

78TH GENERAL ASSEMBLY

JUNE 19, 1973

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. And will the Senate please be in order. The invocation
3. will be by Father Peter Mascari, Holy Family Church, Athens,
4. Illinois. Father.

5. (Prayer given by Father Mascari)

6. Thank you Father. Reading of the Journal. Senator Soper.
7. Senator Soper.

8. SENATOR SOPER:

9. Yes...Mr. President, I move that we postpone the read-
10. ing and the approval of the Journals of May 12th, May 13th,
11. 14, 15th, no...got the wrong..got May. Want June don't you?...

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. I don't know, Senator...

14. SENATOR SOPER:

15. Yes, well I got the wrong list from the Secretary. Of
16. June 12th, 13th, 14th, 15th and 18th, pending the arrival of
17. the printed Journal.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. You've heard the motion of the Senator from Cicero, all
20. in favor signify by saying aye. Opposed. The ayes have it
21. and the motion's carried. Messages from the House.

22. ACTING SECRETARY (MR. WRIGHT):

23. (Acting Secretary reads Messages from the House)

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. We'll now be on the order of reading of Messages from
26. the House with regard to concurrences and nonconcurrences
27. of Senate action. Mr. Secretary.

28. ACTING SECRETARY (MR. WRIGHT):

29. (Acting Secretary reads Messages from the House)

30. SECRETARY:

31. (Secretary reads Messages from the House)

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Executive. Senator Shapiro, you have a resolution that's...

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. Gentlemen, including the pages, let's stop the caucuses.
3. You're not privileged either.

4. SECRETARY:

5. Senate Resolution No. 209 by Senators Shapiro, Scholl,
6. Smith and Sommer. And it provides for a creation of a
7. Currency Exchange Law study committee.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Senator Shapiro.

10. SENATOR SHAPIRO:

11. Mr. President, members of the Senate...

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Gentlemen. You know why I have to leave here. I say
14. I wear myself out getting the Senate quieted down then I
15. turn it over to Senator Mohr. I'd like to stay longer today.
16. Will you please cooperate.

17. SENATOR SHAPIRO:

18. ...Mr. President, members of the Senate, at the sugges-
19. tion of membership of both sides of the aisle, I had this
20. resolution drafted which sets up a 5 member committee of
21. Senate members to study the legislation concerning currency
22. exchanges with a report to be made by November 30, 1973 and
23. a final report to be made no later than February 1, 1974.
24. It has bipartisan support, bipartisan sponsorship. And, I
25. would urge adoption of the Senate Resolution 209.

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. Senator Shapiro moves for suspension of the Rules for
28. immediate consideration of Senate Resolution No. 209. Is
29. leave granted? Leave is granted. Senator Shapiro now moves
30. for the adoption of Senate Resolution No. 209. All in favor
31. will signify by saying aye. Opposed. The ayes have it. The
32. Resolution is adopted. House Bills 1st reading. Gentlemen.

33. SECRETARY:

1. HB 698, Senator Johns.

2. (Secretary reads title of bill)

3. 1st reading of the bill.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. ...Senator Johns moves that the Committee on Assignment
6. of Bills be discharged and be re-referred to the Committee on
7. Appropriations. All in favor? Opposed. So ordered.

8. SECRETARY:

9. HB 966 Senator Palmer.

10. (Secretary reads title of bill)

11. 1st reading of the bill.

12. HB 967.

13. (Secretary reads title of bill)

14. 1st reading of the bill.

15. HB 1203, Senator Shapiro.

16. (Secretary reads title of bill)

17. 1st Reading of the bill.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. Senator Shapiro. Gentlemen. Senator Shapiro, we're
20. trying to get your attention Senator. Let's attend to the
21. order of the business before the Senate at this time, and
22. it's House Bills on 1st reading and theoretically we're not
23. considering anything else. That Senator Shapiro wish to
24. have the Committee on Assignment of Bills discharged from
25. consideration of 1203 and that the bill be re-referred to
26. the Committee on Appropriations. Is leave granted? It is
27. granted.

28. SECRETARY:

29. HB 1514, Senator Shapiro.

30. (Secretary reads title of bill)

31. 1st reading of the bill.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Senator Shapiro.

SENATOR SHAPIRO:

1. ...Mr. President...HB 1504...is a companion bill to
2. the 1203 which is the appropriation. If we could keep
3. them together and refer them both to Appropriations then
4. we could handle them together.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Is that request granted? Committee on Assignment of
7. Bills be discharged from 1514 be re-referred to the Com-
8. mittee on Appropriations. Leave is granted. So ordered.

9. SECRETARY:

10. HB 1735, Senator Latherow.

11. (Secretary reads title of bill)

12. 1st reading of the bill.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Senator Latherow.

15. SECRETARY:

16. 1st reading of the bill.

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. Senator Latherow moves that the Committee on Assignment
19. of Bills be discharged from further considerations, the bill
20. be re-referred to the Committee on Appropriation. Is leave
21. granted? It is granted. So ordered.

22. SECRETARY:

23. SB 840.

24. (Secretary reads title of bill)

25. 1st reading of the bill.

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. Senator Rock. You want this bill referred to the Committee
28. on Appropriations? Senator Rock moves that the Committee on
29. Assignment of Bills be discharged from further consideration
30. of HB 840 and it be referred to the Committee on Appropriations.
31. Is leave granted? Leave is granted. So ordered.

32. SECRETARY:

33. HB 1593, Senator Wooten.

1. (Secretary reads title of bill)

2. 1st reading of the bill.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Senator Wooten makes the motion that the Committee on
5. Assignment of Bills be discharged from further consideration
6. of the bill...be re-referred to Appropriations. Is leave
7. granted? It is granted. So ordered. House Bills 2nd read-
8. ing. Gentlemen. I...it would be the wish of the Chair that
9. we don't be burdened with the proposition of going through
10. House Bills 2nd reading 3 times today. So, if the Senators
11. will be in their seats, if you will pay attention please,
12. and you're not even paying attention to me, you make this
13. job awfully, awfully difficult. House Bills 2nd reading.
14. Be alert to your Calendar. Mr. Secretary we will proceed
15. and perhaps this will be the only time today.

16. SECRETARY:

17. HB 18, HB 32, 33, HB 370, Senator Welsh. HB 452,
18. Senator Knuppel. HB 518, Senator Knuppel. HB 555,
19. Senator Scholl. HB 615, Senator Davidson. 661, Senator
20. Shapiro. 678, Senator Glass. 683, Senator Sours.
21. HB 683, 2nd reading.

22. (Secretary reads title of bill)

23. 2nd reading of the bill. No committee amendment.

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. Any amendments from the Floor. 3rd reading.

26. SECRETARY:

27. HB 803, Senator Regner. 803, 2nd reading. HB 803.

28. (Secretary reads title of bill)

29. 2nd reading of the bill. The Committee on Revenue offers
30. one amendment.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. Senator Regner moves the adoption of Committee Amendment
33. No. 1 to HB 803. All in favor signify by saying aye.

1. Opposed. The ayes have it. The amendment is adopted.
2. Any amendments from the Floor? 3rd reading.
3. SECRETARY:
4. HB 847, Senator Regner. HB 847, Senator Regner.
5. HB 847 (Secretary reads title of bill)
6. 2nd reading of the bill. The Committee on Pensions and
7. Personnel offers 1 amendment.
8. PRESIDING OFFICER (SENATOR GRAHAM):
9. Senator Regner moves the adoption of Amendment No. 1
10. to HB 847. All in favor signify by saying aye. Opposed?
11. The ayes have it. The amendment is adopted. Any further
12. amendments from the Floor? 3rd reading.
13. SECRETARY:
14. 880, Senator Knuppel. HB 884, Senator Scholl.
15. HB 884 (Secretary reads title of bill)
16. 2nd reading of the bill. No committee amendments.
17. PRESIDING OFFICER (SENATOR GRAHAM):
18. Any amendments from the Floor? 3rd reading...
19. 85, Senator Scholl?
20. SECRETARY:
21. HB 885 (Secretary reads title of bill)
22. 2nd reading of the bill. No committee amendments.
23. PRESIDING OFFICER (SENATOR GRAHAM):
24. Any amendments from the Floor. 3rd reading.
25. SECRETARY:
26. HB 905, Senator Fawell.
27. PRESIDING OFFICER (SENATOR GRAHAM):
28. Senator Fawell.
29. SECRETARY:
30. HB 905 (Secretary reads title of bill)
31. 2nd reading of the bill. No committee amendments.
32. PRESIDING OFFICER (SENATOR GRAHAM):
33. Any amendments from the Floor. 3rd reading.

1. SECRETARY:
2. HB 917, Senator Buzbee. HB 923, Senator Mitchler.
3. PRESIDING OFFICER (SENATOR GRAHAM):
4. Senator Mitchler. Senator Mitchler, you want to
5. move HB 923? Gentlemen, please, please, please. You're
6. not listening. You're not paying attention, and we're
7. only trying to help you. You're not helping us. These
8. are your bills, not ours.
9. SECRETARY:
10. HB 923 (Secretary reads title of bill)
11. 2nd reading of the bill. No committee amendments.
12. PRESIDING OFFICER (SENATOR GRAHAM):
13. Any amendments from the Floor? 3rd reading.
14. SECRETARY:
15. HB 938, Senator Sours. Advance.
16. HB 938 (Secretary reads title of bill)
17. 2nd reading of the bill. No committee amendments.
18. PRESIDING OFFICER (SENATOR GRAHAM):
19. Any amendments from the Floor? 3rd reading.
20. SECRETARY:
21. HB 945, Senator Fawell.
22. PRESIDING OFFICER (SENATOR GRAHAM):
23. Senator Fawell. Advance.
24. SECRETARY:
25. HB 945 (Secretary reads title of bill)
26. 2nd reading of the bill. No committee amendments.
27. PRESIDING OFFICER (SENATOR GRAHAM):
28. Any amendments from the Floor? 3rd reading.
29. SECRETARY:
30. HB 991, Senator Johns. 991, 2nd reading.
31. HB 991 (Secretary reads title of bill)
32. 2nd reading of the bill. No committee amendments.
33. PRESIDING OFFICER (SENATOR GRAHAM):
Any amendments from the Floor? 3rd reading.

1. SECRETARY:

2. HB 999, Senator Schaffer.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Gentlemen, I presume that now is as good a time to stop
5. the activities of the Senate as any time during the day. It
6. is absolutely impossible to recognize those who wish to be
7. recognized, it's absolutely impossible for the Secretary to
8. function in all of this noise and it's absolutely impossible
9. to preside over this Body. Now, will you please give us
10. your undivided support and attention or perhaps we should
11. have a recess until July 4th.

12. SECRETARY:

13. HB 1003, Senator Fawell.

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. Advance.

16. SECRETARY:

17. HB 1003 (Secretary reads title of bill)

18. 2nd reading of the bill. No committee amendments.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Any amendments from the Floor? 3rd reading. The
21. Chair has been asked to announce, I suppose you'll listen
22. to this, the Chair has been asked to announce that the
23. coffee and rolls are now being furnished -- the rolls at
24. least in the pages' office immediately behind the Chambers,
25. courtesy of the Superintendent of Public Instruction. The
26. Italian Block...the Italian Block has announced that the
27. food that was not consumed due to the rain last night, that
28. fine Italian food for the luau, is going to be transported
29. to the Senate for the consumption of the members today. And
30. hopefully it will arrive about noon in case you have some...
31. made some ... or have some intentions of ordering food. So,
32. those two pertain to food and perhaps that will be more
33. appealing than House Bills on 2nd reading. Mr. Secretary.

1. SECRETARY:

2. HB 1006, Senator Fawell.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Advance.

5. SECRETARY:

6. HB 1006 (Secretary reads title of bill)

7. 2nd reading of the bill. No committee amendments.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Any amendments from the Floor? 3rd reading.

10. SECRETARY:

11. HB 1007 (Secretary reads title of bill)

12. 2nd reading of the bill. No committee amendments.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Any amendments from the Floor? 3rd reading.

15. SECRETARY:

16. HB 1008 (Secretary reads title of bill)

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

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. Any amendments from the Floor? 3rd reading.

20. SECRETARY:

21. HB 1009 (Secretary reads title of bill)

22. 2nd reading of the bill. No committee amendments.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Any amendments from the Floor? Senator Fawell.

25. Gentlemen. Gentlemen, I have tremendous respect for you.

26. We have a Senator wishing to address the Senate and there

27. is no way. This is like talking to the Senate in the

28. roundhouse with the steam engines in there. Gentlemen,

29. we just cannot hear. Now, please, please, please, it's

30. a shame for the Chair to have to plead with you. I don't

31. like to do it. Senator Fawell.

32. SENATOR FAWELL:

33. Amendment No. 1, Mr. President, simply extends the

1. purview of this bill to sanitary districts. It...is a bill
2. which authorizes municipalities and counties at their sole
3. discretion in regard to income tax funds to share those
4. funds with park districts if they wish, or any portion.
5. And this simply extends it to the sanitary districts again
6. wholly discretionary with the municipality. And, I would
7. move the adoption of Amendment No. 1.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Senator Harris moves the adoption of Amendment No. 1
10. to House Bill 1009. All in favor of the adoption will
11. signify by saying aye. Opposed. The ayes have it. The
12. amendment is adopted.

13. SECRETARY:

14. Sen...HB 1081, Senator Schaffer.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Advance.

17. SECRETARY:

18. HB 1081 (Secretary reads title of bill)
19. 2nd reading of the bill. No committee amendments.
20. Amendment No. 1 by Senator Schaffer.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Senator Schaffer:

23. SENATOR SCHAFFER:

24. It's merely a technical amendment. A typographical
25. error spotted by our staff.

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. Senator Schaffer moves the adoption of Amendment No. 1
28. to HB No. 999. All in favor...

29. SECRETARY:

30. 1081.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. 1081. All in favor will signify by saying aye. Is
33. there anyone in favor of the adoption of the amendment.

1. Opposed. The ayes have it. The amendment is adopted.
2. SECRETARY:
3. 1165. Senator Mohr. Senator Howard Mohr.
4. PRESIDING OFFICER (SENATOR GRAHAM):
5. Advance.
6. SECRETARY:
7. HB 1165 (Secretary reads title of bill)
8. 2nd reading of the bill. No committee amendments.
9. PRESIDING OFFICER (SENATOR GRAHAM):
10. Any amendments from the Floor? HB 1056
11. SECRETARY:
12. HB 1056 (Secretary reads title of bill)
13. 2nd reading of the bill. No committee amendments.
14. PRESIDING OFFICER (SENATOR GRAHAM):
15. Any amendments from the Floor? 3rd reading. 1165,
16. Senator Mohr.
17. SECRETARY:
18. We just moved that.
19. PRESIDING OFFICER (SENATOR GRAHAM):
20. 1233, Senator Kosinski.
21. SECRETARY:
22. HB 1233 (Secretary reads title of bill)
23. 2nd reading of the bill. No committee amendments.
24. PRESIDING OFFICER (SENATOR GRAHAM):
25. Any amendments from the Floor. 3rd reading. HB 1243,
26. Senator Savickas. HB 1253, Senator Netsch. HB 1268, Senator
27. Knuppel. HB 1282, Senator Harber Hall. HB 1285, Senator
28. Swinarski. Advance.
29. SECRETARY:
30. HB 1285 (Secretary reads title of bill)
31. 2nd reading of the bill. No committee amendments.
32. PRESIDING OFFICER (SENATOR GRAHAM):
33. Any amendments from the Floor? 3rd reading. HB 1293

HB 1304
2nd Reading
6/19/73

1. Senator Rock. HB 1304, Senator Nudelman. Advance.
2. SECRETARY:
3. HB 1304 (Secretary reads title of bill)
4. 2nd reading of the bill. The Committee on Judiciary
5. offers one amendment.
6. PRESIDING OFFICER (SENATOR GRAHAM):
7. Senator Nudelman moves the adoption of Amendment No. 1
8. to HB 1304. All in favor signify by saying aye. Opposed.
9. The ayes have it and the amendment is adopted. Any amend-
10. ments from the Floor? 3rd reading. We're going right over
11. these bills when we call them Gentlemen, so all you have
12. to do is watch your Calendar. We just don't have the time
13. to beg you to move your bills. HB 1243. We've been asking
14. all day.
15. SECRETARY:
16. HB 1243 (Secretary reads title of bill)
17. 2nd reading of the bill. No committee amendments.
18. PRESIDING OFFICER (SENATOR GRAHAM):
19. Any amendments from the Floor? 3rd reading. HB
20. 1253, Senator Netsch. Second time over Senator. We'll
21. never clean up the Calendar spending our time on 2nd reading
22. bills. Advance.
23. SECRETARY:
24. HB 1253 (Secretary reads title of bill)
25. 2nd reading of the bill. No committee amendments.
26. PRESIDING OFFICER (SENATOR GRAHAM):
27. Any amendments from the Floor? 3rd reading. HB
28. 1311, Senator Savickas. Move it.
29. SECRETARY:
30. HB 1311 (Secretary reads title of bill)
31. 2nd reading of the bill. No committee amendments.
32. PRESIDING OFFICER (SENATOR GRAHAM):
33. Any amendments from the Floor. 3rd reading.

HB 1313
2nd reading
6-19-73

1. SB 1312, Senator Savickas.
2. SECRETARY:
3. HB 1312 (Secretary reads title of bill)
4. 2nd reading of the bill. No committee amendments.
5. PRESIDING OFFICER (SENATOR GRAHAM):
6. Any amendments from the Floor? 3rd reading. HB
7. 1313, Senator Clarke. HB 1323 ... You want it advanced.
8. Advance.
9. SECRETARY:
10. HB 1313 (Secretary reads title of bill)
11. 2nd reading of the bill. No committee amendments.
12. PRESIDING OFFICER (SENATOR GRAHAM):
13. Any amendments from the Floor? 3rd reading. HB
14. 1323, Senator McCarthy. Advance.
15. SECRETARY:
16. HB 1323 (Secretary reads title of bill)
17. 2nd reading of the bill. No committee amendments.
18. PRESIDING OFFICER (SENATOR GRAHAM):
19. Any amendments from the Floor? 3rd reading. 1350,
20. Senator Schaffer. Advance.
21. SECRETARY:
22. HB 1350 (Secretary reads title of bill)
23. 2nd reading of the bill. Committee on Revenue offers one
24. amendment.
25. PRESIDING OFFICER (SENATOR GRAHAM):
26. Senator Schaffer moves the adoption of amendment No. 1
27. to HB 1350. All in favor signify by saying aye. Opposed.
28. The ayes have it. The amendment has been adopted. Any
29. further amendments from the Floor? 3rd reading. HB 1359,
30. Senator Nimrod. HB 1410, Senator Kenneth Hall. 1410,
31. Senator Hall. Senator Kenneth Hall. HB 1459, Senator
32. Fawell. Advance.
33. SECRETARY:

1. HB 1459 (Secretary reads title of bill)
2. 2nd reading of the bill. No committee amendments.
3. PRESIDING OFFICER (SENATOR GRAHAM):
4. Any amendments from the Floor? Senator Fawell.
5. Senator Fawell.
6. SECRETARY:
7. Amendment No. 1 by Senator Fawell.
8. SENATOR FAWELL:
9. Mr. President ...
10. PRESIDING OFFICER (SENATOR GRAHAM):
11. No Senator will attempt to explain his amendment
12. when no one can hear. If I wanted to amend a bad bill
13. and make it worse, I would take this opportunity to do
14. it. Gentlemen, please. Senator Fawell, I hope.
15. SENATOR FAWELL:
16. HB 1459 is the same as SB 884 which has passed out of
17. this Body pertaining to the reorganization of community
18. unit school districts. Amendment No. 1 simply puts HB
19. 1459 into the same condition as was the case in regard to
20. SB 884. I move the adoption of Amendment No. 1.
21. PRESIDING OFFICER (SENATOR GRAHAM):
22. Senator Fawell moves the adoption of Amendment No. 1
23. to HB 1459. All in favor signify by saying aye. Opposed.
24. The ayes have it. The amendment is adopted. HB 1410.
25. Advance.
26. SECRETARY:
27. HB 1410 (Secretary reads title of bill)
28. 2nd reading of the bill. The Committee on Revenue offers
29. one amendment.
30. PRESIDING OFFICER (SENATOR GRAHAM):
31. Senator Kenneth Hall moves the adoption of Committee
32. Amendment No. 1 to HB 1410. All in favor signify by saying
33. aye. Opposed. The ayes have it. The amendment is adopted.

HB 1484
2nd Reading
6/19/73

1. HB 1484, Senator Fawell. Advance.
2. SECRETARY:
3. HB 1484 (Secretary reads title of bill)
4. 2nd reading of the bill. No committee amendments.
5. PRESIDING OFFICER (SENATOR GRAHAM):
6. Are there any amendments from the Floor? 3rd reading.
7. HB 1507, Senator Bruce.
8. SECRETARY:
9. HB 1507 (Secretary reads title of bill)
10. 2nd reading of the bill. No committee amendments.
11. PRESIDING OFFICER (SENATOR GRAHAM):
12. Any amendments from the Floor? 3rd reading.
13. HB 1533, Senator Wooten. HB 1556, Senator Netsch.
14. Advance.
15. SECRETARY:
16. HB 1556 (Secretary reads title of bill)
17. 2nd reading of the bill. No committee amendments.
18. PRESIDING OFFICER (SENATOR GRAHAM):
19. Any amendments from the Floor? 3rd reading.
20. HB 1573 and 1574, Senator Savickas. HB 1588, Senator
21. Newhouse. Advance.
22. SECRETARY:
23. HB 1588 (Secretary reads title of bill)
24. 2nd reading of the bill. No committee amendments.
25. PRESIDING OFFICER (SENATOR GRAHAM):
26. Any amendments from the Floor? 3rd reading. HB
27. 1635, Senator Swinarski. Advance.
28. SECRETARY:
29. HB 1635 (Secretary reads title of bill)
30. 2nd reading of the bill. No committee amendments.
31. PRESIDING OFFICER (SENATOR GRAHAM):
32. Any amendments from the Floor. 3rd reading. HB
33. 1639, Senator Carroll. Hold. HB 1695, Senator Knuppel.

1. Advance.

2. SECRETARY:

3. HB 1695 (Secretary reads title of bill)

4. 2nd reading of the bill. No committee amendments.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Any amendments from the Floor? 3rd reading. HB

7. 1698, Senator Schaffer. Advance.

8. SECRETARY:

9. HB 1698 (Secretary reads title of bill)

10. 2nd reading of the bill. The committee on revenue

11. offers one amendment.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Senator Schaffer moves the adoption of Amendment

14. No. 1 to HB 1698. All in favor signify by saying aye.

15. Opposed. The ayes have it. The amendment is adopted.

16. Any further amendments. 3rd reading. HB 1729, Senator

17. Netsch. Advance.

18. SECRETARY:

19. HB 1729 (Secretary reads title of bill)

20. 2nd reading of the bill. No committee amendments.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Any amendments from the Floor? 3rd reading. HB

23. 1564. 1564. As a courtesy to Senator Smith who was off

24. the Floor. He said 1564, I'm sorry. Not on the Calendar

25. Senator. Try again. HB 1832, Senator Harber Hall. We'll

26. get to you Senator if you have a...by right. Senator Rock

27. advanced it for you. Senator Harber Hall. Senator

28. Nudelman on 1843. Senator Course on 1859. Oh...advance

29. Senator Nudelman and Senator Course both. All right.

30. SECRETARY:

31. HB 1843 (Secretary reads title of bill)

32. 2nd reading of the bill. No committee amendments.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Any amendments from the Floor? 3rd reading. 1859.
2. Advance.
3. SECRETARY:
4. HB 1859 (Secretary reads title of bill)
5. 2nd reading of the bill. No committee amendments.
6. PRESIDING OFFICER (SENATOR GRAHAM):
7. Any amendments from the Floor? 3rd reading. HB
8. 1877, Senator Schaffer. Advance.
9. SECRETARY:
10. HB 1877 (Secretary reads title of bill)
11. 2nd reading of the bill. No committee amendments. Amendment
12. No. 1 by Senator Schaffer.
13. PRESIDING OFFICER (SENATOR GRAHAM):
14. Senator Schaffer is this a Floor Amendment? Would you
15. explain your amendment please.
16. SENATOR SCHAFFER:
17. ... It was thought by the Revenue Committee that we
18. should take out the language specifically relating to where
19. various assessment schools were held and just insert in lieu
20. of conducted annually at various convenient locations which
21. would then fit in throughout the state. There was some
22. thought that since the Body that conducts them is not a
23. Governmental Body there might be some constitutional
24. questions about us mandating certain things.
25. PRESIDING OFFICER (SENATOR GRAHAM):
26. This was agreed amendment, and the Senator moves the
27. adoption of Amendment No. 1 to HB 187.... 1877. All in
28. favor signify by saying aye. Opposed. The ayes have it and
29. the amendment's adopted. Any further amendments from the
30. Floor? 3rd reading. HB 1886, Senator Swinarski. Advance.
31. SECRETARY:
32. HB 1886 (Secretary reads title of bill)
33. 2nd reading of the bill. No committee amendments.
PRESIDING OFFICER (SENATOR GRAHAM):

1. Any amendments from the Floor? 3rd reading. HB
2. 1905, Senator Swinarski.
3. SECRETARY:
4. HB 1905 (Secretary reads title of bill)
5. 2nd reading of the bill. No committee amendments.
6. PRESIDING OFFICER (SENATOR GRAHAM):
7. 1957, Senator McCarthy.
8. SECRETARY:
9. HB 1957 (Secretary reads title of bill)
10. 2nd reading of the bill. No committee amendments.
11. PRESIDING OFFICER (SENATOR GRAHAM):
12. Any amendments from the Floor? 3rd reading. 1971
13. SECRETARY:
14. HB 1971 (Secretary reads title of bill)
15. 2nd reading of the bill. No committee amendments.
16. PRESIDING OFFICER (SENATOR GRAHAM):
17. Any amendments from the Floor? 3rd reading. We
18. have now hopefully completed House Bills on 2nd reading.
19. House Bill 518 ... House Bill 518.
20. SECRETARY:
21. HB 518 (Secretary reads title of bill)
22. 2nd reading of the bill. No committee amendments.
23. PRESIDING OFFICER (SENATOR GRAHAM):
24. Any amendments from the Floor? 3rd reading. Is
25. there anyone else. I promised I wouldn't do this, but I
26. will. Anyone else who wants to advance a bill on 2nd reading
27. that wasn't paying attention when I read your name. Senate
28. Bills 2nd reading. Mr. Secretary has some business on his
29. desk will you please.
30. SECRETARY:
31. (Secretary reads Committee of Conference Appointed)
32. PRESIDING OFFICER (SENATOR GRAHAM):
33. Is there any motions now. Let's go to the order of

1. motions and we'll get our membership on the Floor. We will
2. not go to second readings Senate, we will go to 3rd readings
3. to passage stage. Any motions? Any on the Secretary's
4. table? Senator Clarke?

5. SENATOR CLARKE:

6. Like to ask unanimous consent to move HB 17 back to
7. 2nd for an amendment.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. What is the number, Senator?

10. SENATOR CLARKE:

11. 17

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. HB 17 be returned from the order of 3rd reading to
14. the order of 2nd for purposes of considering an amendment.

15. Is leave granted? Leave is granted. The bill is now on
16. 2nd reading. Senator Clarke.

17. SENATOR CLARKE:

18. ...This amendment is to a bill having to do with the
19. incapacitated...permanently incapacitated voters. And, this
20. amendment merely requires a sworn affidavit for the first time.
21. I've talked to Mr. Klein and he is perfectly agreeable to this
22. amendment. And, I think, it will satisfy some of the people
23. that looked a little dubiously on this procedure for a 5 year
24. exemption. It puts the incapacitated voter in the same posi-
25. tion as a person who's temporarily incapacitated and has to
26. go through this procedure. ...

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Any discussion?

29. SENATOR CLARKE:

30. I move for the adoption of the amendment.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. Any discussion of the amendment? Senator Netsch.

33. May we have some order please? I'm afraid most people didn't

1. hear the explanation of the amendment as I anticipated.

2. I have been begging and pleading. Senator Clarke would
3. you go through the amendment again?

4. SENATOR CLARKE:

5. Yes.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. So that the membership may be in order. So we under-
8. stand the amendment. Will you please, Ladies and Gentlemen,
9. please. This is so difficult and so unnecessary.

10. SENATOR CLARKE:

11. This amendme...this bill deals with giving a 5 year
12. exemption to permanently incapacitated individuals from
13. having to go and get a notary public and a doctor's af-
14. fidavit. It was my feeling that at least the first time
15. that this permanently incapacitated voter should sign a
16. sworn affidavit and I talked to the person that repre-
17. sents these people. He was agreeable to this procedure.
18. This merely puts them in the position that first time as
19. an incapacitated person who's in the hospital with a
20. temporary illness.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Senator Netsch.

23. SENATOR NETSCH:

24. Mr. President I...the explanation.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Just a moment Senator, just a moment. Mr. Sergeant
27. at arms the Chair is going to direct you to invoke Rule No.2
28. and if this noise does not cease you are going to be directed
29. to clear the halls on each side of this Chamber. We are go-
30. ing to have some order if it takes all day. Now, those who
31. are violating the Rules of the Senate know who they are. And,
32. we are on voice roll call as opposed to the House who has the
33. roll call up on the wall. We are going to have some order

1. or we'll spend all day getting it. Senator Netsch.

2. SENATOR NETSCH:

3. The affidavit from the person who is seeking to vote
4. as a permanently incapacitated person is...need be signed
5. by him only once every 5 years. Is that correct? That
6. is the amendment. The doctor also signs an amendment...
7. or I'm sorry an affidavit when he certifies that he is
8. indeed permanently incapacitated. How long ... is there
9. any change in the bill in that respect? Will that occur
10. also once every 5 years? Thank you.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. His answer was in the affirmative.

13. SENATOR NETSCH:

14. Good bill.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Senator Clarke moves the adoption of Amendment No. 1.
17. Is it... to HB 17. All in favor signify by saying aye.
18. Opposed. The ayes have it. The amendment is adopted. Are
19. there further amendments. The bill will be returned to the
20. order of House Bills on 3rd reading. Any further motions
21. to move bills from 3rd to 2nd for the purpose of amendment.
22. Senator Bell.

23. SENATOR BELL:

24. Yes, Mr. President, I'd like to pull HB 20 the death
25. penalty bill back to 2nd reading from 3rd reading for pur-
26. pose of attaching an amendment.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Senator Bell asks leave of the Body to move HB 20 back
29. to the order of 2nd reading for the purpose of considering
30. an amendment. Is leave granted? Leave is granted. The
31. bill is now on the order of 2nd reading and Senator Bell
32. will explain his amendment.

33. SENATOR BELL:

1. Mr. Chairman, I'd like to ... I'd like to have
2. leave to remove Amendment No. 1 to HB 20 which was a
3. defective amendment...

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. We're dealing with an amendment dealing with the
6. death penalty, Gentlemen. And, Senator Bell moves to
7. reconsider the vote by which Amendment No. 1 was attached
8. to HB 20. All in favor of the motion to reconsider,
9. signify by saying aye. Opposed. The motion carries.
10. Senator Bell now moves to Table Amendment No. 1 to HB
11. 20. All in favor signify by saying aye. Opposed. The
12. ayes have it and the amendment is Tabled. Senator Bell.

13. SENATOR BELL:

14. Now, Mr. President, I have amendment No. 2 which
15. corrects the defections that were in Amendment No. 1
16. that I would propose be attached to HB 20.

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. I think it's perhaps necessary that you make it a
19. little more ...

20. SENATOR CLARKE:

21. All right.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. ...a better description than the one you just made
24. of the amendment, in this very delicate situation Senator
25. Bell, if I might suggest.

26. SENATOR BELL:

27. All right, Mr. Chairman...or Mr. President. HB 20
28. addresses itself to murder...

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Just address...just to the amendment.

31. SENATOR BELL:

32. ...to death penalty. It has...the amendment has
33. stricken ... on the 2nd page, well let's see...on page 1

1. by inserting after line 36 the following: the murder is
2. committed by a person who has previously been convicted
3. of murder. And on page 2 by deleting line 1 through 29,
4. and page 3 by deleting lines 9 through 17 and inserting
5. in lieu thereof the following: of this section shall be
6. sentenced to death on line 9. Mr. Chairman, I've checked
7. with ... some...of those Senators who have had some con-
8. cern about the previous amendment. We all feel that it's
9. in good shape now. I would move for its adoption.

10. PRESIDING OFFICER (SENATOR GRAHAM):

11. You have also checked with the House sponsor and
12. moves the adoption of Amendment No. 2 to HB 20. All in
13. favor signify by saying aye. Opposed. The ayes have it.
14. The amendment is adopted. Any further amendments? The
15. bill will be returned to the order of 3rd reading. Any
16. further motions regarding bills? Senator Rock.

17. SENATOR ROCK:

18. Yes, Mr. President, Members of the Senate, HB 1866
19. is on 3rd reading. I would ask leave of the Body to bring
20. it back to 2nd for the purpose of an amendment which the
21. Secretary has on his desk.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. You have heard the motion of the Senator from Chicago.
24. Is leave granted. Leave is granted and HB 1866 is now on
25. the order of 2nd reading for purpose of amendment. Senator
26. Rock. And we'll try to get some order.

27. SENATOR ROCK:

28. Thank you, Mr. President, Members of the Senate. Amend-
29. ment No. 1 to HB 1866 merely adds another category. This bill
30. appertains to the Judge's Retirement System and calls for
31. prior service credit for those who served as a Justice of
32. the Peace, Police Magistrate or Civil Referee. We're merely
33. adding another class and that is Master in Chancery. And,

1. I would move the adoption of Amendment No. 1.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Senator Rock move the adoption of Amend...Senator
4. Berning. Gentlemen, Sergeant at Arms, please quiet down
5. your own troops and invoke Rule 2. There is no possi-
6. bility of having dialogue between the Senators under
7. these circumstances. We are going to have some order and
8. our staff members are actually helping in this disorder
9. and I wish you would be cooperative, too. Senator Berning.
10. SENATOR BERNING:

11. Yes, I...I really am not familiar with the amendment
12. though I think I know what it does. It incorporates in
13. this bill the portion of a House Bill which was defeated
14. in committee. Is that not correct?

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Senator Rock.

17. SENATOR ROCK:

18. Well I will say, Senator, I understand that Representa-
19. tive Hudson did have a bill which did not get out of the pen-
20. sion committee. He and Representative Redmond suggested to
21. me that I might offer this amendment, attempt to help them
22. out. I don't know what else was in Representative Hudson's
23. bill but I think this is a valid amendment. I told...or I
24. suggested to those House Members that they check with you,
25. with Senator Shapiro, and with Senator Fawell. Now, if they
26. did not I apologize on their behalf. But, I still maintain
27. I think the amendment is a good one. We are talking about
28. three classes of prior judicial service: Namely, Justice of
29. the Peace, Police Magistrate or Civil Referee, and we are
30. merely adding the words Master in Chancery. And, I think
31. it's a valid class to be added.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Senator Berning.

1. SENATOR BERNING:

2. Well, unfortunately I haven't had a chance yet to pull
3. out the entire bill in order to see just what it does, but
4. there is a vast difference that is apparent immediately and
5. that is that a Master in Chancery is an appointed officer of
6. the court who carries out a function at the direction of the
7. court and is paid for his services as a part-time officer of
8. the court. These other officers, Justices of the Peace,
9. Police Magistrates to the best of my recollection were elected
10. officers as bonified members of the court.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Senator Rock.

13. SENATOR ROCK:

14. Well, Senator, we are saying that it relates to service
15. prior to January 1, '64 which was the date as you well know
16. of the constitutional amendment called the Judicial Article.
17. In fact Police Magistrates and Civil Referees were in fact ap-
18. pointed just the same as Masters in Chancery were appointed.
19. So, I don't think there's any valid distinction. I would be
20. willing to hold the bill on 3rd reading for a couple of days
21. or we won't get to it as a matter of fact till early next
22. week in all probability. You will have ample time to take
23. a look at it. And, I would just urge that we adopt this
24. amendment now and let it go back to 3rd.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senator Fawell.

27. SENATOR FAWELL:

28. Well, ... I rise in support of this amendment. I think
29. Senator Rock is correct when he points out that there is really
30. no distinction between your Police Magistrates and your
31. Justices of the Peace who operated on a fee system and certainly
32. Referees of Municipal Court. There are only about 29 judges in
33. our Judicial System I am informed that would be affected by this.
The cost would be miniscule. And, I think there just is no way to

1. escape the logic that if we have and we already have granted
2. these pension credits to Justices of the Peace and Police
3. Magistrates and Referees of the Municipal Court in Chicago,
4. all operating on a fee basis, certainly the Masters in
5. Chancery who were functioning out of the Circuit Court and
6. handling heavy judicial duties would have, I think, every
7. right to ask for this privilege to be granted to them.
8. Again, it's obviously something that will phase out com-
9. pletely because we no longer have Masters in Chancery and
10. there are relatively few involved. So, I do rise in support
11. of the amendment.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Senator Shapiro.

14. SENATOR SHAPIRO:

15. Would the sponsor of the amendment yield to a question?

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. He indicates he will. Senator Rock. We are again
18. moving. Gentlemen, gentlemen, gentlemen, and ladies I'm
19. telling you, I just don't know. Senator Shapiro.

20. SENATOR SHAPIRO:

21. ...Senator Rock, evidently the problem as I see it is
22. that Masters in Chancery are not elected officials and you
23. know operate on a fee basis. Now, what I would like to know
24. are you aware of any other non-elected official who operated
25. in the past on a fee basis that were allowed to transfer
26. this prior credit into any other public employees system.
27. That's the hangup so far as I'm concerned.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Senator Rock.

30. SENATOR ROCK:

31. Yes, Senator Shapiro, The law at present...the law
32. presently today did allow and does allow Justices of the
33. Peace, Police Magistrates and Civil Referees of the Municipal

1. Court. Now, again you have to understand that we're only
2. talking about service rendered prior to January 1, 1964.
3. This is not current service. We don't have Masters anymore.
4. But, it says that all those officers of the court who were
5. serving as such prior to the adoption of the Judicial
6. Article, there's no disparity between them. Civil Referees
7. in our ... in the Municipal Court of Chicago were appointed
8. and they operated on a fee basis as did Police Magistrates,
9. and as did Justices of the Peace. They're all... it's
10. like four peas in the same pod. There's no valid reason
11. to exclude...to allow those other three classes and to
12. exclude this particular class. There's just no...no logical
13. reason to do it.

14. SENATOR SHAPIRO:

15. ...Senator Rock, now the other three classes...two of
16. them were elected and one was an appointed official? I
17. mean the J.P.'s and the Magistrates were elected officials
18. correct?

19. SENATOR ROCK:

20. In some instances yes and in others no. They were
21. subject to appointment I can point out a couple of Magis-
22. trates who were in fact and J.P.'s who were appointed by
23. their Supervisors or County Boards or whatever they called
24. them.

25. SENATOR SHAPIRO:

26. ...Were they elective offices though? Even though
27. appointed?

28. SENATOR ROCK:

29. Yes. Civil Referee however was not.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. Any further discussion? The motion is on the adoption
32. of the amendment to HB 1866. Is there further discussion?
33. If not, Senator Rock moves the adoption of Amendment No. 1

1. All in favor signify by saying aye. Opposed. The ayes
2. have it the amendment is adopted. The bill will be re-
3. turned to the order of 3rd reading. Now, Gentlemen, the
4. Chair is accepting the penalty that you gave him by now
5. listening. So we have now a motion from Senator Clarke
6. to return to the order of House Bills on 2nd reading for
7. the purpose of advancing three bills. And, if anyone else
8. has any bills there will you please do it now? Or would
9. you rather spend the rest of the session on House Bills
10. 2nd. Reading...That way we won't have to be on roll call
11. at all. HB... Leave is granted. House Bill 985 and 986.

12. SECRETARY:

13. HB 985 (Secretary reads title of bill)

14. 2nd reading of the bill. No committee amendments.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Any amendments from the Floor? 3rd reading. HB 986.

17. SECRETARY:

18. HB 986 (Secretary reads title of bill)

19. 2nd reading of the bill. No committee amendments.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Any amendments from the Floor? 3rd reading.

22. HB 1050.

23. SECRETARY:

24. HB 1050 (Secretary reads title of bill)

25. 2nd reading of the bill. No committee amendments.

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. Senator Fawell. ... I think I'm hitting the wrong
28. furniture with the gavel. Senator Fawell has a motion I
29. think. Senator Fawell.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. Mr. President, I apologize for not having this amendment
32. to HB 1008 which has just been sent to the order of 3rd
33. reading. I would ask for leave to revert to the order of

1. 2nd reading for the purpose of affixing Amendment No. 1 to
2. HB 1008.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Senator Fawell asks leave of the Body to return HB
5. 1008 to the order of 2nd reading for the purpose of con-
6. sidering an amendment. Is leave granted? Leave is granted.
7. The bill now on the order of 2nd reading. Senator Fawell.

8. SENATOR FAWELL:

9. Yes...Mr. President. This bill deals with park dis-
10. tricts. And, what we are doing here is simply taking from
11. the Municipal Budgetary Law verbatim the provisions pertaining
12. to the method of adopting a budget. For some reason the Park
13. District Code never did set forth a procedure for a park dis-
14. trict to utilize in adopting a budget. And, I move the
15. adoption of Amendment No. 1.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator Fawell moves the adoption of Amendment No. 1
18. to HB 1008. All in favor signify by saying aye. You don't
19. want to adopt it Senator? All in favor signify by saying
20. aye. Opposed. The ayes have it. Are there further amend-
21. ments? The bill will be returned to the order of 3rd read-
22. ing. And now Gentlemen, I think there's enough attraction on
23. the podium that we perhaps are going to get your attention.
24. This may be the only way, so I yield temporarily to the
25. Senator from Hoopeston for the purpose of him making an in-
26. troduction.

27. SENATOR MERRITT:

28. Thank you, Mr. President, I thought in all the delib-
29. erations here this might be a most pleasant interlude. I
30. know it's perhaps one of the most happy experiences I've had
31. in my life to have Miss Illinois Teenager of 1972 from my
32. district in Danville, Illinois. She has in this past year
33. appeared in the Billy Graham Crusade as a member of the

1. National Teenager Pageant Staff. She is currently emceeding
2. 5 different State pageants throughout the United States.
3. She's had a most rewarding and challenging experience this
4. past year. I'm most proud to present to you, Miss Cynthia
5. A. Phillips. Miss Teenager of 1972. Cindy.

6. MISS CYNTHIA A. PHILLIPS:

7. Senator may I thank you. Senator Graham and Honorable
8. Senators. I must say, this is quite an honor. I never dreamed
9. that for my last appearance as Miss Illinois 1972 that I would
10. be speaking before the Illinois Senate. It's like putting
11. a cherry on top of a sundae. My year began by representing
12. Illinois in the National Teenager Pageant. I met a girl
13. from each State in the Union, and we discussed our states
14. pros and cons. And, I must say, Illinois came out on top.
15. I've...since that glorious week, I've traveled around this
16. great State. I've attended the Illinois...the Governor's
17. Youth Conference on Smoking and Health and the Governor's
18. Youth Conference on Traffic Safety. And, I met many, many,
19. teens at both places who were very eager to get home and
20. to put into action the knowledge they had gained at these
21. conventions. They learned a lot and they're involved. I've
22. spoken at many youth rallies around the State and I
23. think the best thrill was at the Billy Graham Crusade in
24. Galesburg, Illinois. I sang a solo in front of 3,000 people
25. trembling and knees shaking and everything. I guess the
26. most thrilling thing that's happened to me this year besides
27. the Billy Graham Crusade and this of course, was the fact
28. that I met three prominent people. Or shall I say will
29. have met. I danced with Senator Percy, I met Governor
30. the Honorable Governor Ogilvie and today I will meet the
31. Honorable Dan Walker. It's really been a thrill. There's
32. one thing that I've really learned this year and that's the
33. fact that the majority of teens in Illinois do not drink

1. and do not smoke and aren't on drugs. They're involved.
2. And, they have the same motto that I have and that's the
3. fact that you get out of life what you put into it. And
4. from traveling, I just have to tell you that Illinois's
5. got a bunch of great teens. So, thank you very much and
6. thank you for this honor.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. ...she is accompanied by her mother and father who
9. are as proud of her as we are. And, they would stand and
10. be recognized by the Senate also. I think that I could
11. say while...I think that I could say while the pictures
12. are being taken I'm proud to be a part of them, that all
13. of us who spent many years here and have watch Miss Americas,
14. Miss Illinois' come and go. They were always thrilled on
15. that year following when they come back and let us observe
16. how much poise they have gained, how much knowledge they
17. have gained and how fine a job they do in reporting to us
18. the actions of the young people of the State. And, for
19. the Presiding Officer and ... the entire Senate, honey we
20. congratulate you and all of Illinois' teens. You're
21. wonderful.

22. SENATOR MERRITT:

23. Thank you very much.

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. Your welcome. Now ... the fight will start huh? That
26. was great while she was up here. Should I keep her the rest
27. of the day. Keep it upside down John. I think the order
28. of business that we were on was the interfering order of
29. motions. And, the Chair is again going to prevail upon this
30. as a Body to move along if we have further motions we want
31. to make, we'll do them because it's important we get on voting
32. stage soon. Senator Rock.

33. SENATOR ROCK:

1. Thank you, Mr. President, Members of the Senate. I
2. have an amendment to HB 716. I would ask leave that this
3. brought back from the order 3rd to the order of 2nd reading
4. for the purpose of attaching Amendment No. 1.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. You've heard the motion of the Senator from Chicago.
7. Is leave granted? Leave is granted and HB 716 will be
8. returned to the order of 2nd reading for purpose of
9. attaching an amendment hopefully and Senator Rock will
10. explain his amendment.

11. SENATOR ROCK:

12. Yes, HB 716 creates the drainage...will create the
13. Drainage and Flood Study Commission. And, what this amendment
14. does beginning at page 4, there were certain things specifi-
15. cally recommended to the study commission. Now, what we
16. are doing with this amendment are deleting those specific
17. recommendations. I think, if we're going to set up a
18. commission to study and make recommendations we should not
19. in the same legislation direct them as to what should be
20. recommended. So it merely deletes all of page 5 as to
21. what the study shall specifically include recommended
22. amendments too. And, I would move it's adoption.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Senator Conolly indicated he might have an interest in
25. this amendment. He does not. Senator Rock moves the adoption
26. of Amendment No. 1 to HB 1008. All in favor will signify by
27. saying aye.

28. SENATOR ROCK:

29. 716, Mr. President.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. 716...had the wrong number up there. HB 716. All
32. in favor signify by saying aye. Opposed. The ayes have it.
33. The....amendment's adopted. Are there further amendments?

1. Senator Conolly.

2. SENATOR CONOLLY:

3. Mr. President, on the order 3rd reading is HB 1941...

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. Senator, we have not completed with the last bill
6. and it would be returned to the order of 3rd reading for
7. the record and now I recognize you, Senator Conolly. Senator
8. Conolly.

9. SENATOR CONOLLY:

10. On the order of 3rd reading there is Bill 1941 I'd
11. like to take back for purpose of amendment.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. You've heard the motion of the Senator from Waukegan.
14. Is leave granted? Leave is granted. HB 1941 will be re-
15. turned to the order of 2nd reading for the purpose of con-
16. sidering an amendment. Senator Conolly will explain his
17. amendment if we can have some order please.

18. SENATOR CONOLLY:

19. There is an amendment on the Secretary's desk that was
20. offered by the...by Londrigan. The Savings and Loan commis-
21. sion. And it adds two sentences. And, I'm doing it at his
22. request and have no objections to it.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Any discussion? Senator Conolly moves the adoption of
25. Amendment No. 1 to HB 1941. All in favor signify by saying
26. aye. Opposed. The ayes have it the amendment's adopted.

27. Any further amendments? Return to the order of 3rd reading.

28. Any further motions? Let's try House Bills 3rd reading

29. just for fun. Huh? The order of business now will be

30. House Bills on 3rd reading. Starting with 273. Senator

31. Harber Hall on the Floor? Is Senator Harber Hall...? We

32. are starting at HB 273 where we left off yesterday, Senator.

33. That is the orders from the front office. Where were you?

1. What are you trying to tell me. I can't read sign language.
2. anyway. HB 280, Senator Hynes. Senator Hynes. Secretary
3. will read HB 280 a 3rd time. Gentlemen, our situation is
4. not improving one bit.

5. ACTING SECRETARY (MR. WRIGHT):

6. HB 280 (Secretary reads title of bill)
7. 3rd reading of the bill.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Senator Hynes.

10. SENATOR HYNES:

11. Mr. President and Members of the Senate, HB 280 expands
12. the area of Judicial discretion in sentencing violators in
13. cannabis or marijuana cases. Does not affect the penalties
14. at all. It simply expands the area of judicial discretion.
15. The law presently allows the judge after a finding of
16. guilty to refrain from entering judgment in his discretion
17. for a first offender. When 2.5 grams or less of marijuana
18. are involved. This raises that discretionary area to 30
19. grams so that in any case involving up to 30 grams the judge
20. will have discretion to in effect place the offender on
21. probation and if there is no further violation then there
22. will be no criminal record. This can only be used one time
23. for any one offender. I might add, it passed the Senate
24. Judiciary Committee by a 13 to 2 vote. And, since that time
25. the Illinois Church Council on Alcoholic Problems which
26. originally opposed the bill has reversed its position and
27. now strongly endorses and supports the bill. I know of no
28. opposition to it frankly at the present time. I think it's
29. a very desirable piece of legislation. This very thing is
30. being done by the state's attorney of Cook County now and
31. it's being done at a Federal level. I would ask for your
32. support.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. I see the Senator from Lansing rising. You may have
2. some opposition. Senator Walker.

3. SENATOR WALKER:

4. Thank you, Mr. President. Only support of the bill
5. as those...

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. Gentlemen, please we are on 3rd reading gentlemen.

8. SENATOR WALKER:

9. Thank you again, Mr. President. As those of you
10. who were listening know, it's a good bill. Those who
11. were not listening which I would say was 75%...it's
12. still a good bill and I would appreciate your support.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Any further discussion. The question before...
15. Senator Davidson.

16. SENATOR DAVIDSON:

17. I'd just like to add support to Senator Hynes and to
18. Senator Walker in support of this bill. The Illinois
19. Church Action on Alcoholic and Drug Problems and originally
20. opposed this bill and after explained for it came out strong
21. and circulated their entire membership throughout the State
22. in support of this bill. And I'd urge all of you to vote
23. for it.

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. The question shall HB 280...Senator Clarke.

26. SENATOR CLARKE:

27. Mr. President, I'm disturbed by this bill that might
28. be all right. I didn't quite hear who Senator Hynes said
29. that supports it, but at least 3 months ago I talked to
30. Senator Hynes about this and I called and wrote a letter...
31. I called Judge Wendt who served in Narcotics Court...was
32. formerly a House member, I talked to him about it. Didn't
33. get any definitive answer. I wrote him a letter which he
read into the record of the meeting of the drug abuse

1. council. I ask Dr. Senay to give us a reading. They set up
2. a subcommittee and I'm still waiting to hear back from them.
3. Last week I talked to a representative from the Department
4. of Mental Health and asked him to follow up on this. I'd
5. like to really know more about the need for this kind of
6. discretion because it appears to me, just two years after
7. the whole revision was made of the Drug Abuse Law in terms
8. of the penalties and the amounts etc., that we are already
9. starting to chip away by individuals at the kind of dis-
10. cretion that we put in the law then. We also, as I recall,
11. set up a Body to evaluate and to give us changes in the amounts
12. and the ratings of these different drugs whether it be
13. marijuana or harder drugs. I...I have very serious reserva-
14. tions about this bill and I think we ought to have more
15. professional insight into it before we act on it.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Any further discussion? Senator Hynes may close debate.

18. SENATOR HYNES:

19. Well, I would simply say that the bill I think, is a
20. very desirable one. It's supported by the Illinois Church
21. Council on Alcoholic Problems. It's supported by the Illinois
22. Bar Association, by the Illinois Public Defender...Appellate
23. Defender testified on behalf of it. It's being done by the
24. state's attorney of Cook County and at the Federal level. I
25. think it's a very desirable piece of legislation.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. The question is shall HB 280 pass. Upon that question
28. the Secretary will call the roll.

29. SECRETARY:

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

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

7. PRESIDING OFFICER (SENATOR WEAVER):

8. McCarthy, aye. Knuppel, aye. On that question, the
9. ayes are 39, the nays are 2. HB 280 having received the
10. constitutional majority is declared passed. 273, Senator
11. Harber Hall.

12. SECRETARY:

13. HB 273 (Secretary reads title of bill)
14. 3rd reading of the bill.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Harber Hall.

17. SENATOR HARBER HALL:

18. Mr. President, HB 273 would just merely permit the
19. vending machine operator to pay the tax at wholesale from
20. the wholesaler rather than absorbing the tax themselves.
21. This is only items 15 cents and under. Wherein most operators,
22. ...merchandisers pass on the sales tax to the purchaser...
23. the vending machine operators obviously can't do that and
24. this would permit them on their total volume to pay the
25. tax at the wholesale price. It's ...I think, an equitable
26. piece of legislation. For years ... the vending operators
27. who operate in modest surroundings where a regular retailer wouldn't
28. be able to function, they have their equipment and provide
29. a good service to low income people and working people
30. ...buying such things as coffee, candy bars and the like.
31. This only applies to 15 cents and under as I said so there
32. isn't real competition and yet these people can't pass on
33. the tax, they have to pay it themselves at the full retail

1. price. They also cannot bracket as most retailers do bracket
2. items under a certain amount with those over a certain amount
3. and thereby attending yet the ... actually over the cost of
4. the retail sales tax. So ... I would hope that the Senate
5. would subscribe to this needed piece of legislation and
6. I solicit your support.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Senator Netsch.

9. SENATOR NETSCH:

10. Mr. Chairman, will the sponsor yield for a couple
11. of questions?

12. PRESIDING OFFICER (SENATOR WEAVER):

13. He indicates that he will.

14. SENATOR NETSCH:

15. Senator Hall, what is the revenue cost to the state.
16. The estimated revenue cost to the state if this bill should
17. pass.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Senator Hall.

20. SENATOR HARBER HALL:

21. There will be an initial cost of 3 million dollars to
22. the state however when the vending machine operators ...when
23. the vending.....industry expands to it s likely objective,
24. they...the Department of Revenue will find it much easier
25. and the increase ... their increase in taxes, the wholesale
26. price will offset this loss. Initially there's a 3 million
27. dollar loss for the first year.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Senator Netsch.

30. SENATOR NETSCH:

31. And what is the revenue loss to local units of government.
32. Do you have that figure. The state's share of the loss you
33. said is 3 million. What would be the local government revenue
loss?

1. PRESIDING OFFICER (SENATOR WEAVER):
2. Senator Hall.
3. SENATOR HARBER HALL:
4. Well...I...I would presume it would be about 1/5 of
5. that.
6. PRESIDING OFFICER (SENATOR WEAVER):
7. Senator Netsch.
8. SENATOR NETSCH:
9. Thank you. My mathematics is not that quick either ...
10. My recollection is, it's about 7 to \$800,000 as I recall.
11. The ... May I ask one other question of the sponsor?
12. PRESIDING OFFICER (SENATOR WEAVER):
13. Senator Netsch.
14. SENATOR NETSCH:
15. Did the Department of Revenue testify with respect to
16. this bill? And, if so what position did they take?
17. PRESIDING OFFICER (SENATOR WEAVER):
18. Senator Hall.
19. SENATOR HARBER HALL:
20. Well, I believe that they...I don't recall the exact
21. testimony. I believe they said...they pointed out there
22. would be a loss. I also believe that they testified that
23. the simplicity of the collection process would be improved.
24. I think they...I think it'll be easier for them to collect
25. this tax at the wholesale rather than at the retail price.
26. PRESIDING OFFICER (SENATOR WEAVER):
27. Senator Netsch.
28. SENATOR NETSCH:
29. Mr. President, if I may make several comments now. I
30. think you're right, the Department of Revenue opposed the bill
31. for several reasons one which of course was the revenue loss
32. to the state which is considerable. ...Another, they felt
33. PRESIDING OFFICER (SENATOR WEAVER):

1. Senator Netsch may continue.

2. SENATOR NETSCH:

3. Another reason why they were concerned about it was
4. that they felt that their auditing problems would be con-
5. siderably more difficult. They would have to be going
6. against the wholesaler rather than the retailer and they
7. said that there were going to be some difficulties in
8. being able to determine and follow and trace the tax as
9. well as they should have. I think they also felt that as
10. a matter of principle that they...these people were sell-
11. ing a product like anyone else although admittedly they
12. do have a somewhat different situation. ...It seemed to
13. me based on all of the testimony before the Revenue Committee
14. that...there is something unique about the position of
15. the venders and there is...it is perhaps true that this
16. does not fall on them exactly as evenly as it does on an
17. ordinary retailer. However, in my judgment, there was...
18. this bill went much too far and gave too much relief
19. particularly in terms of its revenue costs to State and
20. local government. And, I would hope it would not pass.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Is there further discussion? Senator Clarke?

23. SENATOR CLARKE:

24. Mr. President, Members of the Chamber, the figures
25. that I have, indicate it would be a loss of between 3 and
26. 4 million dollars to the State of Illinois and close to
27. a million dollars to local government. It might be less
28. than a million but whatever the percentage would be.
29. However, I think more important you're saying that
30. wholesalers are retailers for purposes of this Act. And
31. it would create a great difficulty for the Department of
32. Revenue to try and determine actually what the retail
33. price would have been and whether they are getting their

1. just due....This type of legislation has been struck
2. down before I'm told based on the constitutional question
3. and, I think, that you are also creating a grave, a bad pre-
4. cedent in terms of starting to give this kind of special re-
5. lief which I know is a particular problem to the vending
6. field. But, I think, the loss in revenue to the State of
7. 4 million dollars is something that ought to be seriously con-
8. sidered in casting a vote on this bill.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Senator Howard Mohr.

11. SENATOR HOWARD MOHR:

12. Yes, Mr. President, would like all members to pay
13. attention, we have two announcements. One we are not going
14. to break for lunch today. ...Many of the members are enjoying
15. their lunch at their desks and to remind you the Italian
16. Block is providing that lunch that's set up in the Presid-
17. ent's office. So, we'll work straight through till 4 o'
18. clock. The second announcement, at 1 o'clock or before 1
19. o'clock which gives you about 20 minutes. If you want to
20. be recorded no on the agreed list bill do that with the
21. Secretary. Give him a note on that before 1 o'clock. At
22. 2 o'clock we are going to call the agreed bill list. So
23. the Secretary needs that one hour to do the preliminary
24. work required before we call the agreed bill list. So,
25. please by 1 o'clock, if you're voting no on any of the
26. bills on the agreed list it's to be in the Secretary's
27. hands.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Is there any further discussion on HB 273? If not,
30. Senator Hall would you like to close debate?

31. SENATOR HARBER HALL:

32. Well, Mr. President, in summarizing, Representative Neff just
33. handed me a sheet showing that many States are...have adopted

1. exempting sales tax propositions for their vending industry.
2. And...there are about 25 states that have similar provisions
3. and I believe the industry needs this. They provide a real
4. service where it's needed. They're not in strict competition
5. with normal retailers...and they...they...there's no possible
6. way they can pass on the sales tax as every other retailer
7. does and is required to do. So I would hope that we could
8. get 30 votes for this bill.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. The question is shall HB 273 pass? And upon that
11. question the Secretary will call the roll.

12. SECRETARY:

13. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
14. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
15. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
16. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
17. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
18. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
19. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
20. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
21. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
22. Weaver, Welsh, Wooten, Mr. President.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Latherow, aye. On that question, the ayes are 31 the
25. nays are 5, 1 present. HB 273 having received a constitutional
26. majority is declared passed. Senator Rock.

27. SENATOR ROCK:

28. Having voted on the prevailing side, Mr. President, I
29. move to reconsider the vote by which that bill was passed.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Rock moves to reconsider. Senator Vadalabene
32. moves to Table. All in favor signify by saying aye. Opposed
33. nay. The motion is Tabled. SB 302, Senator Latherow?

1. SECRETARY:

2. HB 302 (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Latherow.

6. SENATOR LATHEROW:

7. Mr. President, members of the Senate, HB 302 restructures
8. Sections....Sections 6-205 and then it also shortens some
9. of the many sentences that are in there to clarify them. In
10. addition, the language relating to revocation of licenses
11. of one suffering from mental disease is transferred to this
12. Section 6-206, so that revocation is discretionary and no longer
13. is mandatory. It also...the implied consent provision under
14. the present law the revocation is set forth only in Section
15. 11-501.1 and it too is moved to this Section. ...The amend-
16. ment merely defines the word conviction. Mr. President, I
17. move for a favorable roll call.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Is there any discussion? The question is shall HB 302
20. pass? Upon that question the Secretary will call the roll.

21. ACTING SECRETARY (MR. WRIGHT):

22. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
23. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
24. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
25. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
26. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
27. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
28. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
29. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
30. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
31. Weaver, Welsh, Wooten, Mr. President.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Buzbee, aye. On that question, the ayes are 48. The nays

1. are none. HB 302 having received a constitutional majority
2. is declared passed. 305, Senator Donnewald. 306. 311,
3. Senator Carroll.
4. ACTING SECRETARY (MR. WRIGHT):
5. HB 311 (Secretary reads title of bill)
6. 3rd reading of the bill.
7. PRESIDING OFFICER (SENATOR WEAVER):
8. Senator Carroll.
9. SENATOR CARROLL:
10. Thank you Mr. President and Members of the Senate. HB
11. 311 deals with the concept of the banning the use of professional
12. strike breakers. It has been amended... by the committee
13. ...the amendment is on the bill that makes it flow both ways.
14. That neither management or labor can use a professional
15. strike breaker as defined under the Act. And that would be
16. a person whose major income comes from working as a professional
17. strike breaker. It does not stop in any way people who have...
18. PRESIDING OFFICER (SENATOR WEAVER):
19. Senator Carroll. ...The leadership asks that you take
20. this out of the record at the moment, if you don't mind.
21. SENATOR HARRIS:
22. I just want to point out that you will not lose your
23. place in line. I would like to have this bill held until
24. tomorrow. So, let's take it out of the record.
25. PRESIDING OFFICER (SENATOR WEAVER):
26. 344, Senator Hynes.
27. ACTING SECRETARY (MR. WRIGHT):
28. HB 344 (Secretary reads title of bill)
29. 3rd reading of the bill.
30. PRESIDING OFFICER (SENATOR WEAVER):
31. Senator Hynes.
32. SENATOR HYNES:
33. This bill provides that if a person is on an eligibility
list to become a member of a police or fire department and

1. exceeds the maximum age limit while he is on that list that
2. he is still eligible for appointment. This is a situation
3. that has arisen many times around the state. I know of no
4. objection to the bill. It was amended by the Local Govern-
5. ment Committee to exclude home rule units. I'd ask for
6. your favorable consideration. That's all the bill does.
7. I believe it received unanimous approval in the committee.

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Is there any discussion? The question is shall HB. 344
10. pass. And upon that question, the Secretary will call the
11. roll.

12. ACTING SECRETARY (MR. WRIGHT):

13. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
14. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
15. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
16. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
17. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
18. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
19. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
20. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
21. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
22. Weaver, Welsh, Wooten, Mr. President.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Bartulis, aye. Knuppel, aye. Daley, aye. Newhouse,
25. aye. Berning, aye. Harber Hall, aye. Shapiro, aye. On
26. that question, the ayes are 41 the nays are none. HB 344
27. having received the constitutional majority is declared
28. passed. Senator Nimrod.

29. SENATOR NIMROD:

30. ...Mr. President, I was trying to get your attention before
31. you called the roll and didn't get a chance to talk to...
32. about it. But, I just wanted to call attention to Mr. Hynes
33. if this bill...I voted for this bill, if this bill is

1. good for downstate it certainly is good for home rule units.
2. And, I think that this ... this kind of practice that we've
3. been going around here excluding home rule units or applying
4. the home rule units ought to stop or we ought to stop these
5. kind of bills. We're going to have such a mess on our hands
6. one of these days. It's never going end. We keep thinking
7. that downstate will never be home rule units. And, this is
8. a bad policy and a bad practice. And, we're going to have to take
9. a different look at bills from now on if this continues.

10. PRESIDING OFFICER (SENATOR WEAVER):

11. The food is rapidly dwindling so if everyone...anyone
12. hasn't been back to get something to eat why if you wish to
13. please go back. Senator Kenneth Hall, 353. 362, Senator
14. Palmer. 363,...369, Senator Welsh. 372, Senator Fawell.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Fawell.

17. SENATOR FAWELL:

18. ...Mr. President, I had planned to call HB 372, Senator
19. Partee had made a request that this matter be put over until
20. tomorrow and I was more than happy to accede to his request.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Partee.

23. SENATOR PARTEE:

24. Yes, and I appreciate that Senator and in the spirit
25. of the matter ... which Senator Harris just asked Senator
26. Hynes to hold I would also hope that you do not lose your
27. place either. Because that kind of request deserves, I
28. think, that you do not lose your place. Do we have that
29. understanding, Mr. President? Fine.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Graham, 387.

32. ACTING SECRETARY (MR. WRIGHT):

33. HB 387 (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Graham.

4. SENATOR GRAHAM:

5. Mr. President and Members of the Senate, this bill
6. allows for some transfer of the property of the Elgin
7. State Hospital to Kane County. There is a sewage system
8. disposal plant involved in this. And, this plant will
9. be operated continually for the benefit of the hospital.
10. The land will be transferred after the normal appraisal.
11. The bill has no objection that I know of. I'd appreciate
12. a favorable roll call.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Is there any discussion? The question is shall HB 387
15. pass and upon that question, the Secretary will call the roll.

16. ACTING SECRETARY (MR. WRIGHT):

17. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
18. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
19. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
20. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
21. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
22. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
23. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
24. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
25. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
26. Weaver, Welsh, Wooten, Mr. President.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Mitchler, aye. Donnewald, aye. Netsch, aye. On that
29. question, the ayes are 47 the nays are none. HB 387 having
30. received a constitutional majority is declared passed. 389

31. ACTING SECRETARY (MR. WRIGHT):

32. HB 389 (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Senator Knuepfer.

3. SENATOR KNUEFFER:

4. ...The synopsis on the Calendar is not correct. This
5. bill addresses itself to the election of County Board members
6. and permits County Boards to have the regular primary at
7. the time...the same time as the primary for other state and
8. county officers and the regular election at that same time.
9. An amendment has been put on authorizing the caucus option
10. as well as authorizing the County Boards to select whichever
11. dates they choose. It's very similar to a series of bills
12. 241,2 and 3 that we've already passed through. And, I
13. would move for...I would hope for a favorable roll call.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Is there any discussion? The question is shall HB
16. 389 pass. And, upon that question the Secretary will call
17. the roll.

18. ACTING SECRETARY (MR. WRIGHT):

19. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
20. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
21. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
22. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
23. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
24. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
25. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
26. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
27. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
28. Weaver, Welsh, Wooten, Mr. President.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Shapiro, aye. Davidson, aye. Mohr...Howard Mohr, aye.
31. Bartulis, aye. Johns, aye. Johns, no. Daley, no. Roe,
32. aye. Senator Knuepfer.

33. SENATOR KNUEFFER:

1. Can we call the absentees please?
2. PRESIDING OFFICER (SENATOR WEAVER):
3. The absentees will be called.
4. SENATOR KNUEPFER:
5. Let...Let me just make a statement in process of calling.
6. You've already passed this concept once before in 241, 2 and 3
7. and this is the...Zeke Giorgi's bill doing the same thing.
8. Now, maybe you object to that I don't know.
9. SENATOR KNUEPFER:
10. Senator, there's no debate on roll call. Absentees will
11. be called.
12. ACTING SECRETARY (MR. WRIGHT):
13. Bruce, Carroll, Graham, Harber Hall, Hynes, Keegan,
14. Knuppel, Kosinski, Netsch, Newhouse, Nudelman, Ozinga,
15. Palmer, Partee, Regner, Rock, Romano, Saperstein, Savickas,
16. Scholl, Smith, Swinarski, Vadalabene, Walker, Welsh and Mr.
17. President.
18. PRESIDING OFFICER (SENATOR WEAVER):
19. Walker, aye. Regner, aye. Scholl, aye. Ozinga, aye.
20. Ozinga, aye. Scholl, aye. Regner, aye. Walker, aye.
21. Question. Senator McBroom, for what purpose do you rise?
22. SENATOR MCBROOM:
23. I'd like have a verification of the ayes please.
24. PRESIDING OFFICER (SENATOR WEAVER):
25. Senator McBroom, the ayes so far are 25. Do you want
26. a verification? On that question, the ayes are 25 the nays
27. are 7, and 3 present. HB 389 having failed to receive the
28. constitutional majority is declared lost. 404.
29. ACTING SECRETARY (MR. WRIGHT):
30. HB 404 (secretary reads title of bill)
31. 3rd reading of the bill.
32. PRESIDING OFFICER (SENATOR WEAVER):
33. Senator Carroll.

1. SENATOR CARROLL:

2. Thank you, Mr. President, Members of the Senate HB
3. 404 deals with the Paternity Act and it says that unless
4. there is an affidavit filed that the putative father is a-
5. bout to leave the State that the proceedings in paternity
6. shall begin as civil in nature rather than having the sheriff
7. come out and arrest the guy at the place of work. It
8. still leaves in the State's Attorney, it still leaves in
9. certain of those other things that the courts have said
10. should be civil in nature and certain that should be
11. criminal in nature. It advises the putative father of
12. his rights, his right to counsel, his right to jury, his
13. right to appeal. And makes certain references to his
14. right to take a blood test which can be usable as a matter
15. of law only to prove that he is not but not to prove that
16. he is. I think that this is a step in the right direction.
17. It says that these cases which are truly support cases are
18. basically civil in nature and must be proved by a prepon-
19. derance of the evidence. It says however that if the
20. putative father attempts to skip the State, then we can
21. have the sheriff go out and arrest him. I would ask for
22. a favorable roll call.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Is there any discussion? The question is shall HB
25. 404 pass? Upon that question the Secretary will call the
26. roll.

27. ACTING SECRETARY (MR. WRIGHT):

28. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
29. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
30. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
31. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
32. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
33. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,

1. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
2. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
3. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
4. Weaver, Welsh, Wooten, Mr. President.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Vadalabene, aye. Merritt, aye. Newhouse, aye. Hynes,
7. aye. Smith, aye. Latherow, no. Graham, no. Chew, aye.
8. Bartulis, no. Regner, no. For what purpose does Senator
9. McCarthy arise? Senator McCarthy.

10. SENATOR MCCARTHY:

11. While the Secretary is totaling the votes it's my
12. pleasure to...on a point of personal privilege to call
13. the members' attention to the fact that former Senator
14. Stuart Traynor of Taylorville is visiting with us in the
15. back. Say hello to Stuart.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. On that question, the ayes are 37 and nays are 7.
18. HB 404 having received a constitutional majority is de-
19. clared passed. 412, Senator Latherow.

20. (Following pages typed up previously
21. for Mr. Fernandes)

22. Pages 52 - 53 - and 54
23.
24.
25.
26.
27.
28.
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31.
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33.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. 412, Senator Latherow.

3. ACTING SECRETARY (Mr. Wright):

4. House Bill 412.

5. (Secretary reads title of bill)

6. Third Reading of the bill.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Senator Latherow.

9. SENATOR LATHEROW:

10. Mr. President, members of the Senate, this Bill comes
11. from Motor Vehicles Laws Commission and has to do with the
12. many people who have made inquiries that they feel they
13. should have to put the name on the side of the their truck if
14. it is their personal vehicle. Now, in this we have started
15. out with a bill that said all trucks under 8000 pounds would
16. be exempt from the name on the side of the truck. Now, we have
17. put the amendment on that says that they must be personal vehicles
18. used strictly for that purpose and not for hire. I'd appreciate
19. a favorable roll call.

20. PRESIDING OFFICER (SENATOR WEAVER):

21. Senator Buzbee.

22. SENATOR BUZBEE:

23. Mr. President, I rise in opposition to this bill...with the
24. high meat prices today, I think most of us are aware of the fact
25. that cattle rustling has become rather commonplace again.
26. And the people of my area tell me that they don't want unmarked
27. trucks being able to drive up to their farms and run off with
28. their cattle. I think this is a bad bill and I know that the
29. Illinois Agricultural Association is opposed to this bill they
30. were as of the last time I talked to them three weeks ago, anyhow,
31. and I'm in opposition to the bill.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Senator Conolly.

1. SENATOR CONOLLY:

2. Mr. Chairman, Mr. President, seldom do I rise to speak on
3. a bill but...this bill was amended in our Committee to the sat-
4. isfaction of the Illinois Agricultural Committee. And I think it
5. would be an insult for anyone to say that Senator Latherow would do
6. something that would be anti-farmer. And I want to clear the
7. point right now that this has been amended to the acceptance
8. of the Illinois Agricultural Association. And this is a good
9. bill and deserves to be passed.

10. PRESIDING OFFICER (SENATOR WEAVER)

11. Senator Course.

12. SENATOR COURSE:

13. Yes, Mr. President and members of the Senate, I was the
14. one that raised the objection, I said that their was a lot of
15. cattle rustling going on and we have the same problem in the
16. City of Chicago, and Senator Latherow was kind enough to amend
17. this bill. In the City of Chicago they're using these small
18. vehicles to...pull up in back of a house and run in and...
19. burglarize a building, take a color television set out and...
20. scoot away with it. But...under the amendment this takes care
21. of the situation. And I would recommend the membership on our
22. side of the aisle to support this legislation.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Wooten.

25. SENATOR WOOTEN:

26. ...Mr. President, just a comment I think perhaps this and
27. similar misunderstandings may arise because there is no amendment
28. in my bill book and so...if others are in the same situation I
29. imagine it's hard to know just how things have been amended.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Latherow may close the debate.

32. SENATOR LATHEROW:

33. Well, Mr President and members of the Senate, I'd like to

1. clarify some of the thinking on this bill in working with
2. the State Police , the Illinois Agricultural Association and
3. several other organizations which were interested in this
4. as Senator Course said they feel that when you tie a vehicle
5. down to a personal vehicle, this is one used for personal
6. transportation and not a vehicle used to haul cattle, and
7. not a vehicle used to haul somebody else's television set,
8. only to haul, only to use in case of their own personal and personal
9. property similar to their own T V's and so on. Not those who
10. use it for the purpose of thievery. Not those who use it for
11. the purpose of hauling livestock. We even considered a position
12. of having it mean only those who had a livestock rack on their
13. truck that would be included to have their names on under 8000
14. pounds. But we feel...that when we put this as a personal
15. vehicle transportation of personal people as we have in many
16. of these vehicles in towns the amendment made it a real good
17. bill, and I appreciate a favorable roll call. The IAA wholly
18. supports this bill in its present form.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. The question is shall House Bill 412 pass. And upon
21. that question the Secretary will call the roll.

22. ACTING SECRETARY (MR. WRIGHT):

23. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew,
24. Clarke, Conolly, Course, Daley, Davidson, Donnewald, Dougherty,
25. Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Hynes, Johns,
26. Keegan, Knuepfer, Knuppel, Kosinski, Latherow, McBroom,
27. McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Netsch,
28. Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Partee, Regner,
29. Rock, Roe, Romano, Saperstein, Savickas, Schaffer, Scholl,
30. Shapiro, Smith, Sommer, Soper, Sours, Swinarski, Vadalabene,
31. Walker, Weaver, Welsh, Wooten, Mr. President.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Regner, aye. Schaffer, aye. On that question the ayes
are 41. The nays are 1. House Bill 412 having received a
constitutional majority is declared passed.

1. 412, Senator Partee. 419, Senator Partee. 419.

2. ACTING SECRETARY (MR. WRIGHT):

3. HB 419 (Secretary reads title of bill)

4. 3rd reading of the bill.

5. SENATOR PARTEE:

6. Yes, Mr. President, this bill originally started out
7. seeking an appropriation of 8 million dollars. It has
8. been substantially reduced to \$100,000. And, it creates
9. a work-study program for High School students living in
10. areas where 5% or more of the work force is unemployed.
11. There was an amendment put on the bill which I think makes
12. it an even better bill. It's sort of a pilot program
13. really now. A limited program consistent with the pro-
14. visions of the Act. And, the Superintendent of Public
15. Instruction has the authority to adopt the regulations
16. defining and restricting the scope of any pilot or limited
17. work program. I think now in its present form it is a
18. good bill and I would solicit your support.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Is there any discussion. Senator Bell.

21. SENATOR BELL:

22. Yes, Mr. President, fellow Senators, this bill came
23. through Education Committee and there was some divided vote
24. on it but it obviously came out Do Pass. I like to speak
25. in support of the bill. I think today in the State of
26. Illinois on the basis of cutbacks in various Federal programs
27. that this type of bill addresses itself to a very meaningful
28. problem in highly urbanized areas. I think the work-study
29. program is one that...that inculcates into young people the
30. proper attitudes of the society that they are preparing to
31. address themselves to. I think it's entirely fitting that
32. the State of Illinois do what it can to promote this particu-
33. lar attitude. It's a good attitude. I don't know that ...

1. I suppose if you dig deep enough you could find problems
2. with the bill. Maybe there's philosophical problems. I
3. don't happen to have particular philosophical problem. I
4. think we've got a serious situation in many urbanized areas.
5. I think this addresses itself to it. I think it's going to
6. make better citizens in this State. And, I would hope we'd
7. all support it.

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Any further discussion? The ques...The question is
10. shall...Senator Berning.

11. SENATOR BERNING:

12. I...I rise in support of the bill. I...I really endorse
13. the concept. There's one small question that has arisen that
14. bothers me just a little bit. And, I suppose the answer
15. would be we have to depend on the integrity of the adminis-
16. trators. But, Senator, I...I just offer to you the suggestion
17. that lines 22 through 24 offer a very tempting opportunity
18. to hire someone at an inflated salary as a means of a re-
19. ward or something. Knowing full well that \$2 is going to
20. come back from the State. Do you think that there is not
21. a likelihood that instead of paying a student say \$2 an
22. hour he will be paid 3 or 3.50 or 4 because \$2 will be
23. coming back and thereby encourage excessive compensation
24. knowing that the State is going to pick up the cost.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Senator Partee.

27. SENATOR PARTEE:

28. Well, I don't think that would happen for the simple
29. reason that whoever made such an adjustment of that nature
30. would realize that it could be cut off the next week. I
31. think also the Superintendent of Public Instruction would
32. have the judgment to determine if that is the prevailing
33. wage for that kind of work in that particular area. It

1. Would be unlikely that a person who would normally pay X
2. number of dollars would then pay X plus 1 and a half when
3. everybody around him in that same area was paying X. I
4. don't see that as a problem. I don't that it could...
5. they could get away with it even if they tried.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Is there any further discussion? Senator Fawell.

8. SENATOR FAWELL:

9. Senator Partee, I believe this has been amended
10. down to a maximum cost of \$100,000. Is that correct?

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Senator Partee.

13. SENATOR PARTEE:

14.Yes, it's a maximum cost of \$100,000. It may
15. well be less but it's a maximum cost. Yes.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Senator Fawell.

18. SENATOR FAWELL:

19. I...simply want to say that this came out a very
20. close vote in the Education Committee. I believe the initial
21. vote was Do Not Pass and then upon reconsideration I think
22. it came out with a 7 to 6 vote in favor. I think not ...I
23. think the negative votes were not on the basis that this...
24. there was not a lot of merit in the plan that is being
25. submitted. Because, I think, most of us agree that there
26. is. The feeling however, was that we are passing a number
27. of bills which have a delayed effect financially into the
28. next few fiscal years and I think this was the feeling. The
29. bill as originally drafted would have had a financial impact
30. which was estimated by our staff at \$8,000,000.... And, of
31. course, it has been taken down quite a bit and very dras-
32. tically. I...I voted against the bill in committee because
33. I felt that we just weren't in position financially to be able

1. to finance ... projects such as this that obviously would
2. mean that it would come back and there would be an increas-
3. ed cost. I simply bring these facts out for whatever value
4. they might be to the Body.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Senator Glass.

7. SENATOR GLASS:

8. Senator Partee, I believe basically in the work-study
9. concept. I think it's essential that industry cooperate in
10. all areas, particular urban areas, in the vocational field.
11. I don't know that I'm convinced that the state ought to give
12. outright subsidies for that. And, I just wonder...if there
13. isn't some other approach that would make more sense...Tax
14. deductions or something of that type. I have some fears,
15. I think, like some of the others expressed that this could
16. unleash a rather large obligation upon the state. I wonder
17. if you'd comment on that whether this type of reimbursement
18. is really necessary to the bill.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Senator Partee.

21. SENATOR PARTEE:

22. Yes, I think it is, Senator. One of the most salutary
23. features of the bill as far as I am concerned, is the fact
24. that the amount was reduced from \$8,000,000...to \$100,000...
25. Because, then we will get an opportunity in this initial
26. pilot study to make a deep evaluation of this situation.
27. We'll be able to determine whether this is as I think it
28. certainly is a good program. It's certainly needed in
29. many of the areas ...our state where it can serve as an
30. incentive to keep a lot of people in school who would be
31. dropouts otherwise. I think it's de minimis in terms of
32. dollars for this kind of program. I think it's a much
33. needed program and I think certainly that if we went by

1. way of tax incentives or otherwise...maybe later we will go
2. by tax incentives but maybe we have to have this pilot
3. study to make the proper judgment as to the way we ought
4. to go. I think it's a good bill and I think it deserves
5. your support.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Is there any further discussion? You've spoken once
8. Senator Bell. The question is shall HB 419 pass and upon
9. that question the Secretary will call the roll.

10. SECRETARY:

11. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
12. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
13. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
14. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
15. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
16. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
17. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
18. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
19. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
20. Weaver, Welsh, Wooten, Mr. President.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Savickas, aye. Carroll, aye. Daley, aye. On that
23. question the ayes have 33 the nays are 4. HB 419 having
24. received the constitutional majority is declared passed.
25. 425, Senator Knuppel.

26. SECRETARY:

27. HB 425 (Secretary reads title of bill)
28. 3rd reading of the bill.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Senator Knuppel.

31. SENATOR KNUPPEL:

32. 425 is a very simple bill. I would change the age of
33. eligibility for members of school boards and boards of

1. trustees from the existing 21 years to 18 years. I think
2. there's much to be gained by allowing younger people to
3. participate in government. I realize that school boards
4. today handle large sums of money but if the people elect
5. them and all of these positions are elected positions,
6. I think they should have the right to run if they have
7. the right to vote. And, that the people have the right
8. to choose. And if the people choose an 18 year old to
9. represent them in these capacities that's fine. If...
10. what I think would be a very fine leavening influence on
11. any board to have at least one young person serving on it
12. and maybe two. The people can decide whether they want
13. more than that or whether they want any. Since it's an
14. elective position I think lowering the age to the age of
15. the majority for all other purposes and the age of voting
16. and...is...is a good...bill and a good Act and I would
17. ask everybody to support the bill.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Is there any discussion? The question is shall HB
20. 425 pass and upon that question the Secretary will call
21. the roll.

22. SECRETARY:

23. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
24. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
25. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
26. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
27. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
28. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
29. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
30. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
31. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
32. Weaver, Welsh, Wooten, Mr. President.

33. PRESIDING OFFICER (SENATOR WEAVER):

1. Partee, aye. Newhouse, aye. Swinarski, aye. Kenneth
2. Hall, aye. A request for a call of the absentees. The
3. absentees will be called.

4. SECRETARY:

5. Bartulis, Berning, Carroll, Chew, Clarke, Conolly,
6. Davidson, Fawell, Harber Hall, Keegan, Knuepfer, Merritt,
7. Howard Mohr, Don Moore, Nimrod, Ozinga, Regner, Savickas,
8. Shapiro, Sommer, Soper, Sours, Walker, Mr. President.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. HB 424 is requested to be placed on postponed con-
11. sideration. 425, excuse me. 445, Senator Clarke.

12. SECRETARY:

13. HB 445 (Secretary reads title of bill)
14. 3rd reading of the bill.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Clarke.

17. SENATOR CLARKE:

18. HB 445, Mr. President, Members of the Senate, has to
19. do with the apportionment of the Motor Fuel Tax attributable
20. to the traffic on the toll highway. ...It's felt that the
21. people in these areas ... in the northeastern Illinois area,
22. are paying double. They're paying the Motor Fuel Taxes and
23. they're paying the tolls to ride the tollways. And, those
24. municipalities and counties are entitled to their portion
25. that would normally get from freeways as other communities
26. and counties do in order to maintain the needed police,
27. the needed access roads and etc. And, that's just what this
28. bill would do. Would be to apportion, based on the traffic
29. miles traveled on the tollway to the counties, municipalities
30. through which the tollway runs.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Is there any discussion? The question is shall HB
33. 445 pass and upon that the question the Secretary will

1. call the roll.
2. SECRETARY:
3. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
4. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
5. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
6. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
7. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
8. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
9. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
10. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
11. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
12. Weaver, Welsh, Wooten, Mr. President.
13. PRESIDING OFFICER (SENATOR WEAVER);
14. Partee, aye. Savickas, aye. Latherow, no. Scholl,
15. aye. Hynes, aye. Swinarski, aye. Schaffer, aye. On that
16. question the ayes are 39 the nays are 7. HB 445 having
17. received a constitutional majority is declared passed.
18. 444.
19. SECRETARY:
20. HB 444 (Secretary reads title of bill)
21. 3rd reading of the bill.
22. PRESIDING OFFICER (SENATOR WEAVER):
23. Senator Nimrod.
24. SENATOR NIMROD:
25. Mr. President, and fellow Senators, ... this bill will
26. provide for those who have been elected to an office which
27. have been ... before who have held liquor licenses. Allows
28. them a chance to serve. This has been a bill which discrim-
29. inates against those that hold liquor commissions. It does
30. not take away those provisions that have to do with law
31. enforcement officials. And, has met with favorable recep-
32. tion and was an editorial in the...promoting this kind of
33. action, that we should promote ... this particular case.

1. And I would ask for a favorable roll call.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Is there any discussion? Senator Partee.

4. SENATOR PARTEE:

5. Well, I don't know what the purpose of the bill
6. is except to obviate the law which suggests that certain
7. public officials not hold licenses. And, this would
8. just permit me to trade with you. That's the kind of
9. thing they criticize Congress about where one man doesn't
10. hire his wife on his staff but he hires Joe Blow's wife
11. and Joe Blow hires his wife and it just gets around it.
12. Now, it's obviously designed to obviate the pure intent
13. of the law which would prohibit him from holding the
14. license in his own town. It's a back scratching kind
15. of situation. You can do with it what you want. I just
16. would point out that it is simply a dodge a hedge to get
17. around the law. ... I just think I ought to make that
18. observation.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Is there any further discussion? Senator Sours.

21. SENATOR SOURS:

22. Mr. President, Ladies and Gentlemen of the Senate,
23. Ever since the repeal of Prohibition, the laws in most
24. states have kept public officials generally. The laws
25. vary from state to state. The legislatures wisely have
26. proscribed, granting liquor licenses to in many cases
27. elected and in most cases appointed. Now, in my 13 years
28. here there have been three or four attempts to permit for
29. example a member of the board of supervisors in Tazewell
30. County on one occasion by simply a word or two changed in
31. the law to let him be a retail liquor dealer. Now, the
32. present prohibition in my judgment is wise. I don't think
33. we should mix up tavern, saloon, use any noun you want,

1. business with public officials. Therein lies a lot of
2. mischief and therein was primarily the cause of Prohibition
3. in 1919. This is a bad bill with all due respect to the
4. Senate sponsor. It's a beginning of what could be a very
5. troublesome change in the mores and habits of tavern owners.
6. I have to oppose it.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Senator Harber Hall.

9. SENATOR HARBER HALL:

10. Mr. President, I also rise to oppose this bill. I
11. have to be concerned with a situation that I have in my
12. district where the City of Bloomington and the town of
13. Normal are side by side and they have many occasions to
14. work together and they find many occasions to work in
15. opposition to one another. This would not help the situa-
16. tion that we are trying to develop of more cooperation. It
17. would pull us farther apart if something like this were to
18. be passed by getting officials from one city or town involved
19. with the liquor business in another one. So I hope this bill
20. is defeated.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Is there further discussion? Senator Nimrod may close.
23. debate.

24. SENATOR NIMROD:

25. Mr. President, I'm rather surprised to hear several
26. people rising in opposition to this who in some cases were
27. just for, the other day, 19 year olds drinking. And, they
28. want to have establishments for drinking places but they
29. want to take a law and make it obsolete for a man who is...
30. wants to hold office. Just the mere fact that he has a
31. liquor license makes him ineligible to hold office. Now, this
32. does not in any way change or endanger any of the conditions
33. that exist. The only thing it does is that it allows a man

1. to be able to run for office and be elected. Now, I don't
2. believe that this was intended for this purpose. This law
3. is obsolete in this particular area and in this particular
4. case. And, we should allow people who happen to be in the
5. liquor profession. If something is wrong with the liquor
6. business and the liquor licence then we ought to do away
7. with all of them. But, we shouldn't discriminate against
8. them and not allow them to hold a public office. If the
9. people choose to elect them to office knowing very well
10. that they hold these positions and they have been elected
11. officials, that they do have a liquor license then I
12. certainly think that we ought to be able to do this. I
13. would hope that some of you had had an opportunity to
14. read the editorial which was in the Tribune on this particu-
15. lar subject relating to an elected official over here in
16. LaSalle County. I think that it's wrong and if it's wrong
17. for them in this particular case to...for us to discri-
18. minate against it, then we ought to do it. The cure is not
19. in prohibiting an official here and there and saying we're
20. going to be pious and almighty. The cure is in doing away
21. with the whole thing. We do have liquor. We do have
22. establishments. These men certainly should be allowed to
23. run and hold public office. I would ask for a favorable
24. roll call.

25. PRESIDING OFFICER (SENATOR WEAVER)

26. The question is shall HB 444 pass and upon that question
27. the Secretary will call the roll.

28. SECRETARY:

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

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

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Romano, aye. A request for a call of the absentees
8. has been made. The absentees will be called.

9. SECRETARY:

10. Carroll, Clarke, Conolly, Daley, Fawell, Graham,
11. Kenneth Hall, Hynes, Knuepfer, Knuppel, McCarthy, Mitchler,
12. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Partee,
13. Regner, Saperstein, Savickas, Schaffer, Scholl, Shapiro,
14. Smith, Soper, Sours, Walker, Weaver.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Newhouse, aye. Ozinga, no. The sponsor asks that
17. HB 444 be placed on postponed consideration. So ordered.
18. For what purpose does Senator Wooten arise?

19. SENATOR WOOTEN:

20. On a point of personal privilege which may be somewhat
21. related to a parliamentary inquiry or comment. I've been
22. looking at the Constitution, section 8, paragraph D which
23. stipulates that a bill and each amendment thereto shall
24. be reproduced and placed on the desk of each Member before
25. final passage. I would merely call attention of the Body
26. to the fact the last 5 bills we've dealt with we violated
27. that in 3 instances and those 3 bills passed. The two bills
28. for which we had copies failed.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Senator Wooten, these bills have been printed. Now,
31. it's a procedural question whether they've been put in
32. your book or not. Now, you might check with the leader-
33. ship and find out whether the pages are doing their jobs

1. or not.

2. SENATOR HOWARD MOHR:

3. Mr. President, just a moment on that same subject. We
4. have talked to the pages and have had meetings with them and
5. have tried to stress the importance of having these bills put
6. in their books. You and I have seen from the podium some of
7. the Senators taking out bills out of their folder. They pull
8. them out, study them today and forget to put them back in
9. there tomorrow which is no fault of the pages. So, the...
10. for the most part these bills should be in your binder. So,
11. it's a two-way street. The pages have been talked to again
12. on this subject but we would also expect the cooperation of
13. the Senators.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. HB 482.

16. SECRETARY:

17. HB 482 (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Senator Graham.

21. SENATOR GRAHAM:

22. Mr. President, and Members of the Senate, this bill
23. applies itself to single-county judicial districts outside
24. of the 1st Judicial District which is Cook County in particu-
25. lar. What it does in fact is to raise...propose to raise the
26. salaries of the nonattorney associate judges to the same
27. salary of the attorneys who are associate judges. And, there
28. only about 5 or 6 judges affected as I am told and I ask for
29. a favorable roll call. And, after the roll call I would like
30. to make a motion.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Is there any discussion. Senator Bruce.

33. SENATOR BRUCE:

1. Yes, Mr. President, the Judiciary Advisory Council
2. had a chance to take a look at this particular piece of
3. legislation relative to the non-lawyer magistrates. I
4. wish I had my file in front of you...of me, the amount
5. of raises we've given these gentlemen since 1965, would
6. be astounding to most Members here. If this bill is
7. added to that, we've nearly doubled their compensation.
8. The reason for the distinction between the lawyer and
9. non-lawyer was originally because the non-lawyer did not
10. give up a practice since he did not have a practice to
11. give up. I think that distinction holds. I'm told there
12. are presently 16 of these gentlemen in the State of Illinois.
13. They're slowly being phased out. I see no reason now to
14. remove that distinction. They still have not given up a
15. law practice. They're not suffering. They're compensated
16. at the rate which I believe they should be. The Judicial
17. Advisory Council met last week and opposes this particular
18. piece of legislation.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Is there any further discussion? Senator Fawell.

21. SENATOR FAWELL:

22. Yeah, as I read the bill. It pertains only to one-
23. county circuits which would be DuPage County. And, there
24. are only 3 of your non-legal, non-attorney judges. I also
25. want to bring out that we're not ...Senator Bruce said some-
26. thing about doubling salary. I don't think he meant that.
27. They're paid ... I think the non-attorneys are paid several
28. thousand dollars ... 3 or 4 thousand less, \$4500 less than
29. your ...than your attorney associate judges. And, I think
30. in DuPage County at least we generally feel that it is to
31. a degree making these judges second ...second class judges
32. of a degree, and at least in DuPage County we generally
33. feel that this ought to be done. This is a one shot situation.

1. You're not going to have any more situations like this. It
2. came from the old...from the Judicial Article. And, al-
3. though I...I think what Senator Bruce has said has certainly
4. some merit. I, at least in our one-county circuits we believe
5. that the time has come to eradicate that differential and
6. are willing to certainly support the legislation.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Senator Graham may close debate.

9. SENATOR GRAHAM:

10. Yes, I think it proves that I have said many times and
11. many of the attorneys say that in the case of some non-
12. attorney judges, they have proved many, many times that
13. there is no one segment of our society that has a monopoly
14. on brains. These 3 gentlemen in DuPage County are doing
15. an extremely good job and I know many attorneys and many
16. people would rather appear in their court than some of the
17. other judge's courts. And, I would ask for a favorable roll
18. call.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. The question shall HB 482 pass and upon that question
1. the Secretary will call the roll.

2. SECRETARY:

3. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
4. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
5. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
6. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
7. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
8. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
9. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
10. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
11. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
12. Weaver, Welsh, Wooten, Mr. President.

13. PRESIDING OFFICER (SENATOR WEAVER):

1. Donnewald, aye. Bell, aye. Johns, aye. Soper, aye.
2. On that question the ayes are 35. The nays are 1. HB 482
3. having received the constitutional majority is declared
4. passed. 295. ...Excuse me. Senator Graham.

5. SENATOR GRAHAM:

6. I had...requested that I do the thing that I frown
7. upon other Senators from doing but I feel at this time
8. that it is necessary that I make a motion to suspend the rules
9. for the purpose of reassigning some bills that are in Appropriation.
10. I think it's important that we do that if we might have
11. leave.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Is there leave? Leave is granted.

14. SENATOR GRAHAM:

15. Mr. President, and Members of the Senate, and I'll give
16. you the numbers later, Mr. Secretary, I ask the leave of the
17. Senate to have the Committee on Assignment of Bills relieved
18. of any further consideration of House Bills 640, 809 and
19. 1325 all of which are Appropriation bills and that they
20. be reassigned or rereferred to the Committee on Appropriations.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Is there leave? Leave is granted. Senator Knuppel.

23. SENATOR KNUPPEL:

24. While we're on that order of business, I don't know
25. that it's ever been done but there was action taken to lay
26. the way to release SB 075 from Executive and have it reassigned
27. to Licensing so that it could be put with other bills
28. dealing with the racing industry for a subcommittee to
29. study this summer. And, I'd ask leave to have SB 75 re-
30. assigned to Licensing.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. You move to discharge the committee and to reassign
33. it to License and Regulation? Is there leave? Leave is

1. granted. So ordered. HB 295, Senator Hynes.

2. SECRETARY:

3. HB 295 (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Senator Hynes.

7. SENATOR HYNES:

8. HB 295 as amended in the Senate extends scholarship cover-
9. age and benefits to dependents of military personnel killed
10. in action or permanently disabled. And, permanently dis-
11. abled is defined to mean 90 to 100% permanent disability. It
12. also by amendment adds pers...dependents of Department of
13. Correction personnel who are killed in the line of duty.
14. This bill really completes the approach taken by the
15. General Assembly last year to special...to single out...
16. special categories for this scholarship coverage. Last
17. year, you will recall, we approved measures to provide
18. scholarship coverage to dependents of POW's and MIA'S
19. and policemen and firemen killed in the line of duty.
20. This will extend that coverage to dependents of military
21. personnel killed in action and permanently disabled. The
22. cost is estimated at \$465,000 annually. I think it's a
23. good bill and I would ask for your support.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Is there any discussion? Senator Fawell.

26. SENATOR FAWELL:

27. Well, Mr. President, I would ask the Body take a
28. very close look at this bill. It had divided support in
29. the Education Committee. And, I recognize that for many
30. of us it is difficult to vote against a bill that is de-
31. signed at least on the surface, to be of benefit to depen-
32. dents of veterans. But, I would submit first of all that
33. I don't believe this is in the budget, anyone's budget,

1. of which I have knowledge. And, secondly, that this bill
2. which would carry about a \$500,000 price tag as I recall the
3. committee testimony in reality is legislation that will be
4. effective insofar as only the children of wealthy veterans
5. are concerned. I say that as John Gilbert pointed out in
6. the last session, when we extended these privileges to
7. Policemen and Firemen and their dependents, that we do have
8. the scholarships given by the Illinois Scholarship Commission
9. for needy children. So that any of the children of the de-
10. pendents of our veterans who are needy would be eligible for
11. scholarships. And as Senator Gilbert pointed out last year,
12. this is the wrong direction to go. To now after having our
13. Illinois Scholarship Commission to start granting these
14. special scholarships to special categories. Our hearts
15. always go out to the dependents of Firemen or Policemen
16. etc., and certainly to our veterans too. But we do have
17. under our Illinois Scholarship Commission the scholarships
18. that will go to needy dependents. And, I can't see where-
19. as...where we should extend this to in effect cover the
20. more affluent of the dependents of our veterans. And, I
21. repeat also...I am told that the original budgetary of 1.3
22. million is down now to around 300 thousand and...this
23. simply isn't in the budget. I suppose it will pass any-
24. way, but I think we ought to take a good long look at a
25. bill like this before we do support. I...I plan to
26. vote against it.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Mitchler.

29. SENATOR MITCHLER:

30. ...Mr. President...Members of the Senate, first of all
31. I'm going to try to struggle here with the condition of my throat,
32. but I want to call your attention to the fact just what this
33. bill does, Senator Fawell. This bill adds dependents and

1. descendants of servicemen or women killed or 90-100 percent
2. permanently disabled to the list of people automatically
3. entitled to a four-year scholarship. Now, anyone who
4. sacrifices their life for their country or who returns
5. 90-100 percent disabled I don't think that this State
6. of Illinois looks into their bank account to determine
7. whether they're needy, whether they have a bank account
8. or they don't. This applies and contains the recognition that
9. the State of Illinois has established and is the forerunner
10. of all 50 states in recognizing the contributions of the
11. men and women they have had to the service of their country.
12. And, how can anyone deny the dependents and descendants of
13. servicemen and servicewomen who have been killed in action
14. or those who have returned 90-100 percent disabled to give
15. their children a scholarship. And, how many will it apply
16. to. Less than a thousand if everyone took advantage of it.
17. And, I'm not saying that they all would. Now, I want to
18. point out to you that this Body in this State already in-
19. cludes in the list of scholarships to servicemen and
20. servicewomen dependents, children of any person who served
21. as a prisoner of war or who is listed as missing in action
22. after January 1, 1960. Now, what'll it cost? Well, orig-
23. inally the legislation...originally it's not my voice.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Is your voice going out or...

26. SENATOR MITCHLER:

27. ...originally the legislation would have covered about
28. 35 eligible people. But, this could be extended up to...
29. up to 900. Now, that's a small amount. It's less than a
30. million dollars and I'd say that these men and women have
31. given a greater satis...contribution to their country than
32. this provided. The one thing in the bill, and I'll accept
33. this and I think all of us will, any prison guard who is

1. killed in the line of duty, his dependents would be eligible
2. for this scholarship. And, there will be very few of those.
3. The amount there is miniscule. But, how can anyone deny the
4. children of those who have made the supreme sacrifice or have
5. returned 90-100 percent disabled an Illinois scholarship. I'd
6. ask for a favorable roll call.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Senator Knuppel. Senator Knuppel.

9. SENATOR KNUPPEL:

10. ...Body, I believe Senator Mitchler has answered most
11. of the things that I wanted to say after hearing Senator
12. Fawell speak. There just isn't everything...just isn't
13. measured by how poor you are. Some things are measured
14. by how much you've given, how much you've sacrificed.
15. And, certainly this isn't being given because the people
16. are poor or rich but because of what they sacrificed. And
17. if they're disabled or if the person has been killed, the
18. family has been deprived of earning capacity. I don't
19. know why it's always those who can afford must always
20. pay for the others. That's...was my idea of what
21. Communism or Socialism was and while I believe in taking
22. care of those who are deprived I think some people are poor
23. by their own choosing. Because they are not diligent,
24. because they are loathful or otherwise. And, I think
25. that this is a good bill. I would say there are many
26. people who even though they are not poor don't qualify
27. because they are just over that limit who are middle-
28. class who don't qualify for the Illinois State Scholar-
29. ships. That doesn't mean they are wealthy and certainly
30. if they've sacrificed for their country as son, a father
31. or a...a husband of the children whom they are attempt-
32. ing to educate or if the person's disabled, that there
33. should be some reward for things other than just being

1. poor. I think this is a good bill.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Harris.

4. SENATOR HARRIS:

5. Mr. President, I just want to explain a misunderstanding
6. ing that I'm certain that exists from...within the Members
7. on this side of the aisle. In connection with your con-
8. sideration of this bill, the membership on this side are
9. on their own. There was a directive erroneously communicat-
10. ed to our side that we had a negative position on this bill.
11. That is not the case. Each individual member is free to
12. vote his own conscience on the consideration and on the
13. merits of this bill. I know there has been persuasive
14. arguments from both points of view here and I want to just
15. make clear to the members on this side that there is no
16. party position in connection with the consideration of
17. this bill.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Senator Hynes might...may close debate.

20. SENATOR HYNES:

21. Mr. President, I...I think the matter has been very
22. fully aired here but there are two points I would make.
23. The first is as Senator Knuppel alluded to the fact that
24. the Illinois State Scholarship Commission by the standards
25. it has set does not provide benefits to the great number
26. of middle class citizens in this state. I think it has
27. been a complaint by every member of this General Assembly
28. that ... on that point that has caused the Illinois
29. Economic and Fiscal Commission to undertake a study of
30. exactly that question. Of how these benefits are being
31. applied and whether the standard of need that the Commis-
32. sion uses is realistic. So, I would say that there are
33. a great number of individuals who would not qualify under

1. the Illinois State Scholarship Commission regulations as
2. they presently exist, that I believe are in fact entitled
3. to some assistance. So those persons would be protected and
4. covered by this bill. And, secondly, the arguments that
5. Senator Fawell raises are indeed those that Senator Gilbert
6. raised in the last Session. But, the fact of the matter is
7. that we passed, over the past couple of Sessions, bills to
8. provide this kind of scholarship benefit to the dependents of
9. Policemen and Firemen killed in the line of duty, to the de-
10. pendents of POW's, MIA's and I certainly think that the
11. category involved here, namely dependents of persons killed
12. in action or permanently disabled, that those persons are
13. entitled to the benefits of the scholarship.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. The question is shall HB 295 pass and upon that question
16. the Secretary will call the roll.

17. SECRETARY:

18. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
19. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
20. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
21. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
22. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
23. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
24. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
25. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
26. Sommer, Soper, Sours, Swinarski, Vadabalabene, Walker,
27. Weaver, Welsh, Wooten, Mr. President.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Roe, aye. Berning, aye. Mohr, aye. On that question
30. the ayes are 39. The nays are 2. HB 295 having received a
31. constitutional majority is declared passed. Senator
32. Latherow, 509.

33. SECRETARY:

1. HB 509 (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDENT:

4. Is there ... Senator Latherow.

5. SENATOR LATHEROW:

6. Well, Mr. President, Members of the Senate, this puts
7. us in a new theory of course, in payment probation officers
8. are concerned. And, in this particular part now, the State
9. of Illinois is assuming one-half of the cost not to exceed
10. \$300 dollars per month for any one employee of this depart-
11. ment. The Comptroller is given permission here to examine
12. the audit and finding it correct he shall present such voucher
13. for payment to the State Treasurer. I'd be glad to answer
14. any question on it.

15. PRESIDENT:

16. Is there...Senator Sours.

17. SENATOR SOURS:

18. This is a step again, Mr. President, Ladies and Gentle-
19. men of the Senate, in the wrong direction. We're sending
20. the authority, we're sending the payroll and all that down
21. to Springfield, we're abandoning the local level of authority.
22. There's another bill rattling around here that would make all
23. your probation people appointees of the Executive, whoever
24. he may be in Springfield. Now, this is just the beginning.
25. I think it should be borne in mind that if I go and hire
26. a hall and I hired the musicians, if you don't like (German
27. phrase) and I do we'll have (German phrase). And if
28. the State of Illinois is going to pay the freight, the
29. State of Illinois is going to run the show. Now, we've
30. in successive biennia, have kept sending authority down to
31. Springfield and particularly Washington, because Spring-
32. field or Washington will pay the bill. There's another th...
33. there's little virtue in this bill. It ought to be defeated.

1. PRESIDENT:
2. Is there further discussion. The question, shall HB
3. 509 pass. The Secretary will call the roll.
4. SECRETARY:
5. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
6. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
7. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
8. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
9. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
10. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
11. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
12. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
13. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
14. Weaver, Welsh, Wooten, Mr. President.
15. PRESIDENT:
16. ...aye. Senator Nudelman, aye. Senator Hynes, aye.
17. Senator Latherow, did you have a request to make? Senator
18. Latherow. Senator Graham.
19. SENATOR GRAHAM:
20. How am I recorded?
21. PRESIDENT:
22. Aye.
23. SENATOR GRAHAM:
24. I'd like to change my vote to no.
25. PRESIDENT:
26. Record Senator Graham as voting no. On that question
27. ...On that question the yeas are 20 the nays are 9. HB
28. 509 having failed to receive a constitutional majority is
29. declared lost. We've reached the hour of 2 o'clock. As
30. you will recall, we announced yesterday that we would pro-
31. ceed to the consideration of the bills on the agreed list
32. as close to 2 p.m. as we could. I'll ask that the members
33. be in their seats and raise the question, is there unanimous

1. consent for the Senate to consider the final passage of
2. the following bills by one roll call? The vote of each
3. Senator to be entered in the Journal on each bill accord-
4. ing to his or her vote on this roll call. Is there leave?
5. I might announce to you that there have been two bills
6. additionally taken from the list. HB 739, about which
7. the minority leadership raised a question today and that
8. may be cured by amendment and additionally the appropria-
9. tion bill to the Reference Bureau HB 807 requires an
10. amendment. So, they are being held for amendatory action.
11. Is there leave for this roll call? The Secretary will
12. read the bills a 3rd time.

13. SECRETARY:

14. HB 144 (Secretary reads title of bill)

15. 1st reading of the bill...3rd reading

16. HB 162 (Secretary reads title of bill)

17. 3rd reading of the bill.

18. HB 174 (Secretary reads title of bill)

19. 3rd reading of the bill.

20. HB 188 (Secretary reads title of bill)

21. 3rd reading of the bill.

22. HB 248 (Secretary reads title of bill)

23. 3rd reading of the bill.

24. HB 286 (Secretary reads title of bill)

25. 3rd reading of the bill.

26. HB 298 (Secretary reads title of bill)

27. 3rd reading of the bill.

28. HB 360 (Secretary reads title of bill)

29. 3rd reading of the bill.

30. HB 417 (Secretary reads title of bill)

31. 3rd reading of the bill.

32. HB 420 (Secretary reads title of bill)

33. 3rd reading of the bill.

1. HB 435 (Secretary reads title of bill)
2. 3rd reading of the bill.
3. HB 449 (Secretary reads title of bill)
4. 3rd reading of the bill.
5. HB 474 (Secretary reads title of bill)
6. 3rd reading of the bill.
7. HB 520 (Secretary reads title of bill)
8. 3rd reading of the bill.
9. HB 559 (Secretary reads title of bill)
10. 3rd reading of the bill.
11. HB 584 (Secretary reads title of bill)
12. 3rd reading of the bill.
13. HB 591 (Secretary reads title of bill)
14. 3rd reading of the bill.
15. HB 594 (Secretary reads title of bill)
16. 3rd reading of the bill.
17. HB 595 (Secretary reads title of bill)
18. 3rd reading of the bill.
19. HB 616 (Secretary reads title of bill)
20. 3rd reading of the bill.
21. HB 641 (Secretary reads title of bill)
22. 3rd reading of the bill.
23. HB 668 (Secretary reads title of bill)
24. 3rd reading of the bill.
25. HB 670 (Secretary reads title of bill)
26. 3rd reading of the bill.
27. HB 722 (Secretary reads title of bill)
28. 3rd reading of the bill.
29. HB 740 (Secretary reads title of bill)
30. 3rd reading of the bill.
31. HB 753 (Secretary reads title of bill)
32. 3rd reading of the bill.
33. HB 754 (Secretary reads title of bill)

1. 3rd reading of the bill.
2. HB 787 (Secretary reads title of bill)
3. 3rd reading of the bill.
4. HB 866 (Secretary reads title of bill)
5. 3rd reading of the bill.
6. HB 888 (Secretary reads title of bill)
7. 3rd reading of the bill.
8. HB 942 (Secretary reads title of bill)
9. 3rd reading of the bill.
10. HB 969 (Secretary reads title of bill)
11. 3rd reading of the bill.
12. HB 1082 (Secretary reads title of bill)
13. 3rd reading of the bill.
14. HB 1138 (Secretary reads title of bill)
15. 3rd reading of the bill.
16. HB 1148 (Secretary reads title of bill)
17. 3rd reading of the bill.
18. HB 1151 (Secretary reads title of bill)
19. 3rd reading of the bill.
20. HB 1472 (Secretary reads title of bill)
21. 3rd reading of the bill.
22. HB 1538 (Secretary reads title of bill)
23. 3rd reading of the bill.
24. HB 1568 (Secretary reads title of bill)
25. 3rd reading of the bill.
26. HB 1634 (Secretary reads title of bill)
27. 3rd reading of the bill.
28. HB 1734 (Secretary reads title of bill)
29. 3rd reading of the bill.
30. HB 1819 (Secretary reads title of bill)
31. 3rd reading of the bill.
32. PRESIDENT:
33. May I have the attention of the Senate. Is there

1. any objection to the consideration of the final passage
2. of these bills by this roll call? The vote of each Senator
3. to be entered in the Journal on each bill, according to
4. his or her vote on this roll call. Hearing no objections
5. the next roll call will be on the final passage of the bills
6. just read by the Secretary. Is there any discussion? The
7. question is shall this series of bills pass. And, on that
8. question the Secretary shall call the roll.

9. SECRETARY:

10. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
11. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
12. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
13. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
14. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
15. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
16. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
17. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
18. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
19. Weaver, Welsh, Wooten, Mr. President.

20. PRESIDENT:

21. Senator Romano, aye. Will any Senator that desires to
22. change a vote on any bill, notify the Secretary? Has every
23. Senator notified the Secretary? This series of bills having
24. received a constitutional majority by record is declared
25. passed. The record vote of the yeas and nays for each bill
26. passed shall be entered in the Journal. HB 532, Senator
27. Kenneth Hall.

28. SECRETARY:

29. HB 532 (Secretary reads title of bill)
30. 3rd reading of the bill.

31. PRESIDENT:

32. Senator Hall.

33. SENATOR KENNETH HALL:

1. Thank you, Mr. President and Members of the Senate.
2. This is a very simple bill. It amends the provision of the
3. Illinois Governmental Act ... Ethics Act relative to filing
4. the statements of economic interest to permit filing by
5. April 30th of each year after 1972 rather than on the 30th
6. day of each year. Now, you remember the trouble that
7. everybody had with filing of their Ethics Act, it wasn't
8. everybody I shouldn't said that but quite a number of
9. people did have. Now, this just simply changes one word.
10. It adds the word by instead of on. So that's the only
11. thing that this bill does.

12. PRESIDENT:

13. Is there further discussion? Question is shall HB
14. 532 pass and the Secretary will call the roll.

15. SECRETARY:

16. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
17. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
18. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
19. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
20. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
21. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
22. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
23. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
24. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
25. Weaver, Welsh, Wooten, Mr. President.

26. PRESIDENT:

27. Romano, aye. On that question, the yeas are 41 the
28. nays are none. HB 532 having received a constitutional
29. majority is declared passed. HB 535, Senator Netsch.

30. SECRETARY:

31. HB 535 (Secretary reads title of bill)
32. 3rd reading of the bill.

33. PRESIDENT:

1. SENATOR NETSCH:

2. Mr. President, this bill was requested by and sup-
3. ported by the Department of Public Health. It adds really
4. three categories of activities which the Department may
5. regulate in detail, including sanitary drinking water,
6. sanitary practices, sanitary practices relating to rest
7. rooms and sanitary practices relating to the disposal of
8. human waste. The power was broadly expressed in the De-
9. partment before hand. This spells it out and confirms
10. with much more authority the department's ability to move
11. in these areas. The bill passed the scrutiny of Senators
12. Soper and Dougherty with hardly a quiver and I think it
13. passed the committee unanimously also. If there are any
14. questions, I'll be happy to answer them.

15. PRESIDENT:

16. Is there further discussion? The question is shall HB
17. 535 pass and on that question the Secretary will call the
18. roll.

19. SECRETARY:

20. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
21. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
22. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
23. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
24. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
25. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
26. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
27. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
28. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
29. Weaver, Welsh, Wooten, Mr. President.

30. PRESIDENT:

31. Senator Johns, aye. Senator Daley, aye. On that
32. question the yeas are 37. The nays are none. HB 535 having
33.

1. received a constitutional majority is declared passed.

2. HB 539, Senator Schaffer.

3. ACTING SECRETARY (MR. WRIGHT):

4. HB 539 (Secretary reads title of bill)

5. PRESIDENT:

6. HB 539 has it been read? Senator Schaffer.

7. SENATOR SCHAFFER:

8. HB 539 as amended would allow what amounts to a
9. two year trial period at which time the racing board would
10. prescribe some rules and regulations. Some test races
11. of appaloosa horses throughout the State on the race tracks.
12. Quite frankly I know of no opposition to the bill. This
13. was the last bill that Representative Blades passed prior
14. to his death. And, we have...we did have initially
15. some opposition from the Racing Board. They sent their
16. staff down. We worked out an amendment which provided
17. for the trial period. The appaloosa people are con-
18. vinced that they can sell the product. ...I believe
19. they can. I think it's a good...Appreciate your support.
20. And, I'm giving away free buttons, too.

21. PRESIDENT:

22. Senator Bruce.

23. SENATOR BRUCE:

24. Well, I question Senator Schaffer. I think all of us
25. received a letter concerning this from the Racing Board in
26. opposition to HB 539. Are you now telling us that letter...
27. if they sent out another one it would not have the same
28. content?

29. PRESIDENT:

30. Senator Schaffer.

31. SENATOR SCHAFFER:

32. I...I'm telling you that after receiving that letter I
33. contacted Mr. Scariano. His staff got together with the
appaloosa people they got together with me, we drafted a

1. rather comprehensive amendment which was drafted by his
2. staff and my assistant. We put that amendment on. I am
3. under the very distinct impression that this meets with
4. their approval. I have a commitment from them to go
5. to the Governor to ask him to sign the bill as amended.

6. PRESIDENT:

7. Senator Bruce.

8. SENATOR BRUCE:

9. Well, I guess that still doesn't answer my question.
10. Are they in favor ... I know they're in favor of the amend-
11. ment because they drafted it. The question is are they in
12. favor of the bill as amended?

13. PRESIDENT:

14. Senator Schaffer.

15. SENATOR SCHAFFER:

16. Yes.

17. PRESIDENT:

18. Is there further discussion? The question is shall
19. HB 539 pass. The Secretary will call the roll.

20. SECRETARY:

21. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
22. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
23. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
24. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
25. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
26. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
27. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
28. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
29. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
30. Weaver, Welsh, Wooten, Mr. President.

31. PRESIDENT:

32. On that question, the yeas are 40 the nays are 1. HB
33. 539 having received a constitutional majority is declared

1. passed. HB 540, Senator Partee.

2. SECRETARY:

3. HB 540 (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDENT:

6. Senator Partee.

7. SENATOR PARTEE:

8. Mr. President and Members of the Senate, this bill
9. by Representative Houlihan establishes a system of notifi-
10. cation to liquor licensees of efforts to prohibit the sale
11. of liquor in a precinct or municipality, and to voters of
12. that territory effected by a referendum. Now the bill is
13. in response to and addresses itself to a problem set up
14. in an Appellate Court case. There was an extensive hear-
15. ing of this matter in the Elections Committee and apparently
16. the committee by an overwhelming vote was satisfied as to
17. the goodness of this bill. I'd appreciate a favorable
18. roll call...unless there are questions...

19. PRESIDENT:

20. Is there further discussion? Question is shall HB
21. 540 pass and on that question the Secretary will call the
22. roll.

23. SECRETARY:

24. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
25. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
26. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth Hall,
27. Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski, Latherow,
28. McBroom, McCarthy, Merritt, Mitchler, Howard Mohr, Don
29. Moore, Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer,
30. Partee, Regner, Rock, Roe, Romano, Saperstein, Savickas,
31. Schaffer, Scholl, Shapiro, Smith, Sommer, Soper, Sours.

32. PRESIDENT:

33. For what purpose does Senator Sours seek recognition?

1. SENATOR SOURS:

2. I realize Mr. President, Senators, this is roll call
3. but I don't have the slightest idea what this bill is about.
4. There's been so much commotion going around here today. ...
5. These bills that's come before the committees I have
6. knowledge of I know but I'd like a little better explana-
7. tion of this bill if...if we don't mind.

8. PRESIDENT:

9. Well, the Chair inquired after Senator Partee made
10. his explanation, is there further discussion? There was
11. no response. I hesitated and directed the Secretary to
12. call the roll. We are on roll call. I understand the
13. observation you made, but the Chair is under some limita-
14. tion as to how much delay to proceed after the question
15. for request for further discussion is put. Well, Senator
16. Sours.

17. SENATOR SOURS:

18. May I then resort to the cure-all of all cure-alls,
19. a personal privilege.

20. PRESIDENT:

21. Well, we are on roll call, Senator. ... I do not
22. recognize you except for inquiries and to vote...

23. SENATOR SOURS:

24. All right then vote me no.

25. PRESIDENT:

26. All right. Proceed with the roll call.

27. SECRETARY:

28. Swinarski, Vadalabene, Walker, Weaver, Welsh, Wooten,
29. Mr. President.

30. PRESIDENT:

31. Senator Newhouse, aye. Weaver, aye. McBroom, aye.
32. Buzbee, aye. Senator Walker, Senator Nimrod, aye. Senator
33. Shapiro, aye. Senator Latherow, aye. On that question the

1. yeas are 39 the nays are 1. HB 540 having received a
2. constitutional majority is declared passed. Senator Sours.
3. You requested recognition on a point of personal privilege.
4. I'm recognizing you at this point.

5. SENATOR SOURS:

6. Well, Mr. President, that has now become moot. So we
7. may ...just excuse that.

8. PRESIDENT:

9. HB 541, Senator Knuppel.

10. SECRETARY:

11. HB 541 (Secretary reads title of bill)
12. 3rd reading of the bill.

13. PRESIDENT:

14. Senator Knuppel.

15. SENATOR KNUPPEL:

16. Mr. President and Members of the Body, this bill amends
17. the Electric Suppliers Act so to provide that the powers and
18. functions set forth in the Act will continue to be the same
19. exclusive powers of the state as they were before the adoption
20. of the Constitution. ...As you know the Electric Suppliers
21. Act was enacted in 1965 as a means of settling territorial
22. disputes between Public Utilities and Electric Cooperatives.
23. That bill's now been on the books for 8 years but the new
24. Constitution raises some problem. This bill excludes Cook
25. County. It excludes counties of over 3 million, cities of
26. over 1 million. There are no Electric Cooperatives in Cook
27. County in any event. This will prevent the confusion that
28. would be created by multiple governing groups. It leaves
29. the power to decide these disputes exclusively in the
30. Illinois Commerce Commission. This is a good bill. It
31. probably requires...may well require a 3/5's vote and I
32. would encourage all the members in the Body to vote on
33. this favorably.

1. PRESIDENT:
2. Senator Knuepfer.
3. SENATOR KNUEPFER:
4. Senator Knuppel, does this bill have any relation to
5. a bill that is sitting on postponed consideration ... rela-
6. tive to the powers of utilities to override local zoning
7. ordinances and to provide that the zoning authority is
8. in the state in these cases?
9. PRESIDENT:
10. Senator Knuppel.
11. SENATOR KNUPPEL:
12. No relation insofar as I know.
13. SENATOR KNUEPFER:
14. Does this apply only to Electric Coops?
15. SENATOR KNUPPEL:
16. It applies only to disputes which exist between
17. Public Utilities and Electric Coops and it is supported
18. by the Illinois Power Company, Central Illinois Public
19. Service, Central Illinois Light Company who are the
20. Public Utilities in downstate Illinois.
21. SENATOR KNUEPFER:
22. Lastly, the only reason that Cook County is left out
23. of this, you suggest, is that there are no Electric Coops
24. in Cook County.
25. PRESIDENT:
26. Senator Knuppel.
27. SENATOR KNUPPEL:
28. Well, I'd assume that's the primary reason. Why raise
29. the question if there are no Electric Cooperatives in the
30. County of Cook and they're not anticipated because ...
31. because the Electric Suppliers Act would eliminate them
32. because everybody is a user there now and has a supplier.
33. There'd be no purpose to ever create an Electric Coop

1. in the City of Chicago or in Cook County.

2. PRESIDENT:

3. Senator Knuepfer.

4. SENATOR KNUEPFER:

5. I...I just, Senator, wanted to make sure that we are
6. not achieving by this mechanism a kind of super home rule
7. status in which one county and it's municipalities which are all
8. exempted under this bill...is in a position of having a
9. kind of home rule power which no other home rule units
10. have. Now, if your allegations as to the bill are correct,
11. I have no problems. If, however, it is in any way an
12. abridgement of other home rule powers, and that's what I
13. was trying to get at, then I would have some concerns with
14. the bill. And that's my ... what I was trying to determine
15. from your explanation.

16. PRESIDENT:

17. Senator Knuppel.

18. SENATOR KNUPPEL:

19. The genesis of this bill is the Rural Electric Co-
20. Operatives and not any of the municipalities or political
21. forces in the state. And, there are some 86 counties only
22. where Rural Electric Cooperatives serye.

23. PRESIDENT:

24. The Chair just wishes to join Senator Knuppel in sup-
25. port of this bill. The Electric Suppliers Act that was
26. passed in '65 with a great deal of cooperation and effort
27. on, very frankly, the part of Bob Maher and Senator George
28. Drach in working out a compromise. They spent weeks
29. getting it worked out. There is a question of effectiveness
30. of this Act in regard to the new Constitution and the
31. home rule question and this just provides for preemption
32. for this specific Act in relation to the 101 downstate
33. counties. I think it's good sound legislation and hope

1. the membership would support it. Is there further dis-
2. cussion? The question is shall HB 541 pass and on that
3. question the Secretary will call the roll.

4. SECRETARY:

5. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
6. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
7. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
8. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
9. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
10. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
11. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
12. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
13. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
14. Weaver, Welsh, Wooten, Mr. President.

15. PRESIDENT:

16. Senator Vadalabene, aye. On that question the yeas
17. are 44 the nays are none. HB 541 having received a con-
18. stitutional majority is declared passed. HB 546, Senator
19. Nimrod.

20. SECRETARY:

21. HB 546 (Secretary reads title of bill)
22. 3rd reading of the bill.

23. PRESIDENT:

24. Senator Nimrod.

25. SENATOR NIMROD:

26. Yes, Mr. President, I believe this was...Senator Netsch
27. was the sponsor and I believe it's shown as myself and
28. since she handled it last week when I was not here why I
29. would ask Senator Netsch to make the presentation.

30. PRESIDENT:

31. ...then ... Senator Netsch should be shown as the
32. Senate sponsor of this bill? Yes ... is there leave?
33. Senator Netsch.

1. SENATOR NETSCH:

2. Thank you, Mr. President. The bill deals with the
3. inheritance tax and was actually one of a series of two.
4. The other which was not approved in committee. And, it
5. deals specifically with the question of guardian ad
6. litem. What it is intended to do is not to eliminate
7. the practice at all but to give a greater discretion to
8. the Court both to appoint one where it is necessary and
9. not appoint a guardian ad litem where it is only an un-
10. needless expense and burden. And, the bill was substan-
11. tially amended from it's original form so that it is
12. fairly mild and modest in what it is intended to accom-
13. plish. But, it does prevent...it does provide that kind
14. of discretion and only with respect to inheritance tax
15. proceedings where it was felt that there was really in most
16. cases no need at all for a guardian because it was a fairly
17. technical proceeding in which all interests were well rep-
18. resented and which involved the participation of the Attorney
19. General.

20. PRESIDENT:

21. Senator Sours.

22. SENATOR SOURS:

23. Mr. President, Senators, there's nothing wrong with
24. this bill. It ought to pass.

25. PRESIDENT:

26. Is there further discussion? The question is shall
27. HB 546 pass. The Secretary will call the roll.

28. SECRETARY:

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

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

6. PRESIDENT:

7. On that question, the yeas are 46 the nays are none.
8. HB 546 having received the constitutional majority is de-
9. clared passed. Senator Weaver.

10. SENATOR WEAVER:

11. Mr. President, I'd like to request a 20 minute recess
12. for the purpose of a Republican caucus in the President's
13. office.

14. PRESIDENT:

15. Immediately. The Senate will recess very briefly for
16. a short Republican caucus in the President's office. Senator
17. Partee, do you wish to make any announcement? We will be as
18. quick as possible. Senator Partee.

19. SENATOR PARTEE:

20. Yes, we call a Democratic caucus for the 6th floor. I
21. would assume that it would not take more than 15 minutes?

22. PRESIDENT:

23. Correct. We'll stand in recess for 15 minutes.

24. (RECESS)

25. (AFTER RECESS)

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. The Senate will be in order. We have an important
28. committee report that perhaps could be read at this time.

29. SECRETARY:

30. (Secretary reads committee reports)

31. PRESIDENT:

32. These represent the Appropriation Bills that came in
33. today and assigned to Appropriations Committee so they may

1. hear them this evening. We are now on the order of
2. business. Senator McBroom.

3. SENATOR MCBROOM:

4. Yes, Mr. Chairman, I'd like...as long as we're on
5. motions may I make a motion to discharge, Mr. Chairman?
6. HB 640 Senator Howard Mohr, from the Appropriations
7. Committee. It has to do with a grade separation. HB
8. 809, Senator Davidson. It's a World War II bonus bill.
9. And, HB 1325, Senator Bruce for Superintendent Bakalis.
10. It's a supplemental appropriation, Mr. Chairman.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Those...Those were the bills that were just assigned
13. to you today, were they not? And, you want now to move
14. to discharge the Committee on Appropriations from further
15. consideration of those bills and place them on the order
16. of 2nd reading. Is leave granted? It is granted. So
17. ordered. We'll now...Senator Sours. We're not on the
18. order of motions. We're trying to get on the order of
19. business but we will. Senator Sours.

20. SENATOR SOURS:

21. Mr...Mr. President, Senators, I'm sending up an amend-
22. ment to HB 1395 on 3rd reading. I should like to make the
23. proper motion to pull it back to 2nd for the purpose of
24. that amendment then advance it back to 3rd. What this
25. amendment does, it is a matter of semantics ...

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. Let's discuss the amendment when we act on the bill,
28. Senator. And, we have several of those and I am very
29. doubtful if we'll be able to act on those today. We may
30. have to do it in the morning. Because we have others with
31. similar requests and the amount of business we have to
32. transact, perhaps we should wait until we see where we are.
33. Senator Harris are you prepared for us to be in business

1. on the order of House Bills on 3rd reading and the Chair
2. recognizes the President of the Senate for a motion.

3. SENATOR HARRIS:

4. Mr. President, I wish to call SB...I'm sorry HB 634
5. from the order of 3rd reading to the order of 2nd reading
6. for reconsideration of the amendment that has been adopted
7. and Tabling that amendment and the offer of a substitute
8. amendment.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Senator Harris requests leave of the Body to return
11. HB 634 to the order of 2nd reading for Tabling of an
12. amendment and consideration of another. Is leave granted?
13. Leave is granted. The bill is now on the order of 2nd
14. reading. Senator Harris.

15. SENATOR HARRIS:

16. I move to reconsider the vote by which Amendment No. 1
17. was adopted.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. Senator Harris moves that having voted on the prevailing
20. side to reconsider the vote by which Amendment No. 1 was
21. adopted to HB 634. All in favor signify by saying aye.
22. Opposed. The ayes have it and the motion prevails.

23. SENATOR HARRIS:

24. Now I move to Table Amendment No. 1.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. All in favor of the motion of the Senator from Pontiac,
27. indicate by saying aye. Opposed. The ayes have it and
28. the Amendment No. 1 is Tabled. Senator Harris.

29. SENATOR HARRIS:

30. Now,.. I wish to offer Amendment No. 2 which changes
31. the effective date of the change in the rate of the sales
32. tax from October 1, 1973 to January 1, 1974. The purpose
33. for this is, and there is a correlation between this

June 19, 1973
SB 1198
3rd

1. Republican introduced tax relief program and the very
2. serious question of structuring a Regional Transit
3. Authority for northeastern Illinois. It is perfectly
4. clear that to provide, if it is the ultimate wish of
5. this General Assembly, the Regional Transit Authority
6. with the power to levy a half-cent sales tax in the
7. area of that Authority, that 90 days time is not
8. sufficient time for the Board of that Authority to
9. be organized and for the constitutionality of the
10. Authority to be tested. Ninety days is just not suf-
11. ficient time. Therefore, the change in the effective
12. date of the sales tax reduction statewide is provided for
13. in Amendment No. 2. It also does provide for a diminu-
14. tion of the Revenue Law to the state of those 3 months
15. of continued application of the 4% state rate remaining
16. in effect. I would urge the Body to support the adoption
17. of Amendment No. 2.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. Is there any discussion. The motion is shall Amendment
20. No. 2 to HB 634 be adopted. All in favor will signify by
21. saying aye. Opposed. The ayes have it and the amendment
22. is adopted. Any further amendments. The bill will be
23. returned to the order of House Bills on 3rd reading and
24. the Senate now will be on the order of Senate Bills on
25. 3rd reading for the purpose of consideration of SB 1198
26. and the Chair recognizes the Senator from Midlothian,
27. Senator Don Moore. Senator Moore.

28. SECRETARY:

29. SB 1198 (Secretary reads title of bill)
30. 3rd reading of the bill.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. Senator Moore.

33. SENATOR MOORE:

January 19, 1973
SB 1198

1. Thank you, Mr. President, Members of the Senate, SB 1198
2. amends the Election Code and adds a new article establish-
3. ing a State Board of Elections provided in Section 5 of
4. Article 2 of the Constitution of 1970. Now, we have had
5. before this Body two other similar bills. One, SB 77 that
6. had previously passed the Senate and went to the House and
7. also HB 212 which was another version dealing with the same
8. problem. The bill sponsored at the request of the Committee
9. on Elections and Reapportionment is a compromise that is
10. acceptable I believe, to all parties, The majority of the
11. Republicans and Democrats to a majority of the members of
12. the ... Illinois Elections Laws Commission. It simply and
13. in very short, the main change that it does make has to
14. do with the tiebreaker provision that we have had in the
15. other bills. The method of breaking a tie under SB 1198
16. is that once a tie is designated, oh, incidentally we pro-
17. vide for proxy voting too, so that all parties will be rep-
18. resented. There will be 4 members of the Board. When a
19. tie does occur why all the names ... deadlock will be cer-
20. tified by the Clerk and there shall be selected by lot.
21. The name of one of the members of the Board who shall not
22. vote on that particular proposition. And, once that vote
23. is determined, there can be no consideration on the same
24. proposition for a period of 9 months except by a unanimous
25. vote of the members of the State Board. There are other
26. various changes that were worked out in committee after
27. many hearings including some that took place on Saturday
28. down here a week ago. I think we do have a bill that is
29. acceptable to the vast majority of the members of the House
30. and the Senate on both sides of the aisle. I'd be happy
31. to answer any questions if there are any. If not, I would
32. request a favorable roll call.
33. PRESIDING OFFICER (SENATOR GRAHAM):

June 11, 1973

1. Senator Dougherty. Senator Dougherty.

2. SENATOR DOUGHERTY:

3. Mr. President, Members of the Senate, what Senator
4. Moore says is true. We feel that HB...SB 77 which was
5. passed some few months ago went over to the Senate...was
6. defeated in the House, subsequently a HB came over here
7. and there was some objections to it by both sides of the
8. aisle, if you will, and this bill is the product of the
9. Elections Committee in the Senate. And, I have joined
10. with it. I think it is a good bill. It's not all that
11. we want. Nothing ever is. There are a couple of possible
12. changes that might be made necessary in the House. But,
13. I feel that in order...these waning days of the Session
14. it is a better to get this bill out of the Senate and into
15. the House where if it is necessary to make these changes
16. that can be made. They are miniscule as far as that's
17. concerned. ...Be no great deal of argument over it but
18. I would not want to delay progress any further. I think
19. it's a good bill and I would appreciate the support of all
20. of the members.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. The Chair might like to inject at this time having
23. worked on this for some 14 years, that we are mandated
24. to pass a bill creating a State Board of Elections. This
25. Gentlemen is important just in case there might be a mandamus
26. suit filed against people who win successfully in next year's
27. election and I think we need say nothing further. And,
28. Senator Moore requests a favorable roll call and the question
29. is shall SB 1198 pass. Senator Dougherty.

30. SENATOR DOUGHERTY:

31. May I suggest to the members on this side of the aisle
32. that they offer support to this measure.

33. PRESIDING OFFICER (SENATOR GRAHAM):

June 19, 1973

1. The question is shall SB 1198 pass. Upon that
2. question the Secretary will call the roll.

3. SECRETARY:

4. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
5. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
6. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
7. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
8. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
9. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
10. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
11. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
12. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
13. Weaver, Welsh, Wooten, Mr. President.

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. On this question, the yeas are 53 the nays are none.
16. Voting present are two. The bill having received the con-
17. stitutional majority required for passage is therefore de-
18. clared passed.

19. (Following speech previously typed)

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(Following pages typed
previously for Mr.
Fernandes

Pages 101 - 102 - 103
104 and 105

1.
2. PRESIDING OFFICER (SENATOR GRAHAM):

3. The Senate will now return to the order of House Bills
4. on 3rd Reading for the consideration of House Bill 634, and
5. the Chair recognizes the President of the Senate. After we
6. read the bill Senator Harris will be recognized.

7. SECRETARY:

8. House Bill...

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Senator Partee.

11. SENATOR PARTEE:

12. Excuse me just a moment Senator Harris. This is an
13. extremely important piece of legislation. I've asked
14. Senator Harris to explain it to you in some detail. And it
15. will perhaps obviate a large number of questions that might
16. come if you do not listen to the explanation. So, Mr.
17. President, could we have the Floor cleared? Let's have
18. everybody in their seats and let's address ourselves to
19. this rather serious question.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Senator Partee that is the thing I have been attempting
22. to do all day and I subscribe wholeheartedly. Will the
23. Sergeant at arms invoke Rule 2?. And will the Senators
24. please be in their seats for this important piece of legis-
25. lation? And will the Secretary read the bill by title a
26. 3rd time.

27. SECRETARY:

28. House Bill 634.

29. Secretary reads title of bill).

30. 3rd Reading of the bill.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32.
33.

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. Senator Harris.

3. SENATOR HARRIS:

4. I might point out that the effect of the amendment
5. was to change the title of the bill so that it now reads:
6. "An Act to reduce the rate of certain use and occupation
7. taxes". The amendment greatly simplified the operation
8. of this important piece of tax relief legislation. I
9. think it is appropriate to point out the great distinction
10. in the bill now, as amended, as compared to the form it
11. was in when it passed the House. It did come to us in
12. the form of a 2% reduction of the...for purposes of discus-
13. sion here, I am going to use the vernacular the sales tax.
14. Rather than be precise and specific and make reference to
15. retailers occupation tax and use tax considerations on the
16. basis of technicality but for purposes of understandability
17. make reference to what we commonly understand is the opera-
18. tion of the sales tax in Illinois. The bill came to us with
19. very significant support from the House from both sides of
20. the aisle providing for a 2% reduction on food and prescription
21. drugs, a point of sale differential that created great ad-
22. ministrative problems and definition problems. In the develop-
23. ment of our deep concern for creating a Mass Transit District
24. in Northeastern Illinois, and to resolve the most serious
25. part of that problem to fund for operating subsidies a new
26. performance the development by the Speaker and me in the
27. change of House Bill 634 from a 2% reduction on food and
28. drugs to a 1/2% reduction in the State rate, which presently
29. is 4%, would accomplish the highly desirable result of pro-
30. viding the means to fund significantly the needs of the
31. Northeastern Transportation Area and provide broadly based
32. tax relief for all of the people of Illinois, a very neat
33. and a very desirable result. And so this Body, now, has

1. amended House Bill 634 to provide for this effectiveness of the
2. reduction in the State rate of sales tax from 4% to 3 1/2%
3. effective January 1, 1974. This produces tax relief in the
4. amount of some seventy-five million dollars during fiscal '74.
5. There is provided in the budget some one hundred million
6. dollars in tax relief measures, some of which can be supported
7. in addition to that seventy-five million that comes from the
8. reduction in the State rate from 4 to 3 1/2%. The remainder of
9. that allocation can be applied to some of the significant additional
10. budgetary requirements that many of us have been supporting
11. as those increased budgetary requirement bills have left this
12. Chamber. So there is fiscal responsibility involved here.
13. There is the additional accomplishment of providing for the
14. significant funding of the northeast Illinois Transit Authority.
15. The effective dates at the earliest that could be realized
16. by the taxpayer of other tax relief proposals that seek to
17. amend the income tax act would be if those bills were operative
18. for tax year '73, that the earliest tax relief could really be
19. realized would be at the April 15th income tax due date for tax
20. year '73. Our proposal now provides for immediate...I'm sorry
21. not immediate but effective tax relief January 1, '74, some
22. three and a half months earlier for those that calculate and
23. pay on the income tax deadline. An additional tax relief
24. measure under consideration applied to tax year '74 so that
25. the real effective operation of that tax relief proposal
26. would not be realized until April of '75. I might say further
27. that for the average Illinois family paying sales tax on
28. mostly necessities for the low income Illinois family, tax relief
29. brought about through a reduction in the sales tax is true
30. and effective tax relief. That's that kind of thing that
31. happens day after day when those sales transactions occur. And
32. it will be meaningful and it does fit in with an important
33. additional responsibility that this Legislature has. So I

1. urge upon the members of this Body support for this
2. important piece of tax relief legislation which reduces the
3. State rate. And this bill amends only those acts relating to
4. the State's power to levy and collect retail and occupation
5. taxes. It changes that rate from 4% to 3 1/2%. Sound, effective,
6. and the additional means to solve another tremendously
7. important responsibility of this General Assembly. I urge
8. a favorable roll call.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Senator Partee.

11. SENATOR PARTEE:

12. Mr. President and members of the Senate, the President
13. was quite correct when he said that this bill 634 passed
14. from the House with significant bipartisan support. I hold
15. in my hand the roll call on House Bill 634 which was taken
16. on March 29th, 1973. And it shows that 81 persons of the
17. Republican Party voted for it and 60 members of the Democratic
18. Party voted for House Bill 634. So I think we could not
19. dub it as Republican tax relief or Democratic tax relief but
20. Legislative tax relief. I take the position, Mr. President,
21. that the phrase tax relief should have some meaning. It
22. has been disturbing to me that throughout this Session there
23. have been bills voted which we knew could not be funded. I think
24. it does a disservice to our constituents to talk to them
25. about tax relief while at the same time we are loading up
26. the Governor's desk with bills which possibly cannot be signed.
27. But as respects this particular bill if I should look at it
28. in the abstract I would support it. If I should look at it
29. as it is to be looked at in connection with another very
30. significant piece of legislation which we are contemplating,
31. the regional transit authority, I would say certainly that
32. on that basis, too, it should be supported. It's unfortunate
33. that these are times when people are demanding increased

1. services while at the same time demanding a reduction of
2. cost. It is as though I ask my wife for two eggs in the
3. morning when I ask her to cut the grocery bill to just
4. be able to purchase one. But I suppose that's the way
5. of life and I think certainly that this is a salutary
6. operation. It is a form of tax relief which is absolutely
7. supportable. And I want you to know that no member on this
8. side of the aisle has in any way been cajoled or addressed
9. in terms of not supporting this piece of legislation. It
10. is a tax relief program whose time has come obviously. And
11. Mr. President I say to you, that I am not motivated by
12. politics or by anything else except that this is a bill in
13. its present form which lends itself to my support.

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. Senator Knuppel.

16. SENATOR KNUPPEL:

17. I will vote aye on this bill, however, I think, it
18. leaves a lot to be desired in the nature of the tax relief.
19. Actually the tax relief here will be going to those people
20. with the higher incomes and it will do little to alleviate
21. the regressive nature of the sales tax. But people want
22. tax relief. And, I think maybe just because we live in
23. an age of sloganism that this is maybe the best way we can
24. do it. But, I don't think it really solves the problem that
25. we are going to have to and which I've been talking about in
26. the Constitutional Convention in here, about completely reorder-
27. ing our system of revenue so that it falls more fairly upon
28. those people who must pay it in relation to the benefits re-
29. ceived. This bill solves the 2nd problem and it is on the
30. sales tax which is the most regressive in my opinion. But,
31. it...it by giving an across the board 1/2 percent benefit
32. to those people downstate it still gives more tax relief to
33. those people who need it least and it still continues to fall

1. most heavily on those people who need relief most.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Gentlemen. Any further discussion? The question is
4. shall HB 634 pass? Upon that question, the Secretary will
5. call the roll.

6. SECRETARY:

7. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
8. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
9. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
10. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
11. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
12. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
13. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
14. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
15. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
16. Weaver, Welsh, Wooten, Mr. President.

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. Bruce, aye. Scholl, aye. Nudelman, aye. Fawell,
19. aye. Have all voted? Course aye. On this question, the
20. yeas are 54. The nays are 1. The bill having received the
21. required constitutional majority is therefore declared passed.
22. Now, Senators Harris and Partee we had originally scheduled
23. motions. It has become apparent that we will have little
24. time to consider the motions today that were scheduled for
25. today. The Chair is asking for direction from Senators
26. Harris and Partee as to a couple of suggestions we might
27. make in that regard. Should we consider the motions that were
28. scheduled for this afternoon to be heard in the morning? And,
29. the ones that are scheduled for tomorrow afternoon, heard
30. tomorrow afternoon or should we just advance the schedule
31. in each case by one day and hear them Wednesday and Thursday
32. respectively? Gentlemen, I await your decision. Senator
33. Harris.

1. SENATOR HARRIS:

2. Well, it would be my suggestion if it's acceptable to
3. Senator Partee, that we seek leave of the Body to carry over
4. an additional legislative day of all of the motions filed.
5. We've gone beyond the 4 o'clock posting of Appropriations.
6. That committee does have a great deal of work and I know
7. there is going to be considerable discussion on some of
8. the motions. ... So that ... my suggestion would be to seek
9. leave of the Body to carry over an additional legislative
10. day the operation of the motions that have been filed and
11. have been anticipated for action today. Does that meet with
12. your approval, Senator Partee?

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Senator Partee.

15. SENATOR PARTEE:

16. I would agree with that. And, I think, on a temporal
17. basis it's best that we have them all the same day rather
18. than part in the morning part in the afternoon so we can just
19. carry them over till tomorrow.

20. SENATOR HARRIS:

21. Well, let's...let's get to them after House Bills on
22. 2nd reading tomorrow morning so that all of that...

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Gentlemen. We're making some decisions that may
25. effect you. Would you please give us your attention.

26. SENATOR HARRIS:

27. Can we have an understanding that we will get to the
28. order of these filed motions immediately after the house-
29. keeping activity of House Bills on 2nd reading tomorrow?
30. Is that acceptable? Ok.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. Senator Harris, then you are moving that all the motions
33. previously filed will be considered tomorrow following the

1. consideration of House Bills on 2nd reading. This action
2. must be journalized . Do you make that motion?
3. SENATOR HARRIS:
4. Yes. I so move.
5. PRESIDING OFFICER (SENATOR GRAHAM):
6. All in favor...all in favor signify by saying aye.
7. Opposed. The ayes have it. Now we have one bill...Senator
8. Partee.
9. SENATOR PARTEE:
10. What time are we going to commence in the morning?
11. PRESIDING OFFICER (SENATOR GRAHAM):
12. 8:30...
13. SENATOR HARRIS:
14. 10...10:30.
15. SENATOR PARTEE:
16. Well in that event, Mr. President, I would like to
17. announce a Democratic caucus at 9:30 in the morning, same
18. place.
19. PRESIDING OFFICER (SENATOR GRAHAM):
20. We have some more business to take care of Gentlemen,
21. so just hold fast, please. Senator Weaver. Stay in your
22. seats please Gentlemen.
23. SENATOR WEAVER:
24. I was going to announce before the troops get away
25. that there will be a Republican caucus at 9:30 in the
26. morning in the President's office.
27. PRESIDING OFFICER (SENATOR GRAHAM):
28. I think we are requested to go to the order of the
29. introduction of a bill.
30. SECRETARY:
31. SB 1199 (Secretary reads title of bill)
32. 1st reading of the bill.
33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Senator Regner.

2. SENATOR REGNER:

3. Mr. President, Members of the Senate, this is an
4. emergency appropriation bill for Harper Junior College
5. where they had a fire and they're lacking classroom space
6. for about 1200 students right now. I have... agreement
7. from Senators Harris and Partee and Graham and etc. of the
8. Rules Committee to make the following motion. That is that
9. I discharge the Committee on Assignment of Bills and re-
10. refer this bill to the Appropriations Committee for hear-
11. ing this afternoon.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. You have heard the motion of the Senator from Mt.
14. Prospect. All in favor will signify by saying aye.
15. Opposed. The ayes have it and the motion prevails. Senator
16. Harris.

17. SENATOR HARRIS:

18. Mr. President, there is a House Bill on 3rd reading
19. 1936 which provides for no additional moneys but only a
20. transfer of funds within the fiscal '73 Appropriation
21. Bill. The State Scholarship Commission needs this in prep-
22. aration for the authority to prepare their payroll on Mon-
23. day. I think it would be a courtesy to that agency if we
24. might take action on that bill today. ...It will be an-
25. other day before it gets back over to the House for signing
26. and to the Governor. So, I would suggest that we consider
27. this bill..it is Senator Saperstein's ...Senator Saperstein's
28. bill.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Senator Harris asks leave of the Body that we return
31. to the order of House Bills on 3rd reading for the consider-
32. ation of HB 1936. Is leave granted? It is. The Secretary
33. will read it by title a third time.

1. SECRETARY:

2. HB 1936 (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. You have heard the reading of the title of the bill
6. and I think very little explanation is needed, Senator
7. Saperstein. The question before the Senate. Shall HB
8. 1936 pass and upon that question the Secretary will call
9. the roll. Gentlemen, please.

10. SECRETARY:

11. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
12. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
13. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
14. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
15. Latherow, McBroom, McCarthy, Merritt,

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Gentlemen, we cannot hear the response to the roll
18. call. Please, please, I'm tired too.

19. SECRETARY:

20. Mitchler, Howard Mohr, Don Moore, Netsch, Newhouse,
21. Nimrod, Nudelman, Ozinga, Palmer, Partee, Regner, Rock,
22. Roe, Romano, Saperstein, Savickas, Schaffer, Scholl, Shapiro,
23. Smith, Sommer, Soper, Sours, Swinarski, Vadalabene, Walker
24. Weaver, Welsh, Wooten, Mr. President.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Nimrod, aye. On this question, the yeas were 50, the
27. nays were none. The bill having received the required con-
28. stitutional majority is therefore declared passed. Senator
29. McBroom.

30. SENATOR MCBROOM:

31. I simply wanted to announce, Mr. President, that the
32. Appropriations Committee will meet immediately after adjourn-
33. ment on the Senate Floor. Thank you.

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. Any further announcements. We're getting ready to
3. adjourn. Senator Vadalabene, what business do you have
4. to bring before the Senate? I can hardly see you back
5. there.

6. SENATOR VADALABENE:

7. Thank you, Mr. President, I would like to at this time
8. ask leave to discharge from the Committee on Appropriations
9. SB 496. This is an appropriation for \$125,000 for the
10. commercial driving training schools. The companion bill
11. failed and there's no purpose for this ... for this SB
12. 496 and I would like to Table this bill.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. What is the number of the bill, Senator. We're glad
15. to have you do that.

16. SENATOR VADALABENE:

17. SB 496.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. Senator Vadalabene has asked leave of the Body to have
20. the Committee on Appropriations discharged from any further
21. consideration of SB 496. All in favor of the motion will
22. signify by saying aye.

23. SENATOR VADALABENE:

24. I would also ...

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Just a minute Senator. Just a minute Senator. All in
27. favor of the motion to discharge the committee will signify
28. by saying aye. Opposed. The ayes have it the committee is
29. discharged. Now the Senator from Edwardsville may make an
30. other motion.

31. SENATOR VADALABENE:

32. Yes, I would like to have leave to show the sponsorship
33. of HB 601 to be Senator Hall and Vadalabene.

1. PRESIDING OFFICER (SENATOR GRAHAM):
2. Senator, this... is this more important than adjourn-
3. ment? What's your last motion?
4. SENATOR VADALABENE:
5. Yes ... that...
6. PRESIDING OFFICER (SENATOR GRAHAM):
7. Did you want to Table that other bill?
8. SENATOR VADALABENE:
9. Yes.
10. PRESIDING OFFICER (SENATOR GRAHAM):
11. Well you didn't make the motion.
12. SENATOR VADALABENE:
13. I make the motion to Table the bill. 496. SB 496.
14. PRESIDING OFFICER (SENATOR GRAHAM):
15. Senator ... that's what I was hoping you'd do. Senator
16. Vadalabene now moves that SB 496 be Tabled. All in favor
17. signify by saying aye. Opposed. The ayes have it. The bill
18. is Tabled. What do you want to do Senator?
19. SENATOR VADALABENE:
20. I would like to have leave to show that Senator Hall
21. and Senator Vadalabene, are the sponsors of HB 601.
22. PRESIDING OFFICER (SENATOR GRAHAM):
23. We're glad to see you two Gentlemen together and leave
24. is granted. The Senate will stand ... Senator Vadalabene,
25. last night was your party, I have one tonight. What's your
26. next motion?
27. SENATOR VADALABENE:
28. Yes, I just want to clear one more matter up here with
29. my desk. I have HB 1052. It's on 3rd. I would to...for
30. amendment.
31. PRESIDING OFFICER (SENATOR GRAHAM):
32. We'll do that tomorrow Senator, not tonight.
33. SENATOR VADALABENE:

1. Thank you, Mr. President.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. The Senate will now stand adjourned until 10:30 in the
4. morning.

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