

78TH GENERAL ASSEMBLY

March 1, 1973

1. PRESIDENT:

2. Will the Senate please come to order? The prayer will be
3. offered by Dr. Thomas Luke, of the First Methodist Church of
4. Springfield.

5. (Prayer given by Dr. Luke)

6. PRESIDENT:

7. Reading of the Journal. Senator Soper.

8. SENATOR SOPER:

9. ... Mr. President, members of the Senate, I move to postpone
10. reading and approval of the Journal of February 28th pending
11. arrival of the printed Journal.

12. PRESIDENT:

13. Are there additions or corrections? If not, the ... the
14. motion is to postpone reading of the Journal until the arrival
15. of the printed Journal. Is there leave? So ordered. Committee
16. report.

17. SECRETARY:

18. Senator Graham, Chairman of the Committee on the Assignment
19. of the bills reports the following bills assigned to Committee.
20. To the Committee on Appropriations: Senate Bill 200. To the
21. Committee on Elections: Senate Bills, 193, 194, 201, 209, and
22. 210. To the Committee on Industry and Labor: Senate Bills 198
23. and 205. To the Committee on Insurance and Financial Institutions:
24. Senate Bill 196. Committee on Judiciary: Senate Bills 197,
25. 199, 202 and 208. To the Committee on Local Government: Senate
26. Bills 195, 203, 204 and 206. To the Committee on Revenue: Senate
27. Bills 192 and 211. To the Committee on Transportation and Public
28. Utilities: Senate Bills 191 and 207. Senator Sours, the Chair-
29. man of the Committee on Judiciary reports SB 106 with the
30. recommendation the bill Do Pass. Senator Ozinga, the Chairman
31. of the Committee on Executive reports SB 133, with recommendation
32. the bill Do Pass. Senator Ozinga, the Chairman of the Committee
33. on Executive to which was referred to the Governor's message of

1. February 20, 1973, reports the same back in part, with the rec-
2. ommendation that the Senate advise and consent to the appoint-
3. ments considered by the Executive Committee and reported to the
4. Senate.

5. PRESIDENT:

6. Senator Ozinga.

7. SENATOR OZINGA:

8. Now ... I would move you now that the Senate resolve itself
9. into Executive Session for consideration of the Governor's
10. message.

11. PRESIDENT:

12. The Senate is resolved into Executive Session, for the
13. consideration of the Governor's message of ... February 20.
14. Senator Ozinga.

15. SENATOR OZINGA:

16. Mr. President, the Senate Executive Committee heard the
17. Honorable Russell T. Dawe, to be nominated as the Department of
18. Mines and Minerals. John D. Foster, as Illinois Civil Service
19. Commission member and Chairman. Kenneth Holland, as Director
20. of Department of Labor. Maurice Perlin, as Chief Justice of
21. the Court of Claims and Dwight E. Pitman, as Superintendent as
22. Superintendent of the Police. I would now move you that the
23. Senate do hereby advise and consent to these appointments ...
24. of the Governor.

25. PRESIDENT:

26. The motion is that the Senate shall advise and consent to
27. the names presented in the letter of February 20. Is there dis-
28. cussion? Does the Senate advise and consent to the nominations
29. just made? All in favor signify by ... yeh ... a roll call is
30. required. Secretary ... Sen ... Senator Partee.

31. SENATOR PARTEE:

32. No. I was just saying it has to be roll call, I think.

33. PRESIDENT:

1. Yes. Secretary will call the roll.

2. SECRETARY:

3. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew,

4. Clarke, Conolly, Course, Daley, Davidson, Donnewald, Dougherty,

5. Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Hynes, Johns,

6. Keegan, Knuepfer, Knuppel, Kosinski, Latherow, McBroom, McCarthy,

7. Merritt, Mitchler, Howard Mohr, Don Moore, Netsch, Newhouse,

8. Nimrod, Nudelman, Ozinga, Palmer, Partee, Regner, Rock, Roe,

9. Romano, Saperstein, Savickas ... Savickas, Schaffer, Scholl,

10. Shapiro, Smith, Sommer, Soper, Sours, Swinarski, Va...Vadalabene,

11. Walker, Weaver, Welsh, Wooten, Mr. President.

12. PRESIDENT:

13. On that motion, the yeas are 46, the nays are none and

14. the Senate does advise and consent to the nominations just made.

15. Senator Ozinga.

16. SENATOR OZINGA:

17. The Senate will now arise.

18. PRESIDENT:

19. Is there leave? So ordered. Resolutions? Senator Soper.

20. SENATOR SOPER:

21. Mr. President, in order to give the members of the Local

22. Government Committee a little time ... it has been a request that

23. we advance the time of the hearing on the bills this afternoon

24. from 4:15 to 2:30, in order that some of the members may go to

25. the Transportation and Public Utilities Committee at 4:15, so

26. I've checked with the Minority ... Senator, the Minority Leader ...

27. Senator Dougherty and he checked with his contingency and they

28. all think it's all right and our people think it's all right, so

29. I'll say now that Local Government will meet in 212, at 2:30,

30. this afternoon.

31. PRESIDENT:

32. ... Senator ... it ... it might be appropriate that to keep

33. us used to the regulary scheduled time, why don't you make that

1. 2:15 and change to ... the ... two hour earlier period?

2. SENATOR SOPER:

3. Mr. President, I said 2:15 but the Minority Leader said

4. that there was a witness coming down, be here at 2:30, so

5. we'll make it 2:15 and we'll wait for the witness. Okay.

6. 2:15 ladies and gentlemen. Room 212, Local Government, this

7. afternoon.

8. PRESIDENT:

9. Resolutions.

10. SECRETARY:

11. Senate Resolution No. 39 by Senator Savickas and it's

12. congratulatory.

13. PRESIDENT:

14. Senator Savickas.

15. SENATOR SAVICKAS:

16. ... I would move for ... postponement of Rule No. 4 and

17. immediate consideration of the Senate Resolution.

18. PRESIDENT:

19. Is there leave? Senator Savickas has moved.

20. SENATOR SAVICKAS:

21. Which Resolution is this ... for Eddie ... Bravick?

22. SECRETARY:

23. Bravick.

24. SENATOR SAVICKAS:

25. I would ask that ... all members of the Senate join me in

26. sponsorship of this ... this is ... congratulating Mr. Eddie

27. Bravick ... who became the business manager of the Plumbers

28. Union ... Local 130 in Chicago ... I'm sure many of you know Mr.

29. Eddie Bravick, he's been down here many times and throughout

30. the State on business for the plumbers.

31. PRESIDENT:

32. Is there leave for all Senators to be joined as co-sponsors

33. in Senator Savickas' Resolution? So ordered. All in favor of

1. the adoption of the Resolution signify by saying aye. Contrary
2. nay. The Resolution is adopted.

3. SECRETARY:

4. Senate Joint Resolution No. 14 by Senator Knuppel and it's
5. ... provides for a Constitutional Amendment.

6. PRESIDENT:

7. Executive Committee.

8. SECRETARY:

9. Senate Joint Resolution No. 15. Constitutional Amendment.

10. PRESIDENT:

11. Executive Committee.

12. SECRETARY:

13. By Senator Berning. Senate Joint Resolution No. 16 by
14. Senator Savickas and it's congratulatory.

15. PRESIDENT:

16. Senator Savickas.

17. SENATOR SAVICKAS:

18. Mr. President, fellow Senators, I would move for immediate
19. consideration and adoption of Senate Joint Resolution ... what
20. is that number ... 16. It's just a Congratulatory Resolution
21. for a girl from my district that was the Illinois Junior Miss
22. runner-up in a pageant they held in December.

23. PRESIDENT:

24. Senator Savickas seeks leave of the body for the immediate
25. consideration of Senate Resolution 16. Is there leave? All
26. in favor of the adoption of the Resolution signify by saying aye.
27. Contrary nay. Resolution 16 is adopted.

28. SECRETARY:

29. Senate Joint Resolution 17 by Senator Mitchler and it
30. directs the Environmental Protection Agency to establish a ...
31. an award system.

32. PRESIDENT:

33. Senator Mitchler.

1. SENATOR MITCHLER:

2. ... Mr. President, members of the Senate ... I would like to
3. briefly explain this because I would like to invite other Sen-
4. ators who might feel like they would like to join in the sponsor-
5. ship of this Resolution. Many significant advances with the
6. respect to the resolving of the problems of environmental
7. pollution have been made by political entities of the State
8. as well as the private sector ... now I believe we all agree that
9. the public relations of the EPA and PCB throughout the State are
10. rather low and ... many of the people have a misunderstanding
11. about the contribution that the political entities of this State,
12. both private and public sector, have contr... contributed to the
13. Environmental Pollution Control Process. And, this Resolution
14. which is going to be referred to Committee would direct the
15. Environmental Protection Agency to establish an award system
16. ... certain types of certificates, a flag or plaque to recognize
17. those that are contributing and in many cases large sums of
18. money from their, what otherwise would be profits, to anti-pol-
19. lution problems. Now, it is only fitting that these people and
20. industry and individuals who contribute should be recognized.
21. And, I would invite any of these Senators who would like to join
22. in sponsorship of this Senate Joint Resolution to so do. Thank
23. you.

24. PRESIDENT:

25. Executive. Introduction of bills. Senator Glass.

26. SENATOR GLASS:

27. ... Mr. President, members of the Senate, would like the
28. records to show that Senator Roe is absent today because he is
29. attending a funeral in his district.

30. PRESIDENT:

31. Record will so show. Senator Wooten ... Senator Wooten.

32. SENATOR WOOTEN:

33. A point of personal privilege, Mr. President, I would like

1. leave of this body to be added as co-sponsor of Senate Bill 187.
2. PRESIDENT:
3. Is there leave? The record will so show. Senator Merritt.
4. SENATOR MERRITT:
5. Mr. President, members of the Senate...on a same type of
6. matter, I would like the record to show that Senator McBroom is
7. absent today because of illness.
8. PRESIDENT:
9. Is there leave? So ordered. Senator Daley.
10. SENATOR DALEY:
11. Mr. President, I ask leave to co-sponsor SB 181 and 182.
12. PRESIDENT:
13. Is there leave? The record will so show. Senator Rock.
14. SENATOR ROCK:
15. Yes, Mr. President, I would ask that the Journal reflect
16. the fact that Senator Course is absent due to illness.
17. PRESIDENT:
18. The record will so show. Senator Bell.
19. SENATOR BELL:
20. Yes, Mr. President, I'd like leave of the Senate to be
21. a co-sponsor of Senate Joint Resolution 17.
22. PRESIDENT:
23. Is there leave? The record. So ordered. Senator Mitchler.
24. SENATOR MITCHLER:
25. Mr. President, and members of the Senate, seated in the
26. President's gallery, my immediate right, a group of businessmen
27. from the Aurora area, in Kane and the surrounding counties that
28. had been down visiting...Springfield and the House and Senate
29. yesterday and today. They represent the Aurora...great Aurora
30. Chamber of Commerce and the Valley Industrial Association and...
31. gentlemen and ladies of the Senate, I would like to have you
32. recognize them if they would please rise.
33. PRESIDENT:

1. Senator Mohr.

2. SENATOR MOHR:

3. Mr. President and members of the Senate, I'd like the

4. Journal to show that ... Senator Graham is absent today due to

5. ... being out of town on State business.

6. PRESIDENT:

7. The record will so show. Senator Newhouse.

8. SENATOR NEWHOUSE:

9. Mr. President, Senators, I'd like leave of this Body to

10. ... become co-sponsor of SB 149, which is the Press Shield Bill.

11. PRESIDENT:

12. Is there leave? The record will so show. We ... will ...

13. return to the order of Resolutions. Proceed.

14. SECRETARY:

15. Senate Joint Resolution 18 by Senators Fawell, Netsch,

16. Harris, Conolly, Knuepfer, Clark, Regner, Glass, Bell, Shapiro,

17. Roe, Graham, Walker, Berning and Conolly. Constitutional Amendment.

18. PRESIDENT:

19. Executive Committee. Introduction of bills.

20. SECRETARY:

21. SB 212 by Senator Don Moore.

22. (Secretary reads title of bill)

23. SB 213 by Senator Johns.

24. (Secretary reads title of bill)

25. SB 214 by Senator Berning.

26. (Secretary reads title of bill)

27. SB 215 by Senator Berning.

28. (Secretary reads title of bill)

29. SB 216 by Senator Weaver.

30. (Secretary reads title of bill)

31. SB 217 by Senators Ozinga and Soper.

32. (Secretary reads title of bill)

33. SB 218 by Senators Ozinga, Walker, Bartulis, Don Moore,

1. Soper, Chew and Vadalabene.
2. (Secretary reads title of bill)
3. SB 219 by Senator Savickas.
4. (Secretary reads title of bill)
5. SB 220 by Senators Nimrod, Mitchler, Scholl and Bell.
6. (Secretary reads title of bill)
7. SB 221 by Senators Nimrod, Mitchler, Scholl and Bell.
8. (Secretary reads title of bill)
9. SB 222 by Senators Soper, Mohr, Regner, Nimrod, Knuepfer,
10. Glass and Berning.
11. (Secretary reads title of bill)
12. SB 223 by Senators Fawell, Harris, Graham, Mohr, Howard
13. Mohr, Clark, Knuepfer, Mitchler, Glass, Kosinski, Berning,
14. Schaffer, Scholl, Regner, Weaver, Hynes, Wooten, Netsch and Keegan.
15. (Secretary reads title of bill)
16. SB 224 by the same sponsors.
17. (Secretary reads title of bill)
18. SB 225 by the same sponsors.
19. (Secretary reads title of bill)
20. SB 226 by Senator Bruce.
21. (Secretary reads title of bill)
22. PRESIDENT:
23. Senator Bruce.
24. SENATOR BRUCE:
25. This is SB 226, I've spoken to the Chairman of Local Govern-
26. ment, and I would like to have that advanced to 2nd reading with-
27. out reference to committee, its the vacation of an easement.
28. PRESIDENT:
29. Senator Bruce ... has moved that SB ... what is the number?
30. SECRETARY:
31. 226.
32. PRESIDENT:
33. SB 226 be read a 1st time and advanced to 2nd reading with-
34. out reference. All in favor of the motion signify by saying aye.

1. Contrary nay. The motion is carried and SB 226 is read and
2. advanced to 2nd reading without reference.
3. SECRETARY:
4. SB 227 by Senator Wooten.
5. (Secretary reads title of bill)
6. 1st reading of the bills.
7. PRESIDENT:
8. Senator Wooten.
9. SENATOR WOOTEN:
10. I would like. Mr. President, I would like to request
11. leave of this Body to advance this bill to second reading
12. without reference to committee.
13. PRESIDENT:
14. Senator Wooten, has moved, SB 227 be read a first time and
15. advanced to 2nd reading without reference to committee, all
16. in favor of the motion signify by saying aye. Contrary nay.
17. The motion is carried. So ordered.
18. SECRETARY:
19. SB 228 by Senator Knuppel.
20. (Secretary reads title of bill)
21. SB 229 by Senators Regner, Weaver, Dougherty and Rock.
22. (Secretary reads title of bill)
23. SB 230 by Senators Palmer and Nudelman.
24. (Secretary reads title of bill)
25. SB 231 by Senator Nudelman and Palmer.
26. (Secretary reads title of bill)
27. SB 232 by Senator Carroll.
28. (Secretary reads title of bill)
29. 1st reading of the bills.
30. PRESIDENT:
31. Senator Glass.
32. SENATOR GLASS:
33. Mr. President, members of the Senate, I would request that...

1. leave to be added as a co-sponsor to SB 220 and 221.
2. PRESIDENT:
3. Is there leave? So ordered. Senator Glass will be
4. added as a co-sponsor to SB 220 and 221. You wanna stay
5. on introduction? You've got some more haven't ya?
6. SECRETARY:
7. SB 233 by Senator Buzbee.
8. (Secretary reads title of bill)
9. SB 234 by Senators Welsh, Romano, Kosinski, Sours
10. and Don Mohr.
11. (Secretary reads title of bill)
12. SB 235 by Senators Knuepfer and Netsch.
13. (Secretary reads title of bill)
14. SB 236 by the same sponsors.
15. (Secretary reads title of bill)
16. SB 237 by the same sponsors.
17. (Secretary reads title of bill)
18. SB 238 by Senator Knuepfer.
19. (Secretary reads title of bill)
20. SB 239 by Senator Knuepfer.
21. (Secretary reads title of bill)
22. SB 240 by Senators Knuepfer.
23. (Secretary reads title of bill)
24. SB 241 by Senator Knuepfer.
25. (Secretary reads title of bill)
26. SB 242 by Senator Knuepfer.
27. (Secretary reads title of bill)
28. SB 243 by Senators Knuepfer and Berning.
29. (Secretary reads title of bill)
30. 1st reading of the bills.
31. PRESIDENT:
32. Resolutions.
33. SECRETARY:

1. Senate Resolution No. 40 by Senators Palmer, Partee and
2. Harris.

3. PRESIDENT:

4. Senator Palmer.

5. SENATOR PALMER:

6. Members of the Senate, Mr. President, I have a Resolution
7. here congratulating the appointments; recent appointment of
8. our former member, Robert E. Cherry, to the Circuit Court of
9. Cook County. I would like to ask leave to read this Resolution.
10. But in connection with this Resolution, I would also like to
11. make an announcement that at this present moment, right now,
12. the installation ceremonies are taking place in the Civic Center
13. in Chicago. Now, gentlemen, the Resolution:

14. WHEREAS, this Body takes pride in the knowledge that Robert
15. E. Cherry, former Assistant Majority Leader of the Illinois State
16. Senate has recently been appointed a judge of the Circuit Court
17. of Cook County, and

18. WHEREAS, he served with distinction as a member of this
19. Body having been continually re-elected since 1954, and

20. WHEREAS, he has been a practicing attorney since 1932 and
21. as a member of various professional and civic organization;
22. The Chicago Bar Association, Decalogue Society of Lawyers and
23. the City Club of Chicago, to name but a few

24. THEREFORE, be it resolved by the Senate of the 78th Gen-
25. eral Assembly of the State of Illinois that we congratulate the
26. Honorable Robert E. Cherry upon his recent appointment to the
27. bench that we know he will serve the people of Chicago in the
28. same conscientious and industrious manner as a judge as he
29. formerly marked his career as a legislator. That we extend
30. to him our best wishes for the future

31. AND, be it further resolved that a suitable copy of this
32. Preamble and Resolution be presented to Judge Robert E. Cherry.
33. Gentlemen, I move that this Resolution, the rules be waived and

1. this Resolution be adopted and that all Senators join in this
2. reso ... the adoption.

3. PRESIDENT:

4. Senator Palmer has moved that the rules be suspended for
5. the immediate consideration of the adoption of the Resolution.
6. All in favor signify by saying aye. Contrary nay. Is there
7. leave for all Senators to be joined as co-sponsors? So ordered.
8. Senator Nudelman. All in favor of the adoption of the Reso-
9. lution signify by saying aye. Contrary nay. The Resolution is
10. adopted. Resolutions.

11. SECRETARY:

12. Senate Joint Resolution No. 19 by Senator Kosinski ...
13. that expresses gratitude for the numerous individuals.

14. PRESIDENT:

15. It is a ... Senator ... Executive Committee. Introduction
16. of bills.

17. SECRETARY:

18. SB 244 by Senator Swinarski.

19. (Secretary reads title of bill)

20. 1st reading of the bill.

21. SB 245 by Senator Netsch.

22. (Secretary reads title of bill)

23. 1st reading of the bill.

24. PRESIDENT:

25. Messages from the House.

26. SECRETARY:

27. A message from the House by Mr. Selcke, Clerk:

28. Mr. President - I am directed to inform the Senate that
29. the House of Representatives has passed a bill of the following
30. title and the passage of which I am instructed to ask concurrence
31. of the Senate, to wit:

32. House Bill 201: a bill for an act making supplemental ap-
33. propriations for certain ordinary and contingent expenses of

1. the Office of State Comptroller.

2. A message from the House by Mr. Selcke:

3. Mr. President - I am directed to inform the Senate that
4. the House of Representatives has passed bills of the following
5. titles and the passage to which I am instructed to ask in con-
6. currence of the Senate, to wit:

7. House Bill 71: a bill making ... for An Act making appro-
8. priation to pay the mileage for presidential electors.

9. House Bill 184: a bill for An Act to amend Section 48-105
10. of the Illinois Governmental Ethics Act, approved August 26, 1967,
11. as amended.

12. Passed the House February 28, 1973.

13. Mr. Fredric B. Selcke, Clerk of the House.

14. A message from the House by Mr. Selcke, Clerk:

15. Mr. President - I am directed to inform the Senate that
16. the House of Representatives has adopted the following Preamble
17. and Joint Resolution in the adoption of which to ask in concur-
18. rence of the Senate, to wit:

19. House Joint Resolution No. 11 and it's congratulatory.

20. PRESIDENT:

21. Senator Conolly ... House Joint Resolution 11 ... I believe
22. you want to assume the sponsorship of that.

23. SENATOR CONOLLY:

24. Yes, I do, Mr. President, and I would now since it is a ...
25. a noncontroversial issue now ask that Rule 4 or the appropriate
26. Rule be waived so we can have immediate consideration of this.
27. It's just talks about a ... member who is retiring from the
28. Lake County Board of Supervisors.

29. PRESIDENT:

30. It is a Congratulatory Joint Resolution. Senator Conolly has
31. moved for the suspension of the rules and the immediate considera-
32. tion of the adoption of the Resolution. All in favor signify by
33. saying aye. Contrary nay. The motion is adopted. All in favor

1. of the adoption of the Resolution signify by saying aye. Contrary
2. nay. The Resolution is adopted.

3. SECRETARY:

4. Message from the President: To the members of the Senate,

5. I hereby appoint the following Senators to the commissions and
6. committees as indicated in this letter.

7. Senator A. C. Bartulis Agricultural Export Advisory
8. Committee

9. Health Care Licensure Commission

10. Senator James F. Bell Intergovernmental Cooperation

11. Commission

12. Mental Health Commission

13. Spanish Speaking Peoples Commission

14. Senator Karl Berning Pension Laws Commission

15. Senator Terrel E. Clarke Multistate Tax Compact

16. Senator John H. Conolly Legislative Council

17. Senator John Davidson Legislative Space Needs Commission

18. Insurance Laws Commission

19. Senator Harris W. Fawell Judicial Advisory Council

20. Senator Bradley M. Glass Judicial Advisory Council

21. Legislative Reference Bureau

22. Senator John A. Graham Intergovernmental Cooperation

23. Commission

24. Legislative Space Needs

25. Commission

26. Senator Harber H. Hall Legislative Audit Commission

27. Travel Agency and Passenger

28. Carrier Study Commission

29. Senator ... William C. Harris Legislative Space Needs

30. Commission

31. Senator Jack T. Knuepfer County Problems Commission

32. Mental Health Fund Advisory

33. Committee

1. Sudden Infant Death Syndrome Study
2. Commission
3. Senator Clifford B. Latherow Commission to Visit and Examine
4. State Institutions
5. Illinois-Mississippi Canal and
6. Sinnissippi Lake Commission
7. Senator Edward McBroom Intergovernmental Cooperation
8. Commission
9. Legislative Audit Commission
10. Senator Rom Merritt International Trade and Port Pro-
11. motion Advisory Committee
12. Tourism Advisory Council
13. Senator Robert W. Mitchler Legislative Council
14. Labor Laws Commission
15. General Assembly Retirement System
16. Senator Howard R. Mohr Toll Road Advisory Committee
17. Legislative Space Needs Commission
18. Travel Agency and Passenger Carrier
19. Study Commission
20. Senator Don A. Moore Election Laws Commission
21. Senator John J. Nimrod, I'm sorry. Intergovernmental Cooperation
22. Commission
23. Urban Education Commission
24. Mental Health Planning Board
25. Senator Frank M. Ozinga Legislative Reference Bureau
26. Senator David J. Regner Legislative Council
27. Senator John B. Roe Legislative Investigating Commission
28. Commission to Visit and Examine State
29. Institutions
30. Sudden Infant Death Syndrome Study
31. Commission
32. Senator Jack Schaffer Toll Road Advisory Committee
33. County Problems Commission

1. Commission on Status of Women
2. Senator Edward T. Scholl Transportation Study Commission
3. Insurance Laws Study Commission
4. Senator David C. Shapiro Pension Laws Commission
5. Illinois-Mississippi Canal and
6. Sinnissippi Lake Study Commission
7. Senator Roger Sommer Health Care Licensure Study Commission
8. Election Laws Commission
9. Recreation Council
10. Senator James C. Soper Insurance Laws Commission
11. Toll Road Advisory Committee
12. Senator Hudson R. Sours Special Events Commission
13. Judicial Advisory Council
14. Senator Jack E. Walker Commission on the Status of Women
15. Senat...Senator...Senator
16. Stanley B. Weaver...
17. Senator Stanley B. Weaver Commission on Economic Development
18. Compact on Education
19. Sincerely yours,
20. William C. Harris, President.

21. PRESIDENT:

22. Senator Sours.

23. SENATOR SOURS:

24. One of my predecessors, Mr. President, from the Peoria
 25. District one time was appointed to the Wildlife Commission, and
 26. how true that was...I wanted...I wanted...to remark...that they
 27. ...there's more than one way to kill a cat. Instead of kissing
 28. it to death and you've just done that to Senator Walker...

29. PRESIDENT:

30. Is there any other Senator who seeks recognition...Senator
 31. Mohr.

32. SEANTOR MOHR:

33. Yes, Mr. Chairman, I don't know what all the fuss is about

1. here this morning. The committee that put these commissions
2. together...I thought did an outstanding job. And we put the
3. people where we thought they were most qualified. And, I might
4. say on this particular commission, there were a number of
5. Senators that requested it and due to Senator Walker's previous
6. experience in...many areas...why we felt that he would
7. be the man for the job. But this particular appointment...
8. was probably the most...well, it was...probably most difficult
9. one to fill, and Jack you're to be complimented...or commended
10. on...on being selected. We congratulate you and wish you...
11. I don't say well...

12. PRESIDENT:

13. Senator Walker.

14. SENATOR WALKER:

15. Well, I'm very happy. I wondered when my good friend...
16. the Minority Leader...Majority Leader, pardon, Weaver was back
17. here awhile ago and said he wanted me to be part...particularly
18. in attention when they announced these committees. But...and
19. when I sent you that note, Mr. President, and said that my present
20. ...committees, the Local...Municipal Problems Commission, and
21. the Legislative Investigating Commission were taking up all my
22. time, I really wasn't sincere. I would appointed myself to
23. this commission when I was the Speaker but ever...what all the
24. other House members on the Republican side wanted on there,
25. and I'm very happy with the appointment because I feel at the
26. tender age of sixty-three, I have very much to offer. And I
27. will do my best to attend all...all the meetings. Thank you.

28. PRESIDENT:

29. Thank you. Senate Bills...before we proceed we have one
30. more bill. Senator Soper.

31. SENATOR SOPER:

32. ...Senator Jack Walker, I just heard a remark here by
33. some ladies. Jack, are you listening? And some of the ladies said,

1. well, girls, what do you think? They said, well, you win some
2. and you lose some.
3. PRESIDENT:
4. Introduction of bills.
5. SECRETARY:
6. SB 246 by Senator Keegan ... excuse me, Wooten, Saperstein,
7. Nudelman, Carroll, Netsch, Hynes, Johns, Dougherty and Donnewald.
8. (Secretary reads title of bill)
9. 1st reading of the bill.
10. PRESIDENT:
11. Senate bill, 2nd reading. Senator Chew. Senate Bill second.
12. SENATOR CHEW:
13. Mr. President, I ... I'd like to have that moved to 3rd.
14. SECRETARY:
15. SB 21, Enactment of Section 3-414, 3-807, 3-808, and 3-809.
16. (Secretary reads title of bill)
17. 2nd reading of the bill. No committee amendments.
18. PRESIDENT:
19. Amendments from the floor. 3rd reading. Senator Dougherty.
20. SENATOR DOUGHERTY:
21. That's SB 19 to the order of 3rd reading. And, also SB 22.
22. PRESIDENT:
23. Is ... Is there leave? Senator Course is ... absent because
24. of illness. With the understanding that ... any member might ...
25. be entitled to the privilege of 2nd reading hearing when Senator
26. Course returns.
27. SENATOR DOUGHERTY:
28. That's all right.
29. SECRETARY:
30. SB 19, An Act to add Section 1-300.
31. (Secretary reads title of bill)
32. 2nd reading of the bill. No committee amendments.
33. PRESIDENT:

1. Amendments from the floor? 3rd reading.
2. SECRETARY:
3. SB 22. An Act to amend Section 3-820.
4. (Secretary reads title of the bill)
5. 2nd reading of the bill. No committee amendments.
6. PRESIDENT:
7. Amendments from the floor? 3rd reading. Senator Sours.
8. SECRETARY:
9. SB 72, An Act to add Section 25.2.
10. (Secretary reads title of the bill)
11. 2nd reading of the bill. No committee amendments. Amendment
12. number 1 by Senator Sours.
13. PRESIDENT:
14. Do you wish to proceed, Senator Sours?
15. SENATOR SOURS:
16. Mr. President, it was suggested by ... the Office of the
17. Comptroller that this bill be amended so that there be a definite
18. commitment by a ... a titled person of the Federal Government, or
19. State Government who would be responsible for some of these vouchers.
20. Now, very briefly, to explain the bill, this bill would permit the
21. U.S. Post Office Department to examine certain vouchers and checks
22. supposed to be forged, having to do with the Public Aid warrants and
23. the Unemployment Compensation. ... The Post Office Department, as
24. of now, had been limited exceedingly ... with reference to the com-
25. parison of these signatures scientifically. They're taken up to
26. Chicago by a courier from Springfield and brought back the same day.
27. The Post Office Department says that isn't enough time. This bill
28. provides for thirty days, and the amendment I have simply makes a
29. titled person, rather than a human being by name, responsible to re-
30. turn the documents to the Comptroller's Office. I, accordingly, move
31. its adoption.
32. PRESIDENT:
33. Senator Savickas.

1. SENATOR SAVICKAS:
2. Are we just on the amendment now and on ... not on the bill?
3. PRESIDENT:
4. Yes, the amendment is before the Senate. Senator Sours moves
5. the ... Any further discussion? All in favor of the adoption of
6. the amendment signify by saying aye. Contrary nay. The motion is
7. carried, and the amendment is adopted. 3rd reading. Senator Sours,
8. do you wish to proceed with 104?
9. SENATOR SOURS:
10. No.
11. PRESIDENT:
12. Senator Buzbee.
13. SENATOR BUZBEE:
14. Mr. ... Mr. President, I'd like to move SB 108 to 3rd reading,
15. please.
16. SECRETARY:
17. SB 108
18. (Secretary reads title of the bill)
19. 2nd reading of the bill. No committee amendments.
20. PRESIDENT:
21. Amendments from the floor. 3rd reading. Senate bills on 3rd
22. reading. Senator Sours.
23. SENATOR SOURS:
24. ... Mr. President, I assured Mr. Green, of Cook County, that
25. I would pull this bill back. He's had an amendment in mind, and
26. I'd like to put this probably over then, if we're still in session,
27. later on today, or if not that, maybe next Wednesday.
28. PRESIDENT:
29. All right. On 105. Do you wish to proceed with consideration
30. of SB 105?
31. SENATOR SOURS:
32. That's ... that's the one.
33. PRESIDENT:

1. Oh. Do you wish to proceed on SB 71?

2. SENATOR SOURS:

3. No.

4. PRESIDENT:

5. Senator Hall ... Harber Hall. Do you wish to proceed on

6. SB 18?

7. SENATOR HARBER HALL:

8. Mr. President, on the order of consideration, postponed is

9. SB 88, and I'd like leave to have it returned to order of 2nd

10. reading for the purpose of amendment.

11. PRESIDENT:

12. Bill ... the bill is ordered to 2nd reading. Senator Hall.

13. SENATOR HARBER HALL:

14. I yield to Senator Buzbee.

15. PRESIDENT:

16. Senator Buzbee, the Secretary informs me Do you have

17. an amendment? Is ... is the amendment prepared?

18. SENATOR BUZBEE:

19. It is, Mr. President.

20. PRESIDENT:

21. Would one of the pages ... respond, please.

22. SENATOR BUZBEE:

23. I'm sorry. I thought you had a copy.

24. SECRETARY:

25. Amendment No. 3 by Senator Buzbee.

26. PRESIDENT:

27. Senator Buzbee.

28. SENATOR BUZBEE:

29. Mr. President, members of the Senate ... this is an amendment

30. which there has been some discussion previous in this Body. Namely,

31. yesterday we have ... expanded the amendments. Made it more palat-

32. able, I think, to members of the right-hand side of the aisle. And,

33. I would like to call for the passage of this amendment. I think

1. every member has a copy on their desk.

2. PRESIDENT:

3. Is there further discussion? All in favor of the adoption
4. of Amendment No. 3, signify by saying aye. Contrary nay. All
5. in favor of the adoption of the amendment signify by arising.
6. Those in favor of rejection of the amendment, rise. The amend-
7. ment is adopted. 3rd reading. It goes back to consideration
8. postponed. Senator Mohr.

9. SENATOR MOHR:

10. Yes, Mr. President ... one of the members asked me about
11. commissions and noted that he was only named to one. For the
12. record, I want them to know that they will ... the members will
13. be retained on the commissions that they had been working on
14. previously. So, we will send out a list to the members so they
15. know what they're on. But, these are just new appointments.

16. PRESIDENT:

17. And there have been some prior appointments this session.
18. ... The members will be notified of their total service by writ-
19. ten communication from the office. Senator Sours.

20. SENATOR SOURS:

21. Mr. President, I'd like to refer again to Senate Bill ...
22. 105 on 3rd reading. Now, upon assurance ... that the amendment
23. to be furnished to me by Mr. Green or the other side ... will
24. provide, as he and I have agreed, then on that basis only I will
25. call that bill back. I'm not calling it back so we can devote
26. ... two or three hours to ... sporous amendments like we did
27. yesterday.

28. PRESIDENT:

29. ... Senator Sours has moved that Senate Bill 105 be recalled
30. to the order of 2nd reading: All in favor of the motion signify
31. by saying aye. Contrary nay. The motion is carried and SB 105
32. is ordered to 2nd reading. Senator Harber Hall.

33. SENATOR HARBUR HALL:

1. ... Mr. President, on the order of consideration postponed
2. is SB 88. It's been thoroughly discussed and cussed ... in this
3. Body for four weeks. I don't think I can add anything ... to
4. favor that I haven't already discussed. Simply to say, that ...
5. many people who would make good public officials have filed their
6. petitions for public office and are running at this time for pub-
7. lic office in various localities throughout the State of Illinois.
8. And they only fail in one respect and that is, they did not file
9. on time an ethics statement of which they were not aware. I do
10. not suggest that it wasn't their responsibility to find out about
11. filing ethics statements. But, the fact of the matter is ... many
12. of them did attempt to contact County Clerks, Township Clerks,
13. City Clerks, and City Election Board Members and ask them what re-
14. quirements would be needed to fulfill their obligations to file
15. for public office. And, on most occasions they were told nothing
16. in addition to the certificate and their ... and their ... peti-
17. tions would be needed. So they were not instructed on the ethics
18. statement and they did file on time. This would relieve that.
19. At this time, I'd ask for a vote on Senate Bill 88.

20. PRESIDENT:

21. Senator Donnewald.

22. SENATOR DONNEWALD:

23. Mr. President ... Senator Buzbee has informed us on this
24. side, the merits of the bill, and I think most of us would be
25. for it. I'd ask for a favorable roll call for it.

26. PRESIDENT:

27. Secretary will call the roll. ... Any further discussion?
28. The Secretary will call the roll.

29. SECRETARY:

30. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew, Clarke,
31. Conolly, Course, Daley, Davidson, Donnewald, Dougherty, Fawell,
32. Glass, Graham, Harber Hall, Kenneth Hall, Hynes, Johns, Keegan,
33. Knuepfer, Knuppel, Kosinski, Latherow, McBroom, McCarthy, Merritt,

1. Mitchler, Howard Mohr, Don Moore, Netsch, Newhouse, Nimrod,
2. Nudelman, Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
3. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith, Sommer,
4. Soper, Sours, Swinarski, Vadalabene, Walker, Weaver, Welsh,
5. Wooten, Mr. President.

6. PRESIDENT:

7. On that roll call, the yeas are 35. The nays are 5 ...

8. I'm sorry 6, and SB 88 having received a constitutional ma-
9. jority is declared passed. Is there any further business to
10. come before the Senate? Senator Partee.

11. SENATOR PARTEE:

12. On a point of personal privilege, I want to address myself
13. to a matter which has caused me a great deal of anguish, which
14. I assume we will address ourselves to rather seriously on our
15. meeting on Tuesday, the 6th day of March, when we talk about the
16. rules. I want the Body to know that I appeared yesterday in the
17. Judiciary Committee and there presented a bill which emanated
18. from the Office of the Secretary of State. After a hearing on
19. that bill and the witness who testified, there was a roll call
20. taken on a Do Pass motion. There were several people voted by
21. the Chairman in what he described as a proxy which he possessed,
22. and as a consequence, the final call was 6 aye and 6 nay and 1
23. present. Of course, such a roll call could not have been veri-
24. fied. And, I am serving notice that any committee chairman who
25. arrogates to himself the right to ... call proxies when there is
26. no rule permitting such, is simply jeopardizing the entire legis-
27. lative process; is simply making bills that we laboriously pass
28. here, subject to being overturned by the courts as not having
29. been constitutionally enacted. Now, we're going to have proxies
30. or we're not going to have proxies, and at ... as of this moment,
31. there is nothing that gives any chairman the right to count
32. proxies. I've heard, and the greatest criticism that I've heard
33. of this legislature, was the use of the proxy system. I appeared

1. in the last two years before several groups of rather knowledge-
2. able and influential people and in each of those meetings from
3. the State Chamber to the Commerce and Industry group in Chicago
4. to every part of the State where I've ever been to talk to people
5. who came here on regular basis to present themselves on legis-
6. lative matters, the most criticism that we've ever heard came from
7. the use of proxies. People say they prepare their testimony to
8. come and enlighten and edify members of this Body, and then hear,
9. after the presentation is made, someone say, I have somebody's
10. proxy and he votes aye or he votes nay. It is not in our best
11. interest to continue this practice, and I want to ... to say to
12. the Body this morning, that this going to be very strong part of
13. our discussion on Tuesday, and I'm going to say this in some other
14. places this week for general knowledge of the people of this State,
15. that this Senator is absolutely and definitely opposed to the
16. voting of any proxies. Now, I say that not because the personal
17. bill I had yesterday had ... met that fate. I would say that about
18. any bill and it is not any personal frustration that causes me to
19. take this position. I said this a long time ago in this session,
20. and I just want the chairman and every chairman to know that this
21. business of proxies until there is a rule which says that there
22. shall be ... they shall be taken, will not be tolerated.

23. PRESIDENT:

24. Senator Sours.

25. SENATOR SOURS:

26. I think ... clearing the air a little, Mr. President, Senators,
27. might be in order. ... I find ... there's a lot more depth psy-
28. chology frequently in Shakespeare than there is in Freud. And, I'm
29. thinking about Mr. Cassius, Senator Partee, who was always protest-
30. ing. Now, harkening back to last year, when your side was in the
31. "ins", many of us on this side absolutely refused to waste our time
32. attending your committee hearings when there would be one from the
33. left side of the chairman and he would fork over all the proxies.

1. And we had to sit back acquiescently and supinely while those
2. were rammed down our throats! ... And I can get every member on
3. this side who was living then and in those committees ... to
4. testify precisely what I am saying today. Now, you were the
5. President last year. You either tolerated it, or you permitted
6. it, or by your supine neglect you encouraged it. I'll give you
7. time to reply in just a minute. I am simply reproducing for the
8. edification of the other side what we had to live through in the
9. last two years, when responsibility was thrust upon the left side
10. after a lapse of thirty-six years. Merely because there is no
11. prohibition, Senator Partee, would in no way suggest it is pro-
12. hibited. Now, I think the action your side should take ... is
13. take your cause to the Rules Committee. Now, you can shout all
14. over the countryside, Senator, and I will follow you and carefully
15. explain away just about everything you're telling me today because
16. you were either in the position of allowing it, encouraging it,
17. or by your abject, neglect doing nothing about it last year.

18. PRESIDENT:

19. Senator Bell, did you wish recognition? Senator Partee.

20. SENATOR PARTEE:

21. Would Senator Sours yield for a question?

22. PRESIDENT:

23. He indicates he will yield.

24. SENATOR PARTEE:

25. This course of conduct which permitted the use of proxies
26. last year, you say you found abominable. Do you now find it
27. proper?

28. SENATOR SOURS:

29. The answer to that, Senator, is that by tradition and common
30. acceptance for a long period of time that practice developed. Now,
31. I'm just as much in favor of you of abolishing it and the President
32. today, Senator Harris, will tell you, that I addressed personal
33. correspondence to him earlier this session suggesting that something

1. be done about proxies in the Rule Committee. Senator Harris,
2. I've just mentioned while you were in discussion there, that I
3. have written you a letter long before this became an issue, sug-
4. gesting that proxies be abolished by rule. Is that correct?

5. PRESIDENT:

6. That is correct Senator.

7. SENATOR SOURS:

8. As early as last ... December. Isn't that correct?

9. PRESIDENT:

10. Late in the fall, or real early in December. That's correct.

11. SENATOR SOURS:

12. So, Senator, I happen to be on your side, but I believe it's
13. not a matter for you or I to decide. It's a matter for the Rules
14. Committee, and if they will abolish the proxies, I will be an ad-
15. herent to good rules.

16. PRESIDENT:

17. Senator Carroll.

18. SENATOR CARROLL:

19. Thank you, Mr. President. I would suggest, however, to Chair-
20. man Sours and to the ... the other members of the Senate, that we
21. are governed by rules, and our rules do not provide for proxies,
22. and our rules do provide that where our rules are silent, we go to
23. Robert's Rules. I would suggest further that you look at Section
24. 46 of Robert's Rules on ... on page 200 of the Robert's Rules Re-
25. vised, which says that a proxy is a power of attorney, given by
26. one person to another to vote in his stead. It is also used to
27. designate the person who holds the power of attorney. It is un-
28. known in strictly deliberative assemblies and is in conflict with
29. the idea of equality of members which is a fundamental principle
30. of a deliberative assembly. It is allowed only when authorized
31. by the by-laws or the charter, that is not the case in the Body.
32. This is a deliberative assembly. It is not within our rules. And
33. Robert's prohibits them. Therefore, they are prohibited both on

1. the floor of the Senate and in committee unless there should be
2. a specific rule allowing them. And I would suggest that to the
3. Chair.

4. PRESIDENT:

5. The Chair acknowledges that ... the rule that directs us
6. to Robert's does not express itself in the form in which the
7. reference has been made. It does not express itself in regard
8. to where the Senate's Rules are silent. The language is not
9. applicable, and not inconsistent with, it is a more limited rule
10. expressed in 68 than the description where the Senate Rules are
11. silent. The Chair wishes to make the further observation, that
12. based upon practice and precedent, the operation of the Senate
13. has been to utilize proxies in committee hearings regularly in the
14. past. To the Chair's recollection, there has never been a direct
15. reference to proxy utilization in the formal rules of the Senate
16. itself. There has been discussion between the leadership on both
17. sides and certainly among the membership from the Republican side
18. of the aisle on the question of proxy as relates to the 78th Gen-
19. eral Assembly. No determination has been made, and the Chair
20. would also observe; I don't think I am in any position to rule be-
21. cause the matter is not before the Senate. But the Chair would
22. observe that the matter of proxy utilization is a prerogative of
23. each committee in the event the Senate Rules are silent on the
24. matter, as they have been. It is acknowledged that the subject
25. will be discussed and determined by the Committee on Rules, when
26. it meets. Senator Sours.

27. SENATOR SOURS:

28. I wanted to ... I wanted to reiterate, Mr. President, Senators,
29. that this Body is an autonomous Body. It can pass any rule it de-
30. sires, if it has the majority to pass it, and it is all pervasive
31. in this Body and, contrary to what Senator Carroll has just men-
32. tioned, the tradition and practice of at least forty years, accord-
33. ing to my information, would indicate the desire of all past

1. assemblies, in that span of years, to adopt the proxy system. Now,
2. if we were to be real logical, we could go back and declare invalid
3. every single bill last semester in Judiciary cause I was there. And
4. Senator Neistein would bring out these proxies by the bale, and he
5. wouldn't deny it here today either if he were here. So, I think
6. whatever we do ought to be prospective, and if you're howling about
7. that little informal meeting yesterday ... there are a lot far more
8. important matters to take up than waste our time yelling down a sewer
9. here today.

10. PRESIDENT:

11. Senator Berning.

12. SENATOR BERNING:

13. Thank you ... Thank you, Mr. President. I find this just a
14. little bit amusing, as well as heartening, and feel that I must re-
15. iterate a comment that I made at least twice at the outset of the
16. Session two years ago. And I emphasized it, because I had hoped
17. then something would occur as has hoped. I said, then, to the victor
18. belongs the spoils and I subscribe to that. Gentlemen, I'm glad
19. that you now find the shoe on the other foot. Thank you.

20. PRESIDENT:

21. ... The President ... has received from the Reference bill ...
22. Bureau, a bill that we've been working on getting introduced. I'd
23. like to have leave of the Senate to return to the order of intro-
24. duction of bills.

25. SECRETARY:

26. SB 247, by Senators Harris, Conolly and Scholl.

27. (Secretary reads title of the bill)

28. SB 248, by the same sponsors.

29. (Secretary reads title of the bill)

30. 1st reading of the bills.

31. PRESIDENT:

32. I would like to move that the bills just introduced, be re-
33. ferred directly to the Committee on Transportation and Public

1. Utilities. All in favor signify by saying aye. Contrary nay.
2. The bills are referred directly to the Committee on Transportation.
3. Senator Conolly.
4. SENATOR CONOLLY:
5. I will have these posted for next ... hearing next week, as
6. the regular course of business.
7. PRESIDENT:
8. Is there further business to come before the Senate? Senator
9. Soper.
10. SENATOR SOPER:
11. We're in order now ... Mr. President, and I move that we ad-
12. journ till next Tuesday at 11:30 a.m.
13. PRESIDENT:
14. Senator Soper has moved that the Senate stand adjourned un-
15. til Tuesday, March 6, at 11:30 a.m. All in favor signify by saying
16. aye. Those opposed remain.
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