

78TH GENERAL ASSEMBLY

MAY 20, 1974

REGULAR

1. SERGEANT AT ARMS:
2. All persons not entitled to the floor, please retire to the
3. gallery.
4. PRESIDING OFFICER (SENATOR WEAVER):
5. The Senate will come to order. The prayer, this afternoon,
6. will be by the Reverend Harold Morgan, the First Church of the
7. Nazarene from Springfield. Reverend Morgan.
8. REVEREND MORGAN:
9. Shall we pray?
10. (Prayer by Reverend Morgan.)
11. PRESIDING OFFICER (SENATOR WEAVER):
12. Reading of the Journal.
13. SECRETARY:
14. Wednesday, May 8, 1974.
15. PRESIDING OFFICER (SENATOR WEAVER):
16. Senator Soper.
17. SENATOR SOPER:
18.President, I now move we dispense with the further read-
19. ing of the Journal of May 8, unless we have some corrections or
20. additions to be made, the Journal stand approved.
21. PRESIDING OFFICER (SENATOR WEAVER):
22. All in favor of Senator Soper's motion signify by saying
23. Aye. Opposed Nay. Motion carries.
24. SECRETARY:
25. Monday, May 13, 1974.
26. PRESIDING OFFICER (SENATOR WEAVER):
27. Senator Soper.
28. SENATOR SOPER:
29. Mr. President, I now move that we dispense with the further
30. reading of the Journal of May 13, unless we have some corrections
31. or additions to be made, the Journal stands approved.
32. PRESIDING OFFICER (SENATOR WEAVER):
33. All in favor of Senator Soper's motion, signify by saying

1. Aye. Opposed Nay. Motion carries. Senator Soper.

2. SENATOR SOPER:

3. Mr. President, I move we postpone the approval and the read-
4. ing of the Journals of May 14 and May 15, pending the arrival of
5. the printed Journals.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. All in favor, signify by saying Aye. Opposed Nay. Motion
8. carries. Communications.

9. SECRETARY:

10. Notice of Senate Appointment. May 15, 1974.

11. (Secretary reads Senate Appointment by
12. Democratic Party of Vivian Hickey to
13. fill the vacancy created by the death
14. of Senator Betty Ann Keegan.)

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Partee.

17. SENATOR PARTEE:

18. Yes, Mr. President and Members of the Senate. Pursuant to
19. the Statute passed, and which is a law of this State in terms
20. of filling vacancies in the Senate, Mrs. Vivian Hickey was on
21. Friday Last, sworn in as a member of the Illinois Senate, thus
22. adding another rose to our garden of lovely female members, and
23. it is interesting to me that she comes from the City of Rockford,
24. the same city as her predecessor, Mrs. Betty Ann Keegan. It is
25. also interesting that both of these ladies, Mrs. Keegan and Mrs.
26. Hickey, are ladies who grew up in Central Illinois, and went to
27. Rockford to bring their talents and energies to that fine City
28. and have over the years made substantial contributions to the
29. growth and development of what is Illinois' second largest city.
30. It's interesting to me also that when both of them there...went
31. there they had some connection with Rockford College and that
32. both of them married men who are described as Irishmen, giving
33. them Irish names for the ballot. One of these dear ladies is

1. gone, Betty Ann Keegan, who has given of herself valiantly
2. through the years toward the thing that we call Government and
3. now she is replaced by Mrs. Vivian Hickey, who I would certain-
4. ly like to wish a successful tour of duty in the State Senate.
5. I am sure that she brings many years of knowledge and expertise
6. to this Senate. As you know, she was recently a member of the
7. Higher Education Board and has been addressing herself to the
8. problems of Government in that particular vein. I welcome her
9. on behalf of this side of the aisle. I am sure she has that
10. same welcome on yours'. She is our new State Senator from the
11. 34th District, Mrs. Vivian Hickey.

12. PRESIDENT:

13. Senator Graham.

14. SENATOR GRAHAM:

15. Mr. President and Members of the Senate, Senator Hickey,
16. we, on this side of the aisle, many of us know of you and your
17. interest in Government. We know of your past dedication to that
18. principle. I'm your neighbor, only 50 miles away, so I know
19. something of your current work in your own community. We, too,
20. on this side of the aisle, and you'll find that Senator Partee
21. will attest to, that on some occasions we do not agree with
22. the ladies and gentlemen on the other side of the aisle, -but
23. it is with pride and sincerity that the Republican side of the
24. aisle extend to you our welcome, our cooperation to a degree.
25. We will attempt to make your stay as a Senator here as com-
26. fortable as we are obligated to do and we welcome you to the
27. State Senate of Illinois. And, Mr. President, while I am on my
28. feet, I would like to introduce a fellow, who one time, 122
29. years ago was a Freshman Legislator. A member then of the Illinois
30. House of Representatives, later worked his way into the roles of
31. the retired, the fellow that likes those retirement checks, one
32. of the best handicappers in the State of Illinois, I am sure of
33. that, the genial gentlemen from Waukegan, Bob Coulson, who is

1. sitting in the gallery right behind us.

2. PRESIDENT:

3. Senator Hickey, the Chair wishes to join in welcoming you
4. to this Chamber. It's a great body and I know that you will
5. join with us in realizing that there is a magnificent opportu-
6. nity for service and for personal satisfaction in the work that
7. you will be doing here with all of us, as a mutual direction
8. toward addressing ourselves toward meeting the needs and chal-
9. lenges of the people of Illinois. Indeed, welcome, Senator
10. Hickey. Senator Hickey.

11. SENATOR HICKEY:

12. I just want to say, as I said on Thursday, I have so many
13. things to learn, including how to use the microphone. As I
14. said on Thursday, when I was sworn in, the person that's prin-
15. cipally on my mind as I come into this hall, is my good friend,
16. Ann Keegan. I'm sure that she would be very grateful to see
17. the very pleasant and warm way that you are all welcoming me.
18. Let me tell you that I feel very very green. Senator Partee
19. spoke of expertise. I really have none. But I hope I can
20. learn, and I hope you will all help me, and I'll do my best.
21. Thank you.

22. PRESIDENT:

23. Committee Reports.

24. SECRETARY:

25. Senator Graham, Chairman of the Committee on Assignment of
26. Bills, reports Senate Bill...reports the following bills assigned
27. to Committee.

28. To Committee on Education - Senate Bill 1486.

29. Committee on Transportation and Public Utilities - Senate
30. Bill 1479.

31. Senator Fawell, Chairman of Committee on Education, to
32. which is referred Senate Bill 1402, reports the
33. same back with the recommendation the bill Do Pass.

1. Senator Fawell, Chairman of the Committee on Education,
2. reports that the Committee, by a record vote,
3. sponsors a bill with the following title for
4. introduction in the Senate.

5. (Secretary reads the bill.)

6. Senator Fawell, the Chairman of Committee on Education,
7. reports that the Committee, by record vote,
8. sponsors a bill of the following title for
9. introduction in the Senate.

10. (Secretary reads the bill.)

11. Senator Berning, Chairman of the Committee on Pensions
12. and Personnel, reports Senate Bill 634 and 1476
13. with the recommendation the bills Do Pass.
14. Senate Bill 1475 with the recommendation the bill
15. Do Pass, as amended.

16. Senator Berning, the Chairman of the Committee on Pen-
17. sions and Personnel, reports the Senate...that the
18. Committee, by a record vote, sponsors a bill of
19. the following title, for introduction in the Senate.

20. (Secretary reads the bill.)

21. Senator Harris, Chairman of the Committee on Rules, reports
22. that the Committee on Rules recommends that Senate
23. Bills 1440, 1441, 1462, 1500, 1541, 1542, 1545,
24. 1546, 1547, 1427, 1443, 1459, 1460, 1461, and 1478
25. be read by title a first time. Ordered printed and
26. referred to the Committee on Assignment of Bills.

27. Senator Ozinga, the Chairman of the Committee on Executive,
28. to which was referred the Governor's messages of
29. April 23, 1974, and May 1, 1974, reports the same
30. back in part:

31. PRESIDENT:

32. Senator Ozinga.

33. SENATOR OZINGA:

1. Mr. President, I would now move that the Senate resolve
2. itself into Executive Session for the purpose of receiving
3. the appointments of the Governor of the messages of April 23
4. and May 1.

5. PRESIDENT:

6. Senator Ozinga moves that the Senate resolve itself into
7. Executive Session for the purpose of hearing the Committee Re-
8. ports regarding the messages on April 23 and May 1. All in
9. favor signify by saying Aye. Contrary No. The motion carries.
10. Senate is resolved into Executive Session. Senator Ozinga,
11. Chairman of the Executive Committee, is recognized.

12. SENATOR OZINGA:

13. Now, Mr. President, I would make the same little speech
14. that you ordinarily do, there are only five persons to be
15. confirmed here. But in the event that anybody has any objec-
16. tion to hear em on one role...one, two, three, four, five six,
17. I'm sorry, six persons to be confirmed. If anybody objects to
18. any one of them, why don't be bashful, set forth in a hurry
19. because we'll take any extra roll calls that are necessary.
20. The first one is that I would move that the Senate advise and
21. consent to the nomination of George Charles Klein to be a mem-
22. ber of the Illinois Mental Health Planning Board for a term
23. expiring on July 1, 1976. The second one is that the nomination
24. of Dorsey C. Day of Chicago to be a member of the Board of Higher
25. Education for a term expiring on January 31, 1979. And the third
26. one is that we would move the Senate advise and consent to the
27. nomination of Dr. Diego Redondo of Deerfield to be a member of
28. the Board of Higher Education for a term expiring January 31, 1977.
29. Now all of these were not unanimous roll calls, but that's
30. neither here nor there, they did come out with a recommendation
31. that they Do Pass. The next one is that I would move the Senate
32. advise and consent to the nomination of Alex A. Ptak of LaSalle
33. to be a member of the Illinois Valley Regional Port District Board

1. for a term expiring on June 30, 1976. All of the above were
2. from the message of the Governor on April 23. Now, from the
3. Governor's Message of May 1, 1974, I would move that the Senate
4. advise and consent to the nomination of Fred Hexter of Ashland
5. to be Public Administrator of Cass County for a term expiring
6. the first Monday in December of 1977. And, I would also move
7. that the Senate advise and consent to the nomination of Dr.
8. Eugene V. Hoffmann of Cicero, Illinois, to be a member of the
9. Illinois Mental Health Planning Board for a term expiring July
10. 1, 1976. That are...those are the six nominees. Are there any
11. objections to any of those nominees? If not, Mr. President, I
12. would move that the Senate do advise and consent to the nomina-
13. tions.

14. PRESIDENT:

15. The question is, does the Senate advise and consent to the
16. nominations just made? Is there discussion? Those in favor
17. of the question of confirming these nominations, vote Aye. Those
18. opposed vote Nay. The voting is open. The Secretary will pro-
19. ceed to call the roll on this motion.

20. SECRETARY:

21. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew, Clarke,
22. Conolly, Course, Daley, Davidson,

23. PRESIDENT:

24. For what purpose does Senator Rock arise?

25. SENATOR ROCK:

26. Mr. President, Parliamentary inquiry. We are taking a
27. roll call on the question of confirmation of six individuals
28. because the machine did not adequately reflect Senator Hickey's
29. vote. Is that correct?

30. PRESIDENT:

31. That is correct.

32. SECRETARY:

33. Daley, Davidson, Donnewald, Dougherty, Fawell, Glass.

1. Graham, Harber Hall, Kenneth Hall, Hickey, Hynes, Johns,
2. Knuepfer, Knuppel, Kosinski, Latherow, McBroom, McCarthy,
3. Merritt, Mitchler, Howard Mohr, Don Moore, Netsch, Newhouse,
4. Nimrod, Nudelman, Ozinga, Palmer, Partee, Regner, Rock, Roe,
5. Romano, Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
6. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver,
7. Welsh, Wooten, Mr. President.
8. PRESIDENT:
9. Senator Graham.
10. SENATOR GRAHAM:
11. I confess that I wasn't too alert when the names were
12. read. A couple of these individuals I did vote No against in
13. committee. I have no other choice now than asking that my
14. vote be recorded as No instead of Aye.
15. PRESIDENT:
16. Senator Merritt.
17. SENATOR MERRITT:
18. Mr. President, members of the Senate, is it my understanding
19. that these must be voted together?
20. PRESIDENT:
21. Yes, that's correct.
22. SENATOR MERRITT:
23. I vote...I think I am indicated Present on all, simply be-
24. cause of that situation.
25. SECRETARY:
26. 49 Ayes, so far.
27. PRESIDENT:
28. Senator Ozinga, for what purpose do you arise?
29. SENATOR OZINGA:
30. Mr. President, members of the Senate, evidently the members
31. of the Senate did not hear me or were not paying attention,
32. when I asked in the very first instance and tried to explain
33. that there was not unanimous consent in the Committee on all of

1. these people; that this roll call consisted of six people. Of
2. those six people there were two of them that did not include..
3. were not included and that is the reason you saw me vote Pre-
4. sent, because I was antagonistic but I didn't want to upset the
5. entire roll call. Now those two were Mr. Dorsey C. Day, which I'm
6. sure that every member of the Committee remembers we were going
7. to be in there for five or ten minutes and wound up with two
8. hours. The other one was Dr. Diego Redondo. Between the two
9. of them, now both of them were for Higher Education. Now that
10. is the roll call that I asked positively if there was any objec-
11. tions to it. There were no objections and that was the only
12. reason that I proceeded. Now, if there are still objections, I don't
13. know what else we can do on that one. The only...only proper
14. motion that I can possibly see would be a motion to reconsider
15. the vote by which they were approved.

16. PRESIDENT:

17. Well, this motion is still before us, Senator. So that
18. the members of the Senate are aware. The six nominees that are
19. before the Senate, on the question does the Senate advise and
20. consent to these nominations and these nominations are George
21. Charles Klein of Chicago to be a Member of the Illinois Mental
22. Health Planning Board; Dorsey C. Day of Chicago to be a member
23. of the Board of Higher Education; Dr. Diego Redondo of Deerfield,
24. also to be a member of the Board of Higher Education; Mr. Alex
25. Ptak of LaSalle, a Member of the Illinois Valley Regional Port
26. District; Mr. Fred Hexter, Jr. of Ashland, a Public Administrator
27. of his County, Cass County; and Dr. Eugene Hoffmann of Cicero to
28. be a member of the Illinois Mental Health Planning Board. Now,
29. as Senator Ozinga has pointed out, two of those six nominees
30. did not receive unanimous approval by the Committee. The question
31. before us is does the Senate advise and consent on this six-man
32. slate of nominees. There are some who are recorded differently
33. now that that point has been made clear by Senator Ozinga. There

1. still is no question about their confirmation. If you want to
2. wish anything further, the roll call has been completed, there
3. are several who have responded either Present or No on the roll
4. call. I think it should be clear to the membership what is taking
5. place here.

6. SENATOR OZINGA:

7. Mr. President, a point of inquiry. I don't want to jeopardize
8. the four people that positively had a positive unanimous consent
9. vote of the Committee. If we are going to change our vote be-
10. fore the recording of the same, then it should be necessary that
11. we move or reconsider the vote by which....

12. PRESIDENT:

13. There is no problem about that, Senator, there is no problem
14. about the confirmation.

15. SENATOR OZINGA:

16. Well, there could be if enough people change their vote from
17. Yes to No, on the two that are there because there is on one roll
18. call. Now, if my memory serves me right, there is only one roll
19. call. Is that right?

20. PRESIDENT:

21. Yes, and the roll call is completed. It has not been
22. announced.

23. SENATOR OZINGA:

24. Alright, but my question now is with the information that
25. the rest of the Senators now have, that there is two members
26. of the committee that were heard....two members of the nomina
27.nominees that were heard that did not have the full con-
28. firmation, I don't see any other way than to have a motion
29. to change the voting on the basis of my original motion, to
30. which there really was no motion....

31. PRESIDENT:

32. Senator, you just raised the question about whether there
33. was jeopardy for the other four nominees. ~~There is none.~~

1. SENATOR OZINGA:

2. All right, now what about the other two? Will they be auto-
3. matically...

4. PRESIDENT:

5. All six will be confirmed if I announce the roll call.

6. SENATOR OZINGA:

7. Well, Mr. Chairman, on the basis of the confusion, then I
8. make a motion that would eliminate the vote being taken on these
9. two. That's contradicting my own request in the first instance.
10. I would suggest that somebody else...if somebody else has any
11. objection to them, I am ready to vote No, but I voted No on
12. the roll call. I don't think it should be proper for me...

13. PRESIDENT:

14. Senator, during the roll call the only motion that is in
15. order is to postpone the consideration of the roll call under
16. consideration. That motion is in order. You may make that
17. motion.

18. SENATOR OZINGA:

19. I'll make that motion that we postpone consideration until
20. a few minutes...

21. PRESIDENT:

22. Senator Ozinga has moved to postpone further consideration
23. of the roll call nominating the six nominees that the Chair has just
24. identified. Now do you wish to pose the four nominees?

25. SENATOR OZINGA:

26. Now, Mr. President, I would propose and move that the
27. four nominees, originally that had the unanimous consent, be
28. considered on the roll call and that the Senate do advise and
29. consent in those four nominees.

30. PRESIDENT:

31. Those four nominees are George Charles Klein, to be a
32. member of the Illinois Mental Health Planning Board; Mr.
33. Alex Ptak of LaSalle to be a member of the Illinois Valley Regional

1. Port District; to Mr. Fred Hexter, Jr. of Ashland to be Public
2. Administrator of Cass County; and Dr. Eugene Hoffmann of Cicero
3. to be a member of the Illinois Mental Health Planning Board.
4. Is there further discussion. Senator Rock.

5. SENATOR ROCK:

6. Well, Mr. President and members of the Senate, I, for one,
7. rise up in objection to this procedure. Now the Senator moved
8. that we resolve ourselves into Executive Session, he read the
9. names of the nominees, the positions for which they were nomi-
10. nated and the length of their term. At that point he requested
11. and asked if anybody had any objections to taking these six on
12. one roll call, they should say so, at which point, you, Mr.
13. President, as Presiding Officer, asked if there was any further
14. discussion. There was not. You asked that the vote be taken.
15. The machine did not function properly. We then had a roll call.
16. I think sufficient votes were recorded - that these nominees
17. should have been confirmed on that roll call. For one reason
18. or another the roll call was not announced. Frankly, I think
19. this is a, at best, an awkward procedure and certainly not in
20. keeping with the prior actions of this Senate. To move to
21. postpone a roll call on confirmation of an Executive Appointment,
22. I frankly, I've never seen one before.

23. PRESIDENT:

24. Well, be patient, there will be new things that occur from
25. time to time for all of us Senator.

26. SENATOR ROCK:

27. I might say that I like the oral roll call better.

28. PRESIDENT:

29. I would cite to you under Rule 42 it states that during a
30. roll call no motion except a motion to postpone shall be in
31. order until after the announcement of the result of the vote.
32. I ruled that Senator Ozinga's motion to postpone was in order.
33. If you are raising an appeal from that ruling, that is your

1. right. I indicated, when I recognized Senator Ozinga, who had
2. put the motion, in response to his expressed concern about
3. jeopardy to the four nominees who had been unanimously approved
4. by the Executive Committee, that they were not in jeopardy. I
5. think, clearly under our rules, his motion to postpone is in
6. order and that is the way I ruled. He has since nominated the
7. four nominees who received unanimous consent, and at that point
8. I recognized you. Now, if you wish to press the question of my
9. rule under the provisions of Rule 42, we can get to that point.
10. If you are raising a collateral observation, as we all do from
11. time to time, about where we might be at any one given point in
12. time, I would acknowledge that that is the case from time to
13. time and raise the point that the question before us is the
14. confirmation of the four nominees who received unanimous approval
15. of the Committee on Executive. Do you wish to press the point of
16. my ruling on Senator Ozinga's motion to postpone.

17. SENATOR ROCK:

18. No, on that very limited question, your ruling is quite
19. correct. There is no problem with that. What I am questioning
20. is, kind of, the overall procedure, whereby the Senator was
21. forced to put the motion in the first instance. There was a
22. motion on his part to include all six in the roll call, which
23. was fine. There was no objection, there was no discussion. Once
24. the roll call was finished, then apparently some question was
25. raised, and I just think that it's highly improper.

26. PRESIDENT:

27. Well, the question before us now, Senator Rock, is the motion
28. to confirm the four nominees. I, Mr. Klein, Mr. Day, Mr. Hexter,
29. and Mr. Hoffmann. Senator Rock.

30. SENATOR ROCK:

31. If, in fact, we are following Senator Ozinga's motion, it is
32. not Mr. Day. That apparently was one of the bones of contention.
33. Mr. Klein...

1. SENATOR OZINGA:

2. The four names are George Charles Klein to be a member of
3. the Mental Health Planning Board; Mr. Alex A. Ptak a member of
4. Illinois Valley Regional Port District Board for June 30, '76;
5. Mr. Fred Hexter, Jr. of Ashland, Public Administrator, Cass
6. County; and Dr. Eugene V. Hoffmann of Cicero, a member of the
7. Illinois Mental Health Planning Board. Those are the four that
8. are nominated now.

9. PRESIDENT:

10. Senator Merritt.

11. SENATOR MERRITT:

12. Mr. President and members of the Senate. I think maybe other
13. colleagues share some of my feelings on this. When I didn't under-
14. stand Senator Ozinga, as Chairman of the Committee, to indicate
15. as he was giving us these names, that there were two who did not
16. receive favorable consideration out of the Committee. To me, I
17. think it's a very important point.

18. PRESIDENT:

19. Proceed, Senator Merritt, you're recognized.

20. SENATOR MERRITT:

21. Well, it was just that point that came up as this discussion
22. has been pursued here, at the time of the vote it wasn't clear
23. to me that he was presenting names that did not receive favorable
24. passage out of that committee.

25. PRESIDENT:

26. Senator, the question before the Senate now are the four
27. nominees who did receive unanimous approval by the Committee, and
28. Senator Ozinga has just recited those names again. They are
29. Messrs. Klein, Ptak, Hexter, and Hoffmann. Is there further
30. discussion? Senator Newhouse.

31. SENATOR NEWHOUSE:

32. Thank you, Mr. President. Mr. President, Mr. Day is a
33. constituent of mine. I don't know what happened, I was unable

1. to be with him, but I don't recall receiving notice that he would have
2. been before the Committee on that day. I would like to talk
3. with the Committee Chairman to find out what the problem is.
4. And until such time as I find out what the problem is with Mr.
5. Day, I'm not prepared to vote on any appointment.

6. PRESIDENT:

7. Well, Senator Newhouse...

8. SENATOR NEWHOUSE:

9. And I would move, Mr. Chairman, then that that motion to
10. postpone lie on the table.

11. PRESIDENT:

12. Well, Senator Newhouse, your motion to postpone.

13. SENATOR NEWHOUSE:

14. ...motion it to lie on the table, Mr. Chairman.

15. PRESIDENT:

16. Senator Newhouse, your motion to table is not in order. There
17. really is no motion before us at this point. The question before
18. us is the report of the Executive Committee, in regard to the
19. Senate's advice and consent to the four nominees. Now that is
20. the matter before us. That question. And on that question you
21. are recognized. Proceed, Senator Newhouse.

22. SENATOR NEWHOUSE:

23. Am I in order then, Mr. President, to move that that motion
24. lie upon the table?

25. PRESIDENT:

26. For what purpose does Senator Partee arise?

27. SENATOR PARTEE:

28. I think we are in a position now where we are talking about
29. two separate and distinct things. Now, laying aside the argument
30. concerning...

31. PRESIDENT:

32. Senator Partee, I would ask that you hold your comments
33. until I rule on Senator Newhouse's question. I...

1. SENATOR PARTEE:

2. I thought if I could explain it it may not be necessary to
3. rule on it, because it gets the record a little confused. That
4. was the only reason I suggested it.

5. PRESIDENT:

6. Well, the Chair is going to rule. That Senator Newhouse
7. has been recognized in connection with the matter before us,
8. which is the question of the confirmation of the four nominees
9. that the Chairman of the Executive has placed before us. Now
10. Senator Newhouse has raised the question to the Chair. Is his
11. motion to table the consideration of the nominees in order?
12. For what purpose does Senator Newhouse arise?

13. SENATOR NEWHOUSE:

14. I arise, Mr. President, to withdraw my motion.

15. PRESIDENT:

16. Senator Newhouse, then, has withdrawn the prospective
17. motion because we really were not at that point. I had not
18. ruled on it and now the matter before us is the question of
19. the Senate's advice and consent of the four nominees. I believe
20. they are clearly understood at this point. They are Messrs.
21. Klein, Ptak, Hexter, and Hoffmann. Is there further discussion
22. on those nominations? The question is, does the Senate advise
23. and consent to the nominations just made? The voting machine is
24. in order. Those in favor will vote Aye. Those opposed vote Nay.
25. The voting is open. Take your time. Have all voted who wish?
26. Take the record. On that question the Ayes are 51, the Nays are
27. None. The majority of Senators elected, concurring by record vote,
28. the Senate does advise and consent to the nominations just made.
29. Senator Ozinga.

30. SENATOR OZINGA:

31. Alright, now, Mr. President. in order that there is no
32. confusion, I would now move that the Senate advise and consent
33. to the nomination of the, a Mr. Dorsey C. Day of Chicago, Illinois,

1. to be a member of the Board of Higher Education, for a term
2. expiring on January 31, 1979. Now this is the one that some-
3. body...some of you were objecting to. Now the actual vote in
4. the Committee on this nominee, was 9 Aye's, 4 No's and 4 Pre-
5. sent. Now that's, if anybody wants to ask any questions or
6. anything, why that's up to the membership to answer or I will
7. try to answer. Other than that I would move that this nomina-
8. tion be confirmed.

9. PRESIDENT:

10. Senator Partee.

11. SENATOR PARTEE:

12. Just before a vote is taken here, I want to say that when
13. this matter came up before the Committee, it was indicated on
14. our sheet that he is a resident of the 29th District, which is
15. Senator Chew's district. In the absence of Senator Chew, I
16. introduced Mr. Day to the members of the Board of Higher Educa-
17. tion. Now whether he lives in that district or not, I do not
18. know, except that that is what we have on here. I did not know
19. that he was a constituent of Senator Newhouse. But, in any
20. event, he was there, there was no one to introduce him, I did.
21. Now he presented himself and there was a large number of
22. questions asked him concerning his having been on Leave of
23. Absence from the Kensington Steel Company that moved out after
24. some Union difficulties or problems. In my personal opinion he
25. showed himself to be a person of sterling character, he had
26. worked at the Chicago Hull House as Junior Engineering Designs
27. Draftsman. He had been involved in Aircraft, as an Aircraft
28. Mechanic and a Crew Chief. Had some of his training in this
29. country and some in Florence, Italy, when he was in the Service,
30. and at University of Chicago. There was...there were a lot of
31. questions asked of him with reference to his particular
32. posture on s'lik...or strikes of teachers and things of that
33. nature. Many, many questions to the point where it is very

1. difficult....could we have some order please?

2. PRESIDING OFFICER (SENATOR MOHR):

3. Senator Partee, may I interrupt for just a moment? Last
4. week we asked that unauthorized people remain off the Floor.
5. Staff, that it isn't necessary that you be on the Floor, please
6. remove yourself to the side aisle or to the chairs on the side,
7. and let's have some order in the Chamber please. Senator Partee.

8. SENATOR PARTEE:

9. Yes, there were a large number of questions asked with
10. reference to his position on strikes by teachers or strikes
11. by public people or by...all I could gather from the questions
12. and answers is that he says that he believes in following the
13. statutes of this State, and if the statutes said that such and
14. such a thing should be, then he believed in that, which is, I
15. suppose, as much as we can exact of any person that he would
16. have respect for the statutory law, and after the statutory
17. law has been acted...enacted by this body, I supposed that any-
18. one who shrinks from implementation does not deserve to be in a
19. particular position. It's my opinion that this man, having
20. been selected and having listened to him being questioned and
21. give his opinion, a man from our area, is a man simply quali-
22. fied for this position and to serve on the Board of Higher Edu-
23. cation. It is true they did not get a unanimous vote. But I would
24. say to you, Ladies and Gentlemen, that we would be doing a dis-
25. service to the Higher Education Board and to ourselves, and to
26. this gentleman particularly if we did not advise and consent to
27. his membership on that board.

28. PRESIDING OFFICER (SENATOR MOHR):

29. President Harris.

30. PRESIDENT HARRIS:

31. Well, Mr. President, I would like to direct a question
32. either to Senator Ozinga, Chairman Of the Committee. I did not
33. attend the Committee hearing, but I have had reported to me

1. the response of Mr. Day to the question relating to his attitude,
2. his philosophy on collective bargaining as it related to faculty
3. members of the public institutions of higher education. I don't
4. know whether it was Senator Ozinga or some other member of the
5. committee that posed that question to him, but I would like to
6. have explained to me Mr. Day's position on the question of col-
7. lective bargaining and his attitude toward the impact of that
8. question and what his response to that question is. As I under-
9. stand it, one of the members of that committee put it directly to
10. him.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Ozinga.

13. SENATOR OZINGA:

14. I believe that was either Senator Sours or Senator Graham
15. that posed the question. Senator Graham, do you want to answer
16. it?

17. PRESIDING OFFICER (SENATOR MOHR):

18. Senator Graham.

19. SENATOR GRAHAM:

20. Yes. I can answer that. After a considerable amount of
21. discussion, and for the most part Mr. Day's answers were forth-
22. right. He did consistently stay with the position of collective
23. bargaining and that we did not have too much trouble with some
24. of the members and finally we got into a discussion of policemen
25. and firemen's right to strike and finally, specifically, into
26. teachers' right to strike. And, if I am able to interpret the
27. English language as he's capable of handling it, my interpretation
28. of his answer was that he said yes, he subscribed to the right of
29. teachers' to strike.

30. PRESIDING OFFICER (SENATOR MOHR):

31. Senator Partee.

32. SENATOR PARTEE:

33. Senator Graham, I think perhaps you are right in part, but

1. don't you recall also that he said if that was the statute he
2. would be in favor of it. In other words, I never saw him in
3. any posture outside the orbit of our statutory law. He said
4. that he would support it if it was a statute, and that I think
5. is the point, because to say that he would support it if it
6. was not a law, it puts him in one position, to say that he
7. would support it if it was the law puts him in another position
8. and what I consider a reasonable one, and that's my recollection
9. that he said he would support it if it was a part of the statute.
10. Now it's to be assumed that if it were a part of the statute it
11. would have to of course be passed by this Body. If it was not
12. a part of the statute then he wouldn't support it.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Graham.

15. SENATOR GRAHAM:

16. My recollection of it, and I think at the time he said that,
17. if I remember, and I think I do, was under a direct approach by
18. the Senator from Peoria, when he said yes, I do, agree with the
19. teachers' right to strike. I think, here, ladies and gentlemen
20. of the Senate, we have a case where the Governor has sent the
21. wrong man in to do the right job. This man has qualifications.
22. I think they are limited to the point that much of his experience
23. has been built around his association with union organization and,
24. of course, on-the-job training and perhaps the handling of some
25. Government funds as a result of that. I do not think that that
26. alone, the right to strike, might have been the determining factor
27. although it chilled me considerably, but I think I can say without
28. fear of contradiction, if I understand him that he agreed. We
29. got into this mish-mash, handling of words, on statutory, if it's
30. on the statutes and all those things, but my interpretation of
31. the final question, I think it was posed by Senator Sours, he said
32. yes, I will agree.

33. PRESIDING OFFICER (SENATOR MOHR):

1. President Harris. Senator, when you asked for recognition
2. ...Senator Harris asked....you will be able to do that....you
3. will be able to do that when your number comes up Senator.
4. That you're still number three Senator. We'll get to you in
5. very short order. President Harris.

6. PRESIDENT HARRIS:

7. Well, I just wanted to respond to, I think the question I
8. raised here, which is one that troubles me greatly, and that is
9. that it was reported to me that Mr. Day stated in the hearing
10. that he favored shutting the universities down if it came to
11. a question of preserving the right of the faculty to strike.
12. Now, in fact, was that Mr. Day's response to that question
13. posed to him? And I would ask the members of the Committee to
14. respond to that. Did Mr. Day state that he favored closing the
15. universities down if it were necessary to preserve the right of
16. the faculty to strike, which he believed in?

17. PRESIDING OFFICER (SENATOR MOHR):

18. Will the recognized number two, Senator Graham.

19. SENATOR GRAHAM:

20. I am calling on my memory. This came in a long dialogue,
21. part of which Senator Soper engaged in, much of which Senator
22. Sours engaged himself in, and some that I was engaged in, and
23. during that time the philosophy of the right to strike or the
24. collective bargaining and right to strike of public employees,
25. was all tied in with policemen, firemen, garbage collectors,
26. and so forth and so on. I cannot state accurately, I cannot
27. pick out of that entire dialogue, a affirmative answer to your
28. last question Senator.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Senator Chew.

31. SENATOR CHEW:

32. Yeh, Mr. President, there's been a statement made on this
33. floor that I want to clear. Senator Partee said at the absence

1. of Senator Chew that he presented Mr. Day to the Executive Com-
2. mittee. Well, number one, I was not aware that Mr. Day comes
3. from my district; and number two, I was not notified by anyone
4. that I was to present him to the Committee. And number three,
5. I was not absent last Wednesday on the Senate Floor. It's just
6. a question no one has contacted me pertaining to Mr. Day to my
7. knowledge. I have, in the past, asked the Governor to give me
8. the courtesy of notification if he intended to make an appoint-
9. ment out of my district. I did not get any communication from
10. the Governor even as a courtesy so consequently I had no particular
11. personal interest into it. Then Senator Newhouse said he was one
12. of his constituents and consequently I just don't know where Mr.
13. Day lives. I don't know if I were to have introduced him to your
14. committee, Senator Ozinga, no one informed me, so I want the record
15. clear, the Journal will so indicate that I was present Wednesday
16. but not notified of any transaction that I had to be with the
17. Executive Committee, which I am not a member of. So, I wanted
18. that clear, Mr. Partee, so we'd understand what was going on.

19. PRESIDING OFFICER (SENATOR MOHR):

20. Senator Newhouse.

21. SENATOR NEWHOUSE:

22. Thank you, Mr. President. Mr. President, I want to confess
23. error, me a culprit, I take on the hair shirt. My district
24. lines have been redrawn so many times that it is not clear to
25. me sometimes who is in and who is out. Mr. Day did...was in my
26. district formerly. Everytime I've run, Mr. President, my district
27. lines have been changed so I hope you'll forgive me for the error
28. that was made and I certainly appologize. To you, Senator Partee,
29. I think you did a marvelous job in standing in, and to the...to
30. this...to this group of Senators for having taking up some time
31. I would have taken up just a little less on the basis that he is
32. not my constituent, he is still my friend. Thank you.

33. PRESIDING OFFICER (SENATOR MOHR):

1. Senator Soper.

2. SENATOR SOPER:

3. Mr. President, members of the Senate. We went into this
4. collective bargaining thing and we covered the whole gambit
5. as far as the collective bargaining was concerned for firemen,
6. policemen, public employees, we got to school teachers, and Mr.
7. Day did say, without equivocation, that as far as the school
8. teachers were concerned, that he would vote for them, to give
9. them the right to strike, and I asked the question even if it
10. meant to shut the schools and he said yes. And I think it was
11. asked about two or three times. He said as far as firemen were
12. concerned and policemen and so forth, well he had a reservation
13. about that, but the only public employees, he thought, should
14. have the right to strike and he explained it reluctantly, was
15. school teachers. He said they should have the same rights as
16. everybody else. Any other person in a collective bargaining
17. situation and they should have the right to strike. That's as
18. far as it went.

19. PRESIDING OFFICER (SENATOR MOHR):

20. Senator Merritt.

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1. PRESIDING OFFICER (SENATOR MOHR):

2. Senator Merritt. Do you ask recognition? I assigned you a
3. number, Senator Merritt. Do you want to...

4. SENATOR MERRITT:

5. Mr. President and members of the Senate, I don't think I can
6. add too much more than what has been said, except to say, that at
7. least on three, could have been four occasions, under questioning by
8. Senator Soper, mainly, also Senator Graham. He emphatically stated
9. his...his strong and vigorous support of collective bargaining. I
10. didn't think that the questioning needed to go along the lines, neces-
11. sarily, firemen, policemen, because that wasn't what was at stake at
12. that particular time but he did state emphatically that if it meant
13. closing down the schools, he would vote to do so in the interests of
14. collective bargaining. I just wanted to clear up that point that I
15. know went on.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Berning. Senator Rock.

18. SENATOR ROCK:

19. They're going to read them in order Mr. President. I assured
20. them you'd never to do that. If I can add just a word of clarifica-
21. tion to the...to prior clarifications. There was, in a discourse with
22. Senator Sours, and then again, with Senator Soper concerning about
23. whether or not Mr. Day would stand by and see the government fail and
24. see the schools close and see the school children out in the street
25. with nothing to do. There was in direct answer to that direct ques-
26. tion that Mr. Day said he would support the right to strike as do I
27. if, in fact, the statute says it's legal. Now, whether or not you
28. agree there should be such a statute, we have fought that fight here
29. and we'll fight it again. But the...in direct answer to that direct
30. question, Mr. Day said yes, he favors collective bargaining, yes, he
31. favors the right to strike if, in fact, it is authorized by statute.

32. PRESIDING OFFICER (SENATOR MOHR):

33. Senator Partee.

1. SENATOR PARTEE:

2. Maybe we're beating a dead horse. A few days...a few hours ago
3. the Supreme Court of this state decided the city of Pana vs. Crow.
4. The Justice Schaefer delivered the opinion and he says that there is
5. no right to strike by a public employee in Illinois. On that basis,
6. on that basis, whatever this gentleman said, now becomes meaningless.
7. Let's get on with the vote.

8. PRESIDING OFFICER (SENATOR MOHR):

9. Senator Knuppel.

10. SENATOR KNUPPEL:

11. I think that decision confirms what I was going to say. I was
12. going to ask you a question. Whether this man was running for the
13. General Assembly or an appointive position. You know he can't do a
14. damn thing about it in an appointive position if we don't vote for it.
15. And, I think we wasted a lot of time and here again, I'm going to raise
16. a little hell. We make ourselves look like a bunch of little eighth
17. graders quarreling about who's going to get to carry some girl's books
18. home or pin the tail on the donkey.

19. PRESIDING OFFICER (SENATOR MOHR):

20. Senator Glass.

21. SENATOR GLASS:

22. Thank you, Mr. President. I'd like to ask Senator Rock, who spoke
23. a moment ago, whether this nominee was ever asked if he favored strikes
24. even though there was no statute covering them.

25. PRESIDING OFFICER (SENATOR MOHR):

26. Senator Rock.

27. SENATOR ROCK:

28. That direct question, Senator Glass, was not asked of him. I
29. inferred when Senator Sours had the discourse about the right of police
30. and fire and the right of soldiers in the military. Mr. Day deferred
31. any answer. He just didn't...he said if a statute would authorize that,
32. yes, otherwise no.

33. PRESIDING OFFICER (SENATOR MOHR):

1. SENATOR GLASS:

2. Well, did he indicate he would favor strikes in the absence of
3. a statute. That is, under the present law which Senator Partee just
4. mentioned, which I believe was the law and has been for many years in
5. Illinois, would he favor strikes under that situation. There's no
6. statute covering it but...but courts have held that it is illegal.

7. PRESIDING OFFICER (SENATOR MOHR):

8. Senator Rock.

9. SENATOR ROCK:

10. Senator Glass, the answer, in direct answer is no.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Ozinga.

13. SENATOR OZINGA:

14. In winding up, just one brief comment. Senator Chew, do you
15. live at 435 East 71st Street, Chicago, 60637?

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Chew.

18. SENATOR CHEW:

19. No, Senator. I live at 37 West 78th Street, Chicago, 60620.

20. SENATOR OZINGA:

21. Have you corrected the address as far as the Senate...

22. SENATOR CHEW:

23. I have never lived at 435 East 71st Street.

24. SENATOR OZINGA:

25. Where did that address come from? That's the one we've got.

26. SENATOR CHEW:

27. That's an office.

28. SENATOR OZINGA:

29. That's your office?

30. SENATOR CHEW:

31. Right.

32. SENATOR OZINGA:

33. You would receive mail there?

1. SENATOR CHEW:

2. Yes, I would but I picked up my mail and it is not there.

3. SENATOR OZINGA:

4. The notice of this meeting was mailed to you last Wednesday at
5. that address. 435...

6. SENATOR CHEW:

7. Mailed last Wednesday. I wouldn't have gotten it because Wed-
8. nesday was the day he was presented to the committee.

9. SENATOR OZINGA:

10. And the other one was that this man lives, actually this is for
11. Senator Newhouse and Senator Chew...

12. SENATOR CHEW:

13. 8210 South Vernon.

14. SENATOR OZINGA:

15. No, he lives at 8120 South Vernon.

16. SENATOR CHEW:

17. Well, we got two different addresses. So, I...I don't know. I
18. would've been glad to present him had I been notified but if you
19. mailed it out last Wednesday, naturally, I couldn't have gotten it
20. the same day, Senator. So, it was just a mix-up all around. We
21. all get together and do it better next time. I'm with you.

22. SENATOR OZINGA:

23. I would ask for a favorable...

24. PRESIDING OFFICER (SENATOR MOHR):

25. One thing that was established, the man does live in Chicago.
26. Is that correct Senator?

27. SENATOR CHEW:

28. He lives in the State of Illinois, and one of the best qualified
29. men in the Illinois General Assembly, introduced him. So, we can go
30. on from that point.

31. PRESIDING OFFICER (SENATOR MOHR):

32. The question is does the Senate advise and consent to the nomina-
33. tion of Dorsey C. Day of Chicago to be a member of the Board of Higher

1. Education. Those in favor will vote aye. Those opposed will vote
2. nay. And the voting is open. Have all voted who wish? Take the
3. record. Senator Partee.

4. SENATOR PARTEE:

5. A motion to postpone consideration.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Senator Partee moves we postpone consideration on this nomina-
8. tion. The motion to...to confirm Mr. Day is on postponed considera-
9. tion. Senator Ozinga.

10. SENATOR OZINGA:

11. Now, Mr. President, I would move that the Senate do advise and
12. consent to the nomination of:

13. BOARD OF HIGHER EDUCATION

14. To be a member of the Board of Higher Education for a term
15. expiring January 31, 1977.

16. - Dr. Diego Redondo of Deerfield

17. This gentleman, too, had some controversy but not nearly as much.
18. Result was that the vote was 19 in favor of and 2 nays. I would move
19. that the Senate do advise and consent.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Any discussion? The question is does the Senate advise and consent
22. to the nomination of Dr. Diego Redondo of Deerfield to be a member of
23. the Board of Higher Education. Those in favor will vote aye. Those
24. opposed will vote nay. And the voting is open. Have all voted who
25. wish? Take the record. On that question the yeas are forty-seven,
26. the nays are four, one voting present. The majority of Senators
27. elected concurring by record vote, the Senate does advise and consent
28. to the nomination just made. Senator Ozinga.

29. SENATOR OZINGA:

30. Those are all the nominations that I have at this time Mr. Presi-
31. dent. I would now move that the Senate would arise from its Executive
32. Session.

33. PRESIDING OFFICER (SENATOR MOHR):

Senator Ozinga moves that the Senate arise from Executive Session.

1. Resolutions.
2. SECRETARY:
3. SR 442 - By Senator Shapiro.
4. Congratulatory.
5. 443 - By Senator Buzbee.
6. Expression of appreciation.
7. 444 - By Senator Buzbee.
8. Congratulatory.
9. 445 - By Senator Glass.
10. Congratulatory.
11. 446 - By Senator Scholl.
12. Congratulatory.
13. 447 - Senator Vadalabene.
14. Congratulatory.
15. 448 - By Senator Mitchler and all members.
16. Congratulatory.
17. 449 - Senator Kosinski and all members.
18. Congratulatory.
19. 450 - Senator Mitchler and all members.
20. Congratulatory.
21. 451 - Senator Mitchler and all members.
22. Congratulatory.
23. PRESIDENT:
24. Senate Resolutions 442 through 451.
25. SECRETARY:
26. Senator Shapiro. 442.
27. PRESIDENT:
28. They are all congratulatory. Is there leave to consider them
29. as a group. Senator Shapiro moves to suspend the rules for the con-
30. sideration of Senate Resolutions 442 through 451. All in favor
31. signify by saying aye. Contrary no. The motion carries. On the
32. motion to adopt all in favor signify by saying aye. Contrary no.
33. The motion carries and Resolutions 442 through 451 are adopted. For

1. what purpose does Senator Vadalabene arise?

2. SENATOR VADALABENE:

3. Mr. President, on a point of personal privilege. Now that Senate
4. ...the Resolution 447 has been adopted, I thought it may be interesting
5. to let my colleagues here in the Senate know that that resolution con-
6. gratulated John Merle Olin of Alton who is the owner of Cannonade
7. who won the Kentucky Derby. Thank you.

8. SECRETARY:

9. SR 452 - By Senator Latherow.

10. PRESIDENT:

11. Senator Latherow.

12. SENATOR LATHEROW:

13. Well, Mr. President and members of the Senate, as I read to you
14. two weeks ago, there's been considerable confusion about the trouble
15. Carl Sandburg Junior College in Galesburg is having getting a building
16. built. Now, in this amount of confusion that there has been, I read
17. to you some of the steps that have been taken and in this resolution
18. that I am presenting today and will hold over for any action tomorrow,
19. I'm going to ask that the Education Committee or I am asking that the
20. Education Committee of the Illinois Senate investigate the confusion
21. or the problems that have gone on and make a report to us. I hope that
22. this will clear the air in any way. If there has been problems, then
23. we'll find out what they are and if their fault was locally we'll find
24. out that, whatever the question might be. But, I do think we need
25. someone other than the parties actually involved there to make some
26. determination of what the problem has been and all the delay. Thank
27. you, Mr. President.

28. PRESIDENT:

29. Senate Bills on first reading.

30. SECRETARY:

31. SB 1427.

32. (Secretary reads title of bill)

33. 1st reading of the bill.

1. SB 1440.
2. (Secretary reads title of bill)
3. 1441.
4. (Secretary reads title of bill)
5. SB 1443.
6. (Secretary reads title of bill)
7. SB 1459.
8. (Secretary reads title of bill)
9. 1460.
10. (Secretary reads title of bill)
11. 1461.
12. (Secretary reads title of bill)
13. 1462.
14. (Secretary reads title of bill)
15. 1478.
16. (Secretary reads title of bill)
17. 1500.
18. (Secretary reads title of bill)
19. 1541.
20. (Secretary reads title of bill)
21. 1542.
22. (Secretary reads title of bill)
23. 1545.
24. (Secretary reads title of bill)
25. 1546.
26. (Secretary reads title of bill)
27. 1547.
28. (Secretary reads title of bill)

29. First reading of the bills.

30. PRESIDENT:

31. Messages from the House.

32. SECRETARY:

33. (The House has concurred with the Senate in the passage of SB 876 together with the following amendment and the adoption

1. and concurrence of the Senate of HA 1.)

2. PRESIDENT:

3. Secretary's desk.

4. SECRETARY:

5. (The House asks concurrence of the Senate to HB 2357)

6. PRESIDENT:

7. Senator Conolly, do you wish recognition?

8. SENATOR CONOLLY:

9. Yes, Mr. President, to announce the Senate Transportation
10. Committee will reconvene in Room M-3 at 1 o'clock tomorrow, Tuesday.

11. PRESIDENT:

12. Perhaps, Senator Conolly, you ought to repeat that for the
13. members of the Transportation Committee.

14. SENATOR CONOLLY:

15. The members of the Transportation Committee may I have your
16. attention. The meeting will...our Transportation Committee will re-
17. convene at 1 o'clock tomorrow, March 21st...

18. PRESIDENT:

19. May 21st.

20. SENATOR CONOLLY:

21. May 21st at 1 o'clock in Room M-3. I've discussed this with
22. the members of the...both sides.

23. PRESIDENT:

24. Senator Walker.

25. SENATOR WALKER:

26. Thank you Mr. President. There'll be a short meeting of the
27. Licensed Activity and Credit Regulation at 8:30 tomorrow morning in
28. Room A-1. We have a few bills to consider. It'll be a short meeting.

29. PRESIDENT:

30. Introduction of bills.

31. SECRETARY:

32. SB 1548 - By the Senate Committee on Education.

33. (Secretary reads title of bill)

1st reading of the bill.

1. SB 1549 - By the Committee on Education.
2. (Secretary reads title of bill)
3. SB 1550 - By the Committee on Pensions and Personnel.
4. (Secretary reads title of bill)
5. 1st reading of the bill.
6. PRESIDENT:
7. For what purpose...Senator Graham. Excuse me. Senator Graham.
8. SENATOR GRAHAM:
9. Mr. President, I move now, in view of the fact the Secretary
10. has a number of bills on his desk, the rules be suspended, these
11. bills be assigned a number and referred to the Committee on Rules.
12. PRESIDENT:
13. Senator Graham moves that the remaining bills on the Secretary's
14. desk be assigned a number and referred to the Committee on Rules. All
15. in favor signify by saying aye. Contrary no. The motion carries.
16. The Secretary will proceed with assigning numbers to those bills still
17. on his desk.
18. SECRETARY:
19. SB 1551 - Senator Nimrod.
20. SB 1552 - Senators Course, Rock, Partee, Donnewald, and Dougherty.
21. 1553 - Senators Dougherty, Rock, Partee, Donnewald, Nudelman,
22. Palmer, and Swinarski.
23. 1554 - Senators Carroll, Partee, Rock, Donnewald, Dougherty,
24. Hynes and Vadalabene.
25. 1555 - Senators Partee, Rock and Donnewald.
26. 1556 - Senators Roe, Schaffer, Weaver, Shapiro, Harber Hall,
27. Glass, Bartulis, Wooten, Buzbee and Knuppel.
28. 1557 - Senators Mitchler, Ozinga, Latherow, Merritt, Sours,
29. Davidson, Walker, Berning, Don Moore, Regner, Shapiro,
30. Conolly, Bell, Howard Mohr, Graham, Bartulis, Soper,
31. Scholl, Nimrod and McBroom.
32. PRESIDENT:
33. Pursuant to Senator Graham's motion, then, Senate Bills 1551

1. through 1557 are referred to the Committee on Rules. Senator
2. Dougherty. Senator Dougherty.

3. SENATOR DOUGHERTY:

4. I would move that SB 1291 be discharged from the Committee on
5. Rules and advanced to the order of second reading without reference.

6. PRESIDENT:

7. Senator Dougherty has moved that SB 1291..well, let me proceed
8. with the motion that Senator Dougherty has put. Which is, that
9. SB 1291 be discharged from further consideration by the Committee on
10. Elections. The bill is in Elections. Yes, all right. Now, Senator
11. Don Moore, Chairman of Elections. Senator Moore.

12. SENATOR MOORE:

13. Thank you Mr. President. I have discussed this matter with
14. Senator Dougherty, with Senator Graham, we have no objection to this
15. bill or to the Committee on Elections being discharged from further
16. consideration of this bill and placed on the calendar.

17. PRESIDENT:

18. All right, the motion is to discharge the Committee on Elections
19. from further consideration of SB 1291. All in favor signify by say-
20. ing aye. Contrary no. The motion carries. Second reading. Senate
21. bills on second reading. Senator Partee, do you wish to advance
22. 1539? Advance.

23. SECRETARY:

24. SB 1539.

25. (Secretary reads title of bill)

26. 2nd reading of the bill. No committee amendments.

27. PRESIDENT:

28. Are there amendments from the Floor? Third reading. Senate
29. bills on third reading. Senator Bruce. Do you wish to call 1277?

30. SENATOR BRUCE:

31. Yes, Mr. President, members of the Senate...

32. PRESIDENT:

33. Just...just a minute.

1. SECRETARY:
2. SB 1277.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. PRESIDENT:
6. Senator Bruce.
7. SENATOR BRUCE:
8. Yes, Mr. President, there is one amendment which has been adopted
9. which is...increases retirement...no, I'm sorry. This is the one
10. where we've decreased the amount of money involved. I believe it
11. meets with the standard proposals we've had on all the pension sys-
12. tems and I would ask for a favorable roll call.
13. PRESIDENT:
14. Is there further discussion? Senator Knuppel.
15. SENATOR KNUPPEL:
16. Senator Bruce you assured me that this has nothing to do with
17. judicial pay increases but then when you talked about the amendment,
18. you led me to believe it might have something to do with increases
19. in their pension benefits.
20. PRESIDENT:
21. Senator Bruce.
22. SENATOR BRUCE:
23. No, I...I'm sorry. I corrected myself. This is the one where
24. we...actually John, or Senator Knuppel, will meet with your approval.
25. We reduced the original appropriation as introduced and so the
26. judges have sustained one of the only pension systems that has had a
27. reduction rather than an increase. I hope that that meets with your
28. approval. The pension will stay the same, it's the funding level
29. that we have reduced.
30. PRESIDENT:
31. Is there further discussion? The question is shall SB 1277
32. pass. Those in favor vote aye. Those opposed vote nay. The voting
33. is open. Have all voted who wish? Have all voted who wish? Take

1. the record. On that question the yeas are fifty-one, the nays are
2. none. SB 1277 having received a constitutional majority is declared
3. passed. Senator Fawell, you have a motion on SB 1409.

4. SENATOR FAWELL:

5. Yes, I would move for a suspension of the rules to take SB 1409
6. back to the order of second reading for the purpose of affixing an
7. amendment.

8. PRESIDENT:

9. All in favor of the motion signify by saying aye. Contrary no.
10. The motion carries. The rules are suspended. SB 1409 is ordered...
11. recalled to second reading for consideration of an amendment. Second
12. reading. Senator Fawell.

13. SENATOR FAWELL:

14. Yes, Amendment Number 1, in accordance with a request from the Illi-
15. nois Press Association sets forth a publication for a...one publica-
16. tion in reference to the combined budget and appropriation ordinance
17. of park districts and I move the adoption of the same.

18. PRESIDENT:

19. Is there further discussion? Senator Fawell moves the adoption
20. of Amendment Number 1. All in favor signify by saying aye. Contrary
21. no. The motion carries. The amendment is adopted. Are there further
22. amendments from the Floor? Third reading. SB 1397. Senator Fawell.
23. Do you wish this bill called? Yes, all right. SB 1397.

24. SECRETARY:

25. SB 1397.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDENT:

29. Senator Fawell.

30. SENATOR FAWELL:

31. Yes, Mr. President and members of the Senate, what this bill does
32. is to amend the resource equalizer of formula in regard to the roll
33. back of provisions to make it clear that any local referendum of the

1. school district, which was passed before the effective date of the
2. legislation, would be taken into consideration in determining the
3. amount of the maximum tax before the roll back provisions begin to
4. take effect. Several school districts actually had a referendum in-
5. crease which they had not utilized and under the wording of the bill
6. they would not be able to have credit for that referendum increase.
7. The bill also has another effect by amendment from Senator Glass which
8. effects the base amount and really has the same effect that any maxi-
9. mum authorized tax rate would be utilized in determining the base
10. amount. I don't...I know of no opposition to the bill and would ask your
11. favorable consideration.

12. PRESIDENT:

13. Is there further discussion? The question is shall SB 1397
14. pass. Those in favor vote aye. Those opposed vote nay. The voting
15. is open. Have all voted who wish? Have all voted who wish? Take
16. the record. On that question the yeas are forty-eight, the nays are
17. none, two voting present. SB 1397 having received a constitutional
18. majority is declared passed. SB 1409. Senator Fawell.

19. SECRETARY:

20. SB 1409.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDENT:

24. Senator Fawell.

25. SENATOR FAWELL:

26. Yes, Mr. President and members of the Senate. Last year when
27. we amended the Park District Code by taking a provision from the
28. Municipal Budget Law, in drawing the bill the Reference Bureau did
29. not take all of the wording from the Municipal Budget Law which should
30. have been taken and we are thus incorporating it at this time. What
31. this bill thus states is that which is already in the Municipal Budget-
32. ary Law and, in effect, it states that if the combined budget and appro-
33. priation ordinance is incorrectly passed or even not passed at all, it

1. does not have a detrimental effect upon the tax levies. This is very
2. important for park districts because a number of them who never had
3. the statutory obligation before to actually pass the budget have always
4. passed it on the basis of the current year and they're in the prepara-
5. tion of budgets right now and are not aware of the fact that there
6. could be construed to be a relationship between the budget and the
7. levy. And this makes it clear in accordance with the provisions al-
8. ready in the Municipal Budgetary Law that the two are not effected.
9. And, of course, we have the change which was just wrought by the
10. amendment I just presented which asks for publication of the combined
11. budget and appropriation ordinance once it is passed. I would ask
12. for a favorable vote of the Body.

13. PRESIDENT:

14. Is there further discussion? The question is shall SB 1409 pass.
15. Those in favor vote aye. Those opposed vote nay. The voting is open.
16. Have all voted who wish? Have all voted who wish? Take the record.
17. On that question the yeas are fifty-one, the nays are none. SB 1409
18. having received a constitutional majority is declared passed. House
19. bills on first reading. HB 2274.

20. SECRETARY:

21. HB 2274.

22. (Secretary reads title of bill)

23. 1st reading of the bill.

24. PRESIDENT:

25. Senator Weaver is the sponsor of HB 2274. HB 2415. Senator
26. Hynes. Yes, Senator Thomas Hynes.

27. SECRETARY:

28. HB 2415.

29. (Secretary reads title of bill)

30. 1st reading of the bill.

31. PRESIDENT:

32. Senator Weaver.

33. SENATOR WEAVER:

Mr. President, I would move to suspend the rules and to assign

1. these bills to Appropriations.

2. PRESIDENT:

3. Senator Weaver moves to suspend the rules for the purpose of
4. committing directly to appropriations House Bills 2274 and 2415.
5. All in favor of the motion signify by saying aye. Contrary no.
6. The motion carries and the two bills are referred directly to Appropria-
7. tions. Senator McBroom, did you have an announcement?

8. SENATOR MCBROOM:

9. Just this, Mr. President. Appropriations Committee will meet
10. tomorrow, as it's shown on the calendar, 3 o'clock on the Senate Floor.

11. PRESIDENT:

12. Appropriations tomorrow at 3 p.m. on the Senate Floor. Trans-
13. portation tomorrow at 1 o'clock in M-3. Senator Knuepfer.

14. SENATOR KNUEPFER:

15. I would ask leave to suspend the six day rule for the purpose of
16. hearing SB 1486 in the Education Committee on Wednesday. I have talked
17. to Senator Fawell and Senator Saperstein about it and they have no
18. objection. It is a committee bill incidently, it's a bill that came
19. out of the Education Committee, it's a committee bill.

20. PRESIDENT:

21. Yes. Senator Knuepfer has moved to suspend the rules for the
22. purpose of hearing SB 1486 at the Education Committee meeting on Wed-
23. nesday at 2:15 on May 22nd. All in favor of the motion signify by
24. saying aye. Contrary no. The motion carries and SB 1486 will be
25. added to the call for the meeting of the Education Committee on
26. Wednesday at 2:15. Senator Knuepfer.

27. SENATOR KNUEPFER:

28. Them...them...one announcement. Those of you interested in SB
29. 1403, the certificate of need, the Subcommittee will meet, I hope to
30. finalize that tomorrow morning at 8:30 in Room 400.

31. PRESIDENT:

32. The Committee on Health Education... I'm sorry Health, Welfard and
33. Corrections will meet at...I'm sorry, perhaps I...I have created a problem

1. here. Would you restate your announcement Senator Knuepfer.

2. SENATOR KNUEPPER:

3. It is the Subcommittee of Health, Welfare and Corrections. That
4. subcommittee relating to SB or HB 1403 or certificate of need bill.

5. PRESIDENT:

6. Are there further announcements? Senator Weaver.

7. SENATOR WEAVER:

8. Mr. President, there'll be a Republican Caucus immediately after
9. adjournment in the President's Office. Immediately after adjournment.

10. PRESIDENT:

11. Republican Caucus immediately after adjournment in my office.

12. Are there further announcements? Senator Partee.

13. SENATOR PARTEE:

14. For those who did not get the word, the meeting scheduled for
15. 8 a.m. tomorrow morning of the Economic and Fiscal Commission is
16. cancelled. There'll also be, Mr. President, there will also be a
17. meeting of the Democratic members of the Appropriations Committee in
18. my office immediately after adjournment.

19. PRESIDENT:

20. Democrat members of the Appropriations Committee in Senator
21. Partee's Office immediately after adjournment. We have two death resolu-
22. tions. Will the members please be in their seats. Will the members
23. please be in their seats.

24. SECRETARY:

25. SR 452 - By Senator Mitchler and all Senators.

26. (Secretary reads resolution)

27. PRESIDENT:

28. Senator Mitchler moves to suspend the rules for the immediate
29. consideration of the resolution. All in favor signify by saying aye.
30. Contrary no. The rules are suspended and on the motion to adopt all
31. in favor signify by rising. The resolution is adopted.

32. SECRETARY:

33. SR 453 - By Senator Romano.

(Secretary reads resolution)

1. PRESIDENT:

2. Senator Romano.

3. SENATOR ROMANO:

4. Mr. President, I move for a suspension of the rules for the
5. immediate adoption of this resolution and that all Senators would be
6. put on the resolution.

7. PRESIDENT:

8. Is there leave? Leave is granted. On the motion to suspend
9. all in favor signify by saying aye. Contrary no. The motion carries
10. and on the motion to adopt all in favor signify by rising. The resolu-
11. tion is adopted. Senator Hynes.

12. SENATOR HYNES:

13. Mr. President, if you're finished with the resolutions I would
14. ask that the record show that Senator Daley is absent today because
15. of personal matters related to an illness in the family.

16. PRESIDENT:

17. The record will so show. The Senate stands adjourned until
18. 10:30 tomorrow morning.

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