do in order to relieve  
10. him of his obligations is to get a written statement  
11. from the employee that he is either a citizen, a legal  
12. alien, or that he is not an illegal alien and I would  
13. move for the adoption.

14. PRESIDENT:

15. Senator Knuppel.

16. SENATOR KNUPPTEL:

17. You are telling me, Senator Nimrod, that the  
18. House sponsor agreed to this in committee.

19. SENATOR NIMROD:

20. Yes, Senator Knuppel. It was stated that he would not  
21. object to us putting it onto the bill.

22. SENATOR KNUPPTEL:

23. I'm sure that he...that he never has expressed himself  
24. in that manner to me and therefore, I think, you know, that  
25. I personally will oppose the amendment, but if that's what  
26. the man told you, I have no way of refusing...I had to go  
27. to another meeting. But he's never...he's never conveyed  
28. that to me.

29. PRESIDENT:

30. Senator Berman.

31. SENATOR BERMAN:

32. Will the sponsor yield.

33. PRESIDENT:

34. Senator...Senator Berman, are you prepared to object?

1. If this amendment is controversial under a prior agreement,
2. I think...pardon me?
3. SENATOR BERMAN:
4. I just have one question.
5. PRESIDENT:
6. Senator Berman.
7. SENATOR BERMAN:
8. Does this strike all of the requirements as far as
9. birth certificates or national...naturalization papers and
10. all you need is a written certificate, is that what you're
11. doing?
12. SENATOR NIMROD:
13. This strikes the lines from...line 23 through 30 on page
14. 4 which does cover the part where he needs to be attesting
15. to a citizenship for legal aliens where he must supply
16. those documents. Yes.
17. SENATOR KNUPPEL:
18. I did not hear the answer.
19. PRESIDENT:
20. Senator Nimrod.
21. SENATOR NIMROD:
22. Yes, this does strike and deletes the lines 23 through
23. 30 which do provide for the written affirmation of the
24. citizenship which Senator Berman was asking about. It does..it does
25. delete those lines and replace it with this requirement.
26. PRESIDENT:
27. Senator Knuppel.
28. SENATOR KNUPPEL:
29. Those are the five basic things that were in the
30. original bill, is that correct?
31. PRESIDENT:
32. Senator Nimrod.
33. SENATOR NIMROD:

1. That's correct.

2. SENATOR KNUPPEL:

3. And substituted for that is...are one of three things,  
4. either a written instrument saying that from the employee  
5. saying that he is...he's a citizen or he's a legal  
6. alien or not an illegal alien and this is the very thing  
7. that I feel I'm opposed to and then on page 5, what do you  
8. delete in line 35 and in line...and then on page 5 be  
9. deleting 1 through 8.

10. SENATOR NIMROD:

11. The deletions there are those provisions, the certified  
12. birth certificate or citizenship or naturalization or the  
13. identification. It removes the requirements of him having  
14. to...the employer having to see one of those official  
15. documents.

16. SENATOR KNUPPEL:

17. Well, I'm...I...I...I mean I personally...the  
18. ...what's required is so innocuous that it completely  
19. deletes the bill. All...all a fellow has to do is come  
20. up and give a written...a written statement that he's a  
21. citizen. It doesn't even have to be under oath. A citizen,  
22. a legal alien or not an illegal alien, which...

23. PRESIDENT:

24. Senator Knuppel, you are...you are going to object  
25. to the amendment, I take it.

26. SENATOR KNUPPEL:

27. I...I have to object to the amendment.

28. PRESIDENT:

29. Under our agreement, that amendment is controversial and  
30. I think, Senator Nimrod, would you withdraw the amendment?  
31. We'll put the bill back on the Order of 3rd reading and you  
32. discuss it with Senator Knuppel about...

33. SENATOR NIMROD:



1. Well, what was the...why can't the amendment...  
2. will I...can I get the bill back? You want to have it when  
3. the full Senate is here? Is that what you're...

4. PRESIDENT:

5. That's what we announced at the beginning.  
6. It is not...

7. SENATOR NIMROD:

8. Can we have the bill brought back to 2nd reading  
9. and discuss it again when...

10. SENATOR KNUPPTEL:

11. Certainly...certainly I'll be glad tomorrow when the Body is  
12. here or whenever it comes up again to give you your  
13. opportunity but...

14. SENATOR NIMROD:

15. Thank you.

16. SENATOR KNUPPTEL:

17. ...a lot of people have left and I...I feel it should  
18. go back to 3rd then.

19. PRESIDENT:

20. Amendments 1 and 2 have been adopted and Amendment  
21. No. 3 has been withdrawn to be offered later. Any further  
22. amendments?

23. SECRETARY:

24. No further amendments.

25. PRESIDENT:

26. 3rd reading. House Bill 2177, Senator Schaffer requests  
27. leave to bring the bill back to the Order of 2nd reading.  
28. Is leave granted? Leave is granted. Senator...  
29. leave is granted to bring the bill back to the Order of  
30. 2nd reading. Senator Schaffer.

31. SENATOR SCHAFFER:

32. Mr. President, there was an amendment placed on the  
33. bill in the Senate by Senator Bloom. It turns out that that

1. amendment is controversial, so having voted on the prevailing  
2. side for Senate Amendment No. 1 to House Bill 2177, I move  
3. to reconsider the vote by which that amendment was adopted.

4. PRESIDENT:

5. Senator Schaffer moves to reconsider the...Senator  
6. Rock, for what purpose...

7. SENATOR ROCK:

8. Does the sponsor of the original amendment have  
9. any objection ?

10. SENATOR SCHAFFER:

11. No, he does not. I would not move the amendment  
12. off when he is not here if I felt he had any objection  
13. whatsoever.

14. PRESIDENT:

15. Senator Schaffer moves to reconsider the vote by  
16. which Amendment No. 1 was adopted. All those in favor  
17. signify by saying Aye. Opposed. The Ayes have it.  
18. The vote is reconsidered. Senator Schaffer moves  
19. to Table Amendment No. 1. All those in favor signify by  
20. saying Aye. Opposed. The Ayes have it. The amendment  
21. is Tabled. Any further amendments?

22. SECRETARY:

23. No further amendments.

24. PRESIDENT:

25. 3rd reading. House Bill 208...2089, Senator Knuppel.

26. SENATOR KNUPPEL:

27. Yes, I would like to have leave...

28. PRESIDENT:

29. ...requests leave to bring the bill back to the Order...

30. SENATOR KNUPPEL:

31. ...there's two agreed to amendments.

32. PRESIDENT:

33. Senator Knuppel requests leave to bring House Bill

1. 2089 back to the Order of 2nd reading for the purpose  
2. of amendment. Is leave granted? Leave is granted.  
3. On the Order of 2nd reading, House Bill 2089.  
4. Senator Knuppel, our record indicates that bill is  
5. already on the Order of 2nd reading. It has not been moved  
6. to 3rd, is that correct? Well, Senator Knuppel, since  
7. we're on House Bill 2089, read the bill, Mr. Secretary.  
8. SECRETARY:  
9. House Bill 2089.  
10. (Secretary reads title of bill)  
11. 2nd reading of the bill. No committee amendments.  
12. PRESIDENT:  
13. Any amendments from the Floor?  
14. SECRETARY:  
15. Amendment No. 1 offered by Senator Knuppel.  
16. PRESIDENT:  
17. Senator Knuppel.  
18. SENATOR KNUPPEL:  
19. Amendment No. 1 is...has been agreed to with Senator  
20. Glass and it amends the bill to provide additional  
21. information and cautionary instructions in the notice to the  
22. taxpayer.  
23. PRESIDENT:  
24. Is there any discussion? Senator Knuppel moves the  
25. adoption of Amendment No. 1.  
26. SECRETARY:  
27. Senator Knuppel, is that the amendment that says,  
28. this property was sold for the sum of? Okay.  
29. PRESIDENT:  
30. Senator Knuppel moves the adoption of Amendment No. 1.  
31. All those in favor signify by saying Aye. Opposed. The  
32. Ayes have it. The amendment is adopted. Any further amendments?  
33. SECRETARY:

1. Amendment No. 2 offered by Senator Knuppel.

2. PRESIDENT:

3. Senator Knuppel.

4. SENATOR KNUPPEL:

5. The other amendment is an amendment that was sought  
6. by Senator Rock, as I understand it. I may have these  
7. crossed up, I don't know. But it's agreed to and it also  
8. adds additional information for the benefit of the taxpayer  
9. on redemption.

10. PRESIDENT:

11. Senator Knuppel moves the adoption of Amendment No. 2.  
12. All those in favor signify by saying Aye. Opposed. The  
13. Ayes have it. The amendment is adopted. Any further  
14. amendments?

15. SECRETARY:

16. No further amendments.

17. PRESIDENT:

18. 3rd reading. Is there any further business to come before  
19. the Senate? If not,...Senator Berman, for what purpose  
20. do you arise?

21. SENATOR BERMAN:

22. Mr. President, the distinguished Chairman of  
23. the Senate Judiciary I Committee has asked me to announce  
24. that there will be a hearing on the products liability  
25. legislation at 10:00 a.m. in Room A-1 tomorrow morning.

26. PRESIDENT:

27. Is there any further business to come before the  
28. Senate? Senator Shapiro moves that the Senate stand adjourned  
29. until 12:00 o'clock noon tomorrow. All those in favor signify  
30. by saying Aye. Opposed. The Ayes have it. Senate stands  
31. adjourned.

32.

33.