

79TH GENERAL ASSEMBLY

REGULAR SESSION

JUNE 16, 1976

1. PRESIDENT:

2. (Machine cutoff)...Dalton City, Illinois.

3. REVEREND DEAN L. BENTON:

4. Let us pray. O God, Thou great Governor of all the
5. world, we pray for all who hold public office and power with
6. the life and welfare and virtue of the people who are in
7. this land. Strengthen the sense of duty in our political
8. life, grant that these thy servants of the State may feel
9. ever more deeply about their work towards our cities, states
10. and nation of the deep causes of corruption which have so
11. often made sin profitable and uprightness hard. Read the
12. new spirit into all of our nation, give our leaders new
13. vision and set their hearts on fire with large resolves,
14. raise up a new generation of public people with the faith
15. and daring of the Kingdom of God in their hearts who in a
16. list for life in a warfare for the freedom and the rights
17. of all people. Amen.

18. PRESIDENT:

19. Reading of the Journal. Senator Kosinski.

20. SENATOR KOSINSKI:

21. Mr. President and members of the Senate, I move that
22. reading and approval of the Journals of Thursday, June 10th,
23. 1976, Friday, June 11th, 1976, Monday, June 14th, 1976 and
24. Tuesday, June 15th, 1976 be postponed pending arrival of
25. the printed Journals.

26. PRESIDENT:

27. You heard the motion. All in favor say Aye.
28. Opposed Nay. The Ayes have it. The motion carries. Com-
29. mittee reports.

30. SECRETARY:

31. Senator Donnewald, Chairman of the Assignment of Bills,
32. assigns the following bills to committee: Revenue; House Bill
33. 3937.

1. Senator Hynes, Chairman of Appropriation Committee,
 2. reports out the following bills: Senate Bill No. 1712
 3. with the recommendation Do Pass as Amended. House Bill
 4. 3155 with the recommendation Do Pass as Amended. House
 5. Bill 3892 with the recommendation Do Pass.

6. The Rules Committee met on June the 15th, 1971 pur-
 7. suant to notice. The following members were present:

8. Senators Partee, Rock, Donnewald, Harris and Howard Mohr.

9. By unanimous vote of the following the following bills
 10. were reported out of committee, ordered read a first time
 11. and referred to the Committee on Assignment of Bills.

12. House Bill 3208, 3659, 3704, 3857, 3948, 3949, 3954, 3955,
 13. 3951 and 3972. Senate Bills 1963, 1964, 2001, 2002 and
 14. 2003.

15. PRESIDENT: ...
 16. Senate Bills 1st reading.

17. SECRETARY:
 18. Senate Bill 2000.

19. (Secretary reads title of bill)

20. Senate Bill 1963.

21. (Secretary reads title of bill)

22. Senate Bill 1964.

23. (Secretary reads title of bill)

24. Senate Bill 20...2001.

25. (Secretary reads title of bill)

26. Senate Bill 2002.

27. (Secretary reads title of bill)

28. Senate Bill 2003.

29. (Secretary reads title of bill)

30. 1st-reading of the foregoing bills.

31. PRESIDENT: ...
 32. House Bills 1st reading.

33. SECRETARY:

1. House Bill 3208.
2. (Secretary reads title of bill)
3. House Bill No. 3659.
4. (Secretary reads title of bill)
5. House Bill 3704.
6. (Secretary reads title of bill)
7. House Bill 3858.
8. (Secretary reads title of bill)
9. House Bill 3948.
10. (Secretary reads title of bill)
11. House Bill 3949.
12. (Secretary reads title of bill)
13. House Bill 39...3954.
14. (Secretary reads title of bill)
15. House Bill 3955.
16. (Secretary reads title of bill)
17. House Bill 3971.
18. (Secretary reads title of bill)
19. House Bill 3972.
20. (Secretary reads title of bill)
21. 1st reading of the foregoing bills.
22. PRESIDENT:
23. Messages from the House.
24. SECRETARY:
25. A Message from the House by Mr. O'Brien, Clerk.
26. Mr. President - I am directed to inform the Senate
27. that the House of Representatives has refused to recede from
28. their...from Amendment No. 1 to a bill with the following
29. title: Senate Bill 31.
30. PRESIDENT:
31. Secretary's Desk.
32. SECRETARY:
33. A Message from the House by Mr. O'Brien, Clerk.

1. Mr. President - I am directed to inform the Senate
2. that the House of Representatives...

3. PRESIDENT:

4. Just a moment...just a moment...just a moment. Now,
5. let's hold it down, please, so that the Secretary can be
6. heard. Continue, Sir.

7. SECRETARY:

8. And on the Message from the House relative to Senate
9. Bill 31 the Speaker has appointed as members of such com-
10. mittee Representative Katz, Matijevich, Yourell, Kent and Lauer.

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

12. Mr. President...

13. PRESIDENT:

14. Senator Hall...is that Harber Hall's matter? I assume
15. he would want to accede to...Senator Harber Hall, I assume
16. you want to accede to the request for a Conference Committee?
17. Let the record so show.

18. SECRETARY:

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

20. Mr. President - I am directed to inform the Senate
21. that the House of Representatives has concurred with the
22. Senate in a passage of a bill with the following title:
23. Senate Bill 1604 along with House Amendment No. 1. This
24. is Senator Knuppel's bill.

25. PRESIDENT:

26. Senator Ozinga is recognized.

27. SENATOR OZINGA:

28. Mr. President, members of the House. I would move
29. for the suspension of the rules for the immediate consideration
30. of this amendment to Senate Bill 1604. I have talked with
31. Senator Knuppel. The only reason that I would now move to non-
32. concur on this bill is, because of a technical deficiency in
33. the bill and I have explained the bill. This is the one that

1. deals with the disaster area in my district.
2. PRESIDENT:
3. Senator Ozinga moves to nonconcur in...
4. SENATOR OZINGA:
5. Nonconcur, that's right.
6. PRESIDENT:
7. ...moves to nonconcur in House Amendment...what's the
8. number?
9. SECRETARY:
10. No. 1.
11. PRESIDENT:
12. ...No. 1 to Senate Bill 1604. All those in favor say
13. Aye. Senator...Senator Rock, for what purpose do you arise?
14. SENATOR ROCK:
15. I...I am, in fact, aware of the amendment and we have
16. been having conversations with the Comptroller. The only
17. problem I have, Senator, is that the sponsor is not here.
18. PRESIDENT:
19. Senator Ozinga.
20. SENATOR OZINGA:
21. I...I have discussed this thoroughly with Senator Knuppel
22. yesterday. We knew what the deficiency was and I've also
23. taken it up with the Comptroller and that's the reason for
24. the nonconcurrence now, so that the amendment can be fixed.
25. PRESIDENT:
26. Senator Rock.
27. SENATOR ROCK:
28. Well, then, I think we...you know, under our rules that
29. motion is more properly the sponsor's, is it not? I...you know,
30. I...all I'm trying to do is...is say that if any member can
31. get up and concur or nonconcur on somebody else's bill's amend-
32. ments we...we better be aware of what we're doing and the
33. Senator really ought to ask leave of this Body to do it for this

1. one time limited purpose.

2. PRESIDENT:

3. I think probably you might not have heard him when he
4. started. He said it was with Senator Knuppel's consent.
5. The...I...I'm very conscious of what you say and we certainly
6. don't want to get into that kind of operation, but this is
7. a different matter. He said it was with his consent and in
8. ...in other words he's Senator Knuppel's alter ego although
9. he's not speaking as loudly. Now, on this...all those
10. in favor of nonconcurring in House Amendment No. 1 to Senate
11. Bill 1604 say Aye. Opposed Nay. The Ayes have it. The
12. motion carries and the Secretary shall so inform the House.

13. SECRETARY:

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

15. Mr. President - I am directed to inform the Senate
16. that the House of Representatives has concurred with the
17. Senate in the passage of a bill with the following title:
18. Senate Bill 1619 along with House Amendments 1 and 4. This
19. is Senator McCarthy's bill.

20. PRESIDENT:

21. Put it on the Secretary's Desk until he arrives. Senate
22. Bills on 2nd reading. Senate Bill 1584, Senator Shapiro.
23. Read the bill.

24. SECRETARY:

25. Senate Bill 1584.

26. (Secretary reads title of bill)

27. 2nd reading of the bill. The Committee on Education offers
28. one amendment.

29. PRESIDENT:

30. Senator Shapiro.

31. SENATOR SHAPIRO:

32. Mr. President, Ladies and Gentlemen of the Senate,
33. Committee Amendment No. 1 is a technical amendment and brings

1. the bill into conformity with other sections of the Act and
2. I would urge its adoption.

3. PRESIDENT:

4. Any discussion? Senator Shapiro moves the adoption of
5. Amendment No. 1 to Senate Bill 1584. All in favor will say
6. Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is
7. adopted. Any further amendments? Any amendments from the
8. Floor? 3rd reading. Senate Bill 1679, Senator Brady. Senate
9. Bill 1867, Senator Bruce. Read the bill.

10. SECRETARY:

11. Senate Bill 1867.

12. (Secretary reads title of bill)

13. 2nd reading of the bill. No committee amendments.

14. PRESIDENT:

15. Any amendments from the Floor? Senator Weaver.

16. SENATOR WEAVER:

17. Mr. President, Amendment No. 1 would delete twenty-
18. five thousand and in...and insert in lieu thereof one dollar.

19. PRESIDENT:

20. Senator Bruce.

21. SENATOR BRUCE:

22. I rise in opposition to this amendment which completely
23. reduces the appropriation or does away with the appropriation
24. of Wabash Valley Interstate Commission. It is a Federally
25. created bi-state commission between Indiana-Illinois developing
26. water resources in the southeastern part of Illinois and the
27. southwestern part of Indiana. I would oppose the amendment
28. and state that the State of Illinois has always funded this
29. project since its inception. We funded it at some thirty-
30. four thousand dollars last year. The appropriation was re-
31. duced from thirty-four thousand to twenty-five thousand recognizing
32. the problems that the State now has in funding such projects.
33. The State of Indiana got into a hassle over Lafayette Reservoir.

1. I had Mr. Dennis Hickey, the Majority Caucus leader of
2. Indiana address the Appropriations Committee and explain
3. to them in detail why that money was removed, why they would
4. be funded at their statutory level by the Governor of the
5. State of Indiana directly from his appropriation, and for
6. that reason I would oppose this amendment.

7. PRESIDENT:

8. Senator Weaver.

9. SENATOR WEAVER:

10. Well, Mr. President, I don't know of any commissions
11. that are able to take their total appropriation and put it
12. in the bank. This commission has a balance of sixty-four
13. thousand five hundred and seventy-four dollars in the banks
14. and in certificates of deposits. I've been informed by
15. Representatives in...in the State of Indiana that there's been
16. no money appropriated this year for this commission and I
17. see no reason why the State of Illinois should continue to
18. support a compact such as this when actually they're accomplish-
19. ing nothing. The work could better be done by the Ohio Valley
20. ...Ohio River Valley Association and they...they still have
21. sixty-four thousand dollars in a bank account laying around
22. in certificates of deposit. I...I just feel that there's no
23. reason, in these times, that we should spend twenty-five
24. thousand dollars on this project when they have sixty-four
25. thousand dollars in the bank and just laying in there at interest.
26. So, I move adoption of Amendment No. 1.

27. PRESIDENT:

28. Any further discussion? Senator Hynes.

29. SENATOR HYNES:

30. Senator Weaver, would you explain again exactly what
31. the amendment does?

32. PRESIDENT:

33. Senator Weaver.

1. SENATOR WEAVER:

2. This amendment reduces their appropriation from
3. twenty-five thousand dollars to one dollar.

4. PRESIDENT:

5. Any further discussion? Senator Bruce...

6. SENATOR BRUCE:

7. Well, so that the record...

8. PRESIDENT:

9. ...close the debate.

10. SENATOR BRUCE:

11. ...so that the record is clear. It is the...Ohio
12. River Basin Commission which is a multi-state compact, also,
13. Federally created. That commission is seven states working
14. mostly with the Ohio River. They do not develop research
15. at all. In fact, in a breakfast meeting which occurred here
16. with Mr. Fred Moore, the Executive Director of the Ohio River
17. Basin Commission, he stated that they do no original research.
18. They count on the Corps of Engineers and the Wabash Valley Inter-
19. state Commission for preparation of their research projects.
20. I know no one has denied that that is, in fact, what has occurred.
21. I just want to alert you that we spent a lot of time yesterday
22. talking about the economic development of Illinois as it re-
23. lates to employment with this State and how they are affected
24. by Workmen's Compensation. If you are interested in the steel
25. mills of the south side of Chicago having adequate coal, this
26. group involves itself with channelization, with development of water
27. resources for transportation of coal. Now, if you don't want
28. to do that, that's fine. Twenty-five thousand dollars for a
29. commission that has done outstanding work is not very much.
30. They reduced their appropriation on their own from thirty-four
31. thousand dollars down to twenty-five thousand dollars. As to
32. the amount of money they have in the banks, if they are wise
33. enough to save some of the money, why should they be punished?

1. Are we telling commissions that if you have money, spend
2. it no matter what. They are doing research projects. Pro-
3. jects are in the mill for which they will have to pay. Some
4. of that money that is in the bank is already obligated.
5. They were wise enough to put it on time deposits. Some of
6. these studies take a year. Now, if we're going to stop...
7. research projects that are already ongoing because they have
8. saved money I think the word ought to go out to commissions
9. to spend it as fast as you get it, because Illinois General
10. Assembly doesn't like to...for you to act responsible.

11. PRESIDENT:

12. Senator Weaver moves the adoption of Senate Amendment
13. No. 1 to Senate Bill 1867. Those in favor will say Aye.
14. Opposed Nay. Nays have it. Senate...a roll call is re-
15. quested. Will the members be in their seats? The question
16. is, on the adoption of Amendment No. 1 to Senate Bill 1867?
17. Those in favor of adopting the amendment will vote Aye.
18. Opposed will vote Nay. The voting is open. Have all voted
19. who wish? Take the record. Senator Bruce.

20. SENATOR BRUCE:

21. May I request a verification of that roll call?

22. PRESIDENT:

23. Soon as it's announced.

24. SENATOR BRUCE:

25. Yes, Sir.

26. PRESIDENT:

27. On this question the Ayes are 24, the Nays are 23.
28. The amendment fails...I mean the amendment is...the amend-
29. ment carries. Now, a roll call has been requested. Will
30. the members be in their seats? The request, I take it, are...are
31. for the affirmative votes. Secretary will read the affirmative
32. roll call.

33. SECRETARY:

1. The following voted in the affirmative: Bell, Berning,
2. Daley, Davidson, Egan, Glass, Harber Hall, Hynes, Latherow,
3. Merritt, Mitchler, Howard Mohr, Don Moore, Nimrod, Nudelman,
4. Ozinga, Philip, Regner, Roe, Schaffer, Sommer, Soper, Weaver,
5. Welsh.

6. PRESIDENT:

7. Senator Bruce.

8. SENATOR BRUCE:

9. Senator Bell on the Floor?

10. PRESIDENT:

11. Is Senator Bell on the Floor? He is not. Strike his
12. name from the roll call. The roll has been verified. The
13. Ayes are 23, the Nays are 23. The amendment fails. A re-
14. quest for the verification of the negative. Will the mem-
15. bers be in their seats? Read the negative roll call.

16. SECRETARY:

17. The following voted in the negative: Brady, Bruce,
18. Buzbee, Carroll, D'Arco, Demuzio, Donnewald, Dougherty,
19. Kenneth Hall, Hickey, Johns, Joyce, Knuppel, Kosinski, Lane,
20. Lemke, McCarthy, Morris, Palmer, Rock, Savickas, Vadalabene,
21. Mr. President.

22. PRESIDENT:

23. Senator Savickas on the Floor? Senator Vadalabene
24. is here. Senator Savickas is on the Floor right by the door,
25. back there. The roll call has been verified. The...just a
26. moment. Senator Bell, you have already been stricken from
27. the roll call. On this question the Ayes are 23, the Nays
28. are 23. The amendment fails. Any further amendments? 3rd
29. reading. Oh, Senator Weaver, you have another amendment?

30. SENATOR WEAVER:

31. Yes.

32. PRESIDENT:

33. Senator Weaver.

1. SENATOR WEAVER:
2. Thank you, Mr. President and members of the Senate.
3. PRESIDENT:
4. Just a moment. Just a moment. Now, there's just
5. absolutely too much noise here. Will those not entitled
6. ...Senator D'Arco, will you take your conference off the
7. Floor. The gentleman...will the members be in their seats?
8. Let's have some order. Just a moment...let's have some
9. order here. Senator Weaver is recognized.
10. SENATOR WEAVER:
11. Thank you, Mr. President.
12. PRESIDENT:
13. Just a moment. Before you start...Senator Merritt.
14. Senator Merritt.
15. SENATOR MERRITT:
16. Yes, Mr. President. First, I want to apologize to
17. all the members for having taken advantage of the point
18. of personal privilege. I believe it's the first time this
19. year I've done so, so I trust you'll bear with me. In the
20. south gallery on the east side are seated with the Executive
21. Secretary of the Coles County Farm Bureau, Herschel Young,
22. thirty of their fine members. I would ask that they...from
23. my district. I'd ask that they rise and be recognized by
24. the Senate.
25. PRESIDENT:
26. Will they please rise and be recognized by the Senate.
27. SENATOR MERRITT:
28. Thank you.
29. PRESIDENT:
30. Senator Weaver.
31. SENATOR WEAVER:
32. Thank you, Mr. President. Amendment No. 2 merely states
33. that the State of Illinois will match whatever the State of

1. Indiana puts into the Wabash Valley Interstate...Commission.
2. I would move its adoption.

3. PRESIDENT:

4. Senator Bruce. Senator Weaver has offered an amendment.
5. Did you hear his...I...I'm sure probably you couldn't hear
6. the explanation. Did you hear it?

7. SENATOR BRUCE:

8. I thought the bill had gone to 3rd reading. I'm sorry,
9. Senator Savickas and I were talking about...

10. PRESIDENT:

11. No, that was a mistake. There...he did have another
12. amendment that the Chair was not aware of.

13. SENATOR BRUCE:

14. I'm sorry.

15. PRESIDENT:

16. Now, do you want to respond to this one?

17. SENATOR BRUCE:

18. Well, if we could start from the top again, Mr.
19. President, perhaps...

20. PRESIDENT:

21. Fine.

22. SENATOR BRUCE:

23. ...all of us could hear it.

24. PRESIDENT:

25. Let's begin with the beginning of the amendment, Senator.
26. Senator Weaver.

27. SENATOR WEAVER:

28. Thank you, Mr. President. This amendment merely states
29. that the State of Illinois will match whatever the State of
30. Indiana appropriates to the Wabash Valley Interstate Commission
31. up to twenty-five thousand dollars and I would move its adoption.

32. PRESIDENT:

33. Senator Bruce.

1. SENATOR BRUCE:

2. I rise in opposition to the amendment. I hope that
3. we never get into the process of tell...of having Indiana
4. tell us what to do about economic development in Illinois.
5. If they don't want to develop Indiana coal mines and Indiana
6. industry in southern Indiana, so be it. But, I hope that
7. we meet our obligations as construed by the Federal Govern-
8. ment that we fund this agency. It's a bi-state Federally
9. created agency and I would hope that we would give it the
10. twenty-five thousand dollars necessary for its operation.

11. PRESIDENT:

12. Senator Glass.

13. SENATOR GLASS:

14. Thank you, Mr. President, Ladies and Gentlemen.
15. I'm certainly at a loss to understand why Senator Buz...
16. Senator Bruce would like to have Illinois spending twenty-
17. five thousand dollars and meeting its part of its obliga-
18. tion when its sister state and partner in the compact re-
19. fuses to do so. I think it's...it's ridiculous for Illinois
20. to be going it alone in this regard and certainly support
21. the amendment.

22. PRESIDENT:

23. Any further discussion? Senator Bruce.

24. SENATOR BRUCE:

25. I want to say just one more time that Indiana is, in
26. fact, funding this project. Now, if this Body wants to be
27. bored by a long talk on what happened in Indiana, the fact
28. that their Constitution requires a sixty day Session, the
29. fact that the leaders over there got in...into a dispute over
30. the Lafayette project, which was in the Corps of Engineers
31. feasibility study as developed in Washington, D.C. That
32. after the time Indiana adjourned from Session and a Conference
33. Committee was developed, Governor Bowen said - look, let's

1. wrap up the work, let's go home, it's the sixtieth day,
2. we've got to have a budget. If Lafayette is a...is the
3. problem we will talk to the Corps after the Session is
4. over. That conversation, in fact, did occur. The man
5. that was on the three...man Conference Committee has
6. withdrawn his objection. The Lafayette project has been
7. removed from the United States Corps of Engineers list
8. of approved projects and the Governor said that he will
9. fund this commission out of his own appropriation, that
10. is the fact. I think Senator Merritt, a lot of us know
11. the work of the Wabash Valley Interstate Commission as
12. it relates to southeastern Illinois, and to say that
13. Indiana is not funding it, is not correct. The Ill...the
14. Indiana Legislature did not put a line item appropriation
15. over a project which is now deceased by the United States
16. Corps of Engineers and that is the facts, Senator Glass,
17. not the fact that they did not appropriate any money. They
18. will be funded next year.

19. PRESIDENT:

20. Senator Weaver...Senator Weaver may close the debate.

21. SENATOR WEAVER:

22. Well, thank you, Mr. President. In the last ten years
23. this group has spent on the average about fifty thousand
24. dollars a year. This amendment does not say that we're not
25. going to fund it. It says we will fund it up to twenty-five
26. thousand dollars. It's only contingent upon the State of
27. Indiana funding it also and I think that's only fair. If
28. we're going to fund it, if the bi-state compact should be
29. funded equally by both states and that's the intention of
30. this amendment, and I'd appreciate support for this amendment.

31. PRESIDENT:

32. Senator Harris.

33. SENATOR HARRIS:

1. Well, thank you, Mr. President. I...I just want to
2. respond to the comments that I've heard. I apologize, I've
3. been off the Floor and I've heard, I think, all of what
4. Senator Bruce said just now with respect to Senate Bill
5. 1867 and Amendment No. 2 and Senator Weaver's comments.
6. What could possibly be wrong with the language of this...
7. of this amendment. I just...I don't see how anybody can
8. object to it if we...if we appropriate twenty-five thousand
9. dollars to this compact and the Wabash Valley Interstate
10. Commission and it just also has additional verbiage there
11. that limits that, for example, if Indiana appropriates
12. twenty thousand, then, this appropriation would be limited
13. to a twenty thousand dollar expenditure. I don't see any-
14. thing wrong with that at all and we're certainly being
15. good faith.

16. PRESIDENT:

17. Senator Mitchler.

18. SENATOR MITCHLER:

19. Well, Mr. President and members of the Senate. I want
20. to speak in support of the Wabash Valley Commission. Our Water
21. Resources Commission has worked very closely with that com-
22. mission for many years. In fact, the late State Representa-
23. tive, Ben Blades, was on the Illinois Water Resources Com-
24. mission and we sort of had him as the liaison between that
25. Wabash Valley group and the Illinois group. The thing that
26. we have learned over the years, that the major portion of the
27. activity is in Indiana, but because it does involve and cross
28. state border lines you have to have a cooperation and coopera-
29. tive effort between the two states, and for that reason I
30. would like to see us continue to be participating in some type
31. of funding and working with the commission, but I would like
32. to see the main thrust of our participation be by representa-
33. tion of the Illinois Water Resources Commission, as the title

1. is now, with the Wabash Valley Authority Commission. Now,
2. that's...that's the comment I would like to make, because
3. I don't want...I don't want us to get...have us looking
4. down our nose at that Wabash Valley Commission, because, you
5. know, water and water shed areas know no boundaries and it
6. does come into Illinois and we must cooperate with them if
7. we're going to achieve anything. What they do or what they
8. do not do, well, that should be reported by our Water Re-
9. sources Commission who should have a specific interest in
10. that particular area.

11. PRESIDENT:

12. Senator Merritt.

13. SENATOR MERRITT:

14. Yes, Mr. President, members of the Senate. Senator
15. Bruce is exactly right in his statement that I've long had
16. an interest in this. It affects many of the streams and
17. tributaries down through my southernmost part of my dis-
18. trict going over into Indiana. It...it would appear to me
19. if the statement is true and I have no reason to doubt it,
20. Senator Bruce, if Governor Bowen feels so strongly towards
21. this that he's willing to fund that out of their twenty-five
22. thousand out of his own funds from his office, then it would
23. appear to me, certainly, that Senator Weaver's amendment is
24. certainly in order. It says that we will match that fund...
25. funding if that is funded out of the Governor's office of
26. Indiana. I...I personally cannot see what's wrong and...and
27. really what the argument's about. Should we give up our
28. money if they're not going to give up any over there? I
29. think they're acting in good faith and we are here, too, by
30. this amendment.

31. PRESIDENT:

32. Any further discussion? Oh, yes, Senator Wooten.

33. SENATOR WOOTEN:

1. Well, I wanted to question Senator Weaver on that
2. very point on the wording of his amendment. Does it not
3. imply, Senator Weaver, that we will match whatever the
4. Indiana Legislature appropriates, but that does not quite
5. fit the situation as described by Senator Bruce. I'm wonder-
6. ing now if your amendment would, in fact, meet the test
7. that he has given us here, that the money will come from
8. the Governor's funds. That the appropriation from Indiana
9. is, in fact, one dollar. I think that's a very important
10. distinction and I...I want to hear from both you and Senator
11. Bruce as to how you interpret the affect of the language of
12. your amendment on the situation as Senator Bruce has described
13. it.

14. PRESIDENT:

15. Senator Weaver.

16. SENATOR WEAVER:

17. Well, Senator Wooten, I would presume, that like the
18. State of Illinois the legislature appropriates all funds for
19. agency by agency whether it's to the Governor's office to
20. spend as he sees fit or directly to the agencies or the
21. commissions, boards et cetera. So, I see there's no problem.
22. We're just saying here by this amendment, that if Indiana gives
23. this commission twenty-five thousand dollars, the State of
24. Illinois will give this commission twenty-five thousand.

25. PRESIDENT:

26. Senator Wooten. Oh, pardon me.

27. SENATOR WOOTEN:

28. I'd...I'd like to hear from Senator Bruce on that point.

29. PRESIDENT:

30. Senator Bruce.

31. SENATOR BRUCE:

32. Well, the problem is, Senator Wooten, perhaps Indiana is
33. wiser than we are. They have a sixty day absolute maximum

1. Session. They are in sixty days. It doesn't say Session
2. days, it says calendar days. They start and conclude within
3. sixty calendar days. They have, in fact, concluded business
4. for the State of Indiana for the next year and the amount of
5. money appropriated, as I understand it, in their budget is
6. one dollar. So, we would by this amendment match that one
7. dollar, and I have not raised the Chair and I do not
8. wish to at this point whether or not this amendment is con-
9. stitutional in that...in that it puts substantive language
10. in an appropriation bill, but I think that we ought to look
11. very seriously about whether or not this, in fact, violates
12. our Constitution and puts in substantive language. It also
13. creates a good problem for the Comptroller to figure out
14. and contact Indiana. I've never seen an amendment like this,
15. but, Senator Wooten, they have adjourned, they have no pro-
16. vision to coming back this year and so, for all purposes
17. this is the same as Amendment No. 1.

18. PRESIDENT:

19. Senator Weaver may close the debate.

20. SENATOR WEAVER:

21. Well, in closing for the second time, Mr. President,
22. I would say that whether or not they get any money from
23. either State in this fiscal year, they still have sixty-
24. four thousand dollars to spend. Their average expenditures
25. over the last ten years have been in the neighborhood of
26. fifty...fifty thousand dollars and I...I don't think it's
27. going to work any hardship, and I would move adoption of
28. Amendment No. 2 to Senate Bill 1867.

29. PRESIDENT:

30. Senator Weaver moves the adoption of Amendment No. 2
31. to Senate Bill 1867. All in favor will say Aye. Opposed
32. Nay. A roll call is requested. On the adoption of Amend-
33. ment No. 2, Senate Bill 1867. Those in favor will vote Aye.

1. Those opposed will vote Nay. The voting is open. Have all
2. voted who wish? Take the record. On this call...on this
3. motion the Ayes are 26, the Nays are 27. The amendment fails.
4. Senator Weaver.
5. SENATOR WEAVER:
6. We may as well verify this one too, Mr. President.
7. PRESIDENT:
8. That is a request for the affirmative or negative?
9. SENATOR WEAVER:
10. The negative, please.
11. PRESIDENT:
12. A request for the verification of the negative roll
13. call. Will the members please be in their seats. Secretary
14. will call the negative roll call...the negative vote.
15. SECRETARY:
16. The following voted in the negative: Bruce, Buzbee,
17. Carroll, Chew, D'Arco, Daley, Demuzio, Donnewald, Dougherty,
18. Kenneth Hall, Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski,
19. Lane, Lemke, McCarthy, Morris, Netsch, Newhouse, Palmer,
20. Rock, Smith, Vadalabene, Mr. President.
21. PRESIDENT:
22. Roll call has been verified. Any further amendments?
23. 3rd reading. Senate Bill 1932, Senator Egan. Read the bill.
24. SECRETARY:
25. Senate Bill 1932.
26. (Secretary reads title of bill)
27. 2nd reading of the bill. The Committee on Appropriations
28. offers one amendment.
29. PRESIDENT:
30. Senator Egan, please.
31. SENATOR EGAN:
32. Thank you, Mr. President. I move the amendment of the
33. Committee...I move the adoption of the Committee Amendment.

1. It...the original bill did not contain the balance of the
2. commission's...

3. PRESIDENT:

4. Just a minute, Senator, just a minute. In this aisle,
5. please, would the members be in their seats. By the door
6. back there, will you please. We can't hear what's going on
7. here. Just a moment. Now, I...the subject matter is unimpor-
8. tant. The volume is important to all of us. Senator Egan
9. is recognized.

10. SENATOR EGAN:

11. Thank you, Mr. President and members of the Senate. The
12. original bill did not contain all of the commissions that will
13. be contained in the Omnibus Bill as it will ultimately pass
14. both Houses. Committee Amendment No. 1 includes most of the
15. balance. I have a Floor Amendment which I would like to adopt
16. also, but I move the adoption of the Committee Amendment.

17. PRESIDENT:

18. Any discussion? Senator...Senator Mitchler. Will the
19. gentleman with...

20. SENATOR MITCHLER:

21. We...

22. PRESIDENT:

23. ...Senator Mitchler.

24. SENATOR MITCHLER:

25. Yeah. Mr. President, ask the sponsor a question. Do
26. we have a copy of this amendment so we know what ones
27. are being added?

28. PRESIDENT:

29. Senator Egan.

30. SENATOR EGAN:

31. This is a Committee Amendment.

32. PRESIDENT:

33. Senator Mitchler.

1. SENATOR MITCHLER:

2. Well, what commissions are being added, Senator Egan?

3. PRESIDENT:

4. Senator Egan.

5. SENATOR EGAN:

6. The original bill, Senator Mitchler, did not contain all
7. of the commissions. The amendment includes the balance of
8. all but about three, which three...all but about five which
9. I'm going to add by...on...with my Floor Amendment. If...to enumerate
10. the commissions Senator Regner's staff has...each and everyone
11. of them...unless you have a particular question about one of
12. them, I...I'd say that the intent is that this bill contain all
13. of the commissions and that's what we are attempting to do.

14. PRESIDENT:

15. Any further discussion? Senator Egan moves the adoption
16. of Amendment No. 1 to Senate Bill 1932. Those in favor will
17. say Aye. Opposed Nay. The Ayes have it. Amendment No. 1
18. is adopted. Any further amendments? Any amendments from
19. the Floor? Senator Egan is recognized.

20. SENATOR EGAN:

21. Mr. President and members of the Senate, I have another
22. amendment which will put the Omnibus Bill into the final
23. shape so it can be moved on to the House, and it is...

24. PRESIDENT:

25. Is there an amendment on the Secretary's Desk? He in-
26. dicates it is not. Do you have it there?

27. SENATOR EGAN:

28. Well, I'm sorry. Could we pass it till I get it up to
29. him or could...could you...

30. PRESIDENT:

31. All right. We'll pass it. Senate Bill 1679. (Machine
32. cutoff)...we have the amendment now. Hold Senator Merritt's
33. amendment until we get back to this bill itself and we'll

1. take them all together. We're now addressing Senate Bill
2. 1679, Senator Brady. Read the bill.

3. SECRETARY:

4. Senate Bill 1679.

5. (Secretary reads title of bill)

6. 2nd reading of the bill. The Committee on Appropriations
7. offers one amendment.

8. PRESIDENT:

9. Senator Brady.

10. SENATOR BRADY:

11. Pardon me. The committee on what...

12. PRESIDENT:

13. Appropriations offers Amendment No. 1.

14. SECRETARY:

15. It's...it's not...Committee on Education. They don't
16. have it labeled.

17. SENATOR BRADY:

18. Thank you, Mr. Secretary. It is the Committee on Educa-
19. tion and the amendment has to do with changing the rate as
20. was listed in this bill, from sixteen hundred down to fifteen...

21. PRESIDENT:

22. Just a moment. The noise level in here is absolutely
23. intolerable. It just isn't the Illinois Senate. It reminds
24. me of another place I won't talk to you about. Now, let's just
25. have some order. Will the members be in their seats, please.
26. I'm standing twenty feet from this gentleman and can't hear
27. him with a microphone. Now, it's just not in the nature of
28. doing business right. Now, let's just be in our seats, let's
29. have some order. Do you want to recess to go out and play
30. or something for awhile. We'll come back, but let's, while
31. we're here, conduct this like a Senate. Senator Brady.

32. SENATOR BRADY:

33. Thank you, Mr. President. What the synopsis says is,

1. that it increases the maximum award of Higher Education
2. student assistance. What happened in the Education Com-
3. mittee is, that we took that bill it was...as it was in-
4. troduced and reduced that maximum award from sixteen hun-
5. dred down to fifteen hundred and fifty and the part time
6. award from eight hundred down to seven seventy-five. This
7. corresponds as substantive legislation with the appropria-
8. tion bill in amounts that have already been passed out of
9. this Senate Chamber. I urge your favorable support.

10. PRESIDENT:

11. Any discussion? Senator Brady moves the adoption of
12. Amendment No. 1 to Senate Bill 1679. All in favor will
13. say Aye. Opposed Nay. The Ayes have it. Amendment No. 1
14. is adopted. Any further amendments? Any amendments from
15. the Floor? 3rd reading. Senator Egan...Senator Egan, on
16. Senate Bill 1932 we're given to understand the amendment's
17. on the desk. Shall we proceed? Amendment No. 2, Senator
18. Egan.

19. SENATOR EGAN:

20. Thank you, Mr. President, members of the Senate.
21. The...this amendment does five things, and very briefly,
22. it makes a correction of an error in the total amount for
23. one of the commissions. It makes a technical correction
24. with the individual names of all the commissions. Many were
25. abbreviated and we put the exactly proper name of each com-
26. mission in by this amendment. It restores a cut that was
27. made in error in a total amount for the Commission on Economic
28. Development and it changes the amount to be appropriated for
29. two newly added commissions to one dollar. These commissions
30. have not yet passed out of House Rules. We felt that just
31. in case they do there would be an appropriation which the
32. House can correct, according to their wisdom, as to what they
33. feel the need is for each of the commissions that they pass

1. out, and number five, several commissions are added by this
2. amendment that are still in Rules Committee in the House at
3. the appropriation level of one dollar each, so that, again,
4. if the House feels those commissions should be passed out
5. and they do pass them out, they can then add the dollar
6. amount which is necessary to fund the commissions, and I
7. move the adoption of Amendment No. 2 to Senate Bill 1932.

8. PRESIDENT:

9. Any further discussion? Senator Merritt.

10. SENATOR MERRITT:

11. Yes, Mr. President, members of the Senate. Senate...
12. Senator Egan, just so that I have an understanding with you,
13. not having seen your amendment, because I had one up there,
14. for instance, on the Commission for Economic Development.
15. Is that put in there at the same figure that it left the Senate
16. as in the separate bill? In other words sixty...

17. PRESIDENT:

18. Senator Egan.

19. SENATOR MERRITT:

20. ...sixty thousand.

21. SENATOR EGAN:

22. Yes, Senator Merritt. That bill passed already as a
23. separate Senate Bill in the amount of sixty thousand dollars.
24. I thought that it had passed at fifty-one thousand, that's why I
25. put that figure in. This amendment will correct it back to
26. the level that it already passed the Senate.

27. PRESIDENT:

28. Any further discussion? Senator Merritt.

29. SENATOR MERRITT:

30. Then, in that event I will not want to offer my amend-
31. ment provided that is true and correct.

32. PRESIDENT:

33. The question is, on the adoption of Amendment No. 2 to

1. Senate Bill 1932? All in favor will say...vote...say Aye.
2. Opposed Nay. Ayes have it. Amendment No. 2 is adopted.
3. Any further amendments? Senator Mitchler.

4. SENATOR MITCHLER:

5. Mr. President, not to delay the bill in moving it.
6. Senator Egan wants to move it up to 3rd, but with the under-
7. standing that after we review these that he will bring it
8. back for an amendment if we have an amendment on a specific
9. commission.

10. PRESIDENT:

11. Senator Egan.

12. SENATOR EGAN:

13. Yes, of course.

14. PRESIDENT:

15. 3rd reading. Senate Bill 1961, Senator Netsch. (Machine
16. cutoff)...Netsch, 1961. Read the bill.

17. SECRETARY:

18. Senate Bill 1961.

19. (Secretary reads title of bill)

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

21. PRESIDENT:

22. Any amendments from the Floor? Senator Weaver.

23. Senator Netsch, would you please be in your seat. Senator
24. Weaver has an amendment. Senator Weaver.

25. SENATOR WEAVER:

26. Well, Mr. President, this would...this amendment would
✓ 27. delete the eight and a half percent allowable interest rate
✓ 28. and hold it at the present eight percent interest rate. I'd
29. move the adoption of the amendment. Let me say that we've
30. talked to the authority and they feel that they can live
31. within the eight percent or bonds have never sold up
32. to that in...in the past and I think it's...it's a good
✓ 33. amendment holding the interest rate to eight percent rather

1. than increasing it to eight and a half.

2. PRESIDENT:

3. Senator Netsch.

4. SENATOR NETSCH:

5. Thank you, Mr. President. Senator Weaver...I'm sorry,

6. my microphone is a little bit...

7. PRESIDENT:

8. Just a moment. Right here in the corner, please, gentle-

9. men, can't hear. Go right ahead. Senator Netsch.

10. SENATOR NETSCH:

11. This issue, as you know, did come up and was discussed

12. several times in committee and while I don't want to indicate

13. that I actually support the amendment, I think it is a valid

14. statement that the Illinois Housing Development Authority

15. said that they have, not at least to date, had to go above

16. the eight and a half...the...I'm sorry, the eight percent that

17. they are presently authorized and, of course, they are hopeful

18. that they will not have to in the future. The bond market

19. is not of their making, however, and there is always that risk.

20. So, that we feel that it is, in a sense, restrictive of their future

21. activities and developments. I will, however, on the assumption,

22. of course, that there will be no other amendments quietly fade

23. away in opposing this one.

24. PRESIDENT:

25. Does that mean you're accepting the amendment?

26. SENATOR NETSCH:

27. That means I will privately vote No, but I will not insist

28. on a roll call.

29. PRESIDENT:

30. The question is, on the adoption of the amendment to

31. Senate Bill 1961, Amendment No. 1? Those in favor will say

32. Aye. Opposed Nay. The Ayes have it. The amendment is adopted

33. without a roll call. Any further amendments?

1. SECRETARY:

2. Amendment No. 2 offered by Senator Weaver.

3. PRESIDENT:

4. Senator Weaver.

5. SENATOR WEAVER:

6. Thank you, Mr. President. Amendment No. 2 increases
7. the authorization by a hundred and fifty million dollars
8. instead of three hundred million dollars. Let me say this,
9. that I certainly feel that IDA needs some leg room and I'm
10. happy to...to increase this appropria... this authorization
11. by a hundred and fifty million, but through the years we've
12. had limited contact with IDA and I just think it's good policy
13. for the General Assembly to have greater overview year by
14. year on the operations of IDA and in lowering their requested
15. authorization from three hundred million to a hundred and
16. fifty million this will bring them back next year I'm sure
17. for more authorization and we can review their activities and
18. I think it's just good practice for the General Assembly to
19. keep...keep an eye on these agencies that we...we authorize
20. and authorize expenditures. So, I would move the adoption of
21. Amendment No. 2 to Senate Bill 1961.

22. PRESIDENT:

23. Senator Netsch. Senator Dougherty.

24. SENATOR DOUGHERTY:

25. Thank you, Mr. President and members of the Senate. I
26. oppose this reduction from...to a hundred and fifty million
27. dollars for the reason that I was the original sponsor of
28. Senate Bill 1740 that provided for this increase from three
29. ...from five hundred million to eight hundred million for the
30. reason the study that I have given to them and I have the bill before
31. me. I...I have been convinced there is a necessity for it.
32. I have read some of the Federal contributions to it, I do
33. believe it's necessary and I think that if we keep it at three

1. hundred million it does not necessarily mean that we're
2. going to spend it, the extra three hundred million, but
3. it does mean it is...it's there if needed. In view of
4. what HUD has done and the studies of this program and it's
5. a nationwide effort on the part of HUD, I feel that the State
6. of Illinois should be entitled to go from five hundred
7. million to eight hundred million to supply this housing
8. that's necessary. It's been...it's been the opinion of
9. Congress, the opinion of many people in this country. It's
10. finally needed. I have been convinced of this some long
11. time ago and I feel that the implementing of this program
12. is in vital need. Therefore, I oppose the Amendment.

13. PRESIDENT:

14. Senator Netsch.

15. SENATOR NETSCH:

16. Thank you. I second everything that Senator Dougherty
17. said and would add just one thing. We are not talking about
18. public housing in the first place. We are talking about
19. projects that are started by local developers, but which, be-
20. cause they are designed for moderate income families, primarily,
21. do need some additional help in either construction loans or
22. permanent financing. That is what the Illinois Housing De-
23. velopment Authority projects are all about. The second thing
24. is, in terms of the difference between the half authorization
25. which Senator Weaver is now proposing and the full authorization
26. which the committee passed out, is this. It is absolutely
27. true, as Senator Dougherty said, that the IDA is not going to be
28. able to, in effect, spend three hundred million dollars in
29. the next six months or even in the next year, but what does
30. happen is, that Federal programs, the pipeline system works
31. so far ahead of time that in order to assure that we will be
32. able to get the maximum advantage out of whatever set asides
33. are going to come from the Federal programs, that authority must

1. exist now. IDA has already lost some possible help from
2. Federal programs because it had, in effect, exhausted its
3. bonding authority. If we do not give them adequate authority
4. for the future then the same thing could happen all over again.
5. There are other ways in which they can be brought back to
6. the Legislature every year for accountability, but the way
7. to do it is not to strangle them in terms of providing the
8. only kind of effective moderate income housing program that
9. exists, really, anywhere in the State of Illinois right now.
10. I hope that we will defeat this amendment.

11. PRESIDENT:

12. Any further discussion? Senator Weaver may close the
13. debate. Oh...just a moment. Senator Soper.

14. SENATOR SOPER:

15. Thank you, Mr. President. Would Senator Netsch answer
16. a few questions, please?

17. PRESIDENT:

18. She indicates she will.

19. SENATOR SOPER:

20. Senator, I never did get the...the real impact as to
21. the amount of money that's still available under the five
22. hundred million dollars available in bonding power to the...
23. to this Authority. You say that the...that we've lost some
24. funding because we didn't have the bonding power. As I
25. understood it there's a couple hundred million dollars left
26. in this bonding power that hasn't been used.

27. PRESIDENT:

28. Senator Netsch.

29. SENATOR NETSCH:

30. No, that is not correct, Senator Soper. The amount of
31. their bonding authority that has not been literally committed is
32. forty-eight million dollars. There is pending over one hun-
33. dred and fifty million dollars of requests and applications

1. from throughout the State of Illinois, but nothing like the two
2. hundred million dollars that you're suggesting.

3. PRESIDENT:

4. Senator Soper.

5. SENATOR SOPER:

6. Now, how long has this been in existence, this Body,
7. how...with this five hundred million dollar bonding power?
8. How long have we been in...what are we talking...how many
9. years?

10. PRESIDENT:

11. Senator Netsch.

12. SENATOR NETSCH:

13. I think Senator Dougherty is really the proper one
14. to answer that, because he was the original sponsor. My
15. recollection is, it was 1967. Was it not, Senator Dougherty?

16. PRESIDENT:

17. Senator Dougherty.

18. SENATOR DOUGHERTY:

19. I was the original sponsor of this legislation and '67,
20. I believe, is the year. And there was a definite need for
21. it at the time this thing...came into being. I still believe
22. there's a need for it, and I would like to...to recall that
23. this three hundred million is vitally necessary, because they
24. move it a great deal. All of a sudden HUD sets up a program and
25. we have to balance the program that's been setup. Also HEW
26. has been involved in some of this and it's...it's vitally
27. necessary that we have the funding necessary to do what we're
28. required to do.

29. PRESIDENT:

30. Senator Soper.

31. SENATOR SOPER:

32. Now, it seems to me that if you had five hundred million
33. dollars worth of bonding power from '67 to '76 and you spent...

1. you say you've bonded yourself up to four hundred and fifty
2. million, then you...you've only bonded yourself on the average,
3. say, in the last nine years at, say, forty thousand or thirty
4. ...forty million or thirty million dollars a year and I think
5. it...a hundred and fifty million dollars extra would be ample
6. for the next three or four or five years.

7. PRESIDENT:

8. Any further discussion? The question is...Senator Weaver.

9. SENATOR WEAVER:

10. Well, Mr. President and members of the Senate, I want
11. to make very clear that it's not my intention to hamstring
12. the operation of IDA. I just feel that this being a nonappro-
13. priated agency their operations are financed by the sale of
14. bonds and I think it's imperative that we in the general
15. Assembly have the opportunity to review with the directors
16. of this agency, annually, biannually, or whatever what the
17. needs of the agencies are, where they're spending their money,
18. so that we're better informed, so I would hope that both sides
19. of the aisle would support the adoption of this amendment. This
20. has given them another hundred and fifty million and I think
21. that's plenty of leg room for the next twelve months and I'd
22. move adoption of Amendment No. 2.

23. PRESIDENT:

24. Senator Weaver moves the adoption of Amendment No. 2 to
25. Senate Bill 1961. All in favor say Aye. Opposed Nay. The
26. Nays have it. The amendment...a roll call is requested. A
27. roll call is requested. Will the members be in their seats.
28. On the adoption of Amendment No. 2 to Senate Bill 1961. Those
29. in favor will vote Aye. Opposed will vote Nay. The voting
30. is open. Have all voted who wish? Take the record. On this
31. question the Ayes are 30, the Nays are 24. Amendment No. 2
32. is adopted. Any further amendments? Senator Harber Hall.

33. SENATOR HARBER HALL:

1. Mr. President, a point of parliamentary clarification.

2. PRESIDENT:

3. On this question?

4. SENATOR HARBER HALL:

5. No.

6. PRESIDENT:

7. Just a moment. Let us finish this please. Any further
8. amendments to Senate Bill 1961? 3rd reading. Senator
9. Harber Hall is now recognized.

10. SENATOR HARBER HALL:

11. Well, Mr. President, yesterday there was a request for
12. a verification of a roll call and the Presiding Officer with
13. the statement that he had already announced the results of
14. the roll call would not accept, despite heated objection
15. from this side, the request for verification of a roll
16. call. I don't believe that's proper procedure, but I'm re-
17. questing clarification from you, Mr. President, since I
18. don't believe you believe it's proper procedure, but I'd
19. like to have your viewpoint now. You, on two requests for
20. verifications this morning have properly announced the re-
21. sult of the roll call and then accepted the request for verifi-
22. cation, so I would like to know and I think this Body, each
23. member should know exactly how we're going to proceed. It's
24. very difficult, Mr. President, to operate in these confines
25. with much legislation at the end of the Session if we don't
26. have firm rules and stick to them. The matter yesterday con-
27. cerned a reappropriation of funds for...of student fees to
28. Southern Illinois University. Now, the Presiding Officer may
29. or may not have had particular feelings about that bill, but
30. I believe he used improper procedures and I'd like to have
31. you clarify that for us this morning.

32. PRESIDENT:

33. I'd like to read the transcript to make certain of what

1. the actual facts were, not that I'm saying that what you
2. say is not so and after I've done that, Senator, I'll be
3. happy to give you my version. But, to that...to this point,
4. let me make it clear that I would support the Presiding
5. Officer as of this moment. Senator...

6. SENATOR HARBER HALL:

7. Then would you explain, Sir, if that's your feeling
8. on the point that I've raised, then why you have been
9. announcing the results of the roll calls and then proceeding
10. to verify the roll call as requested by any member?

11. PRESIDENT:

12. The factual matter would make a great deal of difference
13. in what the Chair would rule. Your version of the facts does
14. not square with the version of the fact as given to me by
15. my parliamentarian. Hence, I would make no statement one
16. way or the other until I could find out for myself after looking
17. at the transcript what the facts are, but as of this...to
18. this point...Senator, I think probably that...if you had a
19. problem with that you should have made a motion yesterday to
20. appeal the ruling of the Chair. Maybe when it was fresh in
21. everybody's mind.

22. SENATOR HARBER HALL:

23. Well, I don't believe timeliness is what...what I'm
24. trying to have clarified, Mr. President. I...I would just
25. like to know what the rules are, so that I can be prepared
26. to follow them. I don't think they were followed yesterday
27. and if they were, then, maybe they aren't being followed
28. today, but I've been serving in this Body, the General Assem-
29. bly that is, for quite awhile and I believe that it's the
30. custom of both Houses, if not a firm rule, that roll calls
31. will be announced and then request for verification will be
32. responded to by the Presiding Officer.

33. PRESIDENT:

1. Senator Howard Mohr.

2. SENATOR MOHR:

3. On that same point, Mr. President, I might under-
4. stand the Presiding Officer having a little difficult, or a
5. hearing problem, but I find it difficult or hard to be-
6. lieve that both, the parliamantarian and the Presiding
7. Officer neither one would've heard the number of objections
8. over here and the number of requests for a verification.
9. One might be excused, two, if that's the problem I would
10. suggest that out of Senate Operations we buy some hearing
11. aids for these people that have that problem.

12. PRESIDENT:

13. Senator Rock.

14. SENATOR ROCK:

15. Thank you, Mr. President. I don't know that the Chair
16. is in the habit of rendering advisory opinions.

17. PRESIDENT:

18. Maybe there will be one day.

19. SENATOR ROCK:

20. All right. Well, this might be good practice, then,
21. Mr....Mr. President. I think when Senator Harber Hall, how-
22. ever, placed the question, what he did not say and what was
23. pretty clear to those of us who were, in fact, on the Floor
24. and aware of what was going on as was Senator Howard Mohr,
25. that the roll call was, in fact, announced and had a member
26. at that point stood and asked for recognition for the purpose
27. of seeking a verification I am sure, as happened this morning,
28. that request would have been granted. Under rule 26 we are
29. required to rise and seek recognition from the Presiding
30. Officer. Now, in fact, I, over-heard a lot of mumbling
31. and grumbling about verification, verification, verification
32. from six or seven different members, but there was no request
33. of the Chair. At that point in time Senator Buzbee was, in fact,

1. standing seeking recognition. He was granted recognition
2. properly by the Presiding Officer. At that time made a
3. motion to reconsider which I then moved to Table. At that
4. point all of this now having been a fait accompli Senator
5. Bell stood up and raised some objection with respect to the
6. supposed request for a verification. What I'm suggesting
7. to the Chair is, that there was not, in fact, a formal re-
8. quest for verification and in answer to Senator Harber Hall
9. that request as he very well knows, he is always in order
10. when properly done.

11. PRESIDENT:

12. Senator Howard Mohr.

13. SENATOR MOHR:

14. Yes, Mr. President, I don't want to belabor the point,
15. but I would submit that a number of people did ask for a
16. verification and that the Presiding Officer, as customarily
17. done, would look around and see who were making that request.
18. He would have seen a number of people that...that did, in
19. fact, want a verification. So, I have my eyes fixed on
20. the Presiding Officer waiting for him to render a...a decision
21. on...on verification and he did not look at the audience,
22. but...the members, so it is customary again for the Presiding
23. Officer when he hears that...of course, if he doesn't hear
24. it that's something else, but when he does hear a request for
25. verification it's easy to find the man that's making that.

26. PRESIDENT:

27. Senate Bills on 2nd reading. Senate Bill 1977, Senator
28. Morris. Read the bill.

29. SECRETARY:

30. Senate Bill 1977.

31. (Secretary reads title of bill)

32. 2nd reading of the bill. No committee amendments. Five
33. Floor Amendments. First...Amendment No. 1 offered by Senator

1. Mitchler.

2. PRESIDENT:

3. Senator Rock, for what purpose do you arise?

4. SENATOR ROCK:

5. Thank you, Mr. President. I did some time ago file
6. and have journalized and continued a motion under Rule 16
7. to strike...to strike out the enacting words of Senate Bill
8. 1977 and under Rule 7...16, as I understand it, that motion
9. shall have precedence and I would request such a ruling
10. from the Chair.

11. PRESIDENT:

12. That motion does, in fact, have precedence. The Chair
13. recognizes Senator Rock on the motion as filed. Senator
14. Morris, for what purpose do you arise?

15. SENATOR MORRIS:

16. Mr....Mr. President, a question. How many votes will
17. it take to strike the enacting clause?

18. PRESIDENT:

19. It takes a constitutional majority. It takes thirty
20. votes to strike the enacting clause.

21. SENATOR MORRIS:

22. Thank you.

23. PRESIDENT:

24. Senator Rock.

25. SENATOR ROCK:

26. Thank you, Mr. President, Ladies and Gentlemen of the
27. Senate. Senate Bill 1977 as everyone, I'm sure is aware, is
28. a bill which would purport to make substantial changes in the
29. Regional Transportation Authority Act. I have filed and caused
30. to be journalized a motion under Rule 16 to strike the enacting
31. clause and if that motion is, in fact, carried under our Rule
32. 16 by a majority of the Senators elected, it shall be deemed
33. equivalent to rejection of the bill. The reason I filed the

1. motion at this time is that I think this bill deserves re-
2. jection. If you'll look to the front of your Calendar, and
3. I'm sure everyone is aware, it is the sixteenth of June.
4. Hopefully, we will be able to adjourn prior to the start of
5. fiscal '77, namely July 1st. We have in the past had issues
6. spurious or valid, as the sponsor saw fit, which in effect
7. hung us up during the past...the last two weeks of a given
8. Session. A couple of years ago we had the infamous Attorney
9. General Amendments to certain appropriation bills and because
10. of that question a serious logjam developed in the legislative
11. process. A year or so ago we had the so-called Catania FEPC
12. Amendments. Again, another policy question which, again, hung
13. up this General Assembly and provided a serious logjam in the
14. legislative deliberative process. I think this bill should
15. be rejected for a couple of reasons. One, it was as a result
16. of what I consider to be very peremptory committee action.
17. Peremptory committee action which allowed, if you will, no
18. input from the public, which allowed no testimony for those
19. who might be opposed, which allowed no testimony from anybody.
20. I have read, as I'm sure you have read, the report in the Chicago
21. Tribune on Sunday, June 6th, which indicated that this piece
22. of legislation was, in fact, drafted by a member of the Authority,
23. a admitted Republican member of the Authority and was spawned
24. as a result of a secret meeting and for those of us who believe
25. in sunshine government, I think that conduct is reprehensible
26. and the work product of that kind of a meeting should be re-
27. jected out of hand. Additionally, other members have introduced
28. other bills on this same subject matter...

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Just...just a moment, Senator. For what purpose do you
31. arise, Senator Glass?

32. SENATOR GLASS:

33. Mr. President, I rise on a point of order. I notice the

1. clock is not activated and I wonder if...

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. I'm sorry I forgot to press the button.

4. SENATOR GLASS:

5. Thank you, Mr. President.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. You may proceed, Senator Rock.

8. SENATOR ROCK:

9. I appreciate your concern, Senator Glass. You may be
10. sure that the clock will always run when you get up. Additionally,
11. other members have submitted legislation, and the Rules Com-
12. mittee, in its infinite wisdom, has rejected those as non-
13. emergency. This one, also, should be rejected. Substantively
14. this is a terrible, terrible bill and I think it should rise
15. in or fall, preferably fall, and be rejected the way it was
16. introduced. It also has been the subject of some media con-
17. cern and media reporting that the Authority itself, the mem-
18. bers of the board just appointed certain members to study
19. what they consider to be their own problems and I think we
20. should allow them the time to do that and not mandate from
21. Springfield this or that solution to what they admit to be a
22. problem. It just seems to me that given the fact that this
23. is the 16th of June and given the fact that this bill arose
24. in the manner it did and in the form it is, that it should be
25. rejected, and I seek support of my motion to strike the enacting
26. clause.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Partee.

29. SENATOR PARTEE:

30. It is not often that I join in a motion to strike the
31. enacting clause, but the circumstances as just detailed by
32. Senator Rock almost mandated. In addition to that I have been
33. reading the newspapers in the Metropolitan area and all of the

1. major newspapers in Chicago have suggested that this is
2. precipitous action and that it should not be taken. And
3. one of the most prestigious organizations in the City of Chicago
4. is the Chicago Association of Commerce and Industry and they
5. have, in my judgement, come up with a very reasonable viable
6. proper kind of solution to the problem. There may well be
7. problems, but problems ought to have some sensible adjustment.
8. They ought not be settled in a political atmosphere in a political
9. arena. Now, I have before me a letter written by the Chicago
10. Association of Industry, Chairman of its Public Transportation
11. Committee, a Mr. M. P. Vinema, in which he has suggested to
12. the Board four basic recommendations. One, that the RTA Board
13. employ a management consulting firm to make a detailed study
14. of all current problems of the...the agency, its management,
15. its employment procedures, its personnel practices, its budgetary
16. procedures and its administration, and they also say that they
17. have already made contact with three outstanding management
18. consulting firms who have indicated they'd undertake such
19. a study. Two, that the organizational structure of the RTA
20. be retained until that management study has been completed
21. and considered by the Board. Three, that the RTA Board con-
22. sider and adopt the current budget for the continual operations
23. for the reservation and understanding that budget revisions
24. and changes can, indeed, be made at a later date after the re-
25. port has come in, and fourth, that every effort be exerted by
26. the Board and all interested public and civic organizations
27. to secure the deferral of the consideration. Now, and this is
28. what they say that's very vital. This association is vitally
29. concerned with the mass transportaion system of this metropolitan
30. area. We took a leadership roll in the creation of this Authority
31. and will actively participate to help solve its problems. We
32. must find solutions to the problems. This, of course, is the
33. only kind of intelligent way to go about it instead of this

1. scatter-gun type of bill that is brought in the closing
2. days of a Session in this kind of a atmosphere. Now,
3. let me tell you what leadership is about. Leadership is,
4. making a firm decision and standing with it, to not jellyfish,
5. to not vacillate, but to stand-up to what you believe in.
6. Now, there are those in this Body on that side of the aisle
7. to whom I have always given a great deal of credit for
8. having the judgement, for having the perception to help to
9. prepare, implement and setup this agency. And I'll tell
10. you something, people don't have much respect for you when
11. you vacillate. You can't be on the...this side of a
12. question today and the next side of it tomorrow, and if you
13. want to get some very, very cogent kind of modernity about
14. how that works, I'll tell you just what happened. The former
15. Speaker of the House, Representative Blair, was also one of
16. the architects of this and I say to you today he would have
17. been reelected had he not vacillated, had he not been a
18. jellyfish and tried to change his position in the middle of
19. the stream when he went back to his county and said - well,
20. I did it, but I'm changing my position. I say to you when
21. you believe in something, you should stand-up for it. Of course
22. there are problems, of course there are things that have to
23. be changed. That is in the nature of humanity where nothing
24. is in granite, everything is subject to a re-examination from
25. time to time to make it work better. That's what committees
26. are for. And with this Association of Commerce and Industry
27. and when all of the newspapers of Chicago tell us that it's
28. not time to start tinkering with it in a political kind of way, I
29. think we ought to sort of start believing in them. Not only
30. the people are concerned about it, but I'll tell you this,
31. a lot of contributors who would be ordinarily for you are
32. not going to be for you when you start tinkering with this.
33. Believe me when I tell you, and I'm going to suggest to you

1. Ladies and Gentlemen, that we should not, certainly, on the
2. 16th day of June get involved in a long series of debates
3. and arguments on this question. When all of the wisdom,
4. when all of the judgement of people who are opinion makers
5. and people who run this country say that we should not,
6. under these circumstances and have provided a vehicle to
7. which we may make reasonable judgements in a calm dispassionate
8. way and bring about the changes that are needed and are
9. necessary in this agency, and I'm...

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator...

12. SENATOR PARTEE:

13. ...going to support this motion.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Bell. Senator Glass, for what purpose do you
16. arise? Senator Bell.

17. SENATOR BELL:

18. Well, thank you, Mr. President, I...I rise to speak in
19. favor of rejecting the proposed amendment. There's not a
20. member of this Senate that isn't well acquainted with the
21. problems of the Regional Transit Authority, that have been
22. brought about since its creation in 1973. The President of
23. the Senate talks about leadership. I certainly subscribe to
24. what he says. Everyone of us has a responsibility to the
25. people that we seek to serve in our district and in the State
26. of Illinois, to stand with some backbone in reference to that
27. type of leadership. Mr. President, I seek to do that in
28. reference to this issue on the Regional Transit Authority.
29. I sought to do that in reference to this issue in 1973 and
30. again in 1974 and did I say to you that it is not too late
31. to make the corrections of the inequities that currently exist.
32. When this matter was voted before the General Assembly in 1973
33. the collar counties were dragged, literally kicking and screaming

1. into an Authority that they wanted no part of. Senator
2. Partee, I stood against the Speaker of the House in my
3. own district, the same district that he came from, in
4. reference to that issue. Speaker Blair saw the error of
5. his ways, he sought to redress himself in reference to
6. that to the people of the 42nd District. Now, you may be
7. right in why he lost that particular election, but I say
8. to you all now, we have the opportunity to make some mean-
9. ingful corrections in reference to representation of the
10. collar counties on that...Regional Transit Authority Board.
11. We have the ability to take from that voting membership,
12. the Chairman of that Board, who has been one of the exacerbating
13. problems of the Regional Transit Authority. Now, you talk
14. about this is not the time to bring it up, frankly, I don't
15. know when the time is, as long as it never fits the bill
16. of goods of what the City of Chicago or the Chicago Transit
17. Authority particularly wants, then that is not the time.
18. I say to you it is 1976, three years from the time that we started
19. debate on this issue and fought it so long and hard. This
20. is the time. Let's get on with it. I ask you to reject
21. the proposed amendment from my esteemed colleague, Senator Rock.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Glass.

24. SENATOR GLASS:

25. Thank you, Mr. President, and I am glad to see the clock
26. is working well. I think it's in...in order to respond to
27. Senator Partee, because those of us on this side of the aisle
28. that supported the RTA, I think I speak for all of us, still
29. believe in it. It is the answer to the Metropolitan area's
30. transportation dilemma, but it has to operate successfully.
31. We made efforts, a number of us, by the introduction of individual
32. bills at this Session to do something about the specific RTA
33. problems. The Rules Committee rebuffed all of those bills.

1. The only way to get the attention of the Body to this
2. critical emergency problem that exists in Chicago and in
3. the Metropolitan Area is through this piece of legislation.
4. Now, the...the RTA is not working. It is not being operated
5. as this Body intended and specifically this Body intended
6. to require a two-thirds vote of the directors of that
7. agency on all major decisions. The legislation is not being
8. interpreted that way. This bill would change that and would
9. reflect the will of the Legislature. The chairman is a
10. voting member of the Board. It's developed that he is proba-
11. bly the greatest single problem with that agency. That is
12. wrong. This bill would remove him as a voting member of the
13. Board. It would make other constructive changes. However,
14. it isn't...this...this legislation is not necessarily in
15. the perfect form and...and is...we're not suggesting that
16. it shouldn't be amended, but I...I...I disagree emphatically
17. with Senator Partee or Senator Rock or anyone else that says
18. we shouldn't be addressing a problem of this magnitude in
19. the General Assembly at this time. It is germane. This...
20. this amendment which would eliminate consideration of the
21. bill, I hope will go down to resounding defeat.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Morris.

24. SENATOR MORRIS:

25. I...I just would like to make a few points. As the
26. sponsor of the bill, obviously, I would like...not like
27. Senator Rock's motion to prevail. Senator Rock, it's interesting
28. to hear you quote the Chicago Tribune. They've been wrong
29. before and they were wrong again. The bill was drafted in
30. the Legislative Reference Bureau. Mr. Baldino and other
31. RTA Board members made suggestions and those suggestions were
32. taken and some were thrown out and some were accepted, and
33. the final product was drafted in the Legislative Reference

1. Bureau here in Springfield. As far as a political atmosphere
2. and a resonable response, that's exactly what this bill is.
3. The...the bill is very reasonable. In fact, there are those
4. who are supporting this bill at this time who are conceding
5. that they will in essence accept the Regional Transportation
6. concept and I think that is a very critical factor that should
7. be recognized by everybody in this Chamber today. There are
8. those of us who are not very happy with the RTA and there
9. are those in this Chamber who are flat out opposed to the RTA.
10. This bill would make the RTA workable, it would make the RTA
11. a successful operation and in five or ten years or fifteen
12. years we would all look back on this bill and this day and
13. see that we did accomplish something. I had to give a little
14. in order to have a bill which I thought was workable. I
15. know there's other Senators here who did. I passed out a
16. memo explaining the four major provisions of this bill. It's
17. on everyone's desk. I'd like you to examine it. I know
18. that there may be other amendments offered today. According
19. to the Clerk there were several of them filed and we will
20. deal with those when we come, but I think striking the enacting
21. clause is a rather improper action. It is legal, but I would
22. rather see Senator Rock and those who oppose this bill, beat
23. it on 3rd reading, which is what this is all about, and I
24. would urge people to either vote No on the motion to strike
25. the enacting clause or vote Present, because this is not the
26. way to go about solving this major problem.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Howard Mohr.

29. SENATOR MOHR:

30. Yes, Mr. President, I would second the remarks of both
31. Senator Glass and Senator Morris, and I find it interesting
32. now to see that some Chicago Senators are in agreement with
33. the Chicago Tribune. It's been a long time coming. I'm also

1. interested in the remarks, although, Senator Partee didn't
2. mention anybody by name, but...so, there are those members
3. on this side. There's some members on this side that vacillate.
4. Of course, we've all seen a lot of that. If I'm included in
5. that group I would just want to explain my position. As a
6. member that did work on the final RTA proposal, set in with
7. all the leaders in both Houses and did negotiate and thought
8. that we had a piece of legislation that was workable. We
9. find now that it does not work. I have sat in the Rules
10. Committee with you, Senator Partee and Senator Rock, and
11. said No to colleagues on my side of the aisle on many, many
12. occasions when they came in with RTA bills. When they came
13. in with RTA bills, some of them I honestly told them that I'm
14. not in favor of any anti-RTA proposals, but something constructive
15. why, I would be for. We did work together on this proposal
16. and as Senator Morris said the Tribune has been wrong in saying
17. that Dan Baldino drew this legislation. He did not. It was
18. done right here in the Reference Bureau. It's also interesting
19. to me, Senator Partee as a State candidate now I think you
20. should be aware of the feelings of people outside of Cook County.
21. There are other newspapers other than the Chicago dailies and
22. they should be read once in awhile to get an idea of how the
23. people feel in the other outlying counties. We're all here
24. to represent the State. If we do something that is harmful to
25. something other than Cook County as a member of...as a representative
26. of the Cook County area I am going to be the first to admit it.
27. We have a problem with RTA. We should do something about it.
28. This legislation can correct some of the inequities in that...
29. in that operation, and I think if we're all honest we would
30. admit that there are problems, we would admit that the other
31. eight counties and some of the outlying areas of Cook County
32. are not getting a fair share and that's really what it's all
33. about. Let's treat them all alike. If there are some amendments

1. that are constructive, Senator Partee and members of the
2. other side that happen to oppose this, let's hear about it
3. on the 2nd reading. Let's get it to 3rd and pass, then
4. over to the House.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Chew.

7. SENATOR CHEW:

8. Thank you, Mr. President, Ladies and Gentlemen of
9. the Senate. From some of the comments I have heard here
10. we would have the people in this State to believe that RTA
11. legislation was drawn and passed in the darkness of the night.
12. Well, for your information that is not true. RTA was put
13. on a referendum and voted on by the people of the six county
14. area and apparently more people wanted RTA than those that
15. did not want it, because it passed and I think that's a
16. democratic process. I have no problems whatsoever realizing
17. that there are problems with RTA, but there will be problems
18. with any new agency. I don't care how it's established or
19. what it is. RTA today is in its trial period. It should be
20. given a chance to work. Those of us that are elected here
21. to this Body, in your first term you hardly know where the
22. washroom is, but you come down here and we do the best we
23. can with the hope in mind that the next time around we'll
24. be better qualified to represent our constituents. We've
25. all made errors in our first term and some of us continue
26. to make errors, but we live with the hope of correcting those
27. errors and the only way we can correct those errors, Mr.
28. President, is given time to correct them. I have a running
29. battle with one of its entities, the CTA, and it's well known
30. that there are many things going on that I have checked them
31. on. Unfortunately, nothing has been done, but my running
32. battle is not so severe that I want to eliminate CTA. I
33. want CTA to correct its errors. I want RTA to stay in business

1. long enough for those of us that feel that we have the
2. ability to help them judge, can sit down at a conference
3. table and iron out the kinks that have been created by
4. the mere establishing of RTA. I don't buy the idea...the
5. way the whole thing happened and I'm not alluding to the
6. Chicago Tribune or any other newspaper. I'm addressing
7. myself to the angles that were used in order to get the
8. bill on the Floor. Men of character and courage wouldn't
9. have taken that route, but men that are seeking publicity
10. did take that route. The sponsor of this bill defeated
11. an incumbent Senator with the issue of anti-RTA. I'll
12. name him, Senator William Morris and he does not fail to
13. boast of the fact that a great contributing factor to his
14. successful victory was because of his anti-RTA move. I
15. don't have a problem with that. Whatever it takes to get
16. elected, that's man's decision to make, but I do say and I'll
17. say it here and I'll say it forever, that now his goal has
18. been accomplished to defeat a pro-RTA candidate and to win
19. on an anti-RTA stand, why not come in here, give it a chance
20. because the voters did speak and they spoke loud and they
21. spoke clear. I don't see anybody trying to upset the Illinois
22. Constitution, and downstate carried a heavy vote against it...
23. PRESIDENT:

24. Senator, you will wind down your remarks.

25. SENATOR CHEW:

26. We ought to come down here and stop piddling with people's
27. lives and welfare for some personal political gain and if we
28. are ever able to elect men and women of courage and character
29. that will come to this great Body and perform their duties
30. according to the way they were sworn in to do instead of start
31. running for re-election the day they take a seat, the State
32. of Illinois will be a better place to live, and until that time
33. comes there should be enough men and women of integrity in

1. the Illinois Legislature to slap down those sneaky ways
2. in which have been perpetrated here on this Floor today and
3. in previous days, and for that, Mr. President, I will join
4. the forces to strike the enacting clause.

5. PRESIDENT:

6. Senator Regner.

7. SENATOR REGNER:

8. Yes, Mr. President, members of the Senate, it was
9. stated earlier today that the Chicago Chamber of Commerce
10. and the four Chicago Metropolitan newspapers do not support
11. this bill and do, in fact, support the RTA and the CTA in
12. its current structure. I would like to know if anyone ever
13. thought about what the count would be if we polled the Chambers
14. of Commerce that represent the other areas that are affected
15. by this bill, by the original RTA structure bill and, also,
16. what would the count be if we start polling the newspapers in
17. that other area other than that area that just represents
18. Chicago and see that the people back in those areas are thinking
19. about the RTA legislation. I opposed that legislation three
20. years ago. I still oppose it. I have a personal feeling that
21. the best amendment to this bill would be to repeal the whole
22. RTA legislation we passed two and a half years ago. However,
23. I do oppose the amendment offered to strike the enacting clause
24. and that's my position and I hope that we do defeat that amendment.

25. PRESIDENT:

26. Senator Knuppel.

27. SENATOR KNUPPEL:

28. Well, I just think it's kind of presumptive to assume
29. that the people here speaking are following the Tribune. It
30. might be the other way around. The Tribune might learn something.
31. I've always found the members of this Body to be a little more
32. intelligent than most of the people that print the Chicago
33. Tribune.

1. PRESIDENT:

2. Senator Schaffer.

3. SENATOR SCHAFFER:

4. Senator Chew, I...I think you probably don't under-
5. stand the political atmosphere in the collar counties and
6. I think that the...what's attempted in this bill has been
7. muddied pretty thoroughly. This isn't a bill to destroy
8. the RTA. This is a bill to bring the RTA into a fair and
9. equitable structure where it can, for the first time, really
10. become a Regional Transportation Authority and not a sub-
11. stantive arm for the CTA. I wish to assure you that Senator
12. Morris and I and my colleague, Mr. Skinner from the House
13. would have very little to talk about if the RTA was being
14. operated in such a way that the people of our areas had support.
15. I think unwittingly you've given us an issue that can elect
16. anyone who chooses to use it for as long as they want to, but
17. frankly I think, speaking for Senator Morris if I might
18. presume and myself and probably the vast majority of us, we
19. prefer not to have the issue. We would prefer to have fair
20. treatment for our people, we would prefer to be in a situation
21. where we pay our fair share and we're even willing to talk
22. about what that share is. All we ask is fair treatment and
23. that is, in effect, what this bill is trying to do. But, I...
24. I wonder, Mr. President, I think we should always consider the
25. full ramifications of what we're doing and I noticed in your
26. earlier remarks you indicated that some of us, by supporting
27. this legislation, might lose some political contributions,
28. and I think, you know, I...I like to think of all the ramifications.
29. If you could enumerate some of those contributions that I
30. might expect not to receive if I support this legislation.

31. PRESIDENT:

32. Senator Mitchler.

33. SENATOR MITCHLER:

1. Mr. President and members of the Senate, the area that
2. those of us from the collar counties and even suburban Cook
3. County represent need to bring before this Body this year,
4. 1976, some amendments to the Regional Transportation Authority
5. Act. The reason I say that is, because the people of our
6. district, when we contact them, have instructed us to do so
7. and we would be derelict in our representation of our con-
8. stituency if we did not. The people of our districts feel
9. that the RTA is a shambles. They have been fighting up there
10. and arguing ever since they were conceived, and the idea that
11. was proposed and mentioned by Senator Partee, that an outside
12. management consulting firm be hired, at a cost to the tax-
13. payer, to find out how to operate the RTA Board efficiently.
14. My gosh, you're paying a chairman of the RTA Board eighty-
15. two thousand five hundred dollars. Oh, yes, he took a
16. voluntary ten thousand dollar a year cut the first year with
17. the understanding that he would prove what a great man he
18. was in regards to mass transportation. Well, here it is a
19. year later and they're even holding up the budget because they
20. want him out. Eighty-two thousand five hundred dollars. There
21. should be even more in this bill than what was introduced in
22. the committee, because the people of although...although, the
23. bill passed, Senator Chew, rather the referendum by a majority,
24. you know and I know the five collar counties and suburban
25. Cook County by a large overwhelming majority voted in the negative,
26. but it was in the major area of the CTA, the City of Chicago,
27. that had the political force and machinery to carry the affirmative
28. votes through. Now, there should be even more put into this
29. bill than is in its original form, but certainly don't strike
30. the enacting clause and try to hide from something that the
31. people don't want. And I might remind this Body of something
32. that happened earlier this week when two fine gentlemen clad
33. in jogging togs appeared on the Podium and we all applauded,

1. because what they told us...

2. PRESIDENT:

3. Your time is...

4. SENATOR MITCHLER:

5. I'll sum it up, Mr. President. And what they told
6. us was we better wake up and listen to the people, because
7. it's their tax dollars that you're spending not your own.
8. And if you can overlord areas outside of your district and
9. take money out of their pockets and put it into your district
10. you are doing an injustice and they're tired of it. Listen
11. to what those two young men had to say the other day and
12. then follow their guidance.

13. PRESIDENT:

14. Senator Newhouse.

15. SENATOR NEWHOUSE:

16. Thank you, Mr. President. Mr. President and Senators,
17. you may recall that when the original RTA legislation passed
18. out of here I was one of those few legislators who voted
19. against it. I voted against RTA not because it was a bad
20. idea, but because I thought it had been hurriedly put together and
21. was absolutely disastrously imperfect. I was concerned also
22. about the representations that were made in my community.
23. Those representations were, for example, that somehow they
24. were going to lower the fares and increase the services. A
25. statement which was patently ridiculous and when that didn't
26. work there was a resort to scare tactics, that if we don't
27. pass an RTA bill that somehow the CTA would go under. Well,
28. it had an abominable affect. That was to prevent cool examination
29. of the proposed RTA by those who would have to put up with
30. it for the next hundred years, and I must say that that was a
31. bipartisan effort. It came from both sides of the aisle. Now,
32. I certainly don't want to destroy the RTA. I would like to see
33. it operate more efficiently. In that connection it seems to me

1. that some debate on this bill, while it might be time con-
2. suming, might also be healthy. But, there's a second
3. aspect of this with those issues aside and that is this,
4. that I think it's a very serious matter when we talk about
5. striking the enacting clause of the bill and that if the
6. bill isn't on its face in the judgement of those who have
7. to vote is so bad, so ridiculous, it seems to me the wrong
8. way to go. I think the Senator is entitled to the courtesy
9. of having his bill heard and I will not vote to strike the
10. enacting clause.

11. PRESIDENT:

12. Senator Nimrod.

13. SENATOR NIMROD:

14. Yes, Mr. President, I think that Senator Newhouse has
15. expressed my concerns, and I was intending to say somewhat
16. the same thing, but I do think that we ought to have a chance
17. to hear what the bill has to say and judge it on its merits.
18. I was one who did vote and support the RTA. Coming from the
19. suburbs, I think that there are some problems with it. This...we
20. must realize that this State was in one way or another supporting
21. and subsidizing the transportation for CTA before the RTA
22. came along and we had hoped that we could do this with another
23. board. It's apparently...there need to be some changes. And
24. I do not think the way to do it is to strike the enacting clause.
25. I will not support that.

26. PRESIDENT:

27. Senator Fawell.

28. SENATOR FAWELL:

29. Well, Mr. President, I was one of those that...from the suburban area
30. that did support the RTA bill. I think that it is still needed,
31. but I think that what is needed very definitely, at this time,
32. is some confidence by the people of the suburban area that
33. there is a spirit of compromise. Now, this is a rather unique

1. piece of legislation because it calls upon the suburban
2. area and the City of Chicago to work in good spirit toward
3. what is a very important problem, and without pointing the
4. finger to any one person or persons, the fact is, that this
5. isn't occurring, and the fact is, that all of the suburban
6. area including suburban Cook as has been pointed out, said
7. no in the referendum and the complaints, I think, that have
8. come from suburbia, I think it is fair to say, have not really
9. been heard. The feeling that there is the necessary compromise
10. of spirit which would be mandated if you had more than a
11. majority vote on a number of the key issues, I think is ex-
12. tremely important. I don't see anything wrong with...at least
13. debating that point and it has been pointed out whereas the
14. Chicago news media and the Association of Commerce and Indus-
15. try of Chicago may take one view. I'm quite sure that re-
16. sponsible news media downstate and the suburban area and others
17. are very concerned that the voice of suburbia just is not being
18. heard. And, so, this bill, I think, is...I'll give Senator
19. Morris every benefit of any doubt that he is sincere in attempting
20. to strengthen the whole RTA package. Certainly, the bill must
21. have some power because it drove Senator Charlie Chew and his
22. advisors into the men's room to consider it and I say any bill
23. that can do that is worth, Mr. President, having a full debate
24. upon. Thank you.

25. PRESIDENT:

26. Senator Harris.

27. SENATOR HARRIS:

28. Thank you, Mr. President. I'm going to touch on two or
29. three things here that have been said somewhat obliquely.
30. But, I think my experience and service and position would
31. indicate that they were references to me and let the world
32. understand that I am an advocate of the Regional Transportation
33. Authority. I was, in the Fall of 1973 during our Special

1. Session, I was during the Regular Session of 1973 and I
2. have been a person committed to the sense of mass transporta-
3. tion for a long, long time. I'm proud of the fact...

4. PRESIDENT:

5. Please close the door in the rear, please. Continue,
6. Senator Harris.

7. SENATOR HARRIS:

8. ...I am proud of the fact that it was Senator Harris
9. who fashioned the compromise to a problem of many years ago
10. with respect to the subsidized transportation of school
11. children in the City of Chicago. The CTA, in those days,
12. used to come down with a complicated amendment to the school
13. code and I finally persuaded George Dement and now Mr. Justice
14. Lynch, who was then serving as the General Counsel for the
15. CTA, that a very simple amendment appropriating money for
16. transportation purposes was the answer. And that became the
17. law that year and we've repeated it every succeeding year.
18. I'm not boastful when I say that I think I had a significant
19. influence in the majority conclusion of this Body for the
20. creation of the Regional Transportation Authority Act. And in
21. 1974, following the primary I resisted amendments to that as
22. yet untested Act while it had been enacted and for immediate
23. purposes was operative with respect to the referendum, it did
24. not really become functional as an Authority until July 1, 1974,
25. and I resisted those disastrous amendments considered in the
26. House in '74, but today is 1976 and in the two years of its
27. operation the Authority has demonstrated an almost impervious
28. attitude of understanding the problems of a majority of the
29. area served by that six county Body. And this bill is not a
30. devastating bill, it's amendatory and it recognizes that some
31. necessary change have to come about or, in fact, the majority will
32. rise up and you will see successfully passed opt out legislation
33. and devastating legislation to the preservation of regionalization

1. of our mass transit needs of northeastern Illinois. And
2. my position is not one of vacillation. Mine is one of
3. the capacity to recognize the need for amendatory and re-
4. sponsible change. I have on the Secretary's Desk an amend-
5. ment that meets that criteria. A necessary and reasonable
6. amendatory change that will eliminate the most difficult
7. part of the bill as it presently is before us with respect
8. to administration. And this Body ought to go ahead and take
9. a look at this sensible and reasonable attempt to realign
10. this important Authority so that majority representation,
11. with respect to a per capita criteria, will receive reasonable
12. attention by the operation of this Authority. We should have
13. the right to continue deliberation of this and this motion,
14. the motion to strike the enacting clause, should be rejected.
15. Thank you, Mr. President.

16. PRESIDENT:

17. Senator Rock may close the debate.

18. SENATOR ROCK:

19. Thank you, Mr. President, Ladies and Gentlemen of
20. the Senate. I will, in fact, be brief, but I have to respond
21. it seems to me to some who purport, I guess, to be somewhat
22. purists under the procedure that is, here I am envoking.
23. There is a provision in Rule 16 providing for this kind of
24. a motion. It is a legislative tool and one worthy of use,
25. and to reject it out-of-hand on the basis that...oh, a member
26. has a right to have his bill heard or we ought to address it,
27. I think, simply misses the point. I suggest to the membership
28. that if there was ever a proper subject for a motion under
29. Rule 16, Senate Bill 1977 is that subject. Here is a bill before
30. us on the order of 2nd reading with respect to which there was
31. neither posting nor hearing in that committee with respect
32. to which a committee hearing was, in fact, offered by the
33. Chairman. It does not seem to me that anybody wishes legitimately

1. a hearing on Senate Bill 1977 and, so, I renew my motion
2. and suggest to the membership that this is a proper legisla-
3. tive tool. One that is fully authorized under our rules
4. and one which I suggest will never have a better subject
5. for a favorable vote and I request the same.

6. PRESIDENT:

7. Senator Rock has filed a motion to strike the enacting
8. clause of Senate Bill 1977. Those in favor will say Aye.
9. Opposed Nay. All those in favor say Aye. Opposed Nay.
10. The roll call is requested. All in favor will vote Aye.
11. Those...Senator Howard Mohr.

12. SENATOR MOHR:

13. How many votes does this require, Mr. President?

14. PRESIDENT:

15. It requires thirty votes.

16. SENATOR MOHR:

17. Thank you.

18. PRESIDENT:

19. A majority of those elected. Thirty votes. All in
20. favor will vote Aye. Opposed will vote Nay. The voting
21. is open. Have all voted who wish? Take the record. On
22. this question the Ayes are 26, the Nays are 28, with 1
23. Voting Present. The amendment fails...or the motion fails.
24. Any amendments?

25. SECRETARY:

26. Amendment No. 1 by Senator Mitchler.

27. PRESIDENT:

28. Senator Mitchler.

29. SENATOR MITCHLER:

30. Mr. President and members of the Senate. To be very
31. brief on this amendment, you have all understood the con-
32. tents of the subject matter on many other debates. This
33. is what they call the opt out amendment. This would allow,

1. by special referendum elections held in the counties of
2. DuPage, Kane, Lake, McHenry and Will, at which there shall
3. be submitted to the electors of those several counties in
4. the Metropolitan Region the proposition of whether their
5. county shall withdraw and be disconnected from the Regional
6. Transportation Authority which proposition shall be in
7. substantially the following form, and it sets out the form
8. for the election which all of you are aware of. This is
9. known as the opt out amendment and I believe all of you
10. understand it. If you don't and you have any questions
11. I'll be glad to answer them, otherwise, I'd request a favorable
12. roll call for the adoption of Amendment No. 1.

13. PRESIDENT:

14. Senator Harris.

15. SENATOR HARRIS:

16. Well, Mr. President, I want to be understood, to be just
17. what I am and that is a person in favor of the need to
18. regionalize mass transportation and I'm not going to duck it
19. and I don't want to be misunderstood and yes, I'm a candidate
20. running State-wide, but I don't want to be misunderstood. I
21. favor the need for the socialization of mass transportation
22. in northeastern Illinois and my performance as a responsible
23. member of this Body is known and measurable to see that end
24. fulfilled. This amendment would destroy regionalization of
25. mass transportation for what I perceive the ultimate good
26. for all of Illinois in the next twenty to forty years. And,
27. so, Mr. President, I rise to oppose this amendment. Thank you,
28. Mr. President.

29. PRESIDENT:

30. Senator Rock.

31. SENATOR ROCK:

32. A question of the sponsor of the legislation if he will
33. yeild.

1 PRESIDENT:

2 Senator Mitchler indicates he'll yield.

3 SENATOR ROCK:

4 No, that's the amendment. The legislation.

5 PRESIDENT:

6 Oh, Senator Morris.

7 SENATOR ROCK:

8 It is customary in this Chamber on this order of
9 business the sponsor react. I wonder if the sponsor would
10 indicate how he looks upon Amendment No. 1?

11 PRESIDENT:

12 Senator Morris is recognized,

13 SENATOR MORRIS:

14 I've got this chilli dog here, Senator Rock, and I'd
15 like to eat that. I think the amendment stinks. I asked
16 Senator Mitchler not to offer the amendment and I think
17 it's an improper amendment. I think that we have to, you know,
18 as you said earlier, stand above principle on this and I...
19 stand above politics on this if you have principle.

20 PRESIDENT:

21 It's a fraudulent slip I think.

22 SENATOR MORRIS:

23 Well, whatever.

24 PRESIDENT:

25 Senator Morris.

26 SENATOR MORRIS:

27 If we're...if we're seriously committed to reforming
28 the RTA, and I believe that Senate Bill 1977 is an effort
29 in that area. In making the RTA work, I would say that we
30 would have to vote No on this amendment and I will cast
31 a No vote. I think Senator Mitchler is making a mistake
32 and I think, you know, I...I question whether he's serious about
33 trying to reform the RTA or destroy the RTA, and I would once
34 again request that he withdraw this amendment. Is that enough,

1 Senator Rock?

2 PRESIDENT:

3 Senator Mitchler, a question is now being asked of
4 you.

5 SENATOR MITCHLER:

6 A question about withdrawing it?

7 PRESIDENT:

8 Yes.

9 SENATOR MITCHLER:

10 Well, in my concluding remarks I was going to make
11 a statement that the reason that I am putting this in, it
12 is at the request of my constituency. A large number of
13 my constituency have asked for this in an amendment that
14 will follow that I introduced in this Session. I filed them
15 as bills and the Senate Rules Committee withheld them and
16 this is a legislative process. When you have something
17 that you can amend in...I know Senator Chew did it earlier
18 in the Session with a very important bill that he had...
19 amended into an existing bill, so that you can accomplish
20 the same thing. I'm doing this...

21 PRESIDENT:

22 Can we extract from those words that your answer is No,
23 you do not desire to withdraw it?

24 SENATOR MITCHLER:

25 That's correct.

26 PRESIDENT:

27 Is that a reasonable...Senator Rock.

28 SENATOR ROCK:

29 No, I...I have...I have nothing further, Mr. Chairman.

30 PRESIDENT:

31 On the Amendment, No. 1...Senator Bell.

32 SENATOR BELL:

33 Thank you, Mr. President. I'm speaking in favor of the
34 amendment, as probably every member of this Body knows I would

1 or how my feelings would be. I'm one of the principal
2 sponsors of Senate Bill 1977. I think it's a judicious
3 bill in that it addresses the problems that we have with
4 the current Authority. But, you know, Mr. President, you
5 made the remark during your comments in reference to
6 Amendment No. 1 and I can't certainly quote it, but it was
7 to the effect that, I believe it was you, maybe it was Senator
8 Chew...anyway the remark was made that we had a vote in...
9 in the RTA area and that it was, in fact, carried for the
10 creation of the Authority, and really it kind of reminds me
11 of a situation as to David...as to Goliath and that was
12 what that vote represented. Now, we have the opportunity
13 to have David in the manner of the collar counties to one
14 by one for those that so desire and I don't know that they
15 would all desire to pull out, but on a democratic, with
16 a small D basis, vote themselves one by one out of such an
17 Authority. I, too, have to stand with Senator Mitchler in
18 this in representing my district, because that is what my
19 district wants and I think that's...is what is fair, especially,
20 in the manner this Authority was created. I would ask for
21 the adoption of Amendment No. 2.

22 PRESIDENT:

23 Any further discussion? Senator Fawell.

24 SENATOR FAWELL:

25 Well, I believe that Senator Harris said a lot when
26 he just spoke on this subject. I...I know it's difficult.
27 I suppose if you've been deeply embroiled in this subject,
28 as Senator Mitchler has and as Senator Bell has and I suppose
29 to a degree hard to be able to...at least as far as Senator
30 Bell is concerned, he didn't put the amendment in, to go
31 back and say that I did not vote for a provision that would
32 allow Will County, for instance, to opt out. The fact is,
33 that there is no chance whatsoever that this bill can pass

1. if that goes on, and in reality, Senator Bell and Senator
2. Mitchler, I think what you would be doing if you're successful
3. you may find cohorts on the other side just to be able to
4. put this bill in the worse condition is, that you actually
5. are contributing to the cause that you have been battling
6. against for so long by doing what you're doing. I would,
7. therefore, I...I know that some would misconstrue my vote
8. here. Since I'm not running for anything anymore it doesn't
9. much matter, but I think...I think that the many of us here
10. who, if this were on an individual bill, might consider it.
11. I would implore you to certainly don't hook it on to this
12. measure. Bring it in its present form to 3rd reading and
13. allow it to pass, if possible, at that time, but don't adulterate
14. it by putting a lot of your own, somewhat emotional concepts,
15. on to the bill that has been, I think, fairly well thought
16. out and is a reasonable offering on what is a pretty hot
17. subject just in the form it's in.

18. PRESIDENT:

19. Any further discussion? Senator Mitchler.

20. SENATOR MITCHLER:

21. Well, Mr. President and members of the Senate, I in-
22. troduced this Resolution No. 1 to Senate Bill 1977...

23. PRESIDENT:

24. Amendment No. 1. Amendment No. 1.

25. SENATOR MITCHLER:

26. We have had enough resolutions, haven't we...

27. PRESIDENT:

28. You said it, Senator, I didn't.

29. SENATOR MITCHLER:

30. The amendment in all sincerity, but I have taken a
31. survey after the discussion and listening to the debate
32. here, and in all practicality and I want you to understand that
33. I am for Senate Bill 1977 in the form that Senator Morris

1. and others introduced it, as a committee bill, and although
2. I am very much in favor of this and I know there are other
3. colleagues of mine and some on both sides of the aisle that
4. support Amendment No. 1 to Senate Bill 1977. I think that
5. in the legislative process it would be endangering some con-
6. structive legislation having a chance to come out of the
7. 1976 Session relating to RTA and for that reason I am going
8. to ask the Secretary to withdraw Amendment No. 1 to Senate
9. Bill 1977 from the record.

10. PRESIDENT:

11. Senator Savickas.

12. SENATOR SAVICKAS:

13. Well, I would like to hold this bill for a minute.

14. I'm drawing up an amendment and I'd like to submit it if
15. you'll just hold it for one... it's here...

16. PRESIDENT:

17. There's several other amendments, Senator, so, we
18. can get back to it. The amendment is withdrawn. Are
19. there further amendments? Senator...Senator Hynes...Senator
20. Hynes.

21. SENATOR HYNES:

22. Mr. President, I would like to offer that amendment
23. in lieu of Senator Mitchler.

24. PRESIDENT:

25. Is it here?

26. SENATOR HYNES:

27. It is up on the desk.

28. PRESIDENT:

29. Fine. Well, we have other amendments. Senator Carroll.

30. SENATOR CARROLL:

31. Mr. President, on a point of parliamentary inquiry.

32. After an amendment is offered does not the person offering
33. it need leave of the Chamber to withdraw that amendment?

1. PRESIDENT:
2. The...he has the control of the amendment just as he
3. has control of the bill. He does not have to have...have
4. leave to withdraw an amendment.
5. SENATOR CARROLL:
6. Okay.
7. PRESIDENT:
8. Any further amendments?
9. SECRETARY:
10. Amendment No. 1 offered by Senator Mitchler.
11. PRESIDENT:
12. Senator Mitchler. Just a moment. Senator Nudelman,
13. for what purpose do you arise?
14. SENATOR NUDELMAN:
15. Parliamentary inquiry, Mr. President.
16. PRESIDENT:
17. State...
18. SENATOR NUDELMAN:
19. I'm not sure this is the right time, but does your
20. last statement indicate that if a member wishes to Table
21. a bill at the last moment, for example, that the Body can't
22. stop it?
23. PRESIDENT:
24. The question...
25. SENATOR NUDELMAN:
26. You said he has control of an amendment...
27. PRESIDENT:
28. The question...
29. SENATOR NUDELMAN:
30. ...to the same extent that he has control of a bill.
31. Does that mean that if a bill is to be...if a...if a sponsor
32. wishes to Table a bill the House has no authority to stop
33. that?

1. PRESIDENT:

2. That's a different question. The question is...

3. SENATOR NUDELMAN:

4. No, I think it's the same question...

5. PRESIDENT:

6. Now, just a moment. You asked me the question. If
7. you want an answer I'd appreciate it if you'd listen. Your
8. question was, does he have the right to withdraw the amend-
9. ment. That's the basic question. Right? Yes, he does have
10. the right to withdraw his amendment without leave of the
11. Body, or to not call a bill if he's the principal sponsor.
12. Senator Nudelman.

13. SENATOR NUDELMAN:

14. Does that...does that mean that the principal sponsor
15. can Table a bill in the same manner that Senator Mitchler
16. Tabled his amendment?

17. PRESIDENT:

18. That's hypothetical. We'll decide it if it arises.

19. SENATOR NUDELMAN:

20. Well, you said it was the same control, Mr. President.
21. I just would like to know for future reference, so I don't
22. get caught short.

23. PRESIDENT:

24. Well, I'm sure you won't come up and get caught short,
25. Senator. That's a hypothetical question and we'll...we'll
26. answer that question when the particular situation and the
27. particular set of circumstances arises. Senator Hynes.

28. SENATOR HYNES:

29. Well, with that ruling in mind, what is the status, then,
30. of my request, that I be shown as the sponsor of that amend-
31. ment?

32. PRESIDENT:

33. The amendment which has been withdrawn?

1. SENATOR HYNES:
2. Yes.
3. PRESIDENT:
4. Leave could be granted to show you as sponsor of that
5. amendment.
6. SENATOR HYNES:
7. I thought it was. And I would like to have it heard, too.
8. PRESIDENT:
9. Well...
10. SENATOR HYNES:
11. ...If...I thought leave was...
12. PRESIDENT:
13. I didn't...
14. SENATOR HYNES:
15. ...granted.
16. PRESIDENT:
17. No, I didn't hear you say you wanted to be a sponsor
18. of that amendment.
19. SENATOR HYNES:
20. Yes.
21. PRESIDENT:
22. I...I understood you to say you had that same amend-
23. ment. That's what I understood you to say. Fine.
24. SENATOR HYNES:
25. No, I simply want to be substituted as the sponsor of
26. that amendment.
27. PRESIDENT:
28. Well, that amendment has been withdrawn. If you have
29. the same amendment we will get to it in...in the order of
30. amendments.
31. SENATOR HYNES:
32. All right. I will...I will get this amendment.
33. PRESIDENT:

1. Sure. Absolutely. Amendment No. 1, Senator Mitchler.

2. SENATOR MITCHLER:

3. Mr. President and members of the Senate. Amendment
4. No. 1, that I filed on the Secretary's Desk, would remove
5. from the appointed Regional Transportation Authority Board
6. the power given them in the present RTA Act to impose a
7. five percent gasoline tax in the six county area of the
8. RTA. It would say that before the RTA Board could impose
9. such a tax in the six county area they would first have
10. to come to an elected Body, namely the Illinois General
11. Assembly. This is an amendment that was requested by a
12. large number of people in my district and asked for me to
13. file. I have filed it, but again I have surveyed and I...
14. and the idea of conserving time and debate on this I am
15. going to take the same action as I did with the previous amend-
16. ment that I filed, knowing that it would perhaps have a crippling
17. effect on meaningful legislation that I know my constituency
18. would like to see enacted upon during the 1976 Session. So,
19. therefore, I'm going to ask the Secretary to take out of
20. the record, my Amendment No. 1 to Senate Bill 1977.

21. PRESIDENT:

22. Amendment No. 1 is withdrawn. Take it out of the record.
23. Any further amendments?

24. SECRETARY:

25. Amendment No. 1 offered by Senator Rock.

26. PRESIDENT:

27. Senator Rock.

28. SENATOR ROCK:

29. Thank you, Mr. President, Ladies and Gentlemen of
30. the Senate. I have placed with the Secretary an amendment
31. which is now, because of the prior withdrawals, been called
32. Amendment No. 1. Can I get a Page to pass these out and I
33. will explain it during the course of the passing out?

1. PRESIDENT:

2. They're being passed out. Senator Rock.

3. SENATOR ROCK:

4. Thank you, Mr. President, Ladies and Gentlemen of
5. the Senate. There was some concern which I did not feel
6. was legitimate with respect to my motion under Rule 16
7. to strike the enacting clause. Amendment No. 1 to Senate
8. Bill 1977 very simply would strike everything else but
9. the enacting clause. And I think that if the technical
10. purists do not wish to strike the enacting clause, at least
11. they can listen to and hopefully support Amendment No. 1.
12. I think the point has been made and will...will be made
13. whether today or tomorrow or next week in the House if the
14. bill ever gets there, that this is the sixteenth of June,
15. this is a subject with some volatility, both political and
16. personal. The Board has, I'm told by virtue of reports in
17. the media, made certain attempts at the request of some
18. suburban members, to address themselves to the problems about
19. which we have expressed some concern, and I think that, frankly,
20. we are...we have enough other things to do in terms of finalizing
21. the proposed 9.9 billion dollar budget of this State in the
22. coming ten days that we can better address ourselves to those
23. other concerns. We will be back here on annual basis as the
24. Constitutional Convention has said we should. We will be back
25. here some time in October or November or December and again
26. next January. I think in the meantime the Board, the RTA
27. Board, would be better served if we can allow them to work out
28. their own difficulties. They have held, I'm told, numerous
29. public hearings all over the six county area, and so I think
30. the copies have now been provided. My amendment would amend
31. Senate Bill 1977 on page 1 by striking lines 1 through 4 and
32. then by striking line 7 on page 1 through line 13 on page 34.
33. So, we would be left for all the technical purists, with the

1. enacting clause and nothing more, and I would urge the
2. adoption of Amendment No. 1.

3. PRESIDENT:
4. Senator Morris.

5. SENATOR MORRIS:
6. In...in order to save time I have an amendment being pre-
7. pared to reinstate everything that Senator Rock is going
8. to strike out. I think the proper motion at this point,
9. though, would be to lay this motion upon the...this amend-
10. ment upon the Table.

11. PRESIDENT:
12. It is not debatable. Senator Rock has moved for the
13. adoption of Amendment No. 1. Senator Morris has moved to
14. Table that amendment. All in favor of Tabling that amend-
15. ment will vote Aye. Opposed will vote Nay. The voting is
16. open. Have all voted who wish? Take the record. On this
17. question the Ayes are...the Yeas are 28, the Nays are 25.
18. The amendment is Tabled. Any further amendments?

19. SECRETARY:
20. Amendment No. 2 offered by Senator Morris.

21. PRESIDENT:
22. Senator Morris.

23. SENATOR MORRIS:
24. This amendment has been distributed. It is purely a
25. technical amendment. This was sent up by the Reference
26. Bureau. They made two spelling mistakes. I'd move for the
27. adoption of the amendment.

28. PRESIDENT:
29. Any discussion? Senator Morris moves for the adoption
30. of Amendment No. 2 to Senate Bill 1977. Those in favor vote
31. Aye. Opposed Nay. The voting is open. Have all voted who
32. wish? Take the record. On this question the Ayes are 33,
33. the Nays are 8, with 3 Voting Present. Amendment No. 2 is

1. adopted. Any further amendments?

2. SECRETARY:

3. Amendment No. 3 offered by Senator Harris.

4. PRESIDENT:

5. Senator Harris.

6. SENATOR HARRIS:

7. Thank you, Mr. President. I do not know whether this

8. amendment has been distributed or not. It is an amendment

9. that amends on page 21 the deletion of lines 30 through 32.

10. This amendment deals with the question that came to be under-

11. stood in the vernacular the return of services formula.

12. PRESIDENT:

13. Senator Rock, for what purpose do you arise? One

14. moment, Senator.

15. SENATOR ROCK:

16. I beg your pardon, Senator Harris. You addressed a

17. question to the Chair as to whether or not the amendment

18. had been distributed. It has not. So, I'm...I'm...we're

19. working on four or five different pieces of paper here. I

20. wonder if we could get the amendment, at least, put around.

21. PRESIDENT:

22. Are they prepared? Senator Harris.

23. SENATOR HARRIS:

24. It is my understanding that they have been prepared.

25. By all means I want the membership to have it before them,

26. so if we can proceed to another amendment that has been dis-

27. tributed or to...stand at ease for a moment while it is being

28. distributed. It is my understanding that it is being dis-

29. tributed now.

30. PRESIDENT:

31. For what purpose does Senator Mitchler arise?

32. SENATOR MITCHLER:

33. Mr. President, during this brief period may I rise on

1. a point of personal privilege. Merely, for the fact...

2. PRESIDENT:

3. Well, Senator...Senator, could you just hold that a
4. moment. We are...

5. SENATOR MITCHLER:

6. Well, they're just really...

7. PRESIDENT:

8. They're not even all here yet. Just, you know, you're
9. overcome by anxiety. You'll get your chance. Have the
10. amendments been distributed?

11. SENATOR HARRIS:

12. Yes, I think they are being distributed. Yes.

13. PRESIDENT:

14. Senator Harris.

15. SENATOR HARRIS:

16. This amendment removes from the bill, in its introduced
17. form, that language on page 21, beginning with line 30 the
18. one hundred percent of that, the language, one hundred per-
19. cent of that part of any amounts transferred into Public
20. Transportation Fund under Section 4.09...4.09 which is attri-
21. butal to revenue realized from taxes collected in such
22. area. It deletes that and it proposes substitute language
23. to eliminate from that requirement these two actions by the
24. ...or...or functions. And the language of the amendment is,
25. that any amounts transferred into the Public Transportation
26. Fund under Section 4.09, and here is the important part of
27. this amendment, less amounts to be paid to those transportation
28. agencies which are not public bodies and provide public trans-
29. portation services by rail. The remaining total allocated
30. in the same proportion as the population of a particular trans-
31. portation area as certified by the Northeastern Illinois
32. Planning Commission fares to the total population of the Metro-
33. politan region as certified by the Northeastern Illinois Planning

1. Commission, but now the effect is to eliminate those serious
2. problems of calculation and implementation of the Commuter
3. Rail subsidy grants which if required to be performed on
4. the sectional areas defined by the Northeastern Illinois
5. Planning Commission within the Regional Transportation
6. Authority. Such a formula truly defies effective implementa-
7. tion. So, this preserves the opportunity for the Authority
8. to provide for grant operation of those transportation ser-
9. vices that run through the various sections of the Authority
10. area and yet provide for the safeguard of other services that
11. would, in fact, be sectionalized kinds of transportation ser-
12. vices within the Authority region. Make no mistake about it.
13. The total area of the region has a deep concern about this
14. requirement. I wish to point out to the membership that
15. within the total area Chicago has 48.3 percent and that part
16. of Cook, other than Chicago, has 30.4 percent and that DuPage
17. has 7.05 percent and Kane County 3.5 and Lake 5.5, McHenry
18. 1.6 and Will 3.6 within the total area then we would accept
19. from the Return of Services direction. The grant for the
20. operation of private commuter rails from that Return of
21. Services requirement. This amendment makes sense. It will
22. provide for the Authority to be functional and to continue the
23. granting of the services that affect, in most part, suburban parts
24. of the Authority area. I do believe the amendment is a sound
25. one and I would urge its adoption.

26. PRESIDENT:

27. Senator Rock.

28. SENATOR ROCK:

29. Thank you, Mr. President, Ladies and Gentlemen of
30. the Senate. A question of the sponsor if he will yield?

31. PRESIDENT:

32. He indicates he will yield.

33. SENATOR ROCK:

1. Senator Harris, would you be willing to further pro-
2. vide in your amendment, that also less amounts to be paid
3. to those transportation agencies which are public bodies?

4. PRESIDENT:

5. Senator Harris.

6. SENATOR HARRIS:

7. Not at this time, but that time very well may come.
8. In time when this region finally is a totally served region
9. I can foresee the need for and the safeguard for the preservation
10. of a public transportation agency operating within the City
11. of Chicago primarily. The...my answer is not now, but eventually,
12. possibly.

13. PRESIDENT:

14. Senator Rock.

15. SENATOR ROCK:

16. Well, thank you, Mr. President, Ladies and Gentlemen
17. of the Senate. I appreciate the sponsor's candor. I rise
18. in opposition to Amendment No. 3. This amendment would, as
19. I'm sure has been adequately explained, say that what comes
20. right off the top are amounts to be paid to the private rail-
21. roads. I think that's a bad concept. Everybody talks about
22. the Chicago Transit Authority as though it serves the City of Chicago
23. and the City of Chicago only. Senator Mohr is well aware that
24. it does not. There is a terminal in Forest Park which services
25. his community as well as mine is serviced. I think this...this
26. kind of an amendment is...is another...is another mistake just
27. as so many other provisions of Senate Bill 1977 are a mistake
28. and I would urge resistance to Amendment No. 3.

29. PRESIDENT:

30. Senator Carroll.

31. SENATOR CARROLL:

32. Thank you, Mr. President. I, too, rise in opposition to
33. this amendment. I don't think its necessary to question the

1. sponsor of it, 'cause I think I do understand it and I
2. think that many of the other members of this Chamber will
3. also understand it. I note with interest, the difference
4. between the two versions that were passed out. Very little
5. difference, in my opinion, as to what they were attempting
6. to do except one said it a little more straight than the
7. other. The first amendment which was called back said
8. specifically the commuter railroads. The second one used
9. a little better language. It said transportation agencies
10. that are not public bodies. Very clearly what this amend-
11. ment is trying to do is to follow the Newland Proposal
12. to buy the stock of Northwestern Railroad, to buy the stock
13. of the other railroads, but don't count it, don't count that
14. stock as if you're spending the money in the area where those
15. transportation facilities service, don't count it. We want
16. our cake and we want to eat it, too. This is a bail out of
17. those private, private carriers, not public transportation
18. and then still spend the dollars only in those areas where
19. the only transportation is that private. They want double
20. funds from this. All they did was change a few words to make
21. it not quite so obvious. Well, it is obvious on its face.
22. This is a rip-off of the taxpayers dollars. I would urge the
23. defeat of the amendment.

24. PRESIDENT:

25. Any further discussion? Senator Palmer.

26. SENATOR PALMER:

27. I, too, arise in opposition to Amendment No. 3 and the
28. best way I can explain my opposition is to move to Table
29. Amendment No. 3.

30. PRESIDENT:

31. The question is nondebatable. Senator Harris has moved
32. for the adoption of Amendment No. 3. Senator Palmer has moved
33. that that amendment lie upon the Table. All in favor of Tabling

1. the amendment will vote Aye. Opposed will vote Nay. The
2. voting is open. Have all voted who wish? Take the record.
3. On that question the Ayes are 35, the Nays are 15, with
4. none Voting Present. Amendment No. 3 is Tabled. Any further
5. amendments?

6. SECRETARY:

7. Amendment No. 4 offered by Senator Hynes.

8. PRESIDENT:

9. Senator Hynes. Senator Hynes is recognized.

10. SENATOR HYNES:

11. Mr. President, members of the Senate. I have offered
12. this amendment even though in substance I do not support
13. it because I....I felt that it was necessary to do so in order
14. to highlight what's been going on here. This agency which is
15. vital to northeastern Illinois has become a political football
16. and there are members of this Body, members in the House
17. who are attempting to use it as that, and I think the offering
18. of this amendment originally and the summary withdrawals of it
19. without it ever being offered for a vote clearly indicates
20. that that is so. It was done simply for the purpose of the
21. record. I...I think that the time has come for us to make a
22. decision as to whether, in fact, we are going to have a Regional
23. Transportation Authority or not and I think, therefore, that
24. we ought to have a chance to vote on this amendment and I
25. would move its adoption.

26. PRESIDENT:

27. Senator Glass.

28. SENATOR GLASS:

29. Mr. President, I move that this amendment lie upon the
30. Table.

31. PRESIDENT:

32. Just a moment. There had been...would you withhold a
33. moment...for a minute. There are some members who have asked

1. to speak. Senator Netsch, Senator Morris and I just heard
2. someone on this side. I'm not sure. All right. Oh, and
3. Senator Savickas. I know I heard three people. Senator
4. Morris.

5. SENATOR MORRIS:

6. No. I was going to make the same motion Senator
7. Glass made. Thank you.

8. PRESIDENT:

9. Senator Netsch.

10. SENATOR NETSCH:

11. Thank you, Mr. President. I would simply like to ex-
12. plain that this is something very different. I'm not very
13. fond of a motion to strike the enacting clause or to strike
14. everything after the enacting clause, but at least it accomplishes
15. a purpose with which I was in total agreement, and that is, that
16. the RTA should not in any way, shape or form be dismantled
17. or that seriously weakened, but I do not believe in what is in
18. the substance of this amendment. A lot of the people who are
19. offering it do not and I do not think that is an appropriate
20. way to get rid of this problem. We can vote on square cut
21. pro or anti-RTA motions, but to say that you want an opt out
22. in the RTA is utter nonsense. None of us who support RTA
23. believe that and I don't think this is a proper way to frame
24. the issue.

25. PRESIDENT:

26. Senator Savickas.

27. SENATOR SAVICKAS:

28. Mr. President and members of the Senate. Much concern
29. has been shown over the problems of the RTA, what's causing
30. it, that we must dismantle to orderly operation of the Chairman
31. and his ability to run it and to do this, introduce all these
32. legislations, because everybody in everyone's district is against the
33. RTA especially the way it's being operated and yet when it

1. comes down to fish or cut bait, nobody wants to dismantle
2. it, nobody wants to add into these provisions that...that
3. they're all crying about. One Senator cries about the salary
4. that the chairman makes. He doesn't say anything about the
5. downstate members like Baldino and the fellow that's with
6. the railroad, the banker there that makes twenty-five thou-
7. sand a year and has collected something like forty-six
8. thousand or forty-three thousand dollars in expenses since
9. he's been on. These...these monies no one wants to bring
10. out. The man who works for the railroad wants the RTA
11. to buy all the stock, also, collects forty-three thousand
12. dollars in expenses from the RTA and now that he's miffed no
13. one wants the stock. He wants to cripple the operation. We
14. may as well face it, either we're going to be unified in our
15. concern about its transportation system not only in the six
16. county area, but throughout the downstate areas or they're
17. going to play games every Session, everytime a board member
18. gets his feathers ruffled he's going to con some Senator in
19. here that figures that he could get a little publicity in his
20. area and introduce legislation that's going to cripple the
21. whole operation. If this is what they want, let's go all the
22. way. So, let's support, either fish or cut bait. Let's leave
23. the operation to the chairman and leave them run it the way
24. we originally did or let's let the counties opt out that are
25. so concerned that the RTA is being managed only for the CTA.

26. PRESIDENT:

27. Senator Daley.

28. SENATOR DALEY:

29. Mr. President and fellow Senators, there's been quite
30. a bit of debate about the RTA and its membership and its
31. political viewpoints and their personal viewpoints, but I
32. have a lot of confidence in the RTA members wherever they
33. live. They're representing their districts, they're representing

1. their people. I think it's about time that we leave them
2. alone. But, during the last two years we hear many, many
3. people talking about referendum and as I understand, this
4. simple amendment states that a special referendum election
5. shall be held in the counties of DuPage, of Kane, of Lake,
6. McHenry and Will. Now, as I understand this amendment and the
7. motion by Senator Morris, now, if you vote Aye you're voting
8. against the referendum. You're voting against the people
9. of those districts who are against the RTA for various reasons
10. and we know what the reasons are. So, I would encourage those
11. men and women to stand up and vote their districts. They've
12. been talking about this issue for years and it's a simple
13. amendment, let them vote, but you and I know they won't
14. vote against this amendment. They can't, it's a political
15. issue and also the commuter railroads. A few counties get
16. out the commuter railroads get no money whatsoever off any
17. type of regional transportation. Thank you very much.

18. PRESIDENT:

19. Senator Howard Mohr.

20. SENATOR MOHR:

21. Yes, Mr. President, I...some of this is a bit amusing,
22. really. You know, I...I hear it all the time, but sometimes
23. it really breaks me up and...and...oh...

24. PRESIDENT:

25. Some days are like that, Senator.

26. SENATOR MOHR:

27. There's a lot that's been said, Mr. President, about
28. people trying to dismantle the RTA and I would, again, suggest
29. that all of us don't feel that way and point it out that I was
30. one of the people that did, in fact, work on the legislation,
31. did battle many colleagues on this side who were opposed to that
32. legislation and would like to think that, you know, it's time
33. that we recognized that we have a problem with the RTA. Just so

1. the record is clear, I would submit that on the first of
2. June in the committee hearing on Transportation, House Bill
3. 3626 was acted upon and not posted. And...just point this
4. out for Senator Rock's benefit. That bill passed out of
5. committee without any notice of...to the members or to the public.

6. PRESIDENT:

7. Just a moment, Senator. For what purpose does Senator
8. Carroll arise?

9. SENATOR CARROLL:

10. Parliamentary inquiry. I've been listening very in-
11. tently to Senator Howard Mohr as I always do and I don't
12. ...it doesn't sound to me like he's talking on the amendment.
13. I would wonder if the Chair would ask him if he were, in
14. fact, talking to the amendment and keep...and confine his
15. remarks to that.

16. PRESIDENT:

17. Senator Mohr.

18. SENATOR MOHR:

19. I am talking to the amendment. I don't think you were
20. paying...close enough attention, Senator. This bill had
21. been passed out of committee and affirmative action taken by
22. this Body on the seventh of June. Senate Bill 1976 was also
23. acted upon in the same way, that's a transportation bill...
24. a committee bill offered by Senators Bloom and Chew, that
25. passed out of here on the eighth of June.

26. PRESIDENT:

27. Senator Carroll.

28. SENATOR CARROLL:

29. I've been listening intently and I still don't hear
30. anything about this amendment. I would ask the Chair to
31. ask the Senator to confine his remarks to the topic at hand.

32. PRESIDENT:

33. The Senator will confine his remarks to the motion at

1. hand.

2. SENATOR MOHR:

3. I'm coming to that, Senator.

4. PRESIDENT:

5. For what purpose does Senator Soper arise?

6. SENATOR SOPER:

7. Well, Mr. President, out of courtesy to Senator Mohr,

8. I think that you ought to charge the time to Senator

9. Carroll and to put that clock back to...to the green end,

10. because he's been taking up all of Senator Mohr's time.

11. PRESIDENT:

12. Senator, if you have noticed, we've been very, very

13. lenient with the time. Several of the members have gone

14. past the time and we've not said a word.

15. SENATOR SOPER:

16. Well, I was all disturbed when I saw the red light

17. blinking. It usually just goes on red.

18. PRESIDENT:

19. Let me...disabuse you of your upset and frustration.

20. Continue, Senator Mohr.

21. SENATOR MOHR:

22. All right, we'll start all over, then, Mr. President.

23. PRESIDENT:

24. No way.

25. SENATOR MOHR:

26. Senator Savickas pointed out that there was some members

27. that were receiving a large salary on the RTA Board. That's...

28. that's true and that's one of the things that have bothered

29. me. All of the high-priced people that we have on that RTA

30. Board. I would agree with him that some of the salaries should

31. be reduced. I would also point out that they should look at the CTA

32. salaries and the fees of people that draw money from the CTA

33. operation. I've been a supporter of RTA and CTA, and Senator

1. Rock did mention the Terminal and...and DesPlaines Avenue
2. in my municipality. We have two terminals there, Senator,
3. one is on Lake Street and one is on DesPlaines Avenue
4. and many times I voted for CTA subsidies. I had to swallow
5. hard, I held my nose and voted Aye on many occasions, because
6. I did recognize the fact that we have those terminals in
7. Forest Park. So, I pointed out, Mr. President, to members
8. of...of this side of the aisle in caucus when this bill was
9. talked about and suggested that they not introduce any amend-
10. ments to this bill, because I felt that the bill that we
11. had put together would do the job that all of us that are
12. operating in good faith wanted to do, and I pleaded with
13. members on my side of the aisle not to submit any amendments
14. that would destroy the concept of this legislation. So, I
15. think that Senator Morris and the rest of them that are interested
16. in this are going to have to not support any amendments that
17. are offered and take the bill as it's been presented here and...
18. and pass it out. Thank you, Mr. President.

19. PRESIDENT:

20. Senator Hynes may close the debate, if he desires. Now, just a
21. moment. Just a moment. One moment, please. Senator Hynes offered
22. Amendment No. 4, Senator Glass then moved to Table the amend-
23. ment which is tantamount to shutting off debate. I have called
24. on you, Senator Morris. You said that you were going to make
25. the same motion which is tantamount to shutting off debate. Now,
26. you and Senator Glass seek recognition. You...you...you made
27. the motion and you said you were going to make the motion to
28. shut off debate. Now, you have to make up your mind one day.
29. The question is, on the adoption of Amendment No. 4...on the
30. board...it's a motion to Table that's...I'm going to get to
31. it if you'll just let me express it. Senator Hynes offered
32. Amendment No. 4, Senator Glass moved to Table that amendment.
33. All in favor of Tabling the amendment will vote Aye. Opposed

1. will vote Nav. The voting is open. (Machine cutoff)...

2. all agonized who wish? Take the record. On this question

3. the Ayes are 33, the Nays are 23. Amendment No. 4 is Tabled.

4. Any further amendments? Senate Bill 1999, Senator Egan.

5. ...disturb your lunch.

6. SECRETARY:

7. Senate Bill 1999.

8. (Secretary reads title of bill)

9. 2nd reading of the bill. No committee amendments. One

10. Floor Amendment offered by Senator Berning.

11. PRESIDENT:

12. No...any amendments from the Floor?

13. SECRETARY:

14. Amendment No. 1 offered by Senator Berning.

15. PRESIDENT:

16. Senator Berning is recognized.

17. SENATOR BERNING:

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

19. Amendment No. 1 to Senate Bill 1999 clarifies the bill as

20. ...as it is now presented, accomplishes the objective to

21. remove duplicatory requirements...or conflicting requirements as

22. to the time of establishing pension credits and reaffirms the

23. actions of the Senate in adopting the...a Senate Bill last year

24. defining the procedures for applicants for the pension credits

25. as to the number of years they may take and the amount they

26. should contribute. It's a clarification of the existing bill,

27. Mr. President.

28. PRESIDENT:

29. Senator Egan.

30. SENATOR EGAN:

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

32. I support the amendment. Let me just explain, if I may,

33. that the bill as originally introduced was intended not to

1. make any substantive change in the law, but rather clarify
2. it so that a judicial determination was not necessary relative
3. to the pay out when the trustees of the systems make that
4. pay out. The bill was introduced containing in error and
5. it was Senator Berning who would have been the...the object
6. of that error and this will correct that and put it back in
7. its original intention so that the bill will then not change
8. substantively any of the existing law, and I move...or I....
9. I support the motion.

10. PRESIDENT:

11. The question is, on the adoption of Amendment No. 1 to
12. Senate Bill 1999. All in favor will say Aye. Opposed Nay.
13. The Ayes have it. Amendment No. 1 is adopted. Any further
14. amendments? 3rd reading. Senate Bills on 3rd reading.
15. Senate Bill 1516, Senator Carroll. Senate Bill 1555, Senator
16. Johns. Senator Johns is recognized.

17. SENATOR JOHNS:

18. Senate Bill 16..1555 creates...

19. PRESIDENT:

20. No...No, just a moment. Do you desire to call it?

21. SENATOR JOHNS:

22. Yes, Sir.

23. PRESIDENT:

24. Read the bill.

25. SECRETARY:

26. Senate Bill 1555.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDENT:

30. Senator Johns.

31. SENATOR JOHNS:

32. Be with you in just a minute, Mr. President.

33. PRESIDENT:

1. Could you come back to it, Senator?

2. SENATOR JOHNS:

3. No, I...I'm ready, Mr. President. Mr. President, Gentlemen
4. and Ladies of the Senate, Senate Bill 1555 is known as the
5. Coal Severance Tax Act. What it does, it takes and charges
6. thirty cents a ton for the coal severed from any particular
7. county by any coal operator and returns this money in the
8. form of fifteen cents in total per ton to the counties for
9. capital improvement and it gives seven and a half cents a
10. ton to the State of Illinois for the use of mine reclamation.
11. It gives seven and a half cents a ton to the State of Illinois
12. for administering the Act. Thirty-six million tons of coal
13. per year move out of the State of Illinois with no taxes thereon.
14. That's fifty-five percent of the coal that we sell, going
15. out of state. In one particular county, Franklin County, where
16. the largest reserves of any particular county, all three mines
17. sell the entire production outside the State of Illinois.

18. PRESIDENT:

19. Just a moment, just a moment...just a moment. I'm given
20. to understand they have some gentle gym equipment, some sand-
21. boxes and some swings out there. Should we take a recess and
22. go out for a half hour or so? I don't want to sound like a
23. schoolmarm or something and...well, let's just kind of hold
24. it down, please. Senator Johns.

25. SENATOR JOHNS:

26. Thank you, Mr. President. Ever since 1970, since the
27. new Constitution was imposed, many of the coal..producing
28. counties have been in problems and troubles trying to survive.
29. Again, the County of Franklin, for example, in the year 1970
30. had a three hundred thousand dollar surplus of money in its
31. treasury. In the six years following that three hundred thou-
32. sand dollars has been dissipated and they're now, for the first
33. time, going into the red. This particular bill would mean about

1. a half million dollars in revenue to that county based on
2. its large production. It buys with Perry County in Senator
3. Buzbee's district back and forth towards total production
4. and record production. This bill means a great deal to
5. the State of Illinois cause there's sixteen other states
6. that now have a severance tax. My information tells me that
7. those states are now considering increasing the severance
8. tax. It will by no means be the largest severance tax.
9. Kentucky will have the largest severance tax. This bill was
10. copied after the State of Kentucky. I found that the Internal
11. Revenue Service, the Supreme Court and all of the testing
12. that had been required of that particular bill had proved it
13. to be valid and worthwhile. Now, if you will notice in my
14. amendments which I made on the advice of Senator Hickey and
15. Senator Knuppel, that I adjusted my bill to meet their re-
16. quirements. The one fourth was to go to mine reclamation
17. on lands orphaned by any particular legislation up to the
18. year 1961, and I might compliment our State in that we're one
19. of the few, excluding the Federal Government which does not
20. even have a mine reclamation law, we do have a good one, but
21. there are forty thousand acres of mine land that has no ob-
22. servable reclamation being made towards it. It will mean to
23. the counties that they have a means of building bridges and
24. roads that service often rural school buses where the coal
25. trucks traverse cause pot holes, dangerous dust conditions.
26. It'll be for capital improvements of buildings and I hope
27. that if there are any questions that need to be put forth to
28. make this bill better, that they're put forth here today. I
29. anticipate questions. I've been known to be flexible. I want
30. the best bill for the State of Illinois as I can have, and
31. now I would yield to any questions that might be asked, Mr.
32. President.

33. PRESIDENT:

1. Any further discussion? Senator Sommer.

2. SENATOR SOMMER:

3. Senator Johns, does...is there currently a retail occupa-

4. tion tax or tax similar to that on coal?

5. PRESIDENT:

6. Senator Johns.

7. SENATOR JOHNS:

8. Yes, there is a one percent tax on coal that goes to

9. the counties where severed. Now, that...or was built...

10. that goes there and has meant only two million dollars in

11. total revenue for the State of Illinois since its inception.

12. PRESIDENT:

13. Senator Sommer.

14. SENATOR SOMMER:

15. Well, it is my recollection that a couple of years ago

16. we passed a bill which said that that tax instead of going

17. to the Metropolitan Chicago Area where the companies were

18. selling the coal, would go to the counties to do the very same

19. things that you're saying this tax is going to do. Do you

20. want a second bite on this one?

21. PRESIDENT:

22. Senator...Senator Johns.

23. SENATOR JOHNS:

24. You're absolutely correct and as I stated, to the best

25. of my belief there is two million dollars spread throughout

26. all the coal producing counties of the State of Illinois. It

27. is just simply not enough, Senator Sommer.

28. PRESIDENT:

29. Senator Sommer.

30. SENATOR SOMMER:

31. Well, Senator Johns, where did that two million dollars

32. come from, where did it go two or three years ago?

33. PRESIDENT:

1. Senator Johns.

2. SENATOR JOHNS:

3. As I told you, Senator Sommer, the two million dollars
4. spread over the many counties of coal production in the State
5. of Illinois is dissipated into that county government.

6. PRESIDENT:

7. Senator Sommer.

8. SENATOR SOMMER:

9. Was it not true that that was...that tax was collected
10. within the Metropolitan Chicago Area prior to the bill pass-
11. ing a couple of years ago?

12. PRESIDENT:

13. Senator Johns.

14. SENATOR JOHNS:

15. Again, you are absolutely correct and the City of Chicago
16. acquiesced and that bill was passed, much against their con-
17. testing the Act, but they have never given me any criticism
18. since on that particular issue.

19. PRESIDENT:

20. Senator Knuppel.

21. SENATOR KNUPPEL:

22. Mr. Chairman and members of the Body, I have on my
23. Declaration of Economic Interest, disclosed only one retainer
24. fee, that's all that I have where I'm on a retainer and that's
25. with Menard Electric Cooperative. They're in the utility business
26. and they're interested in the price of coal. This, I think, creates
27. a conflict of interest and I will not vote on the legislation.
28. I will say this, that Senator Johns has tried, in this instance,
29. to meet the suggestions that were made in committee with reference
30. to how this money is to be spent rather than to go into the
31. General Fund and be spent like a sailor on a drunken leave on
32. Saturday night. It does go for capital improvement, it does
33. go for the cost of collection and it does go for the reclamation

1. of mine land. I think it made a bill that was impossible...
2. passable.

3. PRESIDENT:
4. Senator Soper.

5. SENATOR SOPER:
6. Thank you, Mr. President. Senator Johns, I wonder if
7. you'd answer a few questions. There's a few things on my
8. mind...to submit. Thank you, Senator...

9. PRESIDENT:
10. Yes, he indicates he'll yield.

11. SENATOR SOPER:
12. ...what...I didn't get the...the total amount of this
13. tax or this severance tax that you want to put on each ton
14. of coal?

15. PRESIDENT:
16. Senator Johns.

17. SENATOR JOHNS:
18. All right, I'll go through it again, I hope that...
19. probably the confusion and noise that we had here a few
20. moments ago might have softened the approach, but...are you
21. going to...what's the matter? What did he say?

22. PRESIDENT:
23. No. Senator Johns.

24. SENATOR JOHNS:
25. Well, all right. I want to be sure that you catch it
26. this time. Okay, you ready? All right, you ready? Thirty
27. cents a ton, fifteen cents to the counties for capital improve-
28. ment, the balance or fifteen percent...or fifteen cents a ton
29. goes to the State of Illinois. A total of eighteen million
30. divided means nine million distributed over the coal pro-
31. ducing counties. 4.5 million for reclamation, 4.5 million to
32. the State for the administering of the Act by the Department
33. of Revenue.

1. PRESIDENT:
2. Senator Soper.
3. SENATOR SOPER:
4. Now, how much...you say that fifty-five percent of
5. this coal is exported to other states?
6. PRESIDENT:
7. Senator Johns.
8. SENATOR JOHNS:
9. To the best of my knowledge, absolutely yes.
10. PRESIDENT:
11. Senator Soper.
12. SENATOR SOPER:
13. The other forty-five percent, now, is used in the
14. State of Illinois. Most of it is high sulfur coal. Now,
15. I don't want any more answers. I want to talk now on my own
16. time. Thank you. Now, it comes to my mind that high sulfur
17. coal is not very desirable and the only reason that high
18. sulfur coal is sent out of the State of Illinois to other
19. states is...is because the fact that the utilities that use
20. it in other states, use it with...with the necessary equip-
21. ment that takes the sulfur and so forth out of the coal which
22. is very costly. Now, we...we do have a lot of employment in
23. the coal mines because of the fact that we send all this coal
24. out...out of the State because they can use it. Now, if we
25. stop that export the first thing we're going to do is have
26. a lot of coal miners out of...out of business and we're going
27. to lose a lot of income tax and a lot of sales tax. Now,
28. if I ever saw a self-serving bill to take care of somebody,
29. first we got a bill that gave them one percent that they stole
30. from the...that they stole from the northern part of Illinois
31. where...where all the utilities use soft...self...this sulfur
32. coal and they're...they're bound to use it by...by law... we
33. used to coal mine the State of Illinois. Now...now, with that

1. rip-off they come along and they want some more money, about
2. nine more million dollars. Now, we'll lose...we'll put a
3. lot of people on relief, we'll pay a greater charge for
4. utilities in the northern part of the State and the other
5. counties that don't mine this coal...you know, Senator Johns,
6. you come to this Senate and you...you cry for those counties
7. you're from and we bleed with you and you get us half a per-
8. cent and a one percent of the time and God bless us, I don't
9. think we're going to come out with our shoestrings this time.

10. PRESIDENT:

11. Senator Donnewald. Senator Regner.

12. SENATOR REGNER:

13. Senator Johns, if I understand it rightly, the total
14. amount of taxes collected by this will be about twelve
15. million dollars. Is that correct?

16. PRESIDENT:

17. Senator Johns.

18. SENATOR JOHNS:

19. No, Sir...

20. PRESIDENT:

21. 3rd time.

22. SENATOR JOHNS:

23. ...it's eighteen million, Senator.

24. PRESIDENT:

25. Senator Regner.

26. SENATOR REGNER:

27. Okay, eighteen million. Now, even...even if half of
28. it is...if it is exported and it's not going to affect us at
29. all there's still going to be about nine million dollars of
30. new taxes, the bulk of which will be on utilities for
31. the usage of coal and I sure as heck, if I were you, wouldn't
32. want to be known as the sponsor of legislation this year that's
33. going to raise utility bills.

1. PRESIDENT:

2. Senator Joyce. Senator Joyce.

3. SENATOR JOYCE:

4. Mr. President and members of the Body, I rise in
5. support of this legislation. My district has a strip mine
6. that is now defunct and sold to another corporation. Many
7. sections of ground are laid to waste there and at the time
8. they were mining the...they changed the courses of many
9. creeks, ditches and small rivers. They have changed roadways,
10. left roads that are in terrible condition, left the ditches
11. that are in deplorable condition, they didn't pay an adequate
12. share of taxes when they were mining that land. In fact, they
13. paid the same amount of taxes as when they purchased the land,
14. because they said that it left it in worse condition and they
15. shouldn't have to pay that kind of taxes. If they...if the
16. counties don't get the money at the time they're mining there,
17. then they're going to be in big trouble trying to get them
18. later on. So, I think that...another thing that happens when
19. they leave an area it is great for one corporation to own a
20. large strip of land, a large body of land. They like to sell
21. those to undesirable factories and that's great for the community
22. when they're left there. So, I think that Senator Johns is...
23. is doing a good service for his community and it should have
24. been done for us many years ago, so I commend Senator Johns and
25. his legislation and I would hope that we would all support it.

26. PRESIDENT:

27. Senator Latherow.

28. SENATOR LATHEROW:

29. Thank you, Mr. President and members. I have an amend-
30. ment I wanted to put on this bill, Senator Johns and it has
31. kind of slipped my mind that that was going to extract from
32. the purchaser a cent a bushel on each bushel of corn that left
33. the county and I happened to think I had a conflict of interest

1. in it, so I...I just wanted to know...wanted you to know
2. I had that and my conflict of interest caused me to want
3. to drop it.

4. PRESIDENT:

5. Senator Harber Hall.

6. SENATOR HARBER HALL:

7. I have a small piece of ground that has coal under it
8. and I'm going to vote Present on this for that reason.

9. PRESIDENT:

10. Senator Nimrod.

11. SENATOR NIMROD:

12. Yeah...

13. PRESIDENT:

14. What have you got in Skokie?

15. SENATOR NIMROD:

16. Yeah, Mr. President and fellow Senators. I have no
17. conflicts with this bill. I wanted to just point out that
18. in our Revenue Committee there were some things that were
19. somewhat disturbing and I just feel that this kind of a bill
20. needs further study before we can come out with a kind of a...
21. analysis here that would certainly be justifiable. There have
22. been no provisions here, of course, made for the property tax
23. which already taxes the mineral in the ground and we're adding
24. more to it. It seems to me that the local counties involved
25. have not had a proper assessment and their values have not
26. reached the more than nineteen and twenty percent area and not
27. come up to the thirty-three percent. The amounts that are
28. being returned to them are exorbitant compared to what they've
29. been receiving and I think the...what we're saying here is, that
30. I know that the counties you're talking about need some money and
31. need to have it there and I just think it's the wrong way to
32. approach a bill, to put a state tax on for the State without
33. us having any particular interest. I want to point out that

1. we're spending seventy million dollars in bonding money
2. from the taxpayers of this State to develop uses of this
3. coal and we shouldn't...certainly shouldn't be letting part
4. of that cost and those things go back to one section in one
5. particular area. I just don't believe this bill is ...
6. really had the study and had the time to correct these kind
7. of problems.

8. PRESIDENT:

9. Senator Savickas.

10. SENATOR SAVICKAS:

11. Well, Mr. President and members of the Senate, I heard
12. some of the Senators that have conflict of interest by having
13. coal in their land and they can't vote for the bill. I've
14. got some coal in the coal bin of my basement and I would like
15. to know if this constitutes a conflict. If not, I'd like to
16. support the bill.

17. PRESIDENT:

18. Is it domestic or foreign coal?

19. SENATOR SAVICKAS:

20. I think it's just southern Illinois.

21. PRESIDENT:

22. Senator Demuzio.

23. SENATOR DEMUZIO:

24. Thank you, Mr. President, members of the Senate. I
25. think that I come from, perhaps, the county in the State
26. that has the largest number of reserves of coal in terms of
27. tonage than any other county in the State and that's central
28. Illinois, and I want to echo what Jerry...Senator Joyce
29. my seatmate has said today. That we're currently, hopefully
30. going to be involved in some land reclamation projects that the
31. money was just passed out this...this past week. No one really
32. knows, I don't believe, how to deal with the reclamation pro-
33. ject and certainly we're going to be...in some demonstration

1. projects very, very soon. But, if you can go into the
2. counties that...that have these gob piles and see what is
3. going on with the creeks and the rivers and all of the...
4. the devastation that it does to the environment. The 4.5
5. million, as I recall, Senator Johns, it goes into the reclama-
6. tion fund for our administration by the Department of Mines and
7. Minerals, perhaps, is not enough, but it certainly is a
8. start in the right direction, and I would urge a favorable
9. vote on this legislation.

10. PRESIDENT:

11. Senator Rock.

12. SENATOR ROCK:

13. Thank you, Mr. President, Ladies and Gentlemen of
14. the Senate. I rise in support of Senate Bill 1555. Senator
15. Johns was quite correct. A couple of years ago there was,
16. in fact, a bill under his sponsorship which transferred that
17. tax and its receipts from the point of sale to the point of
18. it...from...from the point of sale which happened to be the
19. County of Cook, City of Chicago down to the respective counties.
20. We did oppose that at that time. I think Senator Johns has
21. a perfect right as Senators Joyce and Demuzio have to represent
22. their areas. We represent ours and we're happy to help whenever
23. we can.

24. PRESIDENT:

25. Any further discussion? The question is, on the...no,
26. shall this...Senator...Senator Johns, do you desire to close
27. the debate on that pleasant note...

28. SENATOR JOHNS:

29. I think I've said enough, Mr. President.

30. PRESIDENT:

31. The question is, shall Senate Bill 1555 pass? Those in
32. favor will vote Aye. Opposed will vote Nay. The voting is
33. open. Have all voted who wish? Take the record. On this

1. question the Ayes are 30, the Nays are 18, with 3 Voting
2. Present. Senate Bill 1555 having received the constitutional
3. majority is declared passed. Senator Nimrod. A verification
4. is requested. Will the members please be in their seats.
5. Read the affirmative roll call.

6. SECRETARY:

7. The following members voted in the affirmative: Brady,
8. Bruce, Buzbee, Carroll, D'Arco, Daley, Demuzio, Dougherty,
9. Egan, Kenneth Hall, Hickey, Hynes, Johns, Joyce, Kosinski,
10. Lane, Lemke, McCarthy, Morris, Netsch, Newhouse, Nudelman,
11. Palmer, Rock, Savickas, Smith, Vadalabene, Welsh, Wooten,
12. Mr. President.

13. PRESIDENT:

14. Did you say Smith? Senator Smith...is...yeah, he's on
15. the Floor. The roll call has been verified. Senate Bill...
16. yeah, Tom should be here a little...later. Senate...the roll
17. call has been verified. Senator Vadalabene moves to reconsider
18. the vote by which that bill passed. Senator Rock moves to
19. Table. All in favor say Aye. Opposed Nay. Motion carries.
20. Senate Bill 1608, Senator Knuppel. For what purpose does
21. Senator Buzbee arise?

22. SENATOR BUZBEE:

23. Parliamentary inquiry, Mr. President.

24. PRESIDENT:

25. State your parliamentary inquiry.

26. SENATOR BUZBEE:

27. I...I make this inquiry in all seriousness and not to
28. intend to be critical of any of my colleagues at all. But,
29. what is the law or the ruling...the rules, rather, of this
30. Body when a member stands up and declares that he has an economic
31. conflict of interest. Is he automatically precluded from voting
32. first of all and secondly, if he is not, I would point out that
33. there are times when a member, even though he does have an economic

1. conflict of interest, that very well it could be that the
2. legislation would be such that it would affect his district
3. in such a positive manner that perhaps he would want to
4. go ahead and vote for that legislation even though it might
5. cause an economic conflict of interest or some other kind
6. of conflict of interest for him personally.

7. PRESIDENT:

8. Senator, the question is in part, part parliamentary.
9. It is in part legal. The answer is this, whenever a member
10. declares that he has a con...that he has a conflict of interest
11. it is simply an assertion by him that he has an economic
12. interest which may be deemed to be a conflict on that vote.
13. He is by no stretch of the imagination precluded from voting.
14. The very genesis of the law under which we now serve, is for
15. members to be able to declare what their interests are. It
16. is not calculated to restrict their vote. It's a matter of
17. letting people know, both by the written forms which we
18. file and by verbal statements on the Floor, that that interest
19. exists. A situation could arise, Senator, where you might
20. have a conflict of interest and where there may be an overwhelming
21. desire in your district for you to vote a certain way. If
22. you did not vote on the question your people would be effectively
23. disenfranchised if that bill lost. Senator Knuppel.

24. SENATOR KNUPPEL:

25. Well, I just might call to the Senator's attention that
26. there's quite an...quite an article in the statutes on this
27. and it's called the Legislative Ethics Act, which was passed
28. in 1967 and it's...it's a rather close code of ethics and all
29. you have to do is read it, and I think a lot of the members of
30. this Body probably don't even know that it exists. I've commented
31. on it many times. It doesn't foreclose you. It tells you you
32. will consider the effect of your vote, what your conflict is and having
33. declared that conflict, then will make a determination as to how

1. you vote, but if you'll read that and I will get a copy
2. of it and distribute it since there seems to be some question,
3. but I think it's largely forgotten here and if maybe we had
4. been following it we wouldn't be confronted with part of
5. the referendum that's now being circulated. This was a very
6. positive statement as to what a Legislator should do in these
7. instances and it was passed in 1967.

8. PRESIDENT:

9. Thank you, Senator, for explaining what I was trying
10. to say. Senate Bill 1608, Senator Knuppel. Senate Bill
11. 1750, Senator Knuppel. Read the bill. Do you desire to
12. recall it for an amendment, Senator?

13. SENATOR KNUPPEL:

14. No, Mr. President, Senator Latherow has indicated he
15. was...he was not able to get an amendment adopted. He will
16. try to put it on in the House, if so...

17. PRESIDENT:

18. Your answer is no, Senator, right? You don't want to
19. recall it, but you want...

20. SENATOR KNUPPEL:

21. No, Sir.

22. PRESIDENT:

23. ...to call the bill for...

24. SENATOR KNUPPEL:

25. I want to call the bill...

26. PRESIDENT:

27. Read the bill.

28. SECRETARY:

29. Senate Bill 1750.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDENT:

33. Senator Knuppel.

1. SENATOR KNUPPEL:

2. Mr. President and members of the Body, we thoroughly
3. explained the bill on yesterday. There's been a handout
4. here from the Illinois Association of County Superintendents
5. of Highways, which further explains the bill and in deference
6. to requests from Senator Dougherty, I have asked the Clerk
7. to strike from the caption on the bill the...the reference
8. that it tied in somehow to the one...one percent of the in-
9. come taxes. It's no longer tied to one percent of the in-
10. come tax. I would appreciate a favorable roll call.

11. PRESIDENT:

12. Any further discussion? Senator Fawell.

13. SENATOR FAWELL:

14. Well, I gather that...Mr. President, members of the
15. Senate, that there probably are sufficient votes to pass
16. this, but if I understand it, and I stand to be corrected,
17. there's fifteen million dollars that could come from the
18. General Revenue Fund. Now, that's the income tax and I am
19. told...I think yesterday I heard someone state that the
20. appropriation for this fiscal year is to be financed through
21. bonds which isn't necessarily the greatest solution, but what
22. we are doing here, and we've got a financial problem right
23. now in the State and it's not going to go away unless we're
24. going to pass some new taxes which I don't think we're quite
25. willing yet to admit that we must confront, but we're simply
26. loading up more expenses against the General Revenue Fund.
27. I realize how our County Superintendents of Highways feel about
28. this. I recognize that there are a lot of bridges which do
29. need repairing, but I don't believe that this is responsible
30. for us to once again tack an appropriation on which is, we
31. know, going to end up funneling more and more funds out of the
32. General Revenue Fund. It's very understandable, especially
33. downstate, I think, political reaction, but I do not believe

1. that it is responsible to tack any more appropriations on
2. to that General Revenue Fund. Most of us here in this Body
3. are going to be back in...beginning in January and you're
4. going to have to figure out how in the world you're going
5. to be able to come up with another five or ten or fifteen
6. million dollars now to start financing this, and by the way
7. you have to pay interest and principal on those bonds and
8. that's all General Revenue, too. So, I...I think here we're
9. ...we're simply not being responsible by passing this type
10. of legislation at this time, especially.

11. PRESIDENT:

12. Senator Soper.

13. SENATOR SOPER:

14. Well, I...I think that Senator Knuppel inadvertently
15. made a mistake when he said, this is not tied into the one
16. percent and the one percent of the income tax is taken out,
17. because it's still in there. Is that...am I right, Senator
18. Knuppel?

19. PRESIDENT:

20. Senator Knuppel.

21. SENATOR KNUPPEL:

22. Well, if I read it correctly, it's not earmarked and
23. ...and, of course, General Revenue is...the General Revenue
24. Fund is fed by the income tax, but as I read the amendment
25. it's not tied in anyway...way anymore to being one percent
26. of...of the State Income Taxes. Originally created, this
27. bill did call for a payment to counties and townships of an
28. amount equal to one percent of the...of the net...income taxes.
29. It's no longer so earmarked.

30. PRESIDENT:

31. Senator Soper.

32. SENATOR SOPER:

33. Now, doesn't this say, there will be fifteen million dollars

1. out of the Bond Fund and if the Bond Fund...if the fifteen
2. million dollars does not come out of the Bond Fund, it'll
3. be one percent of the income tax? Isn't that what it says,
4. up to fifteen million dollars?

5. PRESIDENT:

6. Senator Knuppel.

7. SENATOR KNUPPEL:

8. Not as now amended. It says that the fifteen million
9. dollars will come out of General Revenue, any State funds
10. or a combination of those funds. It is not earmarked for
11. ...for say or for income tax. That has been removed in the
12. amendment that was put on yesterday. Now, there's several
13. amendments out and if you've got the wrong copy you may be
14. in trouble, but the one that was distributed yesterday has
15. removed that provision.

16. PRESIDENT:

17. Senator Glass.

18. SENATOR GLASS:

19. Thank you, Mr. President, Ladies and Gentlemen, just
20. again to...to respond to Senator Soper. The...the amount is fifteen
21. million dollars and it's to be taken from the Road Fund, the General
22. Fund, any other State funds or a combination of those funds, so
23. it...it is left totally flexible and I would...as to which
24. fund it comes from.

25. PRESIDENT:

26. Senator...Senator Merritt.

27. SENATOR SOPER:

28. Well, I...

29. PRESIDENT:

30. Oh, pardon me. Senator Soper, you had the Floor. You
31. desire...

32. SENATOR SOPER:

33. I...yes, but...

1. PRESIDENT:
2. ...the Floor, again? Senator Soper.
3. SENATOR SOPER:
4. Now, they're telling us it's flexible, but I say
5. that the General Revenue Fund is still in there. If
6. there's...if it doesn't come...is that right?
7. PRESIDENT:
8. That's what he says, Senator.
9. SENATOR SOPER:
10. Yeah...yeah, but Senator Knuppel keeps on saying that
11. the General Fund is not involved in this. Now, they read
12. this and say - well, it's flexible, of either this, that
13. or the other. That's what I'm talking about.
14. PRESIDENT:
15. I think he...the word he wanted was optional. Senator
16. Merritt.
17. SENATOR MERRITT:
18. Yes, Mr. President, members of the Senate. As amended,
19. I certainly rise in support of the bill. Those of us who
20. live downstate in the rural areas knows exactly what our problem
21. is. Those others who live in the Metropolitan areas, perhaps,
22. are not quite as well acquainted with you. One county super-
23. intendent from my district, Jack Haffington of Clark County,
24. certainly played a most important roll in helping draft this
25. legislation, much needed legislation. I believe in that county
26. alone, thirty-three bridges, if I remember correctly, were
27. condemned and closed this year. Some of them not necessarily
28. closed, some of them fell in. Now, you can't transport these
29. agricultural products, both grain and livestock, to the markets,
30. you can't get children to school when on one of the farms that I happen
31. ...my wife happens to own, have an interest in, when they
32. had to go six miles around to even get to their farm home let
33. alone transport those products. Let's think in terms that

1. Illinois is the number one State in the nation in the export
2. of our agricultural products. Let's keep it that way, let's
3. free these people in the rural areas by giving them the
4. necessary legislation to get these bridges built. In many
5. instances the present bridge levy in those townships, if they
6. accumulated it for ten years, would not build one bridge.
7. This is a desperate situation for people in the rural areas
8. that affects the entire State. I rise in support of it and
9. hope the colleagues from my side of the aisle will do likewise.
10. Thank you.

11. PRESIDENT:

12. Senator Shapiro.

13. SENATOR SHAPIRO:

14. Well, Mr. President and Ladies and Gentlemen of the
15. Senate. I certainly don't argue with the intent of Senate
16. Bill 1750. I'm from downstate Illinois and my district is
17. primarily a rural one, however, I do quarrel with the method
18. of funding this type of a project and I do note that if the
19. amendment I have in front of me is a proper one, and Senator
20. Glass has pointed out that it is, that any combination of
21. Road Fund General Revenue Funds or any other State funds can
22. be used to make up these dollars. Now, I think that anyone
23. who votes for this bill should keep this in mind and particularly
24. those legislators like myself who have zealously guarded the
25. Road Fund against transfers out for any other purposes, and you
26. all know that over the years educators have attempted to impose
27. upon us their will that road funds be used to fund education.
28. They all seem to think that there's a great amount of available
29. dollars there for any purpose that they think it should
30. be used for. I happen to know that the road funds, the Motor
31. Fuel Tax Funds are in short supply and are declining every year.
32. I'm opposing this on this basis, that if we approve this bill
33. then the education fraternity of this State has every right to

1. come down here and ask us to open up the Road Fund so
2. we can transfer those road fund dollars to the General
3. Revenue Fund or the Common School Fund. It's that pure
4. and simple. I think we should resist the bill unless there's
5. a change in the funding and I mean a definite and absolute
6. change. General Revenue Funds should not be used for this
7. and especially in view of the fact that last Fall in an over-
8. ride of the Governor's Veto, we are allowing the transfer of
9. an additional sixteen million dollars a year above the formula
10. to our cities, counties and townships. I would urge the de-
11. feat of this bill.

12. PRESIDENT:

13. Senator Dougherty.

14. SENATOR DOUGHERTY:

15. Thank you, Mr. President, members of the Senate. I'm
16. going to rise in support of this bill because I believe that
17. Senator Knuppel and Senator Glass have worked upon a reasonable
18. solution to do this method. However, I have grave doubts that
19. we are not the financial ability of the State of Illinois as
20. capable of solving this bill as proposed. Therefore, I think
21. you're all aware of the fact that on Friday...Friday noon I
22. introduced Senate Bill 2000. The Senate Bill provides that
23. fifteen million dollars will be appropriated from the Road Fund
24. ...not from the Road Fund from the Motor..Motor Transportation
25. Fund and this money will be supplied by the Governor. It's all
26. there, the money...the trust funds, they are there to supply it.
27. I'm going to support this bill because it's a good measure. I
28. think he's provided every safeguard he can, but as a safety
29. factor, I do believe that the bill I have introduced, Senate Bill
30. 2000, will do much more to support than this bill will. It would
31. give the Governor two opportunities to provide the legislation
32. necessary to provide for the maintenance of these road funds.

33. PRESIDENT:

1. Senator Regner.

2. SENATOR REGNER:

3. Yes, Mr. President, members of the Senate. I cer-
4. tainly don't quarrel with the intent of this bill. We do
5. have a problem with our bridges downstate and we should have
6. some kind of a plan to improve them. However, as of to date
7. of the appropriation bills passed here in the Senate we're
8. thirty-four million dollars over the Governor's budget.
9. This is another fifteen million dollars out of General Revenue
10. Funds and if this bill passes we'll have voted out fifty
11. million dollars over the budget which everybody has been hollering
12. up to this point, is already in dire trouble and we have a
13. great fiscal problem, and I urge the defeat of the bill on the
14. basis that we just can't afford it.

15. PRESIDENT:

16. Senator Joyce.

17. SENATOR JOYCE:

18. Thank you, Mr. President and members of the Senate. In
19. Kankakee County alone there are one...let's see, it would take
20. one hundred years of the present rate of financing building
21. the new bridges that are in need of being replaced right now
22. and I think people...you know, it's just time to change that
23. present rate of financing. We...we have to do something and
24. I would support this bill.

25. PRESIDENT:

26. Senator Rock.

27. SENATOR ROCK:

28. Thank you, Mr. President, Ladies and Gentlemen of the
29. Senate. I, too, rise in support of Senate Bill 1750. I think
30. we all are aware of what's at stake here. There are, I am
31. informed, twelve thousand bridges in this system. Only four thousand
32. of which are capable of carrying what we have set as a legal
33. load. I think that we must recognize that the State of Illinois

1. has to address this problem and I would urge support of
2. all my colleagues.

3. PRESIDENT:
4. Senator Sommer.

5. SENATOR SOMMER:
6. A question for the sponsor, Mr. President.

7. PRESIDENT:
8. He indicates he will yield.

9. SENATOR SOMMER:
10. Senator Knuppel, a couple of statements here have made
11. me cause to wonder. First of all, there are those who are
12. saying that it would take ten or a hundred years to accumulate
13. the money to build these bridges. We're only, in most counties,
14. giving a half match, so they still have to come up with half
15. of it. Then, is that a logic follow, that it would still take them
16. fifty years to build these bridges?

17. PRESIDENT:
18. Senator Knuppel.

19. SENATOR KNUPEL:
20. Well, your computations is good as mine. It says
21. five hundred and twenty-seven million dollars is what they
22. estimate and with the ascendancy in cost you can figure what
23. it would take. That would be thirty million a year and it
24. would take, what, about three...it would take about thirty
25. some odd years at no inflation.

26. PRESIDENT:
27. Senator Sommer.

28. SENATOR SOMMER:
29. Well, there's a couple of things that have been glassed
30. over here. What are the townships' levying powers for bridge
31. purposes and secondarily, what are their bonding powers for
32. bridge purposes?

33. PRESIDENT:

1. Senator Knuppel. Oh...

2. SENATOR SOMMER:

3. Are we just getting sucked into another deal where

4. it's thirty...or five million this year and thirty million

5. next and fifty the next? I...I really...that causes me to

6. wonder. I'm not sure.

7. PRESIDENT:

8. Senator Knuppel.

9. SENATOR KNUPPEL:

10. Well, this bill specifically provides that the road

11. districts on their matching funds have to be levying at the

12. maximum that is allowed. Now, I don't know that it provides

13. anything with respect to bonding power, but it does say that

14. ...that first of all they have to match the fund and secondly,

15. they have to be taxing at their limit before they can share

16. in these funds. That was provided, it was raised in committee

17. and it was added in this amendment, that they must be taxing

18. at their legal limit to share in these funds.

19. PRESIDENT:

20. Senator Sommer.

21. SENATOR SOMMER:

22. Well, Senator Knuppel, what is the...the bridge tax for

23. townships?

24. PRESIDENT:

25. Senator Knuppel.

26. SENATOR KNUPPEL:

27. I'm told it's 1...point 165. They've got something they

28. call a nickel referendum that they can put on, but the two

29. sections of the statute I'm not really...maybe somebody else

30. can answer that that's more familiar with township law, but...

31. but, as I understand it they have to tax at whatever the maximum

32. rate is both ways, two different statutes before they will share

33. in this money.

1. PRESIDENT:

2. Senator Sommer.

3. SENATOR SOMMER:

4. Well, what if you have a typical rural township that
5. you're familiar with in your district, and certainly in
6. mine, where there isn't much valuation. How can they ever
7. raise their fifty percent match? That's the point I'm after.

8. PRESIDENT:

9. Senator Knuppel.

10. SENATOR KNUPPEL:

11. This provides that the...that the county commissioner
12. will make decisions in this area and that...and...and, there-
13. fore, it's not on a township basis. It's on a county basis, so
14. that the townships, as I understand it, will...will be able
15. to get some help even though they aren't able to make a com-
16. plete match on a township basis. The county does the matching
17. as I understand it.

18. PRESIDENT:

19. Senator Latherow.

20. SENATOR LATHEROW:

21. Thank you, Mr. President, I only...only wanted to recognize
22. a little more lengthy statement. The maximum in this particular
23. case is the maximum that they can raise without referendum. Now,
24. that is .05 in the Bridge Fund and it's .25 otherwise. They
25. can, by referendum, raise that to .25. The Road and Bridge
26. Fund is a maximum of .165. I have great druthers about this
27. bill. I know there is some need, but I don't know whether it's
28. so crising that we need to further involve the State Treasury
29. to the point of what we might say extinction. I...I can see
30. these bridges, and I know them well in my area, that they were
31. built all at approximately the same time. They came in by the
32. train load and they gathered them, took them out and constructed
33. the bridges whether they be large or small, and I think with

1. this particular piece of legislation we're progressively
2. coming to the stage where we're going to see more twenty
3. foot bridges in the...in the State of Illinois than we ever
4. dreamed of seeing before, because you're going to see almost
5. every bridge become a twenty foot bridge and get...to get the
6. help of these programs. There'll still be a few culverts,
7. but there will be a lot more twenty foot bridges, I assure you.

8. PRESIDENT:

9. Senator Knuppel may close the debate.

10. SENATOR KNUPPEL:

11. Senator Joyce...

12. PRESIDENT:

13. Senator Joyce has spoken. Now, Senator Joyce...now,
14. Senator Glass has asked, also, to speak, Senator Joyce has
15. asked to speak. The Chair would simply point out that both
16. of them have already spoken on this subject. Is there leave
17. to permit them to speak twice? Senator Knuppel may close
18. the debate.

19. SENATOR KNUPPEL:

20. Mr. President, I think this bill has been thoroughly
21. discussed. I...I feel very strongly, most of these township
22. bridges were built fifty years ago. They won't carry school
23. buses, grain trucks. All you had then was a horse and buggy
24. and a box wagon. I have a lot of these in...in the outlying
25. townships in Fulton County and other places where we have these
26. streams coming in. These people are deserving of a...of a
27. community, if we want to uplift our State, that will provide
28. for the kind of bridges that are necessary. There's priorities
29. for school buses, mail routes, et cetera. I think this is the
30. kind of legislation that we need to correct the situation. I
31. don't think it can ever be corrected otherwise and it seriously
32. needs correction. These bridges are breaking down with heavier
33. machinery, with loads of...of grain and otherwise and many of

1. them you can't even cross with a loaded school bus. I would
2. ask a favorable roll call.

3. PRESIDENT:

4. Just before we take the roll call the Chair would like
5. to apologize, both to Senator Glass and to Senator Joyce.
6. I'm not infallible. Rule 31 does, in fact, say that no Senator
7. may...shall speak more than once until every Senator choosing
8. to speak shall have spoken. So, you both were entitled to
9. speak. And now, having apologized I take it you'll waive
10. your right to speak. The question is, shall Senate Bill 1750
11. pass? Those in favor vote Aye. Opposed will vote Nay. The
12. voting is open. Have all voted who wish? Take the record.
13. On this question the Ayes are 45, the Nays are none, with 5
14. Voting Present. Senate Bill 1750 having received the constitu-
15. tional...the Ayes are 45, the Nays are 4, with 5 Voting Present.
16. Senate Bill 1750 having...received the constitutional majority
17. is declared passed. Senate Bill 1801, Senator Bruce...or 2,
18. all right. Senate Bill 1878, Senator Demuzio. Senate Bill
19. 1959, Senator Berning.

20. SENATOR BERNING:

21. Mr. President, I ask leave of the Body to bring 1959
22. back to 2nd reading for purposes of an amendment. Copies
23. of which have been distributed and copies of which are on the
24. Secretary's Desk having been placed there yesterday. This
25. is strictly a clarifying amendment, so...

26. PRESIDENT:

27. Is leave granted? Leave is granted. The Senate Bill
28. 1959 is now on the order of 2nd reading. Senator Berning.

29. SENATOR BERNING:

30. I move for the adoption of Amendment No. 1, Mr. President.

31. PRESIDENT:

32. Any discussion on the amendment? Senator Rock.

33. SENATOR ROCK:

1. I...I'm not certainly, Mr. President, going to contest
2. the fact that Senator Berning did, in fact, distribute. We
3. have a very active cleaning crew. I...I just want to take
4. a look and see if it's the...the one I saw before. I...I
5. wonder if the Senator would be kind enough to explain the
6. amendment?

7. PRESIDENT:

8. Senator Berning.

9. SENATOR BERNING:

10. Yes, Mr. President and Senators. This is an effort
11. to further clarify that the bill applies only to rates and
12. in no way then would ordinary step and merit increases be
13. included in the purvue of this Senate Bill 1959. That's the
14. purpose and I believe that the amendment defines that carefully.

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33. (Continued on next page)

HB 1955
3rd Reading
6/16/76

1. PRESIDENT:
2. Senator Rock. All right. The question is on the adoption of
3. Amendment No. 1 to Senate Bill 1959. Those in favor will say Aye.
4. Opposed Nay. Amendment No. 1 is adopted. Any further amendments?
5. Any amendments from the Floor? 3rd reading. House Bills
6. on 3rd reading. House Bill 1955, Senator Daley.
7. SECRETARY:
8. House Bill 1955.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. PRESIDENT:
12. Senator Daley.
13. SENATOR DALEY:
14. Mr. President, fellow Senators, House Bill 1955
15. as amended was fully discussed yesterday. What the bill
16. provides is, it allows a main bank to have a outside banking
17. facility thirty-five hundred yards, and if there's any ques-
18. tions I'd be glad to answer any of the questions, if not,
19. I ask for a favorable roll call.
20. PRESIDENT:
21. Any further discussion? Senator Rock.
22. SENATOR ROCK:
23. Thank you, Mr. President, Ladies and Gentlemen of
24. the Senate. I rise in support of House Bill 1955, but I
25. would, however, and as a point of parliamentary inquiry re-
26. quest a ruling from the Chair. As everyone is aware, this
27. bill will provide a much needed second facility for our
28. financial institutions in this State, and as such, is worthy
29. of our support. My question for the purpose of the record
30. and the ruling I request from the Chair is that under Article
31. 13, Section 8 of the Illinois Constitution there is a pro-
32. vision which says - branch banking shall be authorized only
33. by a law approved by three-fifths of the members voting on

4/12/1955

1 the question or a majority of the members elected, which-
2 ever is greater, in each House of the General Assembly. I
3 am of the opinion that the substantive provisions of House
4 Bill 1955 do not, in fact, constitute branch banking, but
5 I request a ruling from the Chair.

6 PRESIDENT:

7 The Chair will rule that this bill does not constitute
8 branch banking. It constitutes facility banking, and it is
9 not branch banking, and only thirty votes will be required.
10 Senator McCarthy.

11 SENATOR McCARTHY:

12 Just to supplement the...by...into the debate the ruling
13 of the Chair, I think it should be read into the record that
14 Section 2 of the general definition of the Banking Act pro-
15 vides that a place at which deposits are received or checks
16 paid or any of the bank's other business shall not be deemed
17 ...shall not be deemed to be a branch bank, branch office,
18 or additional house if such place is a facility established
19 and maintained in accordance with Subsection 15 of Section
20 5 of this Act, and so...

21 PRESIDENT:

22 Thank you for the addendum, Senator.

23 SENATOR McCARTHY:

24 ...that subsection 5 is the one that is being amend...amended.

25 PRESIDENT:

26 The question is, shall House Bill 1955 pass. Those in
27 favor will...oh, Senator Ozinga, I'm sorry.

28 SENATOR OZINGA:

29 I suppose I should announce the fact that I am in the
30 banking business and, of course, this is in accordance with
31 what Senator Knuppel had said just a few minutes ago, and
32 having received the ethic statement now on my desk, I rise
33 in support of this bill and will be obliged to vote Present.

1 PRESIDENT:

2 The question is, shall House Bill 1955 pass? Those in
3 favor will vote Aye. Opposed will vote Nay. The voting is
4 open. Have all voted who wish? Have all voted who wish?
5 Take the record. On this question, the Ayes are 45, the
6 Nays are 3, with 6 Voting Present. House Bill 1955 having
7 received a constitutional majority is declared passed. House
8 Bill 3137, Senator Bruce. House Bill 3189, Senator D'Arco.
9 Read the bill.

10 SECRETARY:

11 House Bill 3189.

12 (Secretary reads title of bill)

13 3rd reading of the bill.

14 PRESIDENT:

15 Senator D'Arco.

16 SENATOR D'ARCO:

17 Thank you, Mr. President, Ladies and Gentlemen of
18 the Senate. What House Bill 3189 does, it revives the
19 membership of the Commission on Delinquency and Prevention
20 to provide that four members will be appointed respectively
21 one by the Speaker of the House, the Minority Leader of the
22 House, one by the President of the Senate and one by the
23 Minority Leader of the Senate. Presently, all fifteen and
24 the full commission is fifteen are appointed by the Governor.
25 I would ask...answer any questions and seek favorable support
26 of this bill.

27 PRESIDENT:

28 Any further discussion? The question is, shall House
29 Bill 3189 pass? Those in favor will vote Aye. Opposed Nay.
30 The voting is open. Have all voted who wish? Take the record.
31 On this question the Ayes are 50, the Nays are 1, and 1...with
32 1 Voting Present. House Bill 3189 having received a constitutional
33 majority is declared passed. House Bill 3197, Senator Shapiro.

1. House Bill 3202, Senator Hynes. House Bill 3346, Senator
2. Philip. Read the bill.
3. SECRETARY:
4. House Bill 3346.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. PRESIDENT:
8. Senator Philip.
9. SENATOR PHILIP:
10. Thank you, Mr. President, Ladies and Gentlemen of
11. the House...Senate. House Bill 3446, as amended...
12. PRESIDENT:
13. It's only been a couple of years. Senator Philip.
14. SENATOR PHILIP:
15. This is the Senate, I believe, Mr. President.
16. PRESIDENT:
17. I mean you've only been over here a couple of years.
18. It'll take...we'll give you a little time. Senator Philip.
19. SENATOR PHILIP:
20. This is the budget request for the Office of Comptroller
21. for FY '77. It is some nineteen million fifty-five thousand
22. eight hundred and twenty dollars. It's a reduction of the
23. operation budget of the Office of Comptroller for some hundred
24. and twenty-four thousand dollars. To my knowledge there's no
25. opposition. I ask your favorable consideration.
26. PRESIDENT:
27. Any further discussion? The question is, shall House Bill
28. 3346 pass? Those in favor vote Aye. Opposed Nay. The voting
29. is open. Have all voted who wish? Take the record. On this
30. question the Ayes are 55, the Nays are 1, with none Voting
31. Present. Senate...House Bill 3346 having received the constitutional
32. majority is declared passed. House Bill 3372, Senator Knuppel.
33. House Bill 3378, Senator Carroll. Read the bill.

1. SECRETARY:
2. House Bill 3378.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. SENATOR CARROLL:
6. Thank you, Mr. President. This is the annual appropriation
7. for the Liquor Control Commission. It's at...just below the
8. level of last year because of amendments in committee, and the
9. Republican request for a hold has been straightened out and
10. they have said that it would be alright for us to call it...
11. PRESIDENT:
12. Any further discussion? The question is, shall House
13. Bill 3378 pass? Those in favor will vote Aye. Opposed Nay.
14. The voting is open. Have all voted who wish to vote? Take
15. the record. On that question the Ayes are 52, the Nays are 1,
16. with none Voting Present. House Bill 3378 having received the
17. constitutional majority is declared passed. House Bill 3372,
18. Senator Knuppel.
19. SECRETARY:
20. House Bill 3372.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. PRESIDENT:
24. Senator Knuppel is recognized.
25. SENATOR KNUPPEL:
26. Mr. President and members of the Body, I'd like leave to
27. return this bill to the order of 2nd reading for the purpose
28. of an amendment.
29. PRESIDENT:
30. Is leave granted? Leave is granted. House Bill 3372 is
31. now on the order of 2nd reading. Senator Knuppel.
32. SENATOR KNUPPEL:
33. The amendment is on your desk. It has been distributed.

1. It calls for Section 3, the sum of four hundred and eighty-
2. two thousand five hundred dollars. There is as much there
3. as may be necessary...appropriated to the State Fair Agency
4. for entertainment for the 1977 State Fair. None of this
5. amount shall be expended, obligated or contracted from the
6. date this Act becomes effective until 15th of February 1977.
7. This amendment, Gentlemen, is based on an opinion rendered
8. by the Comptroller's Office to the effect that monies cannot
9. be spent for entertainment in the year following...in other
10. words, you contract for it, you can't...can't obligate it
11. ahead of time. The recent ruling by the Comptroller would
12. prohibit the State Fair Agency from negotiating entertainment
13. contracts which would commit money from the FY '77 budget
14. before the appropriation bill has actually passed. Now,
15. what this does, it adds four hundred and eighty-two thousand
16. five hundred so that these contracts can, as they must be,
17. be entered into for the '77 Fair before July 1st, 1977...well,
18. 1977, so that...that you can...there will be money available
19. after February 15th next year with which the State Fair Agency
20. can...can make commitments for expenditures for the '77 Fair.
21. I move the adoption of the amendment.

22. PRESIDENT:

23. Any further discussion on the adoption of Amendment No.
24. 2 offered by Senator Knuppel? All in favor of the adoption
25. of the amendment say Aye. Opposed Nay. Amendment No. 2 is
26. adopted. Any further amendments? 3rd reading. House Bill
27. 3385, Senator Smith.

28. SECRETARY:

29. House Bill 3385.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDENT:

33. Senator Smith.

1. SENATOR SMITH:

2. Ladies and Gentlemen of the Senate, this is the annual
3. appropriation for the FEPC Act. I'm hoping and praying that
4. you'll bear in mind that this bill came out of the Appropriations
5. Committee without a descending vote. I would certainly appreciate
6. a good vote with the respect to this particular bill.

7. PRESIDENT:

8. Any further discussion? The question is, shall House Bill
9. 3385 pass? Those in favor will vote Aye. Opposed Nay. The
10. voting is open. Have all voted who wish? Have all voted who
11. wish? Take the record. On this question the Ayes are 53,
12. the Nays are 1, with none Voting Present. House Bill 3385 having
13. received the constitutional majority is declared passed. House
14. Bill 3372, Senator Knuppel.

15. SENATOR KNUPPTEL:

16. 3372 is the appropriation for the State Fair Agency for
17. the year 1976. Since coming over from the House there's been
18. a reduction amendment reducing purple services by sixteen
19. thousand dollars adjusting the social security amount, reducing
20. Fair entertainment by fifty thousand dollars, and Senator Partee's
21. amendment which requires that no more than fifty percent be expended
22. before the turn of the year. In addition to that there was the
23. appropriation added a minute ago, four hundred and eight-two
24. thousand plus commencing February 15th, so that funds would be
25. available for the Fair in FY '77. I would appreciate a favorable
26. roll call.

27. PRESIDENT:

28. Senator Nimrod.

29. SENATOR NIMROD:

30. Yeah, Mr. President, I was just trying to seek recognition
31. before we started on this, but I just wanted...I was out when
32. Senate Bill 1959 and House Bills 1955 and House Bill 3189 were
33. called. And I'd like the record to reflect I would have voted

1. in favor of these bills had I been on the Floor.

2. PRESIDENT:

3. The record will so reflect with one exception. 1959

4. was just brought back for an amendment. It has not been

5. voted on. But, the record will reflect your desire to have

6. voted affirmative on the rest of them. Senator Latherow.

7. SENATOR LATHEROW:

8. Thank you, Mr. President. I'm not well acquainted with

9. this particular bill, but I wonder, Senator Knuppel, if the

10. Partee Amendment on this will cause any problem for the

11. operation of the State Fair since their major expenditures

12. come the first few months.

13. PRESIDENT:

14. Senator Knuppel, please tell him that was changed.

15. SENATOR KNUPPEL:

16. That was changed so that premiums can be expended, but

17. for travel commodities et cetera it has to be divided.

18. PRESIDENT:

19. Now, read the bill.

20. SECRETARY:

21. House Bill 3372.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDENT:

25. The question is, shall House Bill 3372 pass? Those in

26. favor will vote aye. Opposed Nay. The voting is open. Have

27. all voted who wish? Take the record. On this question the

28. Ayes are 53, the Nays are 1, with none Voting Present. House

29. Bill 3372 having received the constitutional majority is declared

30. passed. House Bill 3515, Senator Carroll. Read the bill.

31. SECRETARY:

32. House Bill 3515.

33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDENT:

3. Senator Carroll.

4. SENATOR CARROLL:

5. Thank you, Mr. President. This is an appropriation of

6. Federal funds to the Illinois Office of Education of two and

7. a half million of which one million two is CETA money and

8. one million three is a breakfast-lunch program. I repeat

9. this is strictly Federal funds for the Illinois Office of

10. Education and I would ask for a favorable roll call.

11. PRESIDENT:

12. Any further discussion? The question is, shall House

13. Bill 3515 pass? Those in favor will vote Aye. Opposed Nay.

14. The voting is open. Have all voted who wish to vote? Take

15. the record. On this question the Ayes are 53, the Nays are

16. none, with none Voting Present. House Bill 3515 having received

17. the constitutional majority is declared passed. For what pur-

18. pose does Senator Harber Hall arise?

19. SENATOR HARBER HALL:

20. Mr. President, had I been more alert I would have punched

21. the No button when Senate...House Bill 1750. I...I was present

22. but I didn't get a chance to push soon enough.

23. PRESIDENT:

24. Let the record so reflect. House Bill 3541, Senator Weaver.

25. Read the bill.

26. SECRETARY:

27. House Bill 3541.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDENT:

31. Senator Weaver.

32. SENATOR WEAVER:

33. Thank you, Mr. President. House Bill 3541 is the annual

1. appropriation to the Attorney General in the amount of nine
2. million four hundred and six thousand and thirty-five dollars.
3. It has the fifty percent amendment on it and I'd appreciate
4. a favorable roll call.

5. PRESIDENT:

6. Any discussion? Senator Rock.

7. SENATOR ROCK:

8. Since it is...Mr. President, Ladies and Gentlemen
9. of the Senate, since you are presiding I will explain that
10. there is probably a possible conflict since in January you
11. will be the new Attorney General of Illinois, but I think
12. you can still...you are still entitled to vote Aye.

13. PRESIDENT:

14. Any further upsetting discussion? The question is, shall
15. House Bill 3541 pass? Those in favor will vote Aye. Opposed
16. No. The voting is open. Have all voted who wish? Take the
17. record. On this question the Ayes are 53, the Nays are 1,
18. with none Voting Present. House Bill 3541 having received the
19. constitutional majority is declared passed. For what purpose
20. does Senator Buzbee arise?

21. SENATOR BUZBEE:

22. Parliamentary inquiry, Mr. President. I just wanted...

23. PRESIDENT:

24. I already noticed who voted against it. Go ahead. What
25. is your...

26. SENATOR BUZBEE:

27. What is the...was the Partee Amendment on that last bill?

28. PRESIDENT:

29. It certainly was, Sir.

30. SENATOR BUZBEE:

31. Good. I wanted to make sure there was going to be
32. sufficient money. Thank you.

33. PRESIDENT:

1. House Bill 3814, Senator Graham. Is anyone going to
2. handle this bill for Senator Graham? Well, we'll get back
3. to it. House Bill 3818, Senator Bruce. I'm not sure the
4. record has showed it, but let the record show that Senator
5. Graham is not here today because of illness. House Bill
6. 3855, Senator Carroll. That's 59, I'm sorry. House Bill
7. 3886, Senator Nudelman. Read the bill.

8. SECRETARY:

9. House Bill 3886.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDENT:

13. Senator Nudelman.

14. SENATOR NUDELMAN:

15. Thank you, Mr. President. Ladies and Gentlemen of the
16. Senate, this bill would make the Illinois Administrative
17. Procedure Act, which we passed last Session, applicable to the
18. procedures of the Department of Children and Family Services.
19. That would make it uniform so that the public and people involved
20. with this...with this...Department of Government would
21. know the procedures to be followed and it would be applicable...

22. PRESIDENT:

23. Senator...Senator, pardon me for interrupting you. I
24. think you are addressing 87 instead of 86.

25. SENATOR NUDELMAN:

26. Excuse me. Yes, that is correct. I am...I should be
27. at 3886 and that's the Dangerous Drugs Commission, it's
28. the same as Illinois Administrative Procedure Act to be
29. applicable to the Dangerous Drug Commission and so on down the
30. line. There's no objection to these bills and I solicit a
31. favorable roll call.

32. PRESIDENT:

33. The question is, shall House Bill 3886 pass? Those in favor

1. will vote Aye. Opposed Nay. The voting is open. Have all
2. voted who wish? Take the record. On this question the Ayes
3. are 56, the Nays are none, with none Voting Present. House
4. Bill 3886 having received the constitutional majority is de-
5. clared passed. House Bill 3887, Senator Nudelman.

6. SECRETARY:

7. House Bill 3887.

8. (Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDENT:

11. Senator Nudelman.

12. SENATOR NUDELMAN:

13. Thank you, Mr. President. This bill would make the
14. Illinois Administrative Procedure Act applicable to the
15. Department of Children and Family Services. I would solicit
16. a favorable roll call.

17. PRESIDENT:

18. The question is, shall House Bill 3887 pass? Those in
19. favor vote Aye. Opposed Nay. The voting is open. Have all
20. voted who wish? Take the record. On this question the Ayes
21. are 57, the Nays are none, with none Voting Present. House
22. Bill 3887 having recieved the constitutional majority is de-
23. clared passed. House Bill 3888, Senator Nudelman. Read the
24. bill.

25. SECRETARY:

26. House Bill 3888.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDENT:

30. Senator Nudelman.

31. SENATOR NUDELMAN:

32. Thank you, Mr. President. This is the same Act as it
33. would relate to the Board of Vocational Rehabilitation and I

1. solicit a favorable roll call.

2. PRESIDENT:

3. The question is, shall House Bill 3888...3888 pass?

4. Those in favor will vote Aye. Opposed Nay. The voting is

5. open. Have all voted who wish? Take the record. On this

6. question the Ayes are 56, the Nays are none, with none Voting

7. Present. Senate Bill 3888 having received the constitutional

8. majority is declared passed. House Bill 3889, Senator Nudelman.

9. SECRETARY:

10. House Bill 3889.

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDENT:

14. Senator Nudelman.

15. SENATOR NUDELMAN:

16. Thank you, Mr. President. This would relate the same

17. Act to the Department of Public Health and I solicit a favorable

18. roll call.

19. PRESIDENT:

20. The question is, shall House Bill 3889 pass? Those in

21. favor vote Aye. Opposed Nay. The voting is open. Have

22. all voted who wish? Take the record. On this question the

23. Ayes are 54, the Nays are none, with none Voting Present. House

24. Bill 3889 having received the constitutional majority is de-

25. clared passed. House Bill 3914, Senator Nudelman. Read the bill.

26. SECRETARY:

27. House Bill 3914.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDENT:

31. Senator Nudelman.

32. SENATOR NUDELMAN:

33. Thank you, Mr. President. This would apply the Illinois

1. Administrative Procedure Act to the Department of Aging and
2. I solicit a favorable roll call.

3. PRESIDENT:

4. The question is, shall House Bill 3914 pass? Those in
5. favor vote Aye. Opposed Nay. The voting is open. Have all
6. voted who wish? Take the record. On this question the Ayes
7. are 56, the Nays are none, with none Voting Present. House
8. Bill 3914 having received the constitutional majority is de-
9. clared passed. House Bill 3916, Senator Nudelman. Read the
10. bill.

11. SECRETARY:

12. House Bill 3916.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDENT:

16. Senator Nudelman.

17. SENATOR NUDELMAN:

18. Thank you, Mr. President. This would make the Illinois
19. Administrative Procedure Act applicable to the Department
20. of Mental Health and Developmental Disabilities and I solicit
21. your favorable roll call.

22. PRESIDENT:

23. The question is, shall House Bill 3916 pass? Those in
24. favor vote Aye. Opposed Nay. The voting is open. Have
25. all voted who wish? Take the record. On this question the
26. Ayes are 56, the Nays are none, with none Voting Present. House
27. Bill 3916 having received the constitutional majority is de-
28. clared passed. Is there leave to return to the order of Senate
29. Bills on 3rd reading for the purpose of considering Senate Bill
30. 1959? Senator Rock.

31. SENATOR ROCK:

32. I wonder, Senator Berning, I know you're anxious to proceed.
33. The information I had had and intend to relay to the membership

1. is that the department is unalterably opposed. I have
2. just sent over a copy of your amendment and wanted to find
3. out from them if their position had in any way changed, because
4. of that amendment. I wonder if you'd mind holding it up or...
5. or do you wish to proceed? I'm not sure it will change it.
6. I'm not going to say it will, but I just wanted to give them
7. the opportunity to react to that. Thank you.

8. PRESIDENT:

9. Do you want to hold it, Senator? Take it out of the
10. record. House Bills on 2nd reading. Senator Nudelman, for
11. what purpose do you arise?

12. SENATOR NUDELMAN:

13. Thank you, Mr. President, I neglected to inform this
14. Body that Senator Netsch had been cosponsor with me on
15. House Bills 3887, 3888, 3889, 3914, 3916 and I'd like the
16. record to so reflect. My timing was pretty good on the announcement.

17. PRESIDENT:

18. Is leave granted to add Senator Netsch as a cosponsor?
19. Leave is granted. House Bills on 2nd reading. House Bill
20. 1304, Senator Davidson. House Bill 3036, Senator Dougherty.
21. House Bill 3062, Senator Fawell. House Bill 3147, Senator
22. Brady. Page 5 of your Calendar. House Bill 3218, Senator
23. D'Arco. Read the bill. Oh, pardon me. Senator D'Arco is
24. recognized. Senator D'Arco is recognized.

25. SENATOR D'ARCO:

26. Thank you, Mr. President, Ladies and Gentlemen of the
27. House. Amendment No. 1 to House Bill 3218 would delete the
28. word "twice" on line 3...on line 18 of the bill, page...

29. PRESIDENT:

30. Just a moment. You want to bring it...No, no, it's on
31. 2nd reading. Let's read the bill first. Okay.

32. SENATOR D'ARCO:

33. Okay, I'm sorry.

1. SECRETARY:
2. House Bill 3218.
3. (Secretary reads title of bill)
4. 2nd reading of the bill. No committee amendments. One
5. Floor amendment offered by Senator D'Arco.
6. PRESIDENT:
7. Senator D'Arco.
8. SENATOR D'ARCO:
9. Thank you...thank you, Mr. President. Amendment No. 1
10. would delete the word "twice" on line 18, page 1 of House
11. Bill 3218 and the reason for that was to make the penalty
12. provision in the bill a little less stringent than it presently
13. is. It...it provides for twice the amount of the security
14. deposit as a penalty for violation of the Act and this would
15. reduce that to one time the amount of the security deposit
16. or the security deposit itself. And I hope that would satisfy
17. some of the members in the Committee on Local Governmental
18. Affairs who had some objection to the fact that the penalty
19. was a little too stringent as the bill was written.
20. PRESIDENT:
21. Any further discussion? Senator D'Arco moves the adoption
22. of Amendment No. 1 to House Bill 3218. All in favor will say
23. Aye. Opposed Nay. Ayes have it. The amendment is adopted.
24. Any further amendments? 3rd reading. House Bill 3245, Senator
25. Dougherty. Read the bill.
26. SECRETARY:
27. House Bill 3245.
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. House Bill
32. 3246. Read the bill.
33. SECRETARY:

1. House Bill 3246.
2. (Secretary reads title of bill)
3. 2nd reading of the bill. No committee amendments.
4. PRESIDENT:
5. Any amendments from the Floor? 3rd reading. House
6. Bill 3310, Senator Sommer. Read the bill.
7. SECRETARY:
8. House Bill 3310.
9. (Secretary reads title of bill)
10. 2nd reading of the bill. No committee amendments.
11. PRESIDENT:
12. Any amendments from the Floor? 3rd reading. House
13. Bill 3316, Senator Mitchler. House Bill 3380, Senator
14. Palmer. Read the bill.
15. SECRETARY:
16. House Bill 3380.
17. (Secretary reads title of bill)
18. 2nd reading of the bill. The Committee on Appropriations
19. offers three amendments.
20. PRESIDENT:
21. Senator Palmer, Amendment No. 1.
22. SENATOR PALMER:
23. Amendment No. 1 is the Partee Amendment. President Partee's
24. Amendment.
25. PRESIDENT:
26. Senator Palmer moves the adoption of Amendment No. 1 to
27. House Bill 3380. All in favor say Aye. Opposed Nay
28. The Ayes have it. Amendment No. 1 is adopted. Amendment No. 2,
29. Senator Palmer.
30. SENATOR PALMER:
31. Amendment No. 2, members of the Senate, is a line item. It
32. makes no change, but makes a line item on the appropriation of
33. eighty-six thousand dollars for the administration of the Unemployment

1. Compensation Act.

2. PRESIDENT:

3. Any discussion? Senator Palmer moves the adoption of
4. Amendment No. 2 to House Bill 3380. All in favor say
5. Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is
6. adopted. Amendment No. 3, Senator Palmer,

7. SENATOR PALMER:

8. Amendment No. 3 eliminates...eliminates a line item of a hundred
9. and fifty thousand dollars, which is a duplicate appropriation
10. made to the Governor's Office of Manpower. I move for...

11. PRESIDENT:

12. Any discussion? Senator Palmer moves the adoption of
13. Amendment No. 3 to House Bill 3380. All in favor will say
14. Aye. Opposed Nay. The Ayes have it. Amendment No. 3 is
15. adopted. Any further amendments? Any amendments from the
16. Floor?

17. SECRETARY:

18. Amendment No. 4 offered by Senator Palmer.

19. PRESIDENT:

20. Senator Palmer on Amendment No. 4.

21. SENATOR PALMER:

22. Mr. President and members of the Senate, Amendment No.
23. 4 appropriates two million dollars from the Special-Reed Act,
24. not from the General Revenue Fund. It's made available to
25. the State out of the Reed Act Funds to the Department of Labor
26. for the acquisition of computer equipment. Now, this appropriation
27. is made pursuant to an agreement with the Department of Labor
28. that was entered into with the United States Department of
29. Labor whereby the State Department agreed to accomplish certain
30. objectives and continue Federal support for the Unemployment
31. Insurance Program whereby they were to purchase this equipment
32. rather than rent it and this was at the advice, consent and
33. practically by order of the United States Department of Labor,

1. and again I repeat...
2. PRESIDENT:
3. Any discussion? Any discussion on Amendment No. 4?
4. Senator Palmer...Senator Nimrod.
5. SENATOR NIMROD:
6. Senator Palmer, a question.
7. PRESIDENT:
8. He indicates he'll yield.
9. SENATOR NIMROD:
10. Is this in conformity, Senator Palmer, with the report
11. that was made by the Federal Government at the time we were
12. having the problems with the payments for the unemployment
13. compensation?
14. PRESIDENT:
15. Senator Palmer.
16. SENATOR PALMER:
17. With the consent and approval and the reports of, several
18. reports that the Federal Government regarding the acquisition
19. of computer equipment and like I stated, it's their suggestion
20. to purchase rather than to rent.
21. PRESIDENT:
22. The question is, shall House Bill 3380...the question
23. is on the adoption of Amendment No. 4 to House Bill 3380.
24. All in favor will say Aye. Opposed Nay. Amendment No. 4
25. is adopted. Any further amendments?
26. SECRETARY:
27. Amendment No. 5 offered by Senator Regner.
28. PRESIDENT:
29. Senator Regner.
30. SENATOR REGNER:
31. Yes, Mr. President and members of the Senate...
32. PRESIDENT:
33. Just a moment. Will the members be in their seats.

1. Senator Regner.

2. SENATOR REGNER:

3. Mr. President and members of the Senate, what this
4. amendment does, it's a reduction of a hundred and ninety
5. thousand dollars which is for the Office of Collective
6. Bargaining. The history of this office was, a couple of
7. years ago the Governor created, without authority or approval
8. of the General Assembly, for fiscal year '75. It was eliminated
9. from the appropriation bill and it was funded by the Governor
10. through other offices. Last year it was allowed to stay in.
11. Now, in the past couple of weeks we have been taking the
12. collective bargaining money out of the various appropriation
13. bills, departmental appropriation bills, where additional
14. monies are needed due to the negotiations that were carried
15. on with no authority by the General Assembly, but through
16. Executive Order 6. Yesterday, in Appropriations Committee I
17. asked Director Levitt of the Department of Mental Health who
18. negotiated those contracts and he is...his response was the
19. Office of Collective Bargaining. So, in order to be consistent
20. with our stance on the other appropriation bills reflecting
21. these monies I move to adopt Amendment No. 5 to House
22. Bill 3380 which eliminates the Office of Collective Bargaining.

23. PRESIDENT:

24. Senator Palmer.

25. SENATOR PALMER:

26. On this particular question I would like to refer to the
27. Chairman of Appropriations regarding this collective bargaining
28. issue. Senator Hynes...

29. PRESIDENT:

30. Senator Hynes.

31. SENATOR HYNES:

32. I would agree with the...the statements...most of the
33. statements of facts...of fact that Senator Regner

1. has made, but I would disagree with his conclusion and I would
2. oppose this amendment. This appropriation was considered
3. carefully by the full Appropriations Committee. Even though
4. there was some discussion of this possibility an amendment
5. of this kind was not offered or...there any effort
6. to suggest that it should be adopted on 2nd reading. I,
7. therefore, would oppose it.

8. PRESIDENT:

9. Senator Savickas.

10. SENATOR SAVICKAS:

11. Yes, in Appropriations Committee this question was
12. asked of the Director of Labor and he had stated to the
13. members of the committee that the Office of Collective
14. Bargaining did no negotiation, was not involved at all in any
15. way with negotiating these contracts for the employees while
16. these departments had no money, yet the Director of the Depart-
17. ment of Public Aid, I guess it was, or Public Health had stated
18. to us that it was this particular department that did negotiate
19. the contracts, and I think since there has been a broad face lie by
20. one of them that I think maybe we should reevaluate our position
21. on funding this particular department, and I would support
22. Senator Regner's position.

23. PRESIDENT:

24. Any further discussion? Senator Regner has moved for the
25. adoption of Amendment No. 5 to House Bill 3380. Those in favor
26. will say Aye. Opposed Nay. A roll call is indicated. Will
27. the members be in their seats. The question is on the adoption
28. of Amendment No. 5 as offered by Senator Regan...Regner...Senator
29. Regner. It's been a long day. All in favor will vote...will vote
30. Aye. Opposed will vote Nay. The voting is open. Have all voted
31. who wish? Take the record. On this question the Ayes are 29,
32. the Nays are 4, with none Voting Present. Amendment No. 5 is
33. adopted. Any further amendments? 3rd reading. House Bill

1. 3389, Senator Knuppel. House Bill 3410, Senator Palmer.
2. Senator Palmer 3410. Do you desire to move the bill? Read
3. the bill.
4. SECRETARY:
5. House Bill 3410.
6. (Secretary reads title of bill)
7. 2nd reading of the bill. No committee amendments.
8. PRESIDENT:
9. Any amendments from the Floor? 3rd reading. House
10. Bill 3411, Senator Buzbee. House Bill 3436, Senator Dougherty.
11. Read the bill.
12. SECRETARY:
13. House Bill 3436.
14. (Secretary reads title of bill)
15. 2nd reading of the bill. No committee amendments.
16. PRESIDENT:
17. Any amendments from the Floor? 3rd reading. House
18. Bill 3494, Senator Mitchler. House Bill 3536, Senator Palmer.
19. Read the bill.
20. SECRETARY:
21. House Bill 3536.
22. (Secretary reads title of bill)
23. 2nd reading of the bill. No committee amendments.
24. PRESIDENT:
25. Any amendments from the Floor? 3rd reading. House
26. Bill 3586, Senator Latherow. Read the bill.
27. SECRETARY:
28. House Bill 3586.
29. (Secretary reads title of bill)
30. 2nd reading of the bill. The Committee on Local Government
31. offers one amendment.
32. PRESIDENT:
33. Senator Latherow.

1. SENATOR LATHEROW:
2. Thank you, Mr. President, this amendment puts the
3. option of referendum on it, backdoor referendum, and I
4. move the adoption of Amendment No. 1.
5. PRESIDENT:
6. Any further discussion? Senator Latherow moves the
7. adoption of Amendment No. 1 to House Bill 3586. Those in
8. favor will vote Aye...say Aye. Those opposed say Nay. The
9. Ayes have it. Amendment No. 1 is adopted. Any further
10. amendments? Any amendments from the Floor? 3rd reading.
11. House Bill 3661, Senator Clarke. Read the bill.
12. SECRETARY:
13. House Bill 3661.
14. (Secretary reads title of bill)
15. 2nd reading of the bill. No committee amendments.
16. PRESIDENT:
17. Any amendments from the Floor? 3rd reading. House
18. Bill 3804, Senator Berning. Read the bill.
19. SECRETARY:
20. House Bill 3804.
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. House Bill
25. 3821, Senator Kenneth Hall. House Bill 3834, Senator Netsch.
26. Read the bill.
27. SECRETARY:
28. House Bill 3834.
29. (Secretary reads title of bill)
30. 2nd reading of the bill. No committee amendments.
31. PRESIDENT:
32. Any amendments from the Floor? 3rd reading. House Bill
33. 3850, Senator Glass. Read the bill.

1. SECRETARY:
2. House Bill 3850.
3. (Secretary reads title of bill)
4. 2nd reading of the bill. No committee amendments. One... no
5. committee amendments.
6. PRESIDENT:
7. Any amendments from the Floor?
8. SECRETARY:
9. One Floor Amendment offered by Senator Schaffer.
10. PRESIDENT:
11. Senator Schaffer.
12. SENATOR SCHAFFER:
13. Amendment No. 1 is an amendment which is a change which
14. is a bill I brought before Rules which would allow education...
15. a school district with a vocational program to borrow funds for
16. vocational training. Many of the school districts in my area
17. in the course of the year build or rebuild a home as a vocational
18. training program then sell the home and use the proceeds from
19. the sale to cover the cost of the materials, land and I under-
20. stand to some degree, the cost of the instruction. I brought
21. the bill before Rules. The Rules said it's a...the committee
22. said it's a great bill, good concept. It's not an emergency.
23. See if you can find a bill to put an amendment on. This bill is
24. an appropriate bill. I've cleared this with Senator Rock, Senator
25. Harris, the House and Senate...Senate sponsor and I know of no
26. opposition.
27. PRESIDENT:
28. Any further discussion? Senator Schaffer moves the adoption
29. of Amendment No. 1 to House Bill 3850. All in favor will say
30. Aye. Opposed Nay. Amendment No. 1 is adopted. Any further
31. amendments? 3rd reading. House Bill 3924, Senator Shapiro.
32. Read the bill.
33. SECRETARY:

1. House Bill 3924.
2. (Secretary reads title of bill)
3. 2nd reading of the bill. No committee amendments.
4. PRESIDENT:
5. Any amendments from the Floor? 3rd reading. House
6. Bills on 1st reading. House Bill 3624, Senator Fawell.
7. Read the bill.
8. SECRETARY:
9. House Bill 3624.
10. (Secretary reads title of bill)
11. 1st reading of the bill.
12. PRESIDENT:
13. Senator Fawell.
14. SENATOR FAWELL:
15. Mr. President, I have talked to Senator Dougherty and
16. to Senator Soper and would ask that this...make a motion
17. that this bill be read a first time and advanced to the
18. order of 2nd reading without reference to committee. What
19. the bill does is, deal with the interest rate of revenue
20. bonds under the Municipal Code. The Village of Hinsdale is
21. in a position where they have had public bidding. The
22. bids have come in at 8.5 or slightly over 8.5 percent. This
23. would go back at the end of one year and I don't think there's
24. any controversy and I ask that that this motion be accepted
25. at this time.
26. PRESIDENT:
27. You heard the motion. All in favor will say Aye. Opposed
28. Nay. The motion carries. The bill goes to 2nd reading without
29. reference to a committee. On the order of...Committee reports.
30. SECRETARY:
31. Senator Lane, Vice-Chairman of Insurance and Licensed
32. Activities, reports out the following bills: Senate Bill 1952
33. with the recommendation Do Pass. House Bill 3957 with the

1. recommendation Do Pass as Amended. House Bill 3958 with
2. the recommendation Do Pass.
3. Senator Smith, Chairman of Public Health, Welfare and
4. Corrections, reports out Senate Bill 1928 with the recommenda-
5. tion Do Pass. Senate Bill 1972 with the recommendation Do
6. Pass as Amended. House Bill 3837 with the recommendation
7. Do Pass as Amended and House Bills 3838, 3854 and 3913 with
8. the recommendation Do Pass.

9. PRESIDENT:

10. On the order of concurrences on the Secretary's Desk.
11. Senate Bill 1498, Senator Hynes. Senate Bill 1500, Senator
12. Lane. Senate Bill 1606, Senator D'Arco. Senate Bill 1607,
13. Senator Rock. Senate Bill 1609, Senator Knuppel. Senate
14. Bill 1621, Senator Vadalabene. Senate Bill 18...well, I'm
15. going to pass that one. Senator Vadalabene. Senator Vadalabene
16. on the order of Executive Appointments.

17. SENATOR VADALABENE:

18. Yes, thank you, Mr. President and members of the Senate.
19. I move that the Senate resolve itself into Executive Session
20. for the purpose of acting on the Governor's Appointments
21. set forth in the Governor's Messages of November 21, 1975,
22. March 3rd, March 31st, April 12th, April 13th, June 3rd,
23. June 8th, June 11th and June 14th, 1976.

24. PRESIDENT:

25. You've heard the motion. All in favor say Aye. Opposed
26. Nay. The motion carries. Senator Vadalabene.

27. SENATOR VADALABENE:

28. Yes, thank you, Mr. President and members of the Senate.
29. With respect to the Governor's Messages of November 21, 1975,
30. March 3rd, March 31, April 13th, June 3rd and June 11th, 1976
31. I will read the names of the unsalaried appointments which
32. a Committee on Executive Appointments and Administration
33. recommends that the Senate advise and consent to. After reading

1. the names I intend to ask leave to consider all of the
2. unsalaried appointments on one roll call unless any Senator
3. has objection to any particular name.

4. PRESIDENT:

5. Is leave granted? Leave is granted.

6. SENATOR VADALABENE:

7. To be a member of the Capital Development Board for
8. a term expiring January 16th, 1978, Michael A. Landwirth of
9. Peoria. To be members of the Capital Development Board for
10. terms expiring January 21, 1980, Robert B. Glade of Kankakee
11. and Gordon Worley of River Forest. To be a member of the
12. Illinois Aeronautics Board for a term expiring July 1, 1977,
13. Russell R. Pankey of Springfield. To be a member of the
14. Industrial Pollution Control Board Authority for a term ex-
15. piring June 30th, 1977, John Mackay of Wheaton. To be a member
16. of the State Board of Investment for a term expiring January
17. 14th, 1980, Elaine C. Mason of Chicago. To be members of the
18. Illinois Building Authority for terms expiring January 21, 1980,
19. David Davidson of Lombard and Harry Manfield of Sterling. To
20. be a member of the Chicago Regional Port District Board for a
21. term expiring June 1, 1980, Richard C. Latimer of Arlington
22. Heights. To the...be a member of the State Board of Education for a
23. term to be determined by the drawing of lots, Marcelino Miyares
24. of Evanston. To be a member of the Illinois Community College
25. Board for a term expiring June 30th, 1979, Lila B. Teer of
26. East St. Louis. To be a member of the Illinois Community College
27. Board for a term expiring June 30th, 1981, Paul Hanks of Hardin,
28. Illinois. To be a member of the Southern Illinois University
29. Board of Trustees for a term expiring January 19th, 1981, Wayne
30. Heberer of Belleville. To be a member of the Illinois Commission
31. on Delinquency Prevention for a term expiring January 17th, 1977.
32. Arnold B. Tobin of Highland Park. And to be a member of the
33. Illinois Commission of Delinquency Prevention for a term expiring

1 January 16th, 1978, Steven I. Thompson of Paris. To be
2 a member of the Illinois Commission on Delinquency Prevention
3 for a term expiring January 15th, 1979, Dr. Jefferson Ware of
4 Edwardsville. To be a member...to be members of the Illinois
5 Commission on Delinquency Prevention for terms expiring January
6 21, 1980, Larry F. Hildebrand of Bourbonnais and Philip B. Benefiel
7 of Lawrenceville. To be members of the Illinois Commission on
8 Delinquency Prevention for terms expiring January 19th, 1981,
9 Albert Alexander of Champaign, Dennis J. Szewczyk of Belleville,
10 John W. King of Bloomington. To be a member of the Kaskaskia
11 Regional Port District Board for a term expiring June 30th, 1977,
12 John C. Quirin of Smithton. To be members of the Kaskaskia
13 Regional Port District for terms expiring June 30th, 1978,
14 Robert C. Kettler of Waterloo, James R. McGuire of Belleville,
15 Larry Shull of Waterloo and James A. Biethman of Evansville. To
16 be a member of the Illinois Health Facilities Authority for a
17 term expiring June 30th, 1977, Dr. Tim C. Miller of Peoria. To
18 be a member of the Illinois Health Facilities Authority for a
19 term expiring June 30th, 1982, Louis G. Alexander of Chicago.
20 To be a member of the Metropolitan Fair and Exposition Board
21 for a term expiring June 1, 1980, Arthur Wirtz of Chicago. To be
22 a member of the Advisory Council on Reclamation for a term expiring
23 August 1, 1978, W. D. Klimstra of Carbondale. To be members
24 of the Health Facilities Planning Board for terms expiring June
25 30th, 1978, Nancy B. Jefferson of Chicago, Cornelia Foley of Rockford,
26 John Wayland of LaSalle and Jean A. Smith of Manteno. To be a
27 member of the Board of Regents for a term expiring January 19th,
28 1981, James M. Patterson from Olympia Fields. To be a member
29 of the Adult Advisory Board to the Department of Corrections for
30 a term expiring January 21, 1980, Ethel Gingold of Springfield.
31 To be members of the Board of Banks and Trust Companies for the
32 terms expiring January 1, 1978, Peter M. Katsaros of Champaign,
33 Frank Cornwell of Georgetown and Oscar Williams of Chicago. To

1. be a member of the Advisory Board to the Department of Personnel
2. for a term expiring January 15th, 1979, Jerome Robinson
3. of Chatham. To be members of the Employment Security Advisory
4. Board for terms expiring January 17th, 1977, Larry Lawler of
5. Decatur and Leon D. Finney Jr. Of Chicago. To be members of
6. the Children and Family Services Advisory Council for a term
7. expiring January 1, 1977, Ann Fredd of Chicago. And to be
8. members of the Illinois State Medical Disciplinary Board for
9. terms expiring June 10th, 1978, Helen C. Bonbrest of Chicago,
10. James B. Williams of Chicago. And to be members of the Illinois
11. State Medical Disciplinary Board for terms expiring June 10th,
12. 1979, Raimundo Rodriquez of Murphysboro, Levon Krikor Topouzian of
13. Skokie. To be members of the Illinois State Medical Disciplinary
14. Board for terms expiring June 10th, 1980, Sam Brinkley of
15. East Alton, George Caleel of Chicago, William C. Scrivner of
16. Bellvillè. And now, Mr. President and members of the Senate,
17. having read the names of the unsalaried appointments, I now seek
18. leave to consider all of these names on roll call unless some
19. Senator has objection to specific names.

20. PRESIDENT:

21. Is leave granted? Leave is granted.

22. SENATOR VADALABENE:

23. Now, Mr. President, will you put the question as required
24. by our rules.

25. PRESIDENT:

26. The question is, does the Senate advise and consent to the
27. nominations...to the nominations, plural, just made? Those in
28. favor vote Aye. Those opposed vote Nay. The voting is open.
29. Have all voted who wish? Take the record. On that question the
30. Ayes are 55, the Nays are none, with none Voting Present. A
31. majority of Senators elected concurring by record vote, the Senate
32. does advise and consent to the nominations just made. Senator
33. Vadalabene.

1 SENATOR VADALABENE:

2 Yes, thank you, Mr. President and members of the Senate.
3 With respect to the Governor's Message...Messages of November
4 21, 1975, March 31, April 12, April 13th, June 8th, June 11th
5 and June 14th, 1976 I will read the names of the salaried
6 appointments which a Committee on Executive Appointments
7 and Administration recommends that the Senate advise and con-
8 sent to. After reading the names I intend to ask leave to
9 consider all of the salaried appointments on one roll call unless
10 any Senator has objection to any particular name.

11 PRESIDENT:

12 Is leave granted? Leave is granted.

13 SENATOR VADALABENE:

14 Thank you, Mr. President and members of the Senate. To
15 be members of the Pollution Control Board for terms expiring
16 July 1, 1978, James L. Young of Springfield and Donald P.
17 Satchellof Carbondale. To be members of the Pollution Control
18 Board for terms expiring July 1, 1979, Jacob D. Dumelle of
19 Oak Park and Irvin G. Goodman of Medinah. To be Assistant
20 Director of the Department of Financial Institutions for a
21 term expiring January 16th, 1978, George Z. Chrones of North-
22 brook. To be Director of the Emergency Services and Disaster
23 Agency for a term expiring October 1, 1977, E. Erie Jones, Jr.
24 of Palantine. To be a member of the Chicago Transit Authority
25 for a term expiring September 1, 1982, Mathilda A. Jakubowski
26 of Chicago. Civil Service Commission...to be a member of the
27 Civil Service Commission for a term expiring March 1, 1981, Roy
28 Pechous of Riverside. To be the Director of the Department
29 of Insurance for a term expiring January 17th, 1977, Michael P.
30 Duncan of Springfield. To be Assistant Director of the Depart-
31 ment of Insurance for a term expiring January 17th, 1977, Karl
32 J. Berliant of Deerfield. To be a member of the Lottery Control
33 Board for a term expiring July 1, 1977, Colonel Rex. S. Jackson

1. of Jacksonville. To be a member of the Lottery Control Board
2. for a term expiring July 1, 1978, Mildred Bury of East Peoria.
3. To be a Chairman of the Illinois Industrial Commission for a
4. term expiring January 17th, 1977, Salvatore J. Bangiorno of
5. Chicago. To be a member of the Illinois Industrial Commission
6. for a term expiring January 15th, John E. McNeal of Chicago and
7. to be the Public Guardian and Conservator of Sangamon County
8. for a term expiring December 5, 1977, A. G. "Rusty" Schweighart of
9. Springfield. To be a member of the Liquor Control Commission
10. for a term expiring February 2nd, 1982, Sam J. Gutilla of Chicago.
11. And to be First Deputy Commissioner on the Commission of Banks
12. and Trust Companies for a term expiring January 19th, 1981,
13. Joseph Ciaccio of Springfield. Mr. President, having read the
14. names of the salaried appointments, I now seek leave to consider
15. all of these names on one roll call unless some Senator has
16. objection to specific names.

17. PRESIDENT:

18. Is there leave? Leave is granted.

19. SENATOR VADALABENE:

20. Mr. President, will you put the question as required by
21. our rules.

22. PRESIDENT:

23. The question is, does the Senate advise and consent to
24. the nominations just made? Those in favor will vote Aye.
25. Opposed will vote Nay. The voting is open. Have all voted
26. who wish? Take the record. On this question the Ayes are 55,
27. the Nays are none, with none Voting Present. The Senate does
28. advise and consent to the nominations just made. Senator Vadalabene.

29. SENATOR VADALABENE:

30. Thank you, Mr. President and members of the Senate. I now
31. move that the Senate arise from Executive Session.

32. PRESIDENT:

33. You heard the motion. All in favor will say Aye. Opposed

1. Nay. The Ayes have it. The Senate does now arise from
2. Executive Session. For what purpose does Senator Rock arise?

3. SENATOR ROCK:

4. Thank you, Mr. President. If I am in order, I have filed
5. yesterday a motion in writing with the Secretary. I wish...
6. would wish to proceed on that motion.

7. PRESIDENT:

8. We can proceed. Is that Senate Bill 1994, Senator?

9. SENATOR ROCK:

10. That is correct, Sir.

11. PRESIDENT:

12. Senate Bill 1994...

13. SENATOR ROCK:

14. I have filed with...

15. PRESIDENT:

16. Will all the members put down your newspapers and listen
17. carefully, please. Senator Rock.

18. SENATOR ROCK:

19. As one who voted on the prevailing side, which was in
20. the negative with respect to Senate Bill 1994, I immediately
21. thereafter filed a motion to reconsider the vote by which that
22. bill lost. It is, as you will recall, a bill...an appropriation
23. bill from the...to replace an EPA check to a sanitary district,
24. one suburban sanitary district within this State, sponsored by
25. Senator Philip and I would now move you, Mr. President and Ladies
26. and Gentlemen, that the vote by which that bill was declared
27. lost be reconsidered and that the bill be replaced on the order
28. of the Calendar from whence it came.

29. PRESIDENT:

30. You heard the motion. Any discussion? All in favor say
31. Aye. Opposed Nay. The Ayes have it. The bill is on...is re-
32. considered. The bill is back on 3rd reading. Senator Rock.

33. SENATOR ROCK:

1. Thank you, Mr. President, Ladies and Gentlemen of
2. the Senate, while we are on the order of motions. The House
3. has passed and sent over to us House Joint Resolution 94...

4. PRESIDENT:

5. Now, just a moment. Will all the members please be in
6. their seats. This is a very important House Joint Resolution.
7. You will be dealing with it from now until the end of this
8. Session. Please listen. Senator Rock.

9. SENATOR ROCK:

10. Thank you, Mr. President, Ladies and Gentlemen of
11. the Senate. House Joint Resolution 94 was passed out of
12. the House on June the 2nd. It was sponsored by Representative
13. Shea. Oh, I beg your pardon, it was out of the Committee on June
14. 2nd. It just...just arrived over here. It...it is an amendment
15. to our temporary joint rules and addresses itself in...as I
16. read it, about five different changes with respect to the practice
17. of conference committees. That is conferences, between the two
18. Houses. My proposal is, that the Committee on Executive be
19. discharged from further consideration of House Joint Resolution
20. 94, that it be placed on the order of business on the Secretary's
21. Desk, and I would request the Secretary, once that prevails,
22. be sure that each member receive a copy of House Joint Resolution
23. 94. I will state that I will allow it to remain on the Calendar
24. until each and every member has sufficient time to acquaint him-
25. self with this...the provisions of this Joint Resolution which
26. purports to amend our temporary joint rules, and with that, Mr.
27. President, I would put the motion to discharge the Executive Committee
28. from further consideration of this Joint Resolution.

29. PRESIDENT:

30. Any discussion? You heard the motion. All in favor will say
31. Aye. Opposed Nay. The Ayes have it. The motion carries. For
32. what purpose does Senator Carroll arise?

33. SENATOR CARROLL:

1. If we are on that order of business, Mr. President,
2. I have two similar type motions.

3. PRESIDENT:

4. Senator Carroll is recognized.

5. SENATOR CARROLL:

6. Thank you. First on House Joint Resolution 102 which
7. is the reporting date of the committee created to advise on
8. long term care costs. This was sent to Executive, actually
9. in error, I would ask leave to have the Executive Committee
10. discharged from further consideration of this bill. I've
11. talked to the Chairman of that committee, and then asked that
12. we suspend the rules for the immediate adoption of the resolu-
13. tion which would extend the reporting date to December 31st,
14. 1976.

15. PRESIDENT:

16. You heard the motion. All in favor will say Aye. Opposed
17. Nay. The Ayes have it. The full motion carries. You had
18. another one, Senator?

19. SENATOR CARROLL:

20. Yes, Mr. President, I've been asked by the Chairman of
21. the Judiciary Committee to ask that the Judiciary Committee
22. be discharged from consideration of Senate Bills 1997 and
23. 1998. These were...these are the Judiciary Committee Bills
24. dealing with the area of supervision. They were drafted as a
25. result of several hearings of the Judiciary Committee and would,
26. therefore, move that the Judiciary Committee be discharged and
27. the bills placed on the order of 2nd reading.

28. PRESIDENT:

29. Any discussion. You heard the motion. All in favor will
30. say Aye. Opposed Nay. Ayes have it and the motion carries.
31. Senator Davidson, for what purpose do you arise?

32. SENATOR DAVIDSON:

33. On order of motions to discharge Transportation

1 Committee and place a bill on 2nd reading. I...

2 PRESIDENT:

3 State your motion, Senator.

4 SENATOR DAVIDSON:

5 Senate Bill 1721 which is in Transportation. I move
6 to discharge Transportation from further consideration and
7 place on 2nd reading. This is...I've talked to the Chairman
8 of the Transportation Committee and Minority Leader and we're
9 unable to function this morning and we're now resolved and
10 everybody is in agreement on this bill.

11 PRESIDENT:

12 Any discussion? You heard the motion...Senator Kenneth
13 Hall.

14 SENATOR KENNETH HALL:

15 Yes, I...I'd just like to know what this bill does.

16 PRESIDENT:

17 Senator Davidson.

18 SENATOR DAVIDSON:

19 This is the bill that...

20 PRESIDENT:

21 Now, just a moment. Senator Carroll we've just taken care
22 of you...now, please...could we have some order please. Thank
23 you much. Senator Davidson.

24 SENATOR DAVIDSON:

25 This is the bill that delays the date on the eight light
26 system on the school bus situation. We have worked out an
27 agreement where it will be amended to...to the agreed date that
28 all people concerned are now in favor of, Senator Hall, and every-
29 body is in agreement and that's why I went to the subcommittee
30 and they were ready to report out favorable this morning when the
31 Transportation Committee was adjourned, and the Chairman of the
32 committee and Minority Leader are all in agreement and now everybody
33 is in...in tune.

1. PRESIDENT:
2. Any further discussion? You heard the motion. All
3. in favor will say Aye. Opposed Nay. Ayes have it.
4. The motion carries. Senator Donnewald. You heard the motion.
5. All in favor will say Aye. Opposed Nay. The Ayes have it.
6. Now, is leave granted to read that bill a first time when it
7. is in physical possession of the Secretary? Leave is granted.
8. Senator Donnewald.
9. SENATOR DONNEWALD:
10. Yeah, it...made the principal sponsor.
11. PRESIDENT:
12. Is leave granted? Leave is granted. Senator Dougherty.
13. SENATOR DOUGHERTY:
14. I have a motion to make, Mr. President. I was...after
15. discussion with Senator Soper who is the cosponsor of Senate
16. Bill 2000. I would like to have the Committee on Local Government
17. be discharged from further consideration of this bill and to
18. be placed on the order of 2nd reading.
19. PRESIDENT:
20. Senator Dougherty moves to discharge...what was the Com-
21. mittee...Local Government Committee of Senate Bill 2000 and
22. have the bill placed on the order of 2nd reading.
23. SENATOR DOUGHERTY:
24. Thank you.
25. PRESIDENT:
26. Is leave granted? Leave is granted. Senator Harber Hall.
27. SENATOR HARBER HALL:
28. I hope this will suffice as a public announcement that
29. there's going to be a Conference Committee Report on Senate
30. Bill 31 at the rear of this Chamber immediately after adjourn-
31. ment. That's for the members and anyone else who wants to
32. sit in on that.
33. PRESIDENT:

1. Yes, Conference Committee meeting...

2. SENATOR HARBER HALL:

3. Committee will meet at the...

4. PRESIDENT:

5. ...Meeting. Yes.

6. SENATOR HARBER HALL:

7. ...rear of this Chamber immediately after adjournment.

8. PRESIDENT:

9. And the Chair wants to congratulate and compliment the

10. membership who are commencing already to start with the

11. Conference Committee Reports. One of the things that has

12. happened in days gone by, is they just kept waiting with them

13. and we got all jammed up with a large number. That's very

14. fine. Senator Glass.

15. SENATOR GLASS:

16. Well, Mr. President, I'm interested in the matter on

17. postponed consideration.

18. PRESIDENT:

19. Yes, but I'm not sure we're going to get to postponed

20. consideration today, Senator. I'm just not sure yet. We may

21. well, but I'm just not sure yet. Senator Bloom.

22. SENATOR BLOOM:

23. Thank you, Mr. President. I'd like to be added as a co-

24. sponsor to House 3908.

25. PRESIDENT:

26. Senator Bloom seeks leave to be added as a cosponsor to

27. House Bill 3908. Is leave granted? Leave is granted. Senate

28. Bills on 1st reading.

29. SECRETARY:

30. Senate Bill 1630.

31. (Secretary reads title of bill)

32. 1st reading of the bill.

33. PRESIDENT:

1. 2nd reading. Resolutions.

2. SECRETARY:

3. Senate Resolution 388 introduced by Senators Daley,
4. Lemke, Savickas, Hynes and Chew. It's congratulatory.

5. PRESIDENT:

6. Senator Lemke moves to suspend the rules for the immediate
7. consideration of this resolution. All in favor will say Aye.
8. Opposed Nay. The rules are suspended. Senator Lemke now moves
9. for the immediate adoption of this resolution. All in favor
10. say Aye. Opposed Nay. The resolution is adopted.

11. SECRETARY:

12. Senate Resolution 389 introduced by Senators Daley, Partee,
13. Savickas and Lemke. Congratulatory.

14. PRESIDENT:

15. Senator Lemke moves the immediate consideration...that the
16. rules be suspended for the immediate consideration of this
17. resolution. All in favor say Aye. Opposed Nay. The rules
18. are suspended. Senator Lemke now moves for the immediate adoption
19. of this resolution. All in favor will say Aye. Opposed Nay.
20. The resolution is adopted.

21. SECRETARY:

22. Senate Resolution 390 introduced by Senator Don Moore. It's
23. congratulatory.

24. PRESIDENT:

25. Senator Don Moore moves for the suspension of the rules
26. for the immediate consideration of this resolution. All in
27. favor will say Aye. Opposed Nay. The rules are suspended.
28. Senator Don Moore now moves the immediate adoption of this
29. resolution. All in favor say Aye. Opposed Nay. The resolu-
30. tion is adopted. Senator Bell.

31. SENATOR BELL:

32. Thank you, Mr. President. I've just talked to the Chairman
33. of the Executive Committee in reference to Senate Joint Resolution

1. 66. I have his approval to bypass committee to bring it
2. to the Floor. I'd ask leave of this Body for that con-
3. sideration.
4. PRESIDENT:
5. Senator Rock, I didn't...did you seek recognition?
6. SENATOR ROCK:
7. I just...I couldn't hear him.
8. PRESIDENT:
9. Senate Joint Resolution 66.
10. SENATOR ROCK:
11. What is the gentleman's motion?
12. PRESIDENT:
13. To discharge the Committee on Executive for the immediate
14. consideration of Senate Joint Resolution 66.
15. SENATOR ROCK:
16. Well, I...it seems to me that this motion has been made
17. more than once. It was subject to my objection the last time
18. and I would renew my objection. I think this is another matter
19. that can best be dealt with at the committee level.
20. PRESIDENT:
21. Senator Bell.
22. SENATOR BELL:
23. Well, yes, Senator Rock. I just talked to the committee
24. chairman. He has no objection to...bypass of committee...
25. Senator Johns.
26. PRESIDENT:
27. He is one-fifth...ninth of the membership. Senator
28. Rock.
29. SENATOR ROCK:
30. Well, ordinarily I don't disagree with Senator Johns if...
31. I...I would say, however, that the objection...wait, what number
32. resolution are we dealing with?
33. PRESIDENT:

1. Senate...it is Senate Resolution or Senate Joint
2. Resolution?

3. SECRETARY:

4. Senate Joint Resolution.

5. PRESIDENT:

6. Senate Joint Resolution 66 does not appear in the digest.
7. That's what's causing some of us to be a bit discombobulated
8. among other things. Senator Rock.

9. SENATOR ROCK:

10. Well, again, my objection...I...I do not ordinarily
11. disagree with the Chairman of the standing committees of
12. this Senate, but I think in all candor this is a subject that's
13. better left in the committee. If, in fact, when we reconvene
14. in November or December or January this subject can and
15. probably should be brought out to the Floor for a full-blown
16. hearing. But, I think given the fact that it's the 16th of
17. June, given the fact that there is some controversy about this
18. matter, I think it's better dealt with in the committee and
19. I would strongly object to this motion.

20. PRESIDENT:

21. Objections have been heard. Any further business to come
22. before the Senate? Is Senator Welsh on the Floor? Senator
23. Rock, would you make the announcement, please?

24. SENATOR ROCK:

25. Yes...I...I think Senator Welsh just stepped off the
26. Floor for some legislative business. I would, however, request
27. that there be a caucus of the Democratic members in the President's
28. Office immediately and I would assume that we can, in fact. I'm
29. sure we will be a few minutes so if it's the preference of the
30. membership, and I have no reason to think it would not be, I
31. think we could, in fact, adjourn until tomorrow morning and call
32. for a caucus immediately in the President's Office.

33. PRESIDENT:

1. It will be a very short caucus and if they aren't
2. there very shortly, many of them are going to miss it. The
3. question about tomorrow has been asked the Chair. There is
4. a meeting of the Agricultural Conservation and Energy...
5. Commission...Committee at 9:00 a.m. and Elections and Reapportion-
6. ment at 8:30, so the Senate will be in Session tomorrow at
7. 11:00 o'clock. Senator Kosinski. Oh, thank you. Fine. Senator
8. Carroll.

9. SENATOR CARROLL:

10. Just...Mr. President, by way of reaffirming Senator Harber
11. Hall's sunshine announcement, the Conference Committee on the
12. legislative pay is supposed to meet immediately after adjourn-
13. ment and if we could be given a few minutes before coming
14. to the Democratic caucus.

15. PRESIDENT:

16. Could you give us any idea? I'll allow, Senator Buzbee,
17. as to what time it's going to take.

18. SENATOR CARROLL:

19. Why, I know Senator Buzbee was very early as to his
20. time in committee this week. He asked for 11:30 till noon
21. and showed up around 10:30 and I think this would be a...probably
22. the same thing. I think only a few moments would be needed.

23. PRESIDENT:

24. About five...five or ten minutes. Now, will the members
25. please come immediately to the caucus. Senator Morris. Senator
26. Donnewald, would you come to the podium Senator Morris.

27. SENATOR MORRIS:

28. I would just like to remind the members who are planning
29. to go to the Coho fishing deal in Lake County on the July 18th,
30. 19th and 20th...

31. PRESIDENT:

32. We don't use that word, "deal" around here, Sir, it's an
33. event...event, yeah.

1. SENATOR MORRIS:

2. Accommodation event.

3. PRESIDENT:

4. Yes.

5. SENATOR MORRIS:

6. The accommodations for the Coho fishing event. Reservations
7. should be made at the Illinois Beach State Park Lodge very
8. soon. There's only a few rooms left, so if you're interested
9. contact Representative Griesheimer or the Lodge. Thank you.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Rock moves that the Senate stand adjourned until
12. 11:00 o'clock tomorrow morning. The Senate does stand adjourned.
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