

79TH GENERAL ASSEMBLY

REGULAR SESSION

MARCH 11, 1975

1. PRESIDENT:

2. The hour of noon having arrived, the Senate will come to order.
3. The Prayer will be by the Reverend Jack H. Glenn, Eureka United
4. Presbyterian Church, Eureka, Illinois.

5. REVEREND JACK H. GLENN:

6. (Prayer given by Reverend Glenn)

7. PRESIDENT:

8. Reading of the Journal.

9. SECRETARY:

10. Tuesday, March the 4th, 1975.

11. PRESIDENT:

12. Senator Hall.

13. SENATOR HALL:

14. Thank you, Mr. President. I move that further reading of the
15. Journal on Tuesday, March 4, 1975, be dispensed with. Unless some
16. Senator has corrections to offer, the Journal would stand approved.

17. PRESIDENT:

18. Heard the motion. Are you ready for the question? All in favor
19. say Aye. Opposed. The Ayes have it. The motion carries. Senator
20. Hall.

21. SENATOR HALL:

22. Now I move the reading and the approval of the Journals of
23. Wednesday, March 5th, 1975 and Thursday, March 6, 1975 be postponed
24. pending the arrival of the printed Journal.

25. PRESIDENT:

26. You heard the motion. All in favor say Aye. Opposed. The Ayes
27. have it. The motion carries. Committee reports.

28. SECRETARY:

29. Senator Donnewald, Chairman of the Assignment of Bills, assigns
30. the following to Committee:

31. Agriculture, Conservation and Energy - Senate Bill 281; Educa-
32. tion - Senate Bill 282; Elections and Reapportionments - Senate
33. Bill 280; Executive - Senate Bill 271; Finance and Credit Regulations-

1. Senate Bill 274; Insurance and License Activities - Senate Bill 273,
2. 275 and 276; Judiciary - Senate Bill 277 and 278; Pensions, Person-
3. nel and Veterans Affairs - Senate Bill 279; Revenue- Senate Bill 272.

4. PRESIDENT:

5. Messages from the House.

6. SECRETARY:

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

8. Mr. President - I am directed to inform the Senate that the
9. House of Representatives has passed Bills of the following titles,
10. in the passage of which I am instructed to ask the concurrence
11. of the Senate, to-wit:

12. House Bills No. 116, 218, 313, 335, 353, 295, 352 and 371.

13. PRESIDENT:

14. Introduction of Bills.

15. SECRETARY:

16. Senate Bill 283 introduced by Senators Soper, Berning, Schaffer
17. and others.

18. (Secretary reads title of bill)

19. 1st reading of the bill.

20. Senate Bill No. 284 introduced by the same sponsors.

21. (Secretary reads title of bill)

22. 1st reading of the bill.

23. Senate Bill No. 285 introduced by Senator McCarthy.

24. (Secretary reads title of bill)

25. 1st reading of the bill.

26. Senate Bill 285 introduced by Senators Rock, Daley, Partee
27. and others.

28. (Secretary reads the bill)

29. 1st reading of the bill.

30. Senate Bill No. 287 introduced by Senators Rock, Daley, Egan
31. and others.

32. (Secretary reads the bill)

33. 1st reading of the bill.

1. Senate Bill No. 288 introduced by Senator Rock.
2. (Secretary reads title of bill)
3. 1st reading of the bill.
4. PRESIDENT:
5. The Senate will be at ease for a moment. Senate Bills on 2nd
6. reading. Senate Bill 8, Senator Donnewald. Senate Bill 24, Senator
7. Wooten. Senate Bill 27, Senator Rock. Senate Bill 58, Senator
8. Johns. Senate Bill 70, Senator Saperstein. Senate Bill 86, Senator
9. Vadalabene. Do you desire 70 to be moved? Read the Bill 70,
10. please. Senate Bill 70.
11. SECRETARY:
12. Senate Bill 70.
13. (Secretary reads title of bill)
14. 2nd reading of the bill. No committee amendments.
15. PRESIDENT:
16. Any amendments from the floor? 3rd reading. Senate Bill...86,
17. Senator Vadalabene. Senator Vadalabene. Senator Vadalabene. Did
18. you desire to move Senate Bill 86? Read the Bill.
19. SECRETARY:
20. Senate Bill 86.
21. (Secretary reads title of bill)
22. 2nd reading of the bill. No committee amendments.
23. PRESIDENT:
24. Any amendments from the floor? 3rd reading. Senate Bill 119,
25. Senator Palmer. Senate Bill 123, Senator Clarke. Senate Bill 164,
26. Senator Berning. Senate Bill 165, Senator Philip. We are back
27. at 164...Senate Bill 164. Senator Berning.
28. SECRETARY:
29. Senate Bill 164.
30. (Secretary reads title of bill)
31. 2nd reading of the bill. No committee amendments.
32. PRESIDENT:
33. Any amendments from the floor? 3rd reading. Senate Bill 165,

1. Senator Philip. Senate Bill 176, Senator Glass. Read the bill.
2. SECRETARY:
3. Senate Bill 176.
4. (Secretary reads title of bill)
5. 2nd reading of the bill. One committee amendment offered by
6. Committee on Education.
7. PRESIDENT:
8. Senator Glass.
9. SENATOR GLASS:
10. Thank you, Mr. President. This is a committee amendment limit-
11. ing the time for extending this ...a...privilege to levy a charge
12. back tax to one year and I ...will move its adoption.
13. PRESIDENT:
14. Any discussion on this amendment? Senator Glass moves the
15. adoption of Amendment No. 1 to Senate Bill 176. All in favor will
16. vote Aye. Opposed. Amendment is adopted. Any further amendments?
17. Any amendments from the floor? 3rd reading. Senate Bill 180,
18. Senator Glass. Read the bill.
19. SECRETARY:
20. Senate Bill 180.
21. (Secretary reads title of bill)
22. 2nd reading of the bill. No committee amendments.
23. PRESIDENT:
24. Any amendments from the Floor? 3rd reading. Senate Bill 181,
25. Senator Bruce. Read the bill.
26. SECRETARY:
27. Senate Bill 181.
28. (Secretary reads title of bill)
29. 2nd reading of the bill. No committee amendments.
30. PRESIDENT:
31. Any amendments from the Floor? 3rd reading. The Senate will
32. be at ease for a moment. The Senate will be in order. Introduction
33. of Bills.

1. SECRETARY:
2. Senate Bill 289 introduced by Senators Kenneth Hall, Partee,
3. Rock, Netsch, Bruce and Smith.
4. (Secretary reads title of bill)
5. 1st reading of the bill.
6. Senate Bill No. 290 introduced by Senator Fawell.
7. (Secretary reads title of bill)
8. 1st reading of the bill.
9. Senate Bill No. 291 introduced by Senator Fawell.
10. (Secretary reads title of bill)
11. 1st reading of the bill.
12. Senate Bill No. 292 introduced by Senators Fawell, Bell and
13. Wooten.
14. (Secretary reads title of bill)
15. 1st reading of the bill.
16. Senate Bill 293 introduced by Senators Fawell and Philip.
17. (Secretary reads title of bill)
18. 1st reading of the bill.
19. Senate Bill No. 294 introduced by Senators Don Moore, Smith,
20. Dougherty, Roe, Schaffer and Saperstein.
21. (Secretary reads title of bill)
22. 1st reading of the bill.
23. PRESIDENT:
24. Returning to the order of 2nd reading. Senate Bill 123, Senator
25. Clarke. Senator Clarke. Senator Terrel Clarke of Western Springs.
26. Senate Bill 123.
27. SECRETARY:
28. Senate Bill 123.
29. (Secretary reads title of bill)
30. 2nd reading of the bill. One committee amendment offered by Executive.
31. PRESIDENT:
32. Senator Clarke will explain the amendment. Will you explain
33. the amendment, Senator Clarke?

1. SENATOR CLARKE:
2. This amendment just clarifies the language to make sure that
3. the Auditor and the employees under the Auditor, the Judiciary and
4. the employees under the Judiciary, included in this Bill, which
5. exempts them from the travel regulations.
6. PRESIDENT:
7. Any further discussion? Senator Clarke moves that Amendment
8. No. 1 to Senate Bill 123 be adopted. All in favor say Aye. Opposed.
9. The amendment is adopted. Any amendments from the Floor? 3rd reading.
10. Introduction of Bills.
11. SECRETARY:
12. Senate Bill 295 introduced by Senators, Dougherty, Romano,
13. Rock and others.
14. (Secretary reads title of bill)
15. 1st reading of the bill.
16. Senate Bill No. 296 introduced by the same sponsors.
17. (Secretary reads title of bill)
18. 1st reading of the bill.
19. PRESIDENT:
20. Resolutions.
21. SECRETARY:
22. Senate Resolution No. 29 introduced by Senator McCarthy.
23. PRESIDENT:
24. Senator McCarthy. Executive. Senate Bills on 3rd reading.
25. Senate Bill 48, Senator Nudelman. Sorry. Senate Bill 35, Senator
26. Hickey. Senate Bill 44, Senator Fawell. Read the Bill.
27. SECRETARY:
28. Senate Bill 44.
29. (Secretary reads title of bill)
30. 3rd reading of the bill.
31. PRESIDENT:
32. Senator Fawell.
33. SENATOR FAWELL:

1. ...Mr. President, and members of the Senate.

2. PRESIDENT:

3. Just a minute, Senator Fawell. Will the members be in their
4. seats and give this gentleman the attention he deserves as a member
5. of this Body. Senator Fawell.

6. SENATOR FAWELL:

7. Senate Bill a...44, does really, as the summary indicates, it
8. provides that the salaries of appointed municipal officers, may be
9. changed during their term. Now, we did amend that, so that the
10. change can only increase the salary of an appointed official, but
11. it cannot decrease the salary of the appointed official. As the law
12. now stands, it is construed that the appointed official stand in
13. the same position as an elected official. I know of no opposition
14. to the Bill and I would appreciate your support.

15. PRESIDENT:

16. Any further discussion? The question is, shall Senate Bill 44
17. as amended, pass? All those voting Aye. Or those voting Nay. The
18. voting is open. Have all voted who wish? Take the record.

19. SECRETARY:

20. On this question the Ayes are 40, the Nays are 1. This Bill
21. having received the constitutional majority is declared passed.

22. PRESIDENT:

23. Senate Bill 48, Senator Nudelman. Senate Bill 77, Senator
24. Schaffer. Senate Bill 178, Senator Fawell. (Machine cut off)

25. SECRETARY:

26. Senate Bill 178

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDENT:

30. Senator Fawell.

31. SENATOR FAWELL:

32. Mr. President, and members of the Senate. This is a bill that
33. affects, I think, approximately eight school districts. Senator

1. Bruce is not in accord with the bill. But so there is some
2. opposition to it. It amends the Resource Equalizer and what it
3. does is this. There are about eight school districts when the
4. Resource Equalizer Legislation was passed, which had passed refer-
5. endums increasing their local tax rates. But the Legislation as
6. passed stated that unless you had actually levied a tax locally
7. prior to October 1st, 1973, you would not have a right, under the
8. construction of the Resource Equalizer Legislation to have the
9. benefit of that local tax. Even though in these eight districts,
10. to which I refer, the referendum had been approved by the people.
11. These eight districts, by the way, I think most of them are on the
12. Democratic side of the aisle and this will not, I am informed,
13. cost the State any money, in as much as all these districts were
14. over what was what is referred to as the maximum operating-tax rate
15. under the Resource Equalizer formula. But it will give them the
16. benefit of the higher rate, which I repeat, was approved by the
17. taxpayers of their district. And I don't know if Senator Bruce
18. is in accord now or still does have some objections. Evidently
19. he does not. So if Senator Bruce...

20. PRESIDENT:

21. Senator...

22. SENATOR FAWELL:

23. ...does not. I think everybody is in accord.

24. PRESIDENT:

25. No, I think not. I think a...

26. SENATOR FAWELL:

27. Oh, I'm...

28. PRESIDENT:

29. I think probably it might be best to hold it. There are a
30. couple of other things that have to be worked out, that Senator
31. Bruce is partially aware of but isn't fully aware of.

32. SENATOR FAWELL:

33. Well...I certainly don't want to jeopardize the bill. The

1. only...the point is that many of these districts the rates are be-
2. ing extended and they're going to lose the benefit if we delay much
3. longer. Could it be later today, Mr. President, do you think?

4. PRESIDENT:

5. Probably tomorrow.

6. SENATOR FAWELL:

7. I'll pull it out then.

8. PRESIDENT:

9. Take it out of the record. Senate Bill 35. Senator Hickey
10. is now ready. Senator Hickey.

11. SENATOR HICKEY:

12. Mr. Chairman, I would like...

13. PRESIDENT:

14. Read the bill first. Let him read the bill.

15. SENATOR HICKEY:

16. I would like leave to return it...

17. PRESIDENT:

18. Senator Hickey asks leave to return Senate Bill 35 to 2nd
19. reading for the purpose of an amendment. Is there a leave?
20. Leave is granted.

21. SENATOR HICKEY:

22. Senator Bloom has an amendment.

23. PRESIDENT:

24. Senator Bloom.

25. SENATOR BLOOM:

26. Yes, I...I am having xerox copies of the amendment. This
27. merely changes Senator Hickey's bill by including article thirty
28. three schools, we have a slight problem in Central Illinois, our
29. School Board's attorney sometimes a...the page is xeroxing it. Here,
30. can I keep one? Our School Board's attorney sometimes says we're
31. a charter district and sometimes we're article 33, depending on
32. what they want to avoid doing. So we would like to get our school
33. district on one way or the other and that is the extent of

1. the amendment. Thank you.

2. PRESIDENT:

3. Any further discussion on the amendment? Senator Bloom...
4. moves the adoption of Amendment No. 1 to Senate Bill 35. All in
5. favor will say Aye. Opposed. The amendment is adopted. Any
6. further amendments? 3rd reading. Senator Hickey.

7. SENATRO HICKEY:

8. ...Senate Bill 35...

9. PRESIDENT:

10. We will have to have intervening business before we can call
11. it again.

12. SENATOR HICKEY:

13. Alright.

14. PRESIDENT:

15. Senator Rock.

16. SENATOR ROCK:

17. Might I ask, Mr. President, with respect to Senate Bill 35,
18. which you just amended it. Would defer calling it until tomorrow
19. till we have a chance to find out what this amendment does.

20. PRESIDENT:

21. She says, yes. House Bills on 1st reading. Senate Bill 37
22. ...House Bill 37. Senator Saperstein. Senator...Saperstein.
23. Would you and Senator Shapiro discuss this matter, as to who is
24. going to be the sponsor.

25. SECRETARY:

26. Thirty Seven.

27. PRESIDENT:

28. Right. House Bill 84, Senator Vadalabene. Senator Saperstein,
29. would you speak with Senator Shapiro with reference to the bill in
30. question?

31. SECRETARY:

32. House Bill No. 37.

33. (Secretary reads title of bill)

1st reading of the bill.

1. PRESIDENT:
2. Senator Saperstein. House Bill 84, Senator Vadalabene.
3. SECRETARY:
4. House Bill 84.
5. (Secretary reads title of bill)
6. 1st reading of the bill.
7. PRESIDENT:
8. House Bill 97, Senator Harris.
9. SECRETARY:
10. House Bill 97.
11. (Secretary reads title of bill)
12. 1st reading of the bill.
13. PRESIDENT:
14. Any announcements to be made or any further business to come...
15. Senator Welsh.
16. SENATOR WELSH:
17. Mr. President, there will be a Democratic caucus immediately
18. after adjournment in room four hundred.
19. PRESIDENT:
20. Introduction of bill.
21. SECRETARY:
22. Senate Bill No. 297 introduced by Senators Graham, Shapiro,
23. Don Moore and others.
24. (Secretary reads title of bill)
25. 1st reading of the bill.
26. PRESIDENT:
27. Any further announcements or any further business to come be-
28. fore the Senate. Senate is adjourned until eleven A.M....Senator
29. Dougherty.
30. SENATOR DOUGHERTY:
31. Yes, Mr. President, I would like to have Senate Bill 69,82,83
32. and 84, which have been held in committee, placed on the roll on the
33. roll of the committee tomorrow and...

1. PRESIDENT:

2. For hearing.

3. SENATOR DOUGHERTY:

4. Did you hear me?

5. PRESIDENT:

6. Yes. For hearing tomorrow.

7. SENATOR DOUGHERTY:

8. For hearing tomorrow.

9. PRESIDENT:

10. Is there a leave? Well, would you get the numbers?

11. SENATOR DOUGHERTY:

12. I can wait...we have had hearings on them. They have been
13. postponed. There is no need to waive the six day rule.

14. PRESIDENT:

15. That is Senate Bill 69,82,83 and 84. Is there a leave?

16. Leave is granted. Any further business to come before the Senate?

17. Senator Welsh.

18. SENATOR WELSH:

19. I did announce a Democratic caucus a...Mr. President, but it
20. is in room 406 instead of room 400. Room 406 immediately after
21. adjournment.

22. PRESIDENT:

23. Thank you. Senator Egan moves that the Senate be adjourned
24. until eleven A.M. tomorrow morning. Senate's adjourned.

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