

77th GENERAL ASSEMBLY

SENATE FLOOR DEBATE

MAY 2, 1972

1. CHAPLAIN: Reverend Lee C. Moorehead, First United Methodist  
2. Church of Carbondale, Carbondale, Illinois.

3. PRESIDING OFFICER (Senator Partee)

4. Reading of the Journal. Motion by Senator Laughlin that  
5. the reading of the Journal be dispensed with. All in favor  
6. say aye. Senate bills on 1st reading. Committee reports.

7. SECRETARY:

8. Senator Donnewald, Chairman of Assignment of Bills, assigns  
9. the following to Committee: Education SB1539, Judiciary SB1537,  
10. Local Government Senate Bills 1536 an 1538, Appropriations Division  
11. the Committee on Public Finance Senate Bills 1334, 1335, 1341  
12. an 42, Revenue Committee SB1540. Senator Dougherty, Chairman  
13. of Local Government Committee reports out the following bills:  
14. Senate bill..bills #841 an 1288 with the recommendation, Do  
15. Pass as Amended, senate bills #1165 an 1180 with the recommen-  
16. dation, Do Not Pass as Amended, Senate bills #1289 an 1515 th-  
17. rough 1520 with the recommendation Do Pass, House bill #26forth-  
18. second 47 with the recommendation Do Not Pass.

19. PRESIDING OFFICER (Senator Partee)

20. Message from the Governor.

21. SECRETARY:

22. Message from the Governor by Arthur R. Swanson, Assistant  
23. to the Governor.

24. Mr. President:

25. The Governor directs me to lie before the Senate the following  
26. message: To the Honorable to members of the Senate 77th General  
27. Assembly, I have nominated an' appointed the following named  
28. persons to the offices e numerated below an respectfully ask  
29. the concurrence in an' the confirmation of these appointments  
30. by your Honorable Body. Executive Committee.

31. Message from the Governor by Arthur R. Swanton...Swanson,  
32. Assistant to the Governor.

33. Mr. President:

The Governor directs me to lie before the S...Senate the following message...message...a special message on law reform.  
PRESIDING OFFICER (Senator Partee)

1. Senate Bills on 3rd Reading. Senator Harris on the Floor?  
2. 488...Senator Rock.

3. SENATOR ROCK:

4. Hold

5. PRESIDING OFFICER (Senator Partee)

6. Does that apply to 489, also? 491 Senator Ozinga, 492...  
7. 1062 Senator O'Brien, 1090 Senator Knuppel.

8. SENATOR KNUPPEL:

9. Hold

10. PRESIDING OFFICER (Senator Partee)

11. 1171 Senator Clarke, 1276 Senator Coulson, 1267...Senator  
12. Coulson...I just called that...1533. We're ready but apparently  
13. we don't have enough members here to pass it so...pass it for  
14. a moment. House bills on 3rd Reading, 44...House bills on 3rd  
15. Reading...44...it might be suggested Senator we hold that.  
16. I don't think you have enough people here to...pass it...at  
17. the moment.

18. SENATOR GILBERT:

19. Well, if I could come back to it...sir...

20. PRESIDING OFFICER (Senator Partee)

21. We certainly will.

22. SENATOR GILBERT:

23. Thank you.

24. PRESIDING OFFICER (Senator Partee)

25. 219...n..ah...220, 232, 260...Senator Clarke.

26. SENATOR CLARKE:

27. Ah...insofar as we don't have too many people here, I'd  
28. like... em...maybe interrupt with a Motion to...Table a bill.  
29. PRESIDING OFFICER (Senator Partee)

30. Yes

31. SENATOR CLARKE:

32. Ah...this is HB344 that is in the Appropriation Committee  
33. an I would move that it be Tabled.

PRESIDING OFFICER (Senator Partee)

HB 811  
5/2/73  
2nd Reading

1. Senator Clarke moves to Table HB344 in Committee on Finance  
2. So ordered. Sergeant at arms would you ring the bell please?  
3. Are there members who have bills on the Calendar on 3rd Reading.  
4. House bills which are without controversy, we have enough members  
5. to pass anything without controversy. Are there any bills...ah...  
6. without any controversy, that you desire to call at this time?  
7. House bills on 2nd Reading, maybe we can move some of those  
8. 810 an 11. S...for what purpose Senator Rock arise?

9. SENATOR ROCK:

10. Mr. President, an' members of the Senate, House Bills 810  
11. an 811 are sponsored in the Senate by Senator Newhouse. I understand  
12. he is delayed or may not be here at all. I have an amendment  
13. which Senator Newhouse an' I have agreed upon an' the Senator  
14. has asked that I put this amendment on at the earliest opportunity  
15. because he would like to call these bills for final passage  
16. early next week ah...so I would at this time...HB810 was amended  
17. in the Senate Committee. I would like to Table that amendment  
18. an substitute this amendment, which is identical in every respect  
19. save one, which is a date.

20. PRESIDING OFFICER: (Senator Partee)

21. Has the Committee amendment been adopted?

22. SENATOR ROCK:

23. No, it has not.

24. PRESIDING OFFICER: (Senator Partee)

25. But you're gonna move to Table the Committee amendment  
26. an insert in lieu thereof a...

27. SENATOR ROCK:

28. Yes,

29. SENATOR PARTEE:

30. ...Substitution.

31. SENATOR ROCK:

32. an' just like for...for purposes of explanation you will  
33. recall that...ah... the Senate Judiciary Committee...ah...had

1. a subcommittee which consisted of Senator Newhouse, Fawell,  
2. Laughlin, an' myself. The subcommittee proposed two major amendments,  
3. one to HB810 an one to HB811. The subcommittee amendment which  
4. we proposed for HB810 is exactly the same as the amendment I  
5. now propose in every respect save that one date. There's a  
6. question as to when the Department of Children an Family Services  
7. will assume a responsibility, heretofore not theirs an we...Sen-  
8. ator Newhouse an I an' the De-

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1. department have agreed. I had proposed July of 1973. The Depart-  
2. ment was asking for January 1, 1975. We have reached a compro-  
3. mise which gives the Department this responsibility beginning  
4. January 1, 1974 an that's all this amendment does.

5. PRESIDING OFFICER (Senator Partee)

6. Send the amendment down. Senator Graham.

7. SENATOR GRAHAM:

8. Ah...Mr...Mr. President, I would...ah...like to ask the  
9. sponsor of this amendment if there are sufficient numbers printed  
10. so that I may have one.

11. PRESIDING OFFICER (Senator Partee)

12. Senator Rock.

13. SENATOR ROCK:

14. My..my...Senator Graham, I do not have sixty copies of  
15. this. It was just prepared this morning. My thought in amending  
16. it today was that once it's adopted Senator Newhouse has agreed  
17. to hold these bills until the amendments are printed an' put  
18. on everybody's desk.

19. PRESIDING OFFICER (Senator Partee)

20. Senator Laughlin.

21. SENATOR LAUGHLIN:

22. Well, Mr. President, members of the Senate, I'd like to  
23. confirm what Senator Rock says...ah...i...it's question of the  
24. mechanics of how you get this bill in shape after the compromise  
25. was reached, in the only way I know how to do it is the way  
26. that Senator Rock's proceeding an' that is to dispose of an' reject  
27. the Committee amendment which was adopted an' replace it with  
28. one identically the same except for the date change.

29. PRESIDING OFFICER (Senator Partee)

30. Senator Rock moves to Table Committee Amendment No. 1 an'  
31. offers amendment No. 2. On the question, all in favor. Amend-  
32. ment's adopted. Senator Graham.

33. SENATOR GRAHAM:

1. At th...at this time Mr. President, I would like to relieve  
2. the Committee on Elections of a duty. I would like to...are  
3. we through with that?

4. PRESIDING OFFICER (Senator Partee)

5. Oh, pardon me. Senator Rock.

6. SENATOR ROCK:

7. Ah...I...I would like to call HB811 an adopt that Committee  
8. Amendment an' then ask that both be moved to 3rd reading.

9. PRESIDING OFFICER (Senator Partee)

10. Senator Rock moves to Table...is there a comminment..Committee  
11. Amendment here also?

12. SENATOR ROCK:

13. On...on HB811 which we wish to adopt. It's a twenty-three  
14. page Amendment.

15. PRESIDING OFFICER (Senator Partee)

16. Yes, but was there...are you tabling an Amendment already  
17. offered on 811...Committee amendment.

18. SENATOR ROCK:

19. No.

20. PRESIDING OFFICER (Senator Partee)

21. Alright. Fine. Senator Rock moves to adopt the Amendment  
22. No. 1 to HB811. All in favor. The amendment's adopted. 3rd  
23. reading 810 an 811.

24. SENATOR ROCK:

25. Fine.

26. PRESIDING OFFICER (Senator Partee)

27. Now, Senator Graham.

28. SENATOR GRAHAM:

29. I'm sorry to have precluded Senator Rock there, momentarily.  
30. I would like to have unanimous consent to have the Committee  
31. on Elections relieved from further consideration of SB182 for  
32. the purpose of Tabling s...the same bill.

33. PRESIDING OFFICER (Senator Partee)

1. SB182 is tabled. For what purpose does ...Senator Walker  
2. arise?

3. SENATOR WALKER:

4. Ah...thank you, Mr. President. This opportunity may never  
5. present itself again. I would like to take just a minute...with...  
6. ah... due appreciation of...ah...Dick Durbin, who I know the  
7. presiding officer thinks the best parliamentarian ever rode  
8. a podium or stood on a podium...want to introduce Jim Fletcher  
9. right down there in a dark suit an a red tie who is actually  
10. the most astute, knowledgeable parliamentarian that any officer  
11. of the Senator or House ever had...Jim Fletcher.

12. PRESIDING OFFICER (Senator Partee)

13. Glad to have you here Mr. Fletcher an I see you're looking  
14. over Dick Durbin's shoulder. What purpose does Senator Donnewald  
15. arise?

16. SENATOR DONNEWALD:

17. Mr. President, while we're on the order of all kinds of  
18. different business I'd like to...ah...ask leave of the Body...ah...  
19. an ask unanimous constant...ah...consent to have the...ah...opening  
20. prayer given by Senator Cecil Partee...ah...last Thursday at  
21. the Governor's prayer breakfast and if any of the membership  
22. would like to read it, it's up on the Secretary's desk.

23. PRESIDING OFFICER (Senator Partee)

24. Do you seek to journalize that for posterity?

25. SENATOR DONNEWALD:

26. Right.

27. PRESIDING OFFICER (Senator Partee)

28. All in favor, so order it. I might point out that...ah...the  
29. House journalized a prayer of the Speaker which was given at  
30. the Governor's breakfast an apparently this is keep us even,  
31. fine. Senator Rock.

32. SENATOR ROCK:

33. Yes, Mr. President, are we still on the order of 2nd reading. I

2nd Reading  
5/2/72

HB 1976  
2nd Reading  
5-2-72

1. have more bills here I wish to move.  
2. PRESIDING OFFICER (Senator Partee)  
3. Yes...ah...s...House Bills on 2nd reading, 1855.  
4. SENATOR ROCK:  
5. Move it.  
6. PRESIDING OFFICER (Senator Partee)  
7. Third reading. Any Committee amendments?  
8. SECRETARY:  
9. HB#1855 2nd reading of the bill, one Committee Amendment  
10. offered by the Judiciary Committee.  
11. SENATOR ROCK:  
12. I move its adoption.  
13. PRESIDING OFFICER (Senator Partee)  
14. Senator Rock moves adoption of Committee amendment, 3rd  
15. Reading. Any further amendments?... from the Floor... 3rd reading.  
16. Senator Rock.  
17. SENATOR ROCK:  
18. Yes, Mr....well...if we're...tha...next series of bills  
19. now contains those some five hundred bills that are companion  
20. to an consonant with the Uniform Code of Corrections. Each of  
21. those bills individually was amended in the Committee. The  
22. Amendment merely changed the effective date of each of those  
23. bills. Now I would ask that th...if we can do this kind of  
24. intoto that the Committee Amendment appended to each of those  
25. bills in the Judiciary Committee be adopted an' that these bills  
26. be moved to 3rd reading.  
27. PRESIDING OFFICER (Senator Partee)  
28. Senator Rock moves the adoption of a Committee Amendments  
29. on that series of bills commencing with 1976 an' ending at 3738  
30. on all five hundred bills. All in favor. They're so amended...3rd  
31. reading. 2318 Senator...Senator Jac...ah...Senator Graham.  
32. SENATOR GRAHAM:  
33. If m...if I might be so bold as to ask the sponsor of th s

1. recent series of amendments, what is to be the new effective  
2. date, did you say...?

3. PRESIDING OFFICER (Senator Partee)

4. Senator Rock...is...is the...is...January 1, 73, is the  
5. new date. Is that correct?

6. SENATOR ROCK:

7. That's correct.

8. PRESIDING OFFICER (Senator Partee)

9. 2318 Senator Gilbert.

10. SENATOR GILBERT:

11. I was wanting to call 44 now if we might go back to it.  
12. I believe there are enough members present and if you have no  
13. objection..ah..

14. PRESIDING OFFICER (Senator Partee)

15. Well, we got about 4 or 5 on 2nd Reading. We'll run them  
16. quickly an' then we get right back to you. 2318 any committee  
17. amendments?

18. SECRETARY:

19. SB#2318 2nd reading of the bill. No Committee Amendments.

20. PRESIDING OFFICER (Senator Partee)

21. Any Amendments from the Floor? 3rd reading. 2444 Senator  
22. Bruce, 2716 Senator Carroll, 3030 Senator Coulson, 3047 Senator  
23. Coulson, 3682 Senator Graham...Senator Graham thir...3...3682.

24. Do you desire to move that bill today?

25. SECRETARY:

26. SB#3682 2nd reading of the bill. No Committee Amendments.

27. PRESIDING OFFICER (Senator Partee)

28. Any amendments from the floor? That's your Oral Proclamation  
29. Bill Senator. You desire to move it...Sen..Senator Graham...

30. SENATOR GRAHAM:

31. Yea.

32. PRESIDING OFFICER (Senator Partee)

33. ...3rd reading.

1. Senate bills...House bills on 3rd reading. 44 Senator Gilbert.

2. SENATOR GILBERT:

3. Mr. President, an' members of the Senate, HB44 is an advisory  
4. referendum concerning the present Firearms Identification Act  
5. as it's generally called, which we passed in 1967. By the procedure  
6. in this bill, if 2% of the people in each of the 102 counties  
7. sign a petition, then there would be an Advisory Referendum.  
8. Now I wanna point this out, lady an gentlemen of the Senate,  
9. this is purely advisory. The effective date of this bill is  
10. July 1st, 1973, an' the bill calls for an election er I mean  
11. this Advisory Referendum to be put on the ballot at the next  
12. State wide General election so for all practical purpose the  
13. first date that his bill...ah...would take effect, as far as  
14. the referendum itself is concerned, would be in the November  
15. election of nineteen hundred an seventy four, and as I pointed  
16. out this is advisory. The legislature would merely have the  
17. feeling of the people of the State of Illinois as to whether  
18. they feel that the present law, which we have enacted, should  
19. or should not be repealed an' of course each legislator would  
20. have the right to do as he wished upon it. I wanna make it  
21. clear it is not a repealer of the Fire Identification...Fire  
22. Arms Identification Act but merely an Advisory Referendum.  
23. I can see no objection to this. I think th...that it's been  
24. a very controversial issue throughout the State. I think that  
25. many people would like to express their opinion on it an' I think  
26. that this is a fair way to do it. This bill, I am told, has  
27. the approval of all of the sportsman groups, all of the people  
28. throughout the State. I know of no one who has any objection  
29. to it...ah...when the bill was heard here in Committee there  
30. was no one who appeared against it. It was in the last Session,  
31. I did not call it at that time because some of the people said  
32. they would rather have more time to think about it. I have  
33. checked with those same people. The now say they see no reason  
why it should not be passed an' have..ah.suggested

that it be called at this time. If there any question, I will attempt to answer them, but otherwise I would ask for a favorable roll call.

1. PRESIDING OFFICER (Senator Partee)

2. Any further debate?

3. SENATOR GILBERT:

4. Roll call.

5. PRESIDING OFFICER (Senator Partee)

6. Roll call.

7. SECRETARY:

8. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
9. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,  
10. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen,  
11. Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski,  
12. Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt,  
13. Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga,  
14. Palmer, Partee, R...Rock, Romano, Rosander, Saperstein, Savickas,  
15. Smith, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.

16. PRESIDING OFFICER (Senator Donnewald)

17. Lyons aye. Soper aye. 38 yeas an no nays, the j...the  
18. bill is declared passed.

19. SENATOR GILBERT:

20. Mr. President...I'll make a Motion...

21. PRESIDING OFFICER (Senator Donnewald)

22. Senator Gilbert.

23. SENATOR GILBERT:

24. ...we reconsider please.

25. PRESIDING OFFICER (Senator Donnewald)

26. Senator...ah...Gilbert makes a Motion to reconsider the  
27. vote by which this bill was passed. Senator Laughlin moves  
28. to lay it on the Table. All in favor say aye. The ayes  
29. have it. HB219 Senator Newhouse not here, HB...ah...220, HB232  
30. Senator McCarthy.

31. SENATOR MCCARTHY:

32. Yes...ah...Mr. President, members of the Senate, HB232  
33. is a bill by Representative Kenneth Miller and...ah...he assures  
me that it's a...ah...

PRESIDING OFFICER (Senator Donnewald)

Senator Partee, for what purpose you arise?

SENATOR PARTEE:

1. Well I'm just hoping we can get a little order for the  
2. Senator. We have a lot of things going on the Floor at the  
3. time an' nobody seems to be listening.

4. PRESIDING OFFICER (Senator Donnewald)

5. Ah...let's be going to our seats gentlemen an' let Senator  
6. McCarthy proceed.

7. SENATOR MCCARTHY:

8. Thank you...ah...Mr. President, this...ah...HB232 was...ah...  
9. Representative Kenneth Miller asked me to handle it, it so happens  
10. he and I stay in the same motel...ah...it arises because he  
11. has some drainage districts or one particular drainage district  
12. in his... ah...area where the...

13. PRESIDING OFFICER (Senator Donnewald)

14. Jus...Just a moment...

15. SENATOR MCCARTHY:

16. Where they...

17. PRESIDING OFFICER: (Senator Donnewald)

18. ...ah...jus...it's...its...awful noisy in here Senator  
19. Graham an I agree...let's...let's have a little order gentlemen.  
20. you may proceed.

21. SENATOR MCCARTHY:

22. Thank you. Ah...this arises because some drainage commissioners  
23. actually do work at the time of flood...ah...along with people  
24. that are hired by the commission an' so it permissably allows  
25. the...ah... drainage district to pay those commissioners up  
26. to twenty dollars a day for the work that they actually are  
27. doing an' in their...ah... drainage...ah...ah...flood fighting  
28. business. I know of no opposition to the bill an' I think it's...ah  
29. ...one that...ah...Representative Miller does want passed for  
30. his district an' I'd appreciate a favorable roll call.

31. PRESIDING OFFICER: (Senator Donnewald)

32. Is there further debate? Secretary will call the roll.

33. SECRETARY:

Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
Carroll...

PRESIDING OFFICER (Senator Donnewald)

1. Jus...Senator...just a moment...Senator Clarke wanted to  
2. be recognized. I'm sorry.

3. SENATOR CLARKE:

4. Ah...I...ah...wanted to ask a question of the sponsor if  
5. I could?

6. PRESIDING OFFICER (Senator Donnewald)

7. Senator McCarthy will you yield?

8. SENATOR CLARKE:

9. Ah...What I wanna know...ah...Senator is...ah...just...ah...un-  
10. der what authority will the actual amount...you know...who...who's  
11. gonna determine? ...ah... how much gonna be paid...an' under  
12. what authority is that gonna be done?

13. PRESIDING OFFICER (Senator Donnewald)

14. Senator McCarthy.

15. SENATOR MCCARTHY:

16. The bill provides that the Commissioner shall present to  
17. the court an itemized account, under oath, of his claim and so...ah...  
18. it would be...ah...the appropriate...ah...ah...court having  
19. jurisdiction over the drainage district.

20. SENATOR CLARKE:

21. Can I..can I ask further, now the present law states what?  
22. that they...ah...it's an \$8.00 per diem.

23. SENATOR MCCARTHY:

24. Yes.

25. SENATOR CLARKE:

26. In other words a fixed amount

27. SENATOR MCCARTHY:

28. ...ah...

29. SENATOR CLARKE:

30. an now you're saying that it will go up to not more than  
31. twenty.

32. SENATOR MCCARTHY:

33. Right. The

1. SENATOR CLARKE:

2. ...an...

3. SENATOR McCARTHY:

4. way Kenny the way the bill reads an' the way that Representative  
5. Miller explained it to me is that the...for the commissioners  
6. in order to claim the...ah...indicated amount have to present  
7. a bill for it an he explained that some commissioners may not  
8. wish to charge...ah...that much for a day in which they don't  
9. do any actual service, but he wanted to make it elastic where  
10. if they're

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working side by side with a person who's making \$2.50 an hour...  
ah...in control...of...ah...a flood...ah...he...that was the  
reason that he wanted this bill passed.

PRESIDING OFFICER (Senator Donnewald)

1. Senator Clarke.

2. SENATOR CLARKE:

3. Ah...let me ask further? Do you...is there any precedent  
4. for this...ah...where a...ah...ah...there's a sliding scale  
5. or a...an area that the court sets. They have to go to court  
6. to get set?

7. PRESIDING OFFICER: (Senator Donnewald)

8. Senator McCarthy.

9. SENATOR McCARTHY:

10. I don't know of any precedent.

11. PRESIDING OFFICER: (Senator Donnewald)

12. Senator Clarke.

13. UNIDENTIFIED VOICE:

14. May continue the roll.

15. SECRETARY:

16. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,  
17. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,  
18. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,  
19. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,  
20. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,  
21. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,  
22. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,  
23. Weaver.

24. PRESIDING OFFICER (Senator Vadalabene)

25. Senator Horsley.

26. SENATOR HORSLEY:

27. I think Latherow was up ahead of me, sir.

28. PRESIDING OFFICER: (Senator Donnewald)

29. Senator Latherow.

30. SENATOR LATHEROW:

31. Ah...Mr. President, ah...Senator McCarthy, I thought you  
32. said that this was to compensate him for times that he worked  
33. on the levee.

in case of floods an so on...now this says...ah...the way I  
read it \$20.00...ah...compensation for...per day for each day  
1. he is actively engaged in the business of his office. Now...ah...  
2. would that be considered the business of his office an' how many  
3. days can he...ah... can he draw compensation at \$20.00 per day...this  
4. ...

5. PRESIDING OFFICER (Senator Donnewald)

6. Senator McCarthy.

7. SENATOR MCCARTHY:

8. The way in which...ah...Representative Miller explained  
9. it to me was that...ah...this would be where he would claim  
10. up to \$20.00 if he presented to the court an itemized account,  
11. under oath, of his claim for services an' expenses an' so it would  
12. depend upon the situation the way in which it's been explained  
13. to me an' there is that provision that the itemized account, under  
14. oath, of his claim for services would have to be presented to  
15. the court, audited by the court, an certified by it to the trust  
16. treasurer of the district for payment. So its up to a person's  
17. statement, under oath, on it, the way I read the bill, Senator  
18. PRESIDING OFFICER (Senator Donnewald)

19. Senator Latherow is no. Senator Horsley.

20. SENATOR HORSLEY:

21. My question was along the same line as Senator Latherow's.  
22. That's why I yielded to him but Senator McCarthy I wonder if  
23. you'd answer this question? If those commissioners decide to  
24. meet five days a week they'd be paid for five days a week, isn't  
25. that right?

26. PRESIDING OFFICER (Senator Donnewald)

27. Senator McCarthy.

28. SENATOR MCCARTHY:

29. Well, if they wanted to..ah..ah..present such a claim under  
30. oath to the court..ah..which was audited an' the court would  
31. approve it an certified to by the treasurer I presume those  
32. people could do something like that just like they could if  
33. they wished.

PRESIDING OFFICER (Senator Donnewald)

Senator Horsley.

SENATOR HORSLEY:

1. Didn't we put a limit to the number of meetings per month  
2. or per week in the county boards, supervisors, an other bodies  
3. where we pay em on a per diem?

4. PRESIDING OFFICER (Senator Donnewald)

5. Senator McCarthy.

6. SENATOR MCCARTHY:

7. That matter escapes my recollection, Senator. You're recol-  
8. lection would be better than mine.

9. PRESIDING OFFICER (Senator Donnewald)

10. Senator McCarthy...ah...ah...Senator Horsley.

11. SENATOR HORSLEY:

12. That is my recollection an' for that reason, without any  
13. limit you're more than doubling the pay of these people from  
14. \$8.00 up to \$20 an I wanna vote no on this bill.

15. PRESIDING OFFICER (Senator Donnewald)

16. Horsley no. Senator Berning is recognized.

17. SENATOR BERNING:

18. Ah...Mr. President, I...I...I'd like to make a couple of  
19. comments an then...ah...ask the sponsor...ah...for an observation...  
20. For th...for the benefit of our...our...ah...members I think  
21. it's only fair to point out that this is not a new section.  
22. The only change here is in..a...the rate of compensation an  
23. if our commissioners have been...ah...unethical enough to meet  
24. five days a week under the \$8.00 per day figure, they probably  
25. will do so under a \$20.00 figure an' we're not changing ...ah...their  
26. concept of their duty to the office. The right...ah...or the  
27. necessity to get the courts...ah...authorization is now the  
28. existing law an I think...ah...this ought to be understood by  
29. the Body. The question that I'd like to ask the sponsor is  
30. why is it necessary to have in there not to exceed rather than  
31. just \$20.00 since there's appears to be no one to set the figure  
32. either 20, 19, 18 or on down. Not to exceed, it seems to me,  
33. is superflous, because...ah...there is no judgement except on  
the part of the

1. Comm ssioner an' he very likely would only...ah...submit the \$20.00.  
2. Would it not be more sensible then to reduce...er...the...or  
3. amend the bill to just insert \$20.00 rather than the \$8.00 an  
4. strike not to exceed . It seems that's superflous verbiage.  
5. PRESIDING OFFICER (Senator Donnewald)

6. Senator McCarthy.

7. SENATOR MCCARTHY:

8. Well..what...the...your recommendation is actually what  
9. is in the bill, it just substitutes...ah...ah...it substitutes  
10. figure 20 for 8...ah...Senator...if...if the commissioner claims  
11. it.

12. PRESIDING OFFICER (Senator Donnewald)

13. Senator Berning.

14. SENATOR BERNING:

15. Has the bill been amended to strike the words not to exceed?

16. PRESIDING OFFICER (Senator Donnewald)

17. Senator McCarthy.

18. SENATOR MCCARTHY:

19. Ah..I don't see em on my bill at all.

20. PRESIDING OFFICER (Senator Donnewald)

21. Senator Berning. Is there further debate? The ayes are  
22. 31. The nays are 6. The bill is declared passed. HB260 Senator  
23. Mohr, 266 Senator Sours, Senator Sours here? 311 Senator Bruce,  
24. 493 Senator Dougherty, 515 Senator McCarthy, 567 Senator Carroll,  
25. 598 Senator Dougherty. Senator Dougherty.

26. SENATOR DOUGHERTY:

27. Mr. President, members of the Senate, HB598 is a bill that  
28. provides an' sets forth the specifications as to eye glasses  
29. an'to sun glasses. It provides..it sets forth the dimensions.  
30. It provides that they shall be tested...ah...h...heat treated.  
31. It provides

32.

33.

1. further they shall stand...withstand certain pressures, that  
2. is they...j...j... tells what must be done in order to insure  
3. that the...these glasses will not shatter on a...a v...very  
4. brief encounter with a hard substance an' it further provides  
5. that if for any reason at all a licensed physician or optometrist  
6. finds that the lenses will not fur...fulfill the requirements  
7. of a specific patient, the patient shall so be notified an' then  
8. it will be waived. Now I'm informed that this is a present  
9. Federal Law insofar as the eye glasses lenses are concerned  
10. an...but this bill is modified to this extent that it provides  
11. that the frames shall not be composed of a flammable material...an'  
12. I ask favorable...vote on the bill.

13. SECRETARY:

14. Is there...other...further debate? Senator Nihill. Senator  
15. Nihill.

16. SENATOR NIHILL:

17. Ah..Mr. President, Senator Dougherty, will you yield to  
18. a question please? Ah...how about the glasses in here...are  
19. they...ah... breakable, will they..ch..or some....?

20. PRESIDING OFFICER (Senator Donnewald)

21. Senator Dougherty.

22. SENATOR DOUGHERTY:

23. This bill provides that specific test shall be made of  
24. each glass. They shall be heat treated whether they be glass  
25. lenses or laminated, provides they would withstand a blow of...a...  
26. of a...of a ball bearing.... dropped from a specific height...in  
27. order to insure they will.. not...ah...break.

28. PRESIDING OFFICER (Senator Donnewald)

29. Senator Nihill.

30. SENATOR NIHILL:

31. Senator Dougherty, regarding the frames, are they flammable,  
32. if you light a match or something will they catch on fire an  
33. blow up?

PRESIDING OFFICER (Senator Donnewald)

Senator Dougherty.

1. SENATOR DOUGHERTY:

2. This bill provides a further protection that they shall  
3. not be made of a flammable material, that they will not burn.

4. PRESIDING OFFICER: (Senator Donnewald)

5. Senator Ni...

6. SENATOR DOUGHERTY:

7. The present law provides as to the lenses.

8. PRESIDING OFFICER (Senator Donnewald)

9. Is there further debate? Senator Laughlin.

10. SENATOR LAUGHLIN:

11. yes, would Senator Dougherty yield to a question.

12. PRESIDING OFFICER (Senator Donnewald)

13. He indicates he will.

14. SENATOR LAUGHLIN:

15. Senator...ah...this thing come up last time an' I...I think  
16. I said that I worried about it because, not because of you,  
17. who are the Senate sponsor, because it looked like a bill that  
18. served a special interest. Now, you're advising me that this  
19. re-enacts the Federal Law in Illinois except that it goes further.  
20. Can you tell me what the effect of going further does to retailers,  
21. optometrists, and optomologists.

22. PRESIDING OFFICER: (Senator Donnewald)

23. Senator Dougherty.

24. SENATOR DOUGHERTY:

25. Frankly I do not know but I've been informed that the cost  
26. is miniscule...on a cr...on a production...on a mass production  
27. basis.

28. PRESIDING OFFICER: (Senator Donnewald)

29. Senator Dougherty.

30. SENATOR LAUGHLIN:

31. Well, I'm not gonna refer to the miniscule part of it be-  
32. cause I...I wasn't talking about costs. I want to know if you  
33. can tell me Senator what the effect of this is on the manufacture

1. an' sale of sun glasses? In other words, s...so we have a Federal  
2. law an...an' the lenses have to meet certain standards an' that's  
3. the law an...that Congress passed an as we imitate them all  
4. the time an take orders from them I don't particularly object  
5. to yielding again...but I still wanna know why we have an addition-  
6. al provision in the Illinois law which isn't in the Federal  
7. law

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1. because it must have been considered at the ti...by Congress  
2. at the time they debated the federal law.

3. PRESIDING OFFICER (Senator Donnewald)

4. Senator Dougherty.

5. SENATOR DOUGHERTY:

6. I can best answer that only by reading to you from the  
7. bill. No person shall distribute, sell, or have in his possession  
8. with intent to distribute, sell, any eye glass frame or sun  
9. glass frame containing any...any form of cellu  
10. other highly flammable materials. What ef...what it will have...  
11. effect it would have on the manufacture I do not know. There  
12. was hearings on the bill in the Welfare Committee an it was  
13. recommended out Do Pass and that's the sole knowledge I have  
14. of the bill, sir.

15. PRESIDING OFFICER (Senator Donnewald)

16. Senator Laughlin:

17. SENATOR LAUGHLIN:

18. Well thank you very much Senator Dougherty, I can read  
19. the bill, too, an' I have read the bill an' that's why I asked the  
20. significance of it. I know what the bill says, but I always  
21. worry a little bit, after my years down here, that somebody puts  
22. a provision in a bill which makes life difficult for someone  
23. else an' maybe someone has something to gain by a provision in  
24. a bill an' I don't know that that is true in this case an' I don't  
25. allege it. I simply was asking a question so that I could make  
26. a de...determination as to how I was gonna vote. Thank you.

27. PRESIDING OFFICER (Senator Donnewald)

28. Senator Dougherty.

29. SENATOR DOUGHERTY:

30. To...in answer to that I, too asked the Sen...the House  
31. sponsor of the bill the same question that you framed to me  
32. an' he said he had no knowledge of it but he thought it was an  
33. added safeguard that would provide for the safety of glass...eye  
glasses an sun glasses worn by the citizens of Illinois. That's

1. the sole motivation that he had. I'd a...

2. PRESIDING OFFICER (Senator Donnewald)

3. Senator Laughlin.

4. SENATOR LAUGHLIN:

5. In response I would say this, I'm going to vote against  
6. the bill for the simple reason that Congress has apparently  
7. enacted it already an' it applies in Illinois except for the  
8. one provision an inasmuch as I don't know what the one provision  
9. does, I'm forced to vote no.

10. PRESIDING OFFICER (Senator Donnewald)

11. Senator Mitchler.

12. SENATOR MITCHLER:

13. Ah...Mr. President, members of the Senate,...ah...since  
14. this bill has been d...debated back an' forth I've had time to  
15. get to my file an' for what I can determine the bill has good  
16. merits an' that it makes eye glasses an' sun glasses of a better  
17. quality, both for the glass an' also the frame. However, this  
18. would, across the board, perh s increase the cost of a sun glasses  
19. approximately two dollars per pair an' could on other glasses  
20. increase em anywhere's from a dollar to seven dollars per pair  
21. an' if this were put into effect an' especially with the section  
22. three of the five hundred dollar fine for up to five hundred  
23. dollar fine for the violation, I think we're putting...a...pretty  
24. heavy burden upon the people that are purchasing sun glasses  
25. and...ah...you're just increasing the cost an it's a highly  
26. inflationary type of legislation. I'm going to vote no.

27. PRESIDING OFFICER (Senator Donnewald)

28. Is there further debate? Secretary will call the roll.

29. SECRETARY:

30. Arrington, Baltz, Berning

31. PRESIDING OFFICER (Senator Donnewald)

32. Senator Berning.

33. SENATOR BERNING:

1. I just want to briefly explain my vote. I'm voting no,  
2. but because of the fine provision in there...a \$500 fine in  
3. a case of a violation of a simple bit of legislation like this  
4. is completely unrealistic when we have serious criminal violators  
5. out on probation an' going scot-free. I must vote no.

6. SECRETARY:

7. Bidwill, Bruce, Carpentier, Carroll, Cherry, Chew, Clarke,  
8. Collins, Coulson, Course, Davidson, Donnewald, Dougherty, Egan,  
9. Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley, Hynes,  
10. Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow, Laughlin,  
11. Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein,  
12. Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee, Rock, Romano,  
13. Rosander, Saperstein, Savickas, Smith, Soper, Sours, Swinarski,  
14. Vadalabene, Walker, Weaver.

15. PRESIDING OFFICER (Senator Donnewald):

16. Horsley aye. Cherry aye. Rock aye. Neistein aye. Bruce  
17. aye. Palmer aye. Latherow no. Ozinga no. Sours no. Soper  
18. aye. Secretary will call the absentees.

19. SECRETARY:

20. Arrington, Baltz, Bidwill, Carpentier, Carroll, Chew, Colson,  
21. Fawell, Gilbert, Graham, Groen, Harris, Horsley

22. PRESIDING OFFICER (Senator Donnewald)

23. Horsley aye.

24. SECRETARY:

25. Johns, Knuepfer, McBroom, Mohr, Newhouse, O'Brien, Partee,

26. PRESIDING OFFICER (Senator Donnewald)

27. The vote is 26 yeas. The vote is 25 yeas. 11 nays. The  
28. bill not having received the majority fails. HB607...ah...604,  
29. 612, Senator Latherow, 728, Senator Newhouse, 730, Sen...Senator  
30. Newhouse, Is Senator Newhouse, here? Seven...ah...774, Senator  
31. Neistein, Senator Neistein.

32. SENATOR NEISTEIN:

33. They're companion bills to three others. Wait'll we get

1. to all of em.

2. PRESIDING OFFICER (Senator Donnewald)

3. W...you'll have to remind the...ah...Senator Neistein.

4. SENATOR NEISTEIN:

5. Senator Rock has three bills in the same series. We'll  
6. take all five together when you reach em an' I'll remind you  
7. about em.

8. PRESIDING OFFICER (Senator Donnewald)

9. Thank you. That is 775 an...ah...HB1129 Senator Johns,  
10. HB1318 Senator Latherow, 1462 Senator Carpentier, 1467 Senator  
11. Rock, 1468 Senator Rock. Hold em all. 1473 Senator McCarthy,  
12. 1475...S...76...1493 Senator Johns, 1548 Senator Latherow, Senator  
13. Latherow...1548... 1555 Senator Rock, 1586 Senator Bruce, 1636  
14. Senator Bidwill, 1665 Senator Latherow, 1666...1675 Senator  
15. Dougherty, 1694 Senator Rock...1695...1647 Senator Knuppel...Senator  
16. Knuppel.

17. SENATOR KNUPPEL:

18. I think we might just as well move that bill one way or  
19. the other...ah...this is a little bill that was introduced.  
20. It involves putting a reflector strip on each pedal of a bicycle.  
21. It was introduced in the House by Representative Londrigan an'  
22. I've sponsored it here since my district...ah...in some degree  
23. correlates with his. It's been sponsored by the Copley Press  
24. as a safety measure. I personally think any safety measure  
25. that may, in any event, save any child's life an' this would be  
26. an inexpensive thing to put these strips on the bicycle pedals  
27. is worth the time an' trouble if it only saves one child's life  
28. in the State of Illinois. As I say it's supported by the Copley  
29. Press an' it's something that they have fostered. I'd like a  
30. favorable roll call on this bill. Thanks very much.

31. PRESIDING OFFICER (Senator Donnewald)

32. Is there further debate? Rol...Roll call.

33. SECRETARY:

Arrington, Baltz, Bid...Berning, Bidwill, Bruce, Carpentier,  
Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,  
Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen,  
Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski,  
1. Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt,  
2. Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga,  
3. Palmer, Partee, Rock, Romano, Rosander, Saperstein, Savick...

4. PRESIDING OFFICER (Senator Donnewald)

5. Just a minute...the Secretary can't hear the response of  
6. the members. If we'd hold her down a little bit, gentlemen...why...  
7. we'd be fine. I know it's a testers quite.

8. SECRETARY:

9. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,  
10. Weaver.

11. PRESIDING OFFICER: (Senator Donnewald)

12. Senator Baltz.

13. SENATOR BALTZ:

14. How am I recorded Mr. Secretary:

15. PRESIDING OFFICER: (Senator Donnewald)

16. How is Senator Baltz recorded? You were recorded aye.

17. SENATOR BALTZ:

18. Chairm...chairman....mao....has prevailed upon me to...to...  
19. ah...ah...look at the error in my ways. I would like to change  
20. my vote from aye to nay.

21. PRESIDING OFFICER (Senator Donnewald)

22. Senator Baltz votes aye to nay. Senator Hall. How's Senator  
23. Hall recorded? You are not recorded.

24. SENATOR HALL: Aye

25. PRESIDING OFFICER (Senator Donnewald)

26. Senator Hall votes aye...Smith aye, Lyons aye, Bruce aye,  
27. Berning no. How is Senator Vadalabene recorded? You're recorded  
28. aye. Walker aye. The ayes are 36. The nays are 7. The bill  
29. received the majority passed..16..ah...1767, 1769, Senator Savickas,  
30. 1770...Savickas... Senator Savickas. 1771 same way...17...ah...  
31. er...2267 La...Senator Latherow, ah...20...2312 Senator Hall.

32. Senator Hall.

33. SENATOR HALL:

Mr. President an' Senators, we just may as well call these  
bills. I held them over from last Fall. HB2312 is Representative

Schoeberlein's bill and there's an amendment to the bill. The law now allows you to annex, if you have a petition signed by the majority of voters of land owners, unless they own more than twenty acres. So originally this bill started out to raise it from 20 to 60 and we put an amendment to cut it to 30 so it's just like it says here, it raises the number of acres that can be annexed by the park districts and this bill was put in and requested by the park district so

1.           PRESIDING OFFICER (Senator Donnewald)  
2.           Sen...  
3.           SENATOR HALL:  
4.           I ask your most favorable support.  
5.           PRESIDING OFFICER: (Senator Donnewald)  
6.           Senator Hall, are you addressing yourself to both bills?  
7.           SENATOR HALL:  
8.           I can...if it's...ah...the other one has to do with the referendum, so let em let em both go.  
9.           PRESIDING OFFICER (Senator Donnewald)  
10.          Is there further...  
11.          SENATOR HALL:  
12.          Yes, I'd like to have leave for both bills to be heard.  
13.          PRESIDING OFFICER (Senator Donnewald)  
14.          Is there objection? Is there further...is there further debate? Senator Baltz.  
15.          SENATOR BALTZ:  
16.          Senator Hall, would you respond to a question please?  
17.          PRESIDING OFFICER: (Senator Donnewald)  
18.          He indicates he will.  
19.          SENATOR BALTZ:  
20.          Is...is there a referendum on that...ah...additional tax?  
21.          PRESIDING OFFICER:  
22.          Senator Hall.  
23.          SENATOR HALL:  
24.          Senator, there's a referendum on...ah...HB2313. That answer your question?  
25.          PRESIDING OFFICER (Senator Donnewald)  
26.          Senator Baltz.

SENATOR BALTZ:

1. Not on...not on...ah...2312, however. That just...ah...that  
2. ...ah...that expands the amount of acreage that a park district  
3. can an...annex without the owner's consent. It's twenty now...an...  
4. an y...this bill puts it to 30...is this...

5. PRESIDING OFFICER (Senator Donnewald)

6. Senator Hall.

7. SENATOR HALL:

8. Ah...you're correct...ah...Senator...that it just...ah...raises  
9. it from 20 to 30.

10. PRESIDING OFFICER (Senator Donnewald)

11. Senator Knuepfer.

12. SENATOR KNUEPFER:

13. I...I'd like to ask a question in reference to 2313...ah...  
14. it's kind of inconceiveable to me that there's no provision  
15. in the present statutes for a Park District Referendum. What  
16. is the difference between this referendum procedure an'any  
17. other referendum that a park district can have. Why is another...  
18. refer... I don't have the statutes in front of me but why is  
19. another referendum procedure necessary under the park districts  
20. statutes?

21. PRESIDING OFFICER (Senator Donnewald)

22. Senator Hall.

23. SENATOR HALL:

24. Now are you referring to 2313, now?

25. PRESIDING OFFICER (Senator Donnewald)

26. Senator Knuepfer.

27. SENATOR KNUEPFER:

28. Yea, 2313 that's the only one but question is why do we  
29. need another referendum proceedings?

30. PRESIDING OFFICER (Senator Donnewald)

31. Senator Hall.

32. SENATOR HALL:

33. Ah...Senator, I can't answer that all that I'm handling  
this bill

for Representative Schoeberlein and...ah...that...ah...we...ah...  
raise the number of...ah...from 20 to 30...an I know of...ah...no  
reason I mean it's Senator Schoeberlein's bill an he just asked  
me to handle it over here.

1. PRESIDING OFFICER (Senator Donnewald)

2. Senator Soper.

3. SENATOR SOPER:

4. Ah...Mr. President...ah...Senator Hall I...I'd suggest  
5. you...ah...you take up th...these bills one at a time. I don't  
6. think you're gonna pass both bills on one roll call because they're  
7. so different.

8. PRESIDING OFFICER (Senator Donnewald)

9. Well, we'll do that. The Chair will..will...consider...  
10. separately...the bills separately. Senator Dougherty.

11. SENATOR DOUGHERTY:

12. Yes, Senator Hall until...the withhold these bills for  
13. a day or two till we have a better chance to examine them because  
14. there's a great deal of...of...ah...effort being made...particularly  
15. in the City of Chicago to acquire some open space...and...ah...this  
16. would interfere with their prescribed method...I might inform  
17. the Senator that there are some Federal funds available subject  
18. to certain provisions of the Park District Act. I haven't received  
19. any...any... communications from either the association of Park  
20. Districts or the association of the Chicago Park District.  
21. Representative... Senator Hall, I suppose he's aware of the  
22. fact that I have an interest in park districts, as a matter  
23. of fact, we both participated in a ceremony last December in...ah...  
24. St. Louis in this regard an I would like to have a chance to  
25. take a better look at these bills an get an opinion from someone  
26. better informed than I.

27. PRESIDING OFFICER (Senator Donnewald)

28. Senator Hall.

29. SENATOR HALL:

30. I'll be happy to hold em.

31. PRESIDING OFFICER (Senator Donnewald)

32. Bills will be held. HB2323 Senator O'Brien, 2363 Senator  
33. Newhouse, is Senator Newhouse here? 2380 Senator Baltz, 2396  
Senator Egan, 2396...hold...2397 Senator Egan, Hold. 2448 Senator  
Bruce, Senator Bruce, 2460 Senator

Hall. Senator Hall.

SENATOR HALL:

Ho...hold...

PRESIDING OFFICER: (Senator Donnewald)

1. Hold...ah...2503 Senator Palmer...ah...Senator Soper would  
2. you yield to Senator Palmer? Do you wish to call your bill?  
3. 2503..2509 Senator Gilbert Senator Gilbert

4. SENATOR GILBERT:

5. SB2509 as the Calendar indicates makes various changes  
6. in the Educational Facilities Authority Act. To refresh your  
7. recollection a few years ago we passed the Educational Facilities  
8. Authority Act to allow private institutions of higher education  
9. to finance their building program by means of tax free public  
10. revenue bonds rather than corporate bonds. When the bill was  
11. originally drafted it provided for separate bond issue for each  
12. construction project. The purpose of this bill is to permit  
13. two or more separate projects at say Loyola, MacMurray, an' Bradley  
14. or any two or three combinations thereof to be funded un...funded  
15. under the same bond issue. There're at least two advantages  
16. to this, the fact that all projects in an issue guarantee the  
17. bonds is extremely likely, of course, that anyone might fail but  
18. if anyone of those failed at any of the institutions, the other  
19. two would..ah..the funds from that... would...ah...be used to  
20. pay off the bonds an' this, of course...ah...means that they are  
21. likely to get them at a lower tax rate . Now if you recall  
22. a few years ago we allowed the state institutions on their revenue  
23. bonds to combine projects, for example if they had...ah...a...ah...  
24. self liquidating dormitory built...ah...at...ah...University  
25. of Illinois an then a year or so later they built another one  
26. we allowed them to combine those eventually so that the income  
27. from the two would go together to pay off the bonds of both.  
28. This would allow this to be done by various institutions not  
29. within the same institution. Each separate issue requires a  
30. payment of certain service to fees, brokers, in denture fees,  
31. etc., which can under this bill be combined into one and therefore  
32. you would be saving on the cost of the sale of these bonds.  
33. I wanna make it definitely clear that these are revenue bonds  
not general obligation

bonds an under no way is the State of Illinois responsible for  
1. the legal obligation..ah..in the event any of these projects  
2. fail..ah..the institutions now have the right under the general  
3. educational facilities authority to issue these bonds so we're  
4. not giving them anything new as far as issuing but we are giving  
5. them new authority in relation to combining between institutions  
6. an attempt to get a possible lower interest rate or to get a  
7. better sale of the bonds.

8. PRESIDING OFFICER (Senator Donnewald)

9. Senator Laughlin.

10. SENATOR LAUGHLIN:

11. Yes I'm sure Senator Gilbert'll yield to a question? I  
12. wanna make sure I understand this because...ah...Senator I voted  
13. against the Educational Facilities Act when it was created.  
14. This means, if I understand you correctly, that...ah...Knox  
15. College for example...ah...MacMurray College...er Elmhurst College  
16. they can combine their product...ah...their projects in one  
17. issue an they pay out of revenue...now, so if...if one of these  
18. private institutions an' I'm back to the distinction between  
19. private an public now y... ya understand it's paid from revenue  
20. but if the revenues...ah... go down or become nonexistent say  
21. at Knox then somebody else has got to pick it up an what I'm  
22. afraid of is that they'll be back here to the legislature asking  
23. us to bale em out once more an we're in the process of gradually  
24. making private colleges public colleges. Is there any merit  
25. in that contention in your opinion?

26. PRESIDING OFFICER (Senator Donnewald)

27. Senator Gilbert.

28. SENATOR GILBERT:

29. Well...I...I've...ah...what you have stated is cer...certainly  
30. possible an that is one of the reasons I think that they have  
31. asked for this, that...that it would make the bonds sell at  
32. a lower rate because there would be ah..more...ah...ah...institutions  
33. behind it...ah...but I do not see

1. how that the state would be asked to bale them out...ah...Senator  
2. Laughlin, because they're not...the state isn't asking...ah...  
3. being asked here to do anything for them except to allow them  
4. ah...to combine their...ah...revenue bonds as we allow the state  
5. institutions within the same institution to combine various  
6. revenue...ah...projects so that they would...ah...be able to  
7. get a better rate an' be able to possibly pay off some of them  
8. faster than they...ah...were, for example down at Southern,  
9. the first...ah... self liquidating revenue dormitory they had...ah  
10. ...because it was the only one on the campus...ah...they had  
11. over 100% occupancy because...ah...from their original plans,  
12. because they took in some space that they had not intended..ah..they  
13. were way ahead on the payment of the..ah...ah...the money that  
14. they had in reserve for the payment of those bonds...ah...later  
15. on whenever we were able to c... combine them with other...ah...  
16. revenue bonds for other buildings of the same type revenue bearing  
17. bonds..ah..it made the...it much easier to sell the bonds..ah..an  
18. at a lower rate because they had the ...ah...facility behind  
19. them that was already doing well an showing that there were  
20. funds to help to...to pay off these bonds...ah...

21. PRESIDING OFFICER (Senator Donnewald)

22. Se...Senator Laughlin.

23. SENATOR LAUGHLIN:

24. Well, very briefly in response, thank you Senator Gilbert  
25. for your usual cogent explanation...ah...I appreciate what it  
26. is but I've been here long enough to know that the private col-  
27. leges an' universities came down here an' wanted the scholarship  
28. program expanded so that the state scholarships could be used  
29. at private institutions. I was down here at the time under  
30. Go...Governor Kerner when Congress passed their first Act to...ah...  
31. finance...ah...certain types of buildings on college campuses  
32. an' I see a steady progression by private institutions into the  
33. public affairs so I...I'm aware an' I didn't mean to infer that  
the State would pick up the tab here, but I think there's a  
great dis-

inction between a private institution an' a public institution  
an' to think that the private institutions can combine, when  
one may be successful an' the other one not successful an' on  
that basis hope to get a lower interest on revenue bonds to  
me...ah...is highly questionable and I think this is a poor  
policy an so I must vote no when the time comes.

1.  
2.  
3.  
4. PRESIDING OFFICER (Senator Donnewald)

5. Se...Senator Gilbert do you wish to respond?

6. SENATOR GILBERT:

7. Well, I'd just like ...if there're any other questions  
8. I'll be...ah...ah...happy to attempt to answer them.

9. PRESIDING OFFICER (Senator Donnewald)

10. Se...Senator Collins indicates he wishes to...ask you a  
11. question.

12. SENATOR COLLINS:

13. ...the purpose...but Senator Laughlin has stated...ah...my  
14. thoughts on it. Ah...this is different from State Universities...  
15. ah... where they can do it but as Senator Laughlin has said...ah...  
16. maybe one of the colleges...private colleges maybe c...will  
17. not be successful, the other one will, an...an...ah...it's a  
18. question whether they can have equal distribution here. That  
19. was...that's my thought.

20. PRESIDING OFFICER (Senator Donnewald)

21. Is there further debate? Senator Saperstein

22. SENATOR SAPERSTEIN:

23. I rise in support of this bill. It was con...considered  
24. before the...I think before the Education Committee an' the vote  
25. was 14 to nothing and...ah...therefore I urge your support  
26. of the bill.

27. PRESIDING OFFICER (Senator Donnewald)

28. Is there further debate. Secretary will call the roll.  
29. Oh.. Senator Gilbert may close the debate.

30. SENATOR GILBERT:

31. Ju...ju...ju...just briefly...ah...I don't want to...ah...belabor  
32. this question. I think that we're all aware of...ah...what  
33. it is an the implications of it. In answer to Senator Collins,  
I...I would point out that...ah...we

already have the authority in these various institutions to issue these..ah..revenue bonds..ah..we are not creating anything new as far as their authority to issue them. We're merely allowing the institutions an' it...it's certainly nothing compulsory.

1. If the institutions among themselves wish to do this an' feel  
2. it's to their advantage...ah...I think that we can rely upon  
3. the judgement of the administrators of the various institutions.  
4. I don't think that any one institution is going to take on some...  
5. ah...university an' join with them if they feel that they're  
6. not going to be able to...ah...pay their fair shar...ah...of  
7. the revenue bonds that would be issued for these...ah...various  
8. facilities. I...I do think that...ah...it's an attempt to keep...  
9. ah...the cost down for these which means a lower...ah...fee  
10. for the students if they happen to be dormitories an' all for  
11. them to reside in...ah...it's...ah...is a means of saving money  
12. at the time of the sale of the bonds. There's certainly much...  
13. ah...smaller fees if you have one sale of bonds than if you  
14. have three or four from various institutions...ah...I do not...ah  
15. ...ah...ah...believe that we have the fear that this is something  
16. for the private institutions that will cause them to come to  
17. the state for further help, I think that this is something that  
18. we've already done for them. It merely makes it easier for  
19. them to accomplish original purpose that we intended when we  
20. adopted this Educational Facilities Act. I certainly think  
21. no one here...ah... feels any stronger about the issue of private..  
22. ah..I mean public support for private institutions than I do  
23. but I do not feel that this is the type of thing that...ah...we  
24. are worrying about in relation to such things as direct aid  
25. to the private an parochial schools.

26. PRESIDING OFFICER: (Senator Donnewald)

27. Senator Groen.

28. SENATOR GILBERT:

29. I ask for a favorable vote.

30. PRESIDING OFFICER: (Senator Donnewald)

31. Senator, I overlooked him. He...he in...indicated his  
32. desire to address himself to the bill. Senator Groen.

33. SENATOR GROEN:

Well, Mr. President, members of the Senate, it isn't...ah...

it, cer -

1. tainly, isn't very often that I find myself rising in opposition  
2. to the logic an' reasoning of Senator Laughlin in matters of  
3. this kind. However, it would seem to me that at the present  
4. time one institution can issue revenue bonds under this Act  
5. an retire them from the income received from the use of that  
6. facility. All they are asking for here is that if two institutions  
7. an let's use Bradley an' Knox, decide that they want to build  
8. two dormitories or two such facilities whatever they might be,  
9. they can join together in the issue of the bonds and the bonds  
10. would be paid off out of the revenue of both facilities. Now  
11. under the present law, let's assume that Bradley issues such  
12. bonds under this Act, let's say they go in default. There is  
13. nothing in the law which says that they can come to the General  
14. Assembly an be baled out by the General Assembly with public  
15. funds. I fail to see where if two joined together there is any  
16. greater right or any greater au...are...authority for them to  
17. come to the General Assembly and ask that they be baled out  
18. jointly with public funds..ah..under the Act. Now, there isn't  
19. any question that public...edu...or private education at the  
20. higher level is in financial trouble. We all know this. It  
21. seems to me that every effort we can put forth an everything  
22. we can do to reduce costs at private institutions...ah...inures...  
23. t...not only to the benefit of those institutions but to the  
24. public institutions as well because they do take a great load  
25. off of public institutions in the matter of enrollment. Now,  
26. if I felt that there was any change in the basic right of two  
27. institutions to come to the General Assembly to be baled out  
28. as it were as compared to one institution doing it now, I too  
29. would oppose this legislation, but that in my judgement, is  
30. not the case and as I say, I simply fail to see where we are  
31. doing anything that would be contrary both to the best interests  
32. of private education an' I think it would...inure...as I say  
33. to the benefit of public education to give private institutions  
this opportunity to join together.

1. I see no devastating result coming from this. I see no change  
2. in the responsibility or liability of the State, or the public  
3. generally to...to bale them out if this happens an' I think it's  
4. beneficial. I think it would be helpful to private institutions  
5. an' I lend my support to this bill.

6. PRESIDING OFFICER (Senator Donnewald)

7. Is there further debate? Secretary will call the roll.

8. SECRETARY:

9. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
10. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,  
11. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen,  
12. Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski,  
13. Kusibab, Latherow, Laughlin

14. PRESIDING OFFICER (Senator Donnewald)

15. Senator Laughlin.

16. SENATOR LAUGHLIN:

17. Mr. President, to explain my vote an' to simply clarify  
18. my position I didn't mean to infer, an' I don't think I did say,  
19. that there was any legal obligation on the State to bale somebody  
20. out. I am also calling your attention that this doesn't limit  
21. it to two institutions. It includes of the institutions an'  
22. if they all get together an' they all take their present leasing  
23. plans an they all take their future leasing plans as described  
24. in this bill, you have an entirely different kettle of fish  
25. an if they're enough of the people, if its good for two, it  
26. must be better for five, it must be better for eight, an' for  
27. those reasons an' for the fact that if that happens someone will  
28. be here, not to enforce a legal obligation, but to persuade  
29. us to do something to bale them out. I vote no.

30. SECRETARY:

31. L...Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr,  
32. Neistein, Newhouse, Mihill, Nihill, O'Brien, Ozinga, Palmer,  
33. Partee, Rock, Romano, Rosander, Saperstein, Savickas, Smith,  
Soper,

1. PRESIDING OFFICER (Senator Donnewald)

2. Senator Soper.

3. SENATOR SOPER:

4. Mr. President, I...ah...see no cause for doubt or concern.  
5. If two corporations wanna join to put up their assets to bor-  
6. row some money ar' can get a better tax...in...ah...better interest  
7. rate, I don't see why they shouldn't be able to do it whether  
8. it be a just school or private corporation of any other kind.  
9. I vote aye.

10. SECRETARY:

11. Sours, Swinarski, Vadalabene, Walker, Weaver.

12. PRESIDING OFFICER (Senator Donnewald)

13. McBroom aye. Carroll aye. The ayes are 44. The...ah...the  
14. a...the nays are 8. Th...The bill is declared passed. Now  
15. the Chair...ah...Senator Latherow..Senator Latherow..the Chair  
16. has been advised that you're to be the sponsor of HB2460. Do  
17. you wish to proceed with that at this time? You pass...alright...  
18. ah...25...Senator Carpentier for what purpose do you arise?

19. SENATOR CARPENTIER:

20. I'd like to at this time discharge the C...the Executive  
21. Committee on SB1390 for the purpose of tabling the bill.

22. PRESIDING OFFICER (Senator Donnewald)

23. I think that's always in order. We have leave. Leave  
24. is granted. Birl...bill is tabled. HB2518 Senator Mohr...twen...  
25. ah...2520, Senator Dougherty, 2602 Senator Knuppel, 2634 Senator  
26. Cherry. Senator Cherry 2634, 2682 Senator Mitchler, 2708 Senator  
27. Kusibab, 2720 Senator Harris, 2721 an 22 Senator Harris, 2723  
28. Senator Gilbert, 2727 Senator Harris, 2742 Senator Knuppel,  
29. 2780 through...ah...that series of bills Senator Harris. Senator  
30. Harris.

31. SENATOR HARRIS:

32. Mr. President, ..ah..you will recall we had some discussion  
33. on this series of bills last week. Senator Partee requested  
that I set them over until today an I have an understanding  
with Senator

1. Partee again today. He has asked for some additional time an  
2. I think...ah...for the benefit of the membership...ah...if this  
3. meets with your...ah...ah...approval or recognition Senator  
4. Partee, that we will deal with these bills next Tuesday, ah..at..I  
5. ...I don't think we need to n...set them for a special order  
6. of bu...business but I would like to ah...call the ser...the  
7. entire series next Tuesday. Is that your understanding? Yea.  
8. Okay. They... we will get to them next Tuesday, up or down.  
9. PRESIDING OFFICER (Senator Donnewald)

10. Ah...2886 is that the same...in the same series, Senator?  
11. Hold it.

12. PRESIDING OFFICER (Senator Donnewald)

13. 2908 Senator Lyons, 3077 Senator Hynes, 3080 an 81 Senator  
14. Davidson, 3544 Senator Bruce, 3545 Senator Hynes, 3633 Senator  
15. Course, 3634 Senator Course an 35, 3639 Senator Dougherty, 3647  
16. Senator Sours, 3648 Senator Dougherty, 3702 Senator Hall. Senator  
17. Hall.

18. SENATOR HALL:

19. Thank you Mr. President, members of the Senate. I wanna  
20. tell you somethin right from the start here that Nora Carter  
21. is a male a...an' through an oversight he failed to file his  
22. application. I have his honorable discharge here and he was  
23. in World War II an' for eleven months an' this has been cleared  
24. by the Illinois Veteran's Commission, so I would ask your most  
25. favorable support.

26. PRESIDING OFFICER (Senator Donnewald)

27. Is...is there favor...is there further debate? Senator  
28. Gilbert. Is the most favorable roll call acceptable? There  
29. are some names on tha... There is no favorable roll call.  
30. Secretary

31.  
32.  
33.

1. will call the roll.

2. SECRETARY:

3. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
4. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,  
5. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen,  
6. Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski,  
7. Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt,  
8. Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga,  
9. Palmer, Partee, Rock, Romano, Rosander, Saperstein, Savickas,  
10. Smith, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.

11. PRESIDING OFFICER (Senator Donnewald)

12. The yeas are 49. The nays are nothing. The bill is declared  
13. passed. Senator Hynes, I overlooked 3545 and do you wish to...ah...  
14. call that bill. Senator Hynes.

15. SENATOR HYNES:

16. HB3545 requires that Environmental Protection Agency send  
17. notice of any application for a sanitary land fill to the Municipal  
18. and other corporate authorities in the area involved and to members  
19. of Gen...of the General Assembly in that area. I know of no  
20. objection to the bill from the agency. The notices are presently  
21. sent. This will simply require additional names to be added  
22. to the list. This kind of application has caused many local  
23. problems in the past and this is an attempt to give advance notice  
24. of the pendency of the application to interested public officials  
25. in the area.

26. PRESIDING OFFICER (Senator Donnewald)

27. Senator Horsley.

28. SENATOR HORSLEY:

29. Would the Senator yield to a question, please?

30. PRESIDING OFFICER (Senator Donnewald)

31. He indicates he will.

32. SENATOR HORSLEY:

33.

Has this bill been amended or do they still have to give...ah  
1. ... notice to members of the General Assembly.

2. PRESIDING OFFICER (Senator Donnewald)

3. Senator Hynes.

4. SENATOR HYNES:

5. No, the notice must still be given to members of the General  
6. Assembly... in whose district...ah...the site is located.

7. SENATOR HORSLEY:

8. ...sing...enator...we're right in the middle now of having  
9. to sign different authorizations an' appointments for some of  
10. these commissions an' boards an' other things, an' I see no reason  
11. why a burden should be placed upon the operator of the land  
12. fill to serve us with a notice. We're not the executive branch.  
13. We're not the executive branch of anything an' I think notices  
14. should be served on the executive branch, the county, the city,  
15. township, all the others, but I think if we start getting notices  
16. of all these things in the legislature we're taking on a duty  
17. that we shouldn't have an' we're imposing a duty upon the applicant  
18. that he shouldn't have to make sure that he gets us notified.  
19. Now, let's assume...let's assume that he's giving this notice  
20. down in Jacksonville an' his Senator there may be from down in  
21. Macoupin County, his representatives...two of em may be from  
22. the western part of the district over on the river. What good  
23. can possibly be served by it? An' if that remains in the bill  
24. that you're going to have to serve every member of the Legislature  
25. everytime you're gonna make an application to do something I'm  
26. going to oppose it an' oppose all similar bills. I think we're  
27. setting a precedent here that could be bad in the future an  
28. we oughta stop it now before it gets too far along.

29. PRESIDING OFFICER (Senator Donnewald)

30. Is there further debate? Senator Hynes, may close the  
31. debate.

32. SENATOR HYNES:

33. Ah...I...I do believe...ah...I...I'm not certain Senator  
Horsley but the bill

1. provides that a notice will go only to those members in whose  
2. district the site of the application is located so it is not  
3. the entire General Assembly, an' municipal an' other corporate  
4. authorities. The purpose of it is to give them advance notice  
5. of the application so they do not find out about it after it  
6. has been approved. I'd ask your favorable support.

7. PRESIDING OFFICER (Senator Donnewald)

8. Senator Ozinga, indicates his desire to...

9. SENATOR OZINGA:

10. Yea, I've got to go along with Senator Hynes on this.  
11. We have two, three of em right in my district right now that  
12. have come to pass. One of em happens to be in Ted Clark's old  
13. district which I have reac...acquired by reapportionment. Now,  
14. there, the people are up in arms with no notice to anybody except  
15. an application for a permit to the county board for a rezoning,  
16. mind you, for a land fill. This is not what prompted Tom's  
17. bill here, I don't believe, there's another one in Worth that  
18. the the Environmental Control Act is in on that hasn't been  
19. acting that should be acting an if we would've had notice of  
20. this land fill operation or request for permit we might have  
21. gotten into the act in time. I would therefore encourage a  
22. vote in favor of this bill.

23. PRESIDING OFFICER (Senator Donnewald)

24. Senator Groen.

25. SENATOR GROEN:

26. Well apparently this is a very controversial bill. Senator  
27. Hynes. I...I rise to echo everything Senator Horsley has said.  
28. We are just sticking our nose into something...some business  
29. where we have no business sticking our nose into. This is not  
30. a decision that should be made by members of the General Assembly.  
31. This is a local problem an'when you've got a township, or a  
32. county, or a city that's involved in this if the proper officials  
33. of those corporate entities get notice, if they want us in on  
it

1. they'll let us know. Don't worry about it. Every time this  
2. has happened in my district the officials who were involved  
3. got in touch with me. Now, I don't know if..if this is an ef-  
4. fort to drag politics into the Environmental Control Agency  
5. and its authority or just what the purpose of this is. For  
6. the life of me when I read it, the first thought that occurred  
7. to me, I wonder if they'll take an amendment that will allow  
8. each legislator...ah...to...ah...to...ah...exempt himself from  
9. this notice if he so desires. Now if you wanna put an...an  
10. amendment on this bill that would allow me, as a legislator, to  
11. say I don't want these notices I'll take my discussions an...an  
12. my cue from the elected officials an' those people who are close  
13. to this situation who understand it, whose problem it is, an'  
14. if they want me to intervene let them let me know but for me  
15. to ask that my nose be stuck into these problems before they  
16. have ever had a chance to evaluate an application I think is  
17. utterly ridiculous. I think we're borrowing trouble. I think  
18. we're looking for trouble an' I predict you're going to get more  
19. trouble than you bargain for if you vote for this bill.

20. PRESIDING OFFICER (Senator Donnewald)

21. Senator Partee.

22. SENATOR PARTEE:

23. I've listened to the debate an' it occurs to me that there  
24. is different, there is a different need f...in one section of  
25. the State maybe than in another. Senator Groen, perhaps makes  
26. a point, an' probably a correct point, that those persons in his  
27. district who would be involved in this kind of situation, he  
28. would be seeing them often an' they'd be telling him exactly  
29. what is transpiring. That same kind of close an kinetic relation-  
30. ship does not exist in larger municipalities an' in areas where  
31. there is more population. I don't get the idea at all that  
32. it is any attempt of a legislator to stick his nose into anything.  
33. It's a matter of being kept informed so that when a citizen  
comes to you to

ask you a question about this kind of a...a...a facility being  
1. put in his area that you don't have to say well, I'll check  
2. it out, or let me look into it, you would already know having  
3. received knowledge already or notice you'd already have knowledge  
4. of what is transpiring an' you could give an intelligent answer.  
5. It's no more or less than that, as I see it. I think it's a  
6. good bill because we need to know what is transpiring in our  
7. areas an' it doesn't mean that we'd have any kind of control  
8. over the situation nor could we suggest to anybody what should  
9. or should not be done. It's a matter of conveying knowledge  
10. to a legislator that a certain thing is taking place in his  
11. district so when he's asked about it, he will at least have  
12. the intelligence of that situation an' can discuss it with the  
13. taxpayer so that the taxpayer does know that he knows what's  
14. going on. One of the things that has always troubled me is  
15. that in many instances we are asked questions about what is  
16. transpiring in an area that we are expected to know about an  
17. we have no knowledge of it an this simply...ah... bridges that  
18. gap as far as I'm concerned, I think it's a good bill.

19. PRESIDING OFFICER (Senator Donnewald)

20. Senator Mitchler.

21. SENATOR MITCHLER:

22. Mr. President, members of the Senate, I would echo the  
23. comments of the President pro tempore. Legislators who are  
24. in the six counties of the Northeastern Illinois Planning Commission  
25. continually receive from...ah...NIPC...ah...application...ah...cop-  
26. ies of application grants that are submitted by the various  
27. local governmental bodies in that six county district and...ah...  
28. tha...they do that by statutes. The...ah...Northeastern Illinois  
29. Planning Commission is required to do that...ah...this is for  
30. the main purpose of just informing the legislature...ah...legisla-  
31. tor that an application for a grant has been made through NIPC  
32. and...ah...no comment is...ah...made unless the legislator has...  
33. ah...contact with people

1. in his district an he wants to become involved an...ah...represent  
2. certain...ah...ah...local government units. I find that these...ah  
3. ...notices of application grants to NIPC are informative an'  
4. I...ah...ah... seem to know what is going on in my district.  
5. Otherwise, I would pick up a newspaper an' read about the grant.  
6. I have been somewhat,..ah...you might use the word critical,  
7. of some of our departments in giving out grants to...ah...local  
8. governments or increasing grants without my knowledge and...ah...this  
9. sort of goes around the representative of the people in the  
10. General Assembly. Now I know this might be a little added burden  
11. to the Environmental Protection Agency to do this but after  
12. they once had the format set up to notify the legislators of  
13. the land fills and it might even go farther than land fill,  
14. other types of grants...ah...that come to the EPA an I would...ah...  
15. be in support of this legislation to be on an informative basis.

16. PRESIDING OFFICER (Senator Donnewald)

17. Senator Baltz.

18. SENATOR BALTZ:

19. Senator Mitchler said everything in a few thousand words  
20. that I was gonna say in a hundred. I agree with Senator Mitchler  
21. an' I disagree with Senator Partee's position that...ah... this  
22. is strictly just a notification procedure. I would like to  
23. reassure Senator Groen that being one of the legislators in  
24. the NIPC area that...ah...after we found it...ah...disconcerting...  
25. ah...not knowing what was going on in the NIPC operation an  
26. did pass the law requiring NIPC to send us notices that these  
27. are of substantial help. It...sure it adds to your mail load  
28. most of the time, it adds to your waste basket most of the time,  
29. but at least you know what's going on. There's no requirement  
30. that you're in...officially involved in it unless you wanna  
31. become so, but it is a good informational service as to what's  
32. going on in your area an I would ask the members on this side  
33. of the aisle to support this bill.

PRESIDING OFFICER (Senator Donnewald)

Is there further debate? Roll call.

SECRETARY:

1. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
2. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,
3. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen,
4. Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski,
5. Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt,
6. Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga,
7. Palmer, Partee, Rock, Romano, Rosander, Saperstein, Savickas,
8. Smith, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.

9. PRESIDING OFFICER (Senator Donnewald)

10. 37 ayes and 11 nays. The bill is declared passed. HB3736

11. Senator Latherow. Senator Latherow.

12. SENATOR LATHEROW:

13. Mr. President, is Senator Knuppel on the floor? Is that  
14. the press he has cornered over there? er...

15. PRESIDING OFFICER (Senator Donnewald)

16. Senator Knuppel....

17. SENATOR LATHEROW:

18. I think he has an amendment to this bill.

19. PRESIDING OFFICER (Senator Donnewald)

20. Senator Knuppel.

21. SENATOR KNUPPEL:

22. This bill has been recalled an...ah...it was...

23. PRESIDING OFFICER (Senator Donnewald)

24. You wish the bill recalled to the order of

25. SENATOR KNUPPEL:

26. To second...

27. PRESIDING OFFICER (Senator Donnewald)

28. 2nd reading.

29. SENATOR KNUPPEL:

30. ...2nd reading. He said he would. Alright.

31. PRESIDING OFFICER (Senator Donnewald)

32. He...he makes the appropriate motion...no objection...the  
33. bill is now on...

SENATOR LATHEROW:

Mr. President I move the bill be called to 2nd for purpose of amendment.

PRESIDING OFFICER (Senator Donnewald)

1. ...on...on 2nd reading an this is Amendment No. 3.

2. SENATOR LATHEROW:

3. Yea.

4. PRESIDING OFFICER: (Senator Donnewald)

5. Alright you would you ex...care to explain the amendment,  
6. Senator?

7. SENATOR KNUPPTEL:

8. Well the purpose of the Amendment No. 3 is to replace...ah...  
9. .Amendment No. 2 in the bill ...ah...Amendment No. 2 provides  
10. that...ah...each case the coroner be limited to \$50. Now I  
11. come from an extemely small county where the...ah...situation  
12. with respect to...ah...death is especially onerous where you  
13. have to pay a coroner 86 hundred dollars a year...Ah...at the  
14. same time however...ah...when you reflect upon it we handled  
15. maybe a dozen cases or less in a county like Menard an' if the  
16. man's only allowed \$50. per case...ah...he goes out at th...at  
17. the...in the original instance, makes an investigation. He  
18. holds himself available at all times to do this an then subsequetly  
19. must...call together a venire an try a...the...ah...or hold  
20. the inquest...ah...really \$50. is not adequate in today's...ah...  
21. economy to ask a man to do this an' yet we can't afford to pay  
22. the 86 hundred dollars an' this is the reason I move to amend  
23. it an' there's a limitation of not more than five hundred dollars  
24. in cases m...where maybe there's a train wreck or multiple deaths  
25. so that...ah... it's be a hundred dollars or two hundred dollars  
26. if there were two deaths but never in any event more than five  
27. hundred dollars for a single incident an that's the purpose  
28. of it...is to relieve these counties without them having to  
29. hold an election to abolish the office of coroner which is happening  
30. frequently in small counties such as the county I come from  
31. an' yet leaves the office lucrative enough to attract responsible  
32. people<sup>who</sup> will be avialable. Now in a county of between 40  
33. an' 50 thousand an I have such a county, they normally handle  
between 80 an 100 cases an' the per diem or the perincident here  
the per incident...ah...the per death...ah...pay

ment that the county board could elect to provide is not too  
much different then the salary an'thereby would continue to  
attract the type of person that oughta be filling this position.  
That's the purpose of the amendment.

PRESIDING OFFICER (Senator Donnewald)

Is there further discussion of the amendment? Sena...Senator  
Latherow.

SENATOR LATHEROW:

Mr. President, I think probably the proper procedure in  
a case like this would be that I move to Table amendment No.  
2. Is that correct?

PRESIDING OFFICER (Senator Donnewald)

This is amen...Amendment No. 3 that we're discussing, Senator.  
SENATOR LATHEROW:

That's right, but before this would be put on we'd have  
to Table Amendment No. 2...for Tabling...yea...yea...

PRESIDING OFFICER (Senator Donnewald)

Been advised that there's other material in amendment No.  
2, therefore, it should not be Tabled. Think that...ah...we'd  
be...ah... on the adoption of Amendment No. 3, Senator. Is  
there further discussion? All those in favor of the adoption.  
Aye. All those opposed. The ayes have it. HB4202, Senator  
Gilbert.

SENATOR GILBERT:

HB4202 is to correct an error we made in an easement bill  
that was passed in the last Session. The D...the Department  
of Highways gave us a wrong description. I'll accept the most  
favorable roll call.

PRESIDING OFFICER (Senator Donnewald)

Is there objection to the most favorable roll call? Oh...Sen-  
ator Knuepfer.

SENATOR KNUEPFER:

...seem to be some doubt as to whether we can accept a  
favorable roll call under the new Constitution an still make  
it...ah... legal?

1. PRESIDING OFFICER (Senator Donnewald)  
2. That's a good question but we've been doing that, Senator.  
3. SENATOR KNUEPFER:  
4. Well, it showed (tape blocked out) now, I would point out.  
5. PRESIDING OFFICER (Senator Donnewald)  
6. Secretary'll call the roll.  
7. SECRETARY:  
8. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
9. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,  
10. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen,  
11. Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski,  
12. Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt,  
13. Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga,  
14. Palmer, Partee, Rock, Romano, Rosander, Saperstein, Savickas,  
15. Smith, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.  
16. PRESIDING OFFICER (Senator Donnewald)  
17. The ayes are 49. The nays are zero. Bill is declared  
18. passed. Senator Partee.  
19. SENATOR PARTEE:  
20. Mr. President, I'd like to revert to the order of Resolutions  
21. for the purpose of introducing Senate Joint Resolution 70 an  
22. I'd like to ask the membership to listen. I'm gonna read this  
23. Resolution because it's a short one, but it is a rather sen...it's  
24. in a rather sensitive area an I'd like to have your attention:  
25. WHEREAS, the subject of No Fault Insurance has been fore-  
26. most in the minds of all persons concerned with the subject  
27. of automobile accidents reparations, an  
28. WHEREAS, public act 77-1430, passed by the 77th General  
29. Assembly was held to be unconstitutional in Grace versus  
30.  
31.  
32.  
33.

Howlett an;

1. WHEREAS, there are five bills presently pending in Illinois  
2. General Assembly concerning various approaches to No Fault Insurance,  
3. namely, Senate Bills 969 an 1513, an House Bills 4273, 4344  
4. an 4539, an

5. WHEREAS, the public good will be best served by a No Fault  
6. proposal, that enures to the benefit of the consumer, now, therefore,  
7. be it

8. RESOLVED, BY THE SENATE OF THE 77th GENERAL ASSEMBLY, the  
9. HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that there be cre-  
10. ated a Joint Committee on No Fault Insurance, composed of five  
11. members of the Senate, appointed by the President pro tempore  
12. an five members of the House of Representatives appointed by  
13. the Speaker, with no mer...more than three members of the same  
14. political party appointed from each House, an be it further

15. RESOLVED, that the Joint Committee examine an evaluate  
16. all pending No Fault bills an all alternative proposals, hearing  
17. testimony from all interested parties an thereafter, reporting  
18. its findings an recommendations to the 78th General Assembly,  
19. not later than April 1, 1973.

20. Now, gentlemen, I would...I'm gonna move in a few moments  
21. for the immediate adoption of that Resolution so that we could  
22. adopt it an send it to the House an I think we will by taking  
23. this kind of positive, intelligent action, save ourselves a  
24. great deal of trouble an surveyal. Now, ther...these bills,  
25. that are pending in the House an these bills that are pending  
26. in the Senate are being pushed...ah...in one way or the other...in  
27. what might be described as a political manner an there's some  
28. discussion an dispute about which one's gonna be called first  
29. an so forth. We've just got the opinion from the Supreme Court.  
30. Many of us have not yet had a chance to actually digest this  
31. particular decision. Now, it seems to me to be foolharded  
32. to precipitously pass some new No Fault bill in this Session  
33. of the

1. legislature without giving the membership the opportunity to  
2. digest the concept again, particularly, in relationship to the  
3. decision which has been handed down by the Supreme Court. The  
4. vehicle we now provide...ah...this Commission would have an  
5. opportunity to listen to witnesses not only in light of the  
6. concepts heretofore advanced but others which may be forth coming  
7. in correlation to the opinion itself an they could come back  
8. with a recommendation in April of next year or perhaps earlier,  
9. telling us what they felt should be passed what would be if  
10. passed constitutional. It's getting a little embarrassing, to  
11. me, to see legislation passed here hastily an precipitously which  
12. is later found to be unconstitutional. Now it...you can say  
13. all you want about the courts and...ah...I notice that our col-  
14. leagues in the House have said some unkind things about the  
15. courts who've made...ah...decisions in these cases, but it does  
16. not escape my notice that whenever the court decides a case  
17. in the way that he would want it decided or they would want it  
18. decided, they have nothing but encomiums an' accolades for the  
19. courts, but when the court decides the case opposite from their  
20. notion an' view, then the court is a bunch of bums. Well, I  
21. just think that concept is a little puerile an' I don't think  
22. we should bring ourselves to that kind of a posture, so I'm...I  
23. would ask that...ah... this Resolution, incidently, is sponsored  
24. by myself, an Senator Clarke, Senator Groen an' Senator Rock,  
25. Senator Donnewald, Senator Cherry an' others an' I would ask that  
26. as many of the members who desire to get on this Resolution  
27. would get on it an' I move for the suspension of the rules an'  
28. it's immediate adoption.

29. PRESIDING OFFICER (Senator Donnewald)

30. Is there objection? ...there no...the Resolution's adopted.  
31. Senator Horsley, for what purpose do you arise?

32. SENATOR HORSLEY:

33. Now that you're on the order of Resolutions an' before...

PRESIDING OFFICER: (Senator Donnewald)

Ju...ju...just a moment...ah...Senator Latherow, requested that the...that the...ah...Coroner's Bill be brought back and be...

1. SENATOR HORSLEY:

2. I say, but Senator Partee, asked that we go to the...back  
3. to the order of Resolutions an' I say, before you leave it...

4. PRESIDING OFFICER (Senator Donnewald)

5. Alright.

6. SENATOR HORSLEY:

7. ...I have sent a Resolution down to the desk an' while you're  
8. on that order, I would like to present it.

9. PRESIDING OFFICER: (Senator Donnewald)

10. Well, there are three..three others...ah...Senator. Were...  
11. we...could get back to that...I'll try...we'll proceed. Go  
12. ahead.

13. SECRETARY:

14. Senate Resolution No. 311 in..ah..introduced by Senator  
15. Horsley ...right...

16. PRESIDING OFFICER (Senator Donnewald)

17. Senator Horsley.

18. SENATOR HORSLEY:

19. Mr. President an' members of the Senate, if you would prefer  
20. to defer this, until the close of the Session because it is  
21. a death Resolution. Why it'll be agreeable with me to hold  
22. it until the close.

23. PRESIDING OFFICER (Senator Donnewald)

24. I think that would be appropriate. Senator Latherow,  
25. would you proceed with...ah...HB...ah...3736?

26. SENATOR LATHEROW:

27. Thank you, Mr. President, ah..we moved that back to 3rd  
28. after that amendment was put on, didn't we?

29. PRESIDING OFFICER: Senator Donnewald)

30. It was moved to 3rd.

31. SENATOR LATHEROW:

32. Okay. Thank you. Ah..I think this amendment has been  
33. fully explained, when Senator Knuppel asked that...it...be put  
on an was agreed to...an...ah...this leaves the salary of the

1. coroner in counties under 50,000 strictly up to the county  
2. board and I move for the favorable roll call, Mr. Secretary.

3. PRESIDING OFFICER (SENATOR DONNEWALD):

4. Is there further debate? Senator Knuepfer.

5. SENATOR KNUEPFER:

6. Well..ah..I..I'm not...don't have the degree of expertise  
7. that Senator Knuppel does on the Constitutional Convention, but  
8. I think you p...possibly put the bill in jeopardy by putting  
9. classifications on in terms of population...ah...it seems to  
10. me that's one of the things the Constitutional...Convention  
11. addressed itself to. I just want to point that out to you and  
12. do whatever you want with it, but I...I think you may have a  
13. problem because of that.

14. PRESIDING OFFICER (SENATOR DONNEWALD):

15. Is there further debate? Roll call.

16. SECRETARY:

17. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
18. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,  
19. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen,  
20. Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,

21. PRESIDING OFFICER (SENATOR DONNEWALD):

22. Senator Knuppel.

23. SENATOR KNUPPEL:

24. Ah...this bill is necessitated by the fact that the salary  
25. schedule provided in the statutes of State of Illinois call  
26. for gradient salaries for different size counties and the office  
27. of coroner commencing with December of last year starts drawing  
28. a salary of 8600 dollars...ah...the duties of the office in mo...  
29. most small counties is...are not commensurate with the salary  
30. that's provided. This is necessitated...ah...that some change  
31. be made in the salary schedule provided by the statute or that  
32. many counties abolish the office and that's what's occurring in  
33. many small counties. This provision will allow the county board...  
this...s...s...section of the statute will allow the county

board to fix salaries in counties of less than 50...5...ah...50  
1. thousand population at 100 dollars per death and in a county  
2. of under fifty thousand the coroners cases may range anywhere  
3. from six up to a hundred a year, generally speaking. This would  
4. allow these people to avoid the necessity of an election to  
5. abolish the office of coroner. This is a good bill for counties  
6. of under 50 thousand. The classification already exists as  
7. to all other offices an the salaries are scaled according to  
8. size. I would urge each of you to vote aye an' I vote aye.

9. SECRETARY:

10. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom,  
11. McCarthy, Merritt, Mitchler,

12. PRESIDING OFFICER (Senator Donnewald)

13. Senator Merritt.

14. SENATOR MERRITT:

15. Mr. President, I wonder if the sponsor would yield to a  
16. question.

17. PRESIDING OFFICER (Senator Donnewald)

18. He indicates he will.

19. SENATOR MERRITT:

20. Senator...ah...Latherow, the thought keeps running through  
21. my mind in those counties where it might be abolished an...ah...  
22. I think that's taking place in...some of the coun...one of the  
23. counties in my district. It...it brings up the question immediately  
24. that a coroner is needed an' needed immediately when a death  
25. occurs. Now the question in my mind is, how are you going to  
26. keep that man on the job almost 24 hours a day an' pay him one  
27. hundred dollars per death an I...I just am wondering ..is it  
28. workable...how do you keep that man on the job an' available?

29. PRESIDING OFFICER (Senator Donnewald)

30. Senator Latherow.

31. SENATOR LATHEROW:

32. Well...Sen...Senator Merritt, I...I think we'll have to  
33. recognize

1. that this is an attempt somewhat to go back under a salary somewhat  
2. in line with what they had been getting prior to...ah... to  
3. this salary schedule that had been set out. Now, this is consider-  
4. ably above...an...ah...I'd say generally speaking a little over  
5. twice what they normally were getting under the present fee  
6. system for a coroner's case. Now, of course these coroners  
7. do have their...ah...assistants that they appoint themselves  
8. an' so on.

9. PRESIDING OFFICER (Senator Donnewald)

10. Senator Merritt.

11. SENATOR MERRITT:

12. Just one further question. Does...ah...does the association  
13. of coroners want the bill?

14. PRESIDING OFFICER (Senator Donnewald)

15. Senator Latherow.

16. SENATOR LATHEROW:

17. We...well I might make a short explanation...ah...they  
18. didn't want it until ...ah...the people that kinda got to...ah...re-  
19. acting a little there in the...ah...general election time an  
20. now they're in support of this legislation.

21. PRESIDING OFFICER (Senator Donnewald)

22. Is there further debate? Senator Merritt.

23. SENATOR MERRITT:

24. I'll...we're on roll call....I'll reluctantly...

25. PRESIDING OFFICER (Senator Donnewald)

26. I'm sorry...

27. SENATOR MERRITT:

28. I'll reluctantly give my roommate an aye vote.

29. PRESIDING OFFICER (Senator Donnewald)

30. Continue the roll.

31. SECRETARY:

32. Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer,  
33. Partee, Rock, Romano, Rosander, Saperstein, Savickas, Smith,

1. Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.

2. PRESIDING OFFICER: (Senator Donnewald)

3. Mitchler aye, Hall aye. The ayes are 48. The nays are  
4. zero. The dif...the bill is declared passed. Now, Senator  
5. Carpentier has a Motion that...ah...we can dispose of very quickly.  
6. Senator Carpentier...

7. SENATOR CARPENTIER:

8. Mr. President...Mr. President members of the Senate, I  
9. discussed with Senator Course, Chairman of Revenue an I'd like  
10. to have Senate bills 1365, 1366 an 1367 heard tomorrow in Revenue.

11. PRESIDING OFFICER (Senator Donnewald)

12. Is there objection? Sen...alright Senator Rock...ah...members  
13. of the Senate...eh..HB1815 was heard in the Committee on Judi-  
14. ciary the last legislative...er...the Wednesday of last week  
15. an' Senator Rock on the last legislative day of last week which  
16. was Thursday filed a written Motion to discharge the Committee  
17. on Judiciary an' he will address himself to that at this time.

18. SENATOR ROCK:

19. Yes, Mr. President thank you. Mr. President, members of  
20. the Senate, on last Thursday I filed a Motion under Rule 10  
21. in writing to discharge the Committee on Judiciary from further  
22. consideration of HB1815...1

23. PRESIDING OFFICER (Senator Donnewald)

24. Jus...Just a moment, if we could break up the little caucuses  
25. everywhere I think that everyone here...ah...should be in their  
26. seats an listening to..ah..Senator Rock's presentation. You  
27. may proceed.

28. SENATOR ROCK:

29. I know how Senator Soper's gonna vote anyway. HB1815 as  
30. probably everyone is aware by now is an amendment to the Illinois  
31. Liquor Control Act an' it would permit the sale of beer to 18,  
32. 19 an 20 year olds. In addition it was amended in Committee  
33. at the request of the chief executive of this State to enlarge  
the

1. purview of the bill to include not only beer but wine an malt  
2. liquor. In the Committee on Judiciary it was called for a vote  
3. on Wednesday an' it was a Motion Do Pass an' that Motion did not  
4. carry, seven votes to five subsequently, I filed this Motion.  
5. I wanna point out just very briefly what the chronology of this.  
6. This bill came to the Senate on June 9th, 1971. It has been  
7. heard in the Judiciary Committee on three separate occasions.  
8. It failed to get out when called for a vote on two of those  
9. occasions. At the last hearings, as I indicated, it was amended  
10. at the request of the chief executive. It seems to me logically  
11. inconsistent that we can spend time here enlarging the responsibility  
12. of the 18, 19 an 20 year olds of this State by giving them the  
13. right to contract, the right to sue an' be sued, an' yet deny  
14. them an equally fundamental right, the right to have a glass  
15. of beer. This is a vote on a Motion to discharge the Committee  
16. on Judiciary from further consideration of this bill. I would  
17. point out that in substance this is a vote for or against the  
18. right of an 18, 19 or 20 year old. I would further point out  
19. that I wish that nobody would vote concerning the sanctity of  
20. the Committee System. In other words, we just don't discharge  
21. Committees around here, because in fact we do we did it for  
22. HB3636, I see no reason why we can't do it for this bill an'  
23. I would ask for a favorable roll call.

24. PRESIDING OFFICER (Senator Donnewald)

25. Is there further debate? Senator Knuppel.

26. SENATOR KNUPPEL:

27. Ah...I'd like to ask the sponsor a question?

28. PRESIDING OFFICER (Senator Donnewald)

29. He indicates he'll respond.

30. SENATOR KNUPPEL:

31. Ah...if the Committee is discharged will you accept an  
32. amendment which makes this bill provide an' allow the sale of  
33. alcoholic beverages as indicated to 19 an 20 year old an elimin-  
ate 18 year

1. old. Will you accept such an amendment?

2. PRESIDING OFFICER (Senator Donnewald)

3. Senator Rock.

4. SENATOR ROCK:

5. Senator Knuppel, as I indicated in the past, if the Com-  
6. mittee is discharged the bill will be on 2nd reading at which  
7. time any member can offer any amendment he or she wishes. I  
8. will oppose an amendment which would curtail the right of an  
9. 18 year old. I think we have to draw the line somewhere. I  
10. have chosen to draw it at 18 where the rest of the statutes  
11. draw that line.

12. PRESIDING OFFICER: (Senator Donnewald)

13. SENATOR KNUPPEL:

14. Well I'd hoped he would not so answer because he refers  
15. to inconsistency about enlarging the responsibility of 18 year  
16. olds an' yet this bill discriminates between the different types  
17. of alcoholic beverages that can be sold. I say if its hipocracy  
18. to increase the rights of ...of a..of a...of an 18 year old  
19. an' his responsibilities an' not to allow him to drink that its  
20. just as much hipocracy to say that he's old enough to drink  
21. beer but not whiskey. Now, I think that there's a substantial  
22. difference an' that's the reason I asked the sponsor of the bill  
23. if he would accept an' I would vote for a discharge of the Committee,  
24. if he would vote for an' support an amendment of th..lowering  
25. the age to 19. I find something repulsive about the sale of  
26. alcoholic beverages to seniors in high school. Seventy percent  
27. of the youngsters in the State of Illinois have not graduated  
28. from high school yet, when they celebrate..or when they celebrate  
29. their 18th birthday. Now, I submit there's something inconsistent  
30. about a high school student taking his books, we have a down  
31. town campus, taking his books from high school an' going down  
32. for a noon beer or adjourning there...after school is out.  
33. I think this is inconsistent, these youngsters associate with  
our 16, 15 an 14 year old

1. youngsters an it's only natural if the 18 year old's going to  
2. drink that he's going to be able to provide it to the younger  
3. ones. Now, I...I think it'll cause disciplinary problems in  
4. school. I can see no difference between a 19 year old an' a  
5. 21 year old. I can see a distinct difference because there's  
6. life orienting events which occur when a child graduates from  
7. high school he generally leaves home, either to go to college  
8. or to a job an' then his relationship is with men with whom he  
9. works or with other college students his age. He also often  
10. marries an' so do the young girls. Then, is when the umbilical  
11. cord is truly severed is when the young man or the young woman  
12. leaves home an becomes responsible...bec...becomes res...

13. PRESIDING OFFICER (Senator Donnewald)

14. Just...Just a moment Senator...what's your point of order?  
15. Senator Palmer. Senator Palmer.

16. SENATOR PALMER:

17. This is no time to argue an amendment, if he has an amendment...

18. PRESIDING OFFICER (Senator Donnewald)

19. Your point is well taken.

20. SENATOR PALMER:

21. ...suggest it at the proper time.

22. PRESIDING OFFICER:

23. Your...your point is well taken...ah...

24. SENATOR PALMER:

25. Well then...then...then he's asking for a condition an  
26. that's not proper, Mr. President..it..ah...

27. PRESIDING OFFICER (Senator Donnewald)

28. Well...Senator's going to...ah...Senator's going to close  
29. his remarks shortly. He may proceed.

30. SENATOR KNUPPEL:

31. It is these life orienting events that occur between the  
32. 18th an 19th birthday that set off the difference between the  
33. 18 an.

1. 19 year old an' I cannot...it's an arbitrary age anyway an' I  
2. cannot see the difference between 19 an 21 but I can see a lot  
3. of things that change the whole scope of the picture between  
4. the time that a young man or a young woman celebrates their  
5. 18th birthday an' celebrates their 19th birthday an' I still submit  
6. an' I read in the paper, I hope that this statement is not correctly  
7. attributed but that those of us who oppose the 18 year old drinking  
8. law but supported the 18 year old vote were guilty of hypocrisy.  
9. I say that this is hypocrisy to say that these young people  
10. are old enough to assume these responsibilities an' can drink  
11. beer but not whiskey. That's hypocrisy more so than to...than  
12. to say the other. I am opposed to the discharge of the Committee,  
13. unless..unless we have some kind of an understanding that those  
14. who favor lowering the voting ...er the drinking age also would  
15. support an amendment that would take it only down to 19.

16. PRESIDING OFFICER (Senator Donnewald)

17. Senator Rock.

18. SENATOR ROCK:

19. Yes..Yes, Mr. President, in r...in brief response to Senator  
20. Knuppel's remarks. I admit that there is a definite inconsistency  
21. to lowering the drinking age to 18 without also enlarging that  
22. to include hard liquor. However, as the Senator well knows  
23. honest men have to deal with realities. Such a bill would not  
24. pass, nor would it be signed into law. This is a step, a first  
25. step, admittedly an inconsistent step, but a step nonetheless.  
26. Secondly it seems to me that the Senator from Petersburg paints  
27. kind of a blue picture of the young boy taking his school books  
28. an' walking into a saloon. I would say there's an equally dire  
29. picture which we don't confront at all an' that's that same young  
30. boy with those same books walking into the draft board. Mr.  
31. President, I ask for a favorable vote.

32. PRESIDING OFFICER (Senator Donnewald)

33. Senator Chew:

1. SENATOR CHEW:

2. Thank you, Mr. President..ah..I..I rise to su...support  
3. Senator Rock. That same boy, Senator Knuppel, as Senator Rock  
4. stated, he marches off to Viet Nam with that rifle on his shoulder  
5. at age 18 an' I might add the army does not prohibit an 18 year  
6. old youth from drinking beer, as a matter of fact, they have  
7. in the armed services, what is known as beer parties an' if he  
8. can shoulder the responsibility of defending his country, if  
9. there's such animal of defending his country he shoulders that  
10. responsibility an' he drinks beer in the army. Now, the Governor  
11. has indicated that he will sign this bill into law when we pass  
12. it here in the Senate. I think we ought to be grown up enough  
13. now to really look at this thing as a reality, 18 year olds  
14. are drinking beer now. Whata were saying...what we're saying  
15. here is...we still hold that hammer over their head...an' make  
16. them sneak an' do the things that they're doing simply because  
17. the members of this Body...will not give them the clear cut  
18. authority. He assumes manhood the minute he walks into that  
19. army an' all the responsibilities that go with manhood... those  
20. responsibilities are granted to him once he is in that army  
21. an' how does it would to have him in the army drinking beer an'  
22. he can't go to his local pub an' drink beer simply because he  
23. is 18. Now that is where your inconsistency is Senator Rock  
24. an' I hope that this Senate will discharge this bill from the  
25. Committee an' I agree with Senator Rock as to not to accept that  
26. kind of amendment it is a first step in the right direction  
27. an' I support you 100%.

28. PRESIDING OFFICER (Senator Donnewald)

29. Senator Graham, did you wish the Floor?

30. SENATOR GRAHAM:

31. Yes, I would. Thank you.

32. PRESIDING OFFICER (Senator Donnewald)

33. Senator Graham.

SENATOR GRAHAM:

1. Mr. President, members of the Senate, this reminds me somewhat  
2. of the rhetoric that went on in the General Assembly in 1961,  
3. when we passed a bill that made it mandatory that girls, as well  
4. as boys, be 21 before they could purchase alcoholic beverages.  
5. The only difference now, as opposed to then, we hear all the  
6. panic peddlers rising in defense of the fellows in the army  
7. an' using them as a lame excuse for contributing to the destruction  
8. of the morals of our young people. That may be one issue but  
9. I'll tell you gentlemen the real issue here an' I hope the Governor  
10. realizes it, as a matter of fact I hope he never gets the chance  
11. of signing this bill...what are you going to do...you fellows  
12. so learned in the legal profession when you say that the 18  
13. year olds are allowed to drink beer. That is one thing but  
14. you're not saying where they can drink it an' I can understand  
15. some of the lawyers in this General Assembly being very solicitous  
16. of the passing of this bill because they're going to get a tre-  
17. mendous amount of business an' I tell you why. We are suggesting  
18. to a tavern owner who already has a license liability an State  
19. supervision upon...over his head an we're gonna say to him,  
20. now look we have done you a tremendous favor. We're going to  
21. help fill up your premises with some 18 year olds to drink beer  
22. an he's going to have in this same institution some grown up  
23. people that can drink both beer an' whiskey an' pretty soon he's  
24. gonna loose track of who's drinking what an' when they're drinking  
25. it an' then...is then...g...ah...the liquor control commission  
26. or the local gestapo will parade in on the premises an' say say...hey  
27. ...wait a minute...junior the 18 years olds over there that's  
28. suppose to be drinking beer have just been served ...served  
29. two rounds of booze on the rocks an' that's taboo, so we're gonna  
30. take you out a here an' we're gonna lock up this joint an' we're  
31. gonna take your license an' you're gonna be out a business for  
32. awhile an' then he's gonna call his lawyer an' then we're going  
33. into court an' then we're go-

ing into a big battle an if you don't think this is gonna cause  
1. some confusion, gentlemen, just pass this an give em a chance.  
2. I think what it will do if you pass it, it will destroy a lot  
3. a taverns in the State of Illinois, especially around our college  
4. an university campuses because if our law enforcement officers  
5. are doin their job they'll be closed up within sixty days.

6. PRESIDING OFFICER (Senator Donnewald)

7. Is there further debate, Senator Sours?

8. SENATOR SOURS:

9. Mr. President an Senators I'm afraid some of us here today  
10. are a little reluctant to take on the younger generation. I  
11. wouldn't say that some of the people in this Chamber as a Wag  
12. once remarked are chicken, but I understand Col. Sanders is  
13. looking for a few of em. I'd like to make this little comment,  
14. little poem: the evolution of a specious promise: if they're  
15. old enough to fight they're old enough to vote, if they're old  
16. enough to fight an vote they're old enough to have beer, if  
17. they're old enough to fight an' vote an' have beer they're old  
18. enough, they ought to be old enough to have whiskey, if they're  
19. old enough to fight to vote to have beer an' whiskey they're  
20. old enough to own a gun, if they're old enough to fight, to  
21. vote to have beer an' whiskey, own a gun, they're old enough  
22. to enter into legal co...legal contracts. If they're old enough  
23. to fight, to vote, to have beer an' whiskey to own a gun to enter  
24. into legal contracts they're old enough to marry at 18 without  
25. parental consent. Finally, if they're old enough to fight,  
26. to vote, to have beer an' whiskey, to own a gun, t<sup>o</sup> enter into  
27. legal contracts an' marry without parental consent, certainly  
28. they're old enough to bare the responsibility and the full penalties  
29. for the commission of all felonies. This is a bad bill an' should  
30. be kept where it is, in it's morabund condition.

31. PRESIDING OFFICER: (Senator Donnewald)

32. Is there further debate? Secretary'll call the...oh...

33.

Senator Johns.

1. SENATOR JOHNS:

2. Mr. President, lady an' gentlemen of the Senate, I'm truly  
3. disappointed that this bill comes from this side of the aisle.  
4. A chief executive in all of his wisdom used all the powers of  
5. persuasion to push through Implied Consent an' many of you know  
6. that I fought for that bill, used drinking gages an' billboards  
7. an' everything. Our accidents in this nation are killing more  
8. than the Viet Nam war ever did and everyone of them you can  
9. look for at least half of them connected with alcohol. Now,  
10. we encourage the 18 year olds an' I think this is encouragement  
11. an' add to this the automobile an' we add up further carnage.  
12. I oppose this bill in it's entirety.

13. PRESIDING OFFICER (Senator Donnewald)

14. Is there further debate? Secretary'll call the roll.  
15. Oh, Senator Partee.

16. SENATOR PARTEE:

17. I've heard the various pronouncements on this subject an'  
18. I would simply p..point out that if we are to maintain any sym-  
19. bolence of consistency we must recognize that we have passed  
20. a series of bills which brings the 18 year old into the adult  
21. family permitting them to administer estates an' other things  
22. an' this, of course, is but one other extension of that right.  
23. I would feel Mr. President that it would be much better if, in  
24. fact, we could not have the limitation as to beer, wine, an' malt  
25. liquors an' we could go across the board with it..in..in...in  
26. the interest of consistency. Ah...there are some states now  
27. which I think are expressive of rather a broad spectrum which  
28. allow 18 year olds to purchase all alcoholic beverages an' they  
29. are Michigan, Tennessee, Vermont, New York, Louisiana an' Massachusetts.  
30. Now Alaska an' Montana have adopted a 19 year old law an' Hawaii  
31. an' Nebraska an' Maine have adopted a 20 year old law, so it is  
32. of course an arbitrary decision. It would be arbitrary for  
33. us to say 19 or for us to say 20 or perhaps to say 18, but in  
light of

1. all of the other legislation we've passed in this area of 18  
2. year olds it'd be consistent for us to say 18. Now as to the  
3. fact that they will be delimited to these three particular kinds  
4. of alcoholic beverages...ah...is not, I think...ah...acceptable  
5. to the Illinois Liquor Store's Association. They say that a  
6. young man may come in an...ah...ask for a particular kind of  
7. fermentation an' argue with the dealer as to whether or not it  
8. contains malt or whether it contains...ah...wine or other spirits  
9. an' I think those arguments will be held to a minimum, so I'm  
10. going to support this legislation with a full knowledge that  
11. it has this delimitation an I'm supporting it because I think  
12. as a practical matter it has been indicated by the Governor  
13. that he would not sign a bill which said that 18 year olds could  
14. purchase all beverages but he would sign one with this limitation  
15. an being...ah... somewhat addicted to practicality I feel that  
16. this is the way to go an' that we should take this bill from  
17. the Committee an' pass it an get it to the Governor's desk an'  
18. say to the 18 year olds...ah...who have been given all other  
19. kinds of rights as adults that we are not withholding another  
20. right which is yours, which is consistent with our general format  
21. an' I'm gonna vote aye.

21. PRESIDING OFFICER (Senator Donnewald)

22. I...ah...wanna take this moment to...ah...interrupt an  
23. introduce one of our former colleagues...ah...former Speaker of  
24. the House..an former United States Senator, Ralph Smith...Right  
25. over there...Senator Merritt.

26. SENATOR MERRITT:

27. Mr...Mr. President...ah..The roll call hasn't been started,  
28. has it?

29. PRESIDING OFFICER (Senator Donnewald)

30. We're about to..eh...hopefully...

31. SENATOR MERRITT:

32. Could I make a brief comment?

33. PRESIDING OFFICER (Senator Donnewald)

Make...proceed.

SENATOR MERRITT:

1. Mr..Mr. President, members of the Senate, I believe this  
2. just begins to point up to us some of the fallacy we have in  
3. dealing with all of the sections of our statutes concerning  
4. the majority, meaning when you reach that majority. I attempted  
5. through the...as I could see this coming upon piecemeal, little  
6. by little, I attempted to go to the Legislative Reference Bureau  
7. an' have the bill drafted that would have done just maybe, per-  
8. haps what we're all have in our minds, in other words to simply  
9. state that a person reaches their majority at 18 years of age  
10. an' then let then give..give the younger people all the rights  
11. that they want an' are demanding including not being able to  
12. hide any longer under the cloak of law calling them minors an'  
13. also making them adults an' out from under the apron strings...so  
14. to speak of their parents at home. The parents would no longer  
15. be responsible for them. I think that's the only solution to  
16. the problem an' could not be done because of...we do not have  
17. recodification in this State an' you must do it by reference  
18. to a given Act, but I believe this begins to point up to us  
19. how many times are we going to be faced not only in this Session  
20. but in future Sessions, a going through every single Section  
21. of the Act to make sure that we make them adults?

22. PRESIDING OFFICER (Senator Donnewald)

23. Senator Rock may close the debate.

24. SENATOR ROCK:

25. Yes, Mr. President, members of the Senate in asking for  
26. a roll call I will just remind my fellow members that this is  
27. a roll call on a Motion to discharge the Judiciary Committee'  
28. from further consideration of this bill an I'll ask that it  
29. be if successful the bill'll be on 2nd reading. I do not intend  
30. to call it for passage at this time. I would ask a favorable  
31. roll call.

32. PRESIDING OFFICER (Senator Donnewald)

33. Secretary will call the roll.

1. SECRETARY:

2. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
3. Carroll, Cherry, Chew, Clarke, Collins,  
4. PRESIDING OFFICER (Senator Donnewald)

5. Senator Collins.

6. SENATOR COLLINS:

7. Mr. President, members of the Senate, we..we recall in  
8. the last election there was an issue on the ballot referendum  
9. as to whether 18 year olds should be given the right to vote.  
10. I know this is repetition but it would seem to me that it might  
11. be analogous at this particular time. As you know every county  
12. in the State of Illinois, with the exception of one, overwhelmingly  
13. voted against giving the 18 year olds the right to vote. It  
14. did carry in Cook County because of the City of Chicago, but  
15. the suburban area defeated it overwhelmingly. Some counties  
16. defeated it 3 an 4 to one an' throughout the State it was about  
17. 2 to one. Well, some of us lost out on that. The people were  
18. very unhappy with the vote which took place in the legislature  
19. because they felt that their m...wishes which were overwhelmingly...  
20. were defeated. Now, we're gonna give them a right...18 year  
21. olds...to drink... liquor...beer. I know some of you have sons  
22. that are pretty good sons an daughters, especially the sons.  
23. If you try to take out insurance today it costs almost twice  
24. as much as it does for an adult. Now remember when you vote  
25. for this bill you may be running into further expensive insurance  
26. costs an' I think that when you discriminate as Senator Sours  
27. has said an' Senator Knuppel an' you say they can drink beer,  
28. what a problem this is going to bring about. It's already brought  
29. a problem about in Wisconsin an' I must say that I'll have to  
30. vote no.

31. SECRETARY:

32. Coulson, Course, Davidson, Donnewald, Dougherty, Egan,  
33. Fawell, Gilbert, Graham, Groen,  
PRESIDING OFFICER (Senator Donnewald)

Senator Groen.

1. SENATOR GROEN:

2. Mr. President, I'm rather amused by this whole thing. I  
3. been here a long time an' I don't recall over the years any real  
4. concerted effort on the part of anyone to get beer drinking  
5. privileges for 18 year olds...it's pretty much of a dormant  
6. issue. Now all of a sudden 18 year olds have the right to vote  
7. an' here we are, hell bent going down the highway, vying for the  
8. youth vote, seeing who can give him the most in the way of privileges  
9. to get him to vote for his party or for him in this fall's election.  
10. I don't believe there's a single one of us that doesn't have  
11. great reservations about what we're doing here. We know the  
12. statistics. We know that fifty percent of all fatal accidents  
13. are indirectly, at least, caused to alcohol in the stomach an'  
14. the blood of the driver. Now, we also know, an' we remember  
15. back when we were 18 years of age an' we know the temptations  
16. of youth at that age an' they are far greater today than they  
17. were when most of us were that age. I didn't have an automobile  
18. when I was 18, I couldn't afford it, an most of you didn't have  
19. an automobile at that age, but today, most kids do, they have  
20. their own automobile. Now there are so many ramifications here  
21. involved in this matter of 18 year olds drinking. The cost  
22. of dram shop insurance, it's prohibitive now an' it's going to  
23. sky rocket if this becomes the law of this State. I know that  
24. each of you feels you are doing something questionable an' when  
25. in doubt protect the youth. I cannot.... I cannot see the wisdom  
26. of simply trying to give something to somebody that is a legal  
27. weapon in his hands simply to get him to vote your way. I think  
28. it's hypocritical an' I vote no.

29. SECRETARY:

30. Hall, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,  
31. PRESIDING OFFICER (Senator Donnewald)

32. Senator Knuppel.

33. SENATOR KNUPPEL:

1. In explaining my vote an' in response to those who call...  
2. poll the American flag, I'd like to submit to them that no boy  
3. is drafted until after his 19th birthday an' that's what I've  
4. proposed here, that we not be inconsistent. If he goes in voluntar-  
5. ily to serve his country he does..he does so knowing that he  
6. doesn't have the right to drink when he goes, so that's purely  
7. a play on prejudice. Now I'd like to point out two or three  
8. other inconsistencies that have appeared here out of this debate.  
9. One of em is that the Governor came here an' asked us for a strong  
10. Implied Consent bill an' now he comes back an' asks us to put  
11. 18 year olds who have been drinking, behind the wheels of automobiles.  
12. I submit that that's inconsistent. I commend you gentlemen on  
13. the other side of this aisle for having withstood those pressures,  
14. but I ask you my fellow Democrats what are you going to say  
15. if this passes an Governor Ogilvie takes credit for it next  
16. Fall an all the young people vote a straight Republican ticket.  
17. I ask you about that inconsistency, because he will take credit  
18. for it, not you. Now, a few years ago, they put on a blood testing  
19. system about fatal accidents an' they discovered that in fatal  
20. accidents more than 50% of the drivers had been drinking an'  
21. more than 40% were intoxicated if they were under 21 years of  
22. age. I say I have a son ten years old an' when I stand here  
23. today to vote, I stand in the fear that he may be killed in  
24. an automobile accident more so than even in war, but even more  
25. so I would not do anything that might help contribute to that,  
26. that he would have a friend who was 18 years old who might buy  
27. him alcohol or that he might have access to it knowing the effect  
28. that it can have on his driving. I only pray to God in the  
29. name of Jesus Christ when I vote no here today that this does  
30. not pass an that I someday hold my son in my arms dead because  
31. he dran...drank alcohol that was legally sold to him under the  
32. age of 21 so that he might commit his own suicide in a vehicle.  
33. I vote no.

1. SECRETARY:

2. Kosinski,

3. PRESIDING OFFICER (Senator Donnewald)

4. Senator Kosinski.

5. SENATOR KOSINSKI:

6. Mr. President, Senators, I shall vote aye to bring it out  
7. of Committee an' to put it on the Floor. I shall give second  
8. thought when it comes on the Floor.

9. SECRETARY:

10. Kusibab, Latherow, Laughlin, Lyons,

11. PRESIDING OFFICER (Senator Donnewald)

12. Senator Lyons.

13. SENATOR LYONS:

14. Mr. President, I'd like to explain my vote, which is aye.  
15. It has nothing to do with votes this November or any other November.  
16. It's only a matter of consistency. If I'd like to explain to  
17. this Body..remind this Body...what the...the world has got...  
18. in view of the fact that in Europe for centuries really drink-  
19. ing beer at this age has been permitted. Had it not been per-  
20. mitted there would have been no Brahams Academic Festival Over-  
21. ture. There would have been no Goethe Ame Thesis Tour, there  
22. would of have been no...(German language)...indeed...no...th...  
23. there's more...hold on...even...ah...even President Eisenhower  
24. admitted that after taps many a night he used to nip over the  
25. fence down to Bennie Havens, which any army man knows was the  
26. saloon down the... down the Hill from West Point. Every Yale  
27. man always wants to go to Moreys an' search out where Louie dwells  
28. an' drink beer while he's sitting there making the search. As  
29. a matter of fact had there been no college beer drinking there  
30. would have been no student prince so I think that there's a  
31. lot to be said for this measure and I'm voting aye and remember  
32. gentlemen the opening lines of one of the oldest German university  
33. songs (German Language)...It was eating not drinking that lost  
paradise.

1. PRESIDING OFFICER (Senator Donnewald)

2. For what pur....Just a moment...for...for what purpose  
3. does Senator Bidwill arise?

4. SENATOR BIDWILL:

5. Ah..ah...for...a...a matter that the Senator left out.  
6. He probably has never or forgotten this poem...that...ah...these  
7. are the saddest days of the year, it's a little to warm for  
8. whiskey, an a little too cold for beer.

9. PRESIDING OFFICER (Senator Donnewald)

10. Secretary will continue the roll.

11. SECRETARY:

12. McCarthy, Merritt,

13. PRESIDING OFFICER (Senator Donnewald)

14. Senator Merritt.

15. SENATOR MERRITT:

16. Mr. President, members of the Senate, briefly explaining  
17. my vote...I think, perhaps much of the debate here today has  
18. been on the bill itself an' not on the real issue involved an  
19. that is that of discharging the Committee. I think there's  
20. a great difference between the two an' I think anything as controver-  
21. sial should have had...many public hearings with not only the  
22. younger people but the older people, people from all walks of  
23. life throughout Illinois an' on the issue of discharging the  
24. Committee I vote no.

25. PRESIDING OFFICER (Senator Donnewald)

26. Secretary will continue the roll.

27. SECRETARY:

28. Mitchler.

29. PRESIDING OFFICER (Senator Donnewald)

30. Senator Mitchler.

31. SENATOR MITCHLER:

32. Mr. President, members of the Senate, explaining my vote  
33. I notice that HB1815 was first introduced in the House on April  
20, 1971 an' it's pointed out by Senator Rock the Senate sponsor

1. it came to the Senator on June 9th 1971...was assigned to Senate  
2. Committee on Judiciary an' Senator Rock pointed out that it was  
3. heard in the Committee on three separate occasions... an after  
4. the hearing by a vote of five in favor an seven opposed, the  
5. bill was recommended Do Not pass and on April 27 a Motion was  
6. filed to discharge the Committee. Now, this again points out  
7. these annual Sessions on how the hold over of all of these bills...  
8. ah...in a short period of time in which we have the responsibility  
9. to make the appropriations which actually we're had none come  
10. through an none reached the passage stage to formulate the budget  
11. for fiscal year 1973 an'I suppose we're going to get at that  
12. either the...ah...second, third, or fourth week in June, but  
13. now we're bringing up all a these...ah... different bills that  
14. have laid dormant in Committee an' on the Calendar...ah...ah...during  
15. the interim from the time that we adjourned last June 30 until  
16. now...ah...no question or hearings of the Committee have been  
17. held on these highly controversial. Now we all know that this  
18. bill whether you vote one way or another is going to have great  
19. political implication in an election year an' now the Sena...ah...the  
20. Senate sponsor pointed out that this was not merely a vote to  
21. bring the bill out of Committee, but a vote an' an expression  
22. on the merits of the bill an' I do not concur in that. I think  
23. that the vote we're taking now is to discharge the Committee  
24. to bring the bill out, an have a full Floor hearing...ah...rather  
25. than just take the...ah...wisdom of the Judiciary Committee,  
26. who already has heard the bill three times. Now on that question,  
27. I think that I'm gonna vote aye an' let the bill come out...an...  
28. ah...hear the bill an' then vote up or down on the question an'  
29. the contents of the bill...whether it has the the amendment  
30. for the wine, an whiskey, an' malt liquor an' in it's final form,  
31. so I vote aye.

31. SECRETARY:

32. Mohr, Neistein, Newhouse, Nihill,

33. PRESIDING OFFICER (Senator Donnewald)

Senator Nihill

1. SENATOR NIHILL:

2. Ah...Mr. President, Senators, as you know w...when the  
3. 18 year old came about here...I'm gonna vote aye...as you know  
4. I was the first Senator on this Floor ...to go along an say  
5. the 18 year olds are permitted to vote. As I said that day...er  
6. the evening it was possibly, anytime a young man, boy, girl,  
7. or anybody else is taken into the service an it's not true they  
8. don't be tak...they're not taken in before 19...they're taken  
9. in at 18 likewise. I would say this...at...oh you keep...will  
10. you keep quiet a minute?

11. PRESIDING OFFICER (Senator Donnewald)

12. Ju...just a moment...Senator Nihill has the Floor...we'll  
13. have some order gentlemen...it...just a moment...Senator Partee...

14. SENATOR NIHILL:

15. I...I was on a draft board...No. 10...in Chicago...I was  
16. a re-employment committeeman an' I know what I'm talking about.  
17. Now in other words, if a boy or girl at 18 is permitted to get  
18. in the service they sure are entitled to have anything they  
19. want in this United States of America an' I vote yes an I would  
20. lower it to 17.

21. PRESIDING OFFICER (Senator Donnewald)

22. The clerk will continue the roll.

23. SECRETARY:

24. O'Brien, Ozinga, Palmer, Partee, Rock, Romano, Rosander,  
25. Saperstein,

26. PRESIDING OFFICER (Senator Donnewald)

27. Jus..Just a moment we'll have some order...let's break  
28. up the bipartisan caucus back there...clerk will continue the  
29. roll.

30. SECRETARY:

31. Saperstein, Savickas, Smith, Soper, Sours, Swinarski, Vadalabene,  
32. Walker,

33.

1. PRESIDING OFFICER (Senator Donnewald)

2. Senator Walker.

3. SENATOR WALKER:

4. Ah..thank you Mr. President, members of the Senate, I'm  
5. leafing through the Rule Book, here, an I think there's one  
6. a these rules, Mr. President, that says that when you wanna  
7. address the Body you have to r...rise an' be recognized an' I'd  
8. like to call the Senator from I believe it's the 42nd district's  
9. attention to that.

10. PRESIDING OFFICER (Senator Donnewald)

11. Senator, I called his attention to it already.

12. SENATOR WALKER:

13. Thank you. I vote no.

14. SECRETARY:

15. Weaver.

16. PRESIDING OFFICER (Senator Donnewald)

17. Request that the absentees be called.

18. SECRETARY:

19. Arrington, Baltz, Carpentier, Course, Fawell, Mohr, Soper.

20. PRESIDING OFFICER (Senator Donnewald)

21. The yeas are 23. The nays are 27. The Motion fails. Resolu-  
22. tions. Senator Harris...just a moment...Senator Harris.

23. SENATOR HARRIS:

24. Before we get to the order of Resolutions might we stay  
25. on Motions ...ah...I've discussed with Senator Partee and...ah...Sen-  
26. ator Romano, Chairman of Labor an Commerce, two bills that inadver-  
27. tently back in June, a year ago, were rereferred bills that  
28. I'm handling that have been heard in Judiciary an' Financial  
29. Institutions. They are HB2868 an 2869. Might I seek unanimous  
30. consent to have the bills...ah..discharged from the Committee  
31. on Labor an Commerce an placed on...ah...the order of...ah...well  
32. the normal order of...ah...progress?

33. PRESIDING OFFICER (Senator Donnewald)

Is there objection? Leave is granted. Sen...Senator Knuepfer for what purpose do you arise?

SENATOR KNUEPFER:

1. Ah...before we get to Resolutions is it possible to get  
2. to the Secretary's desk, which comes just prior to Resolutions  
3. for I think a non controversial problem?

4. PRESIDING OFFICER (Senator Donnewald)

5. Well..., Senator we're about 20 minutes behind schedule  
6. already. We were to of adjourned at 1:30 an...ah...our Committee  
7. schedule is quite tight today.

8. SENATOR KNUEPFER:

9. Okay.

10. PRESIDING OFFICER (Senator Donnewald)

11. Could we let it go till tomorrow?

12. SENATOR KNUEPFER:

13. Yea.

14. PRESIDING OFFICER (Senator Donnewald)

15. You may proceed Mr. Secretary. Resolutions.

16. SECRETARY:

17. Senate Resolution No. 311, introduced by Senator Vadalabene.  
18. An I...

19. PRESIDING OFFICER: (Senator Donnewald)

20. Executive.

21. SECRETARY:

22. Senate Resolution No. 312, introduced by Senator Horsley.

23. PRESIDING OFFICER: (Senator Donnewald)

24. Ah...Senator Horsley, I'm advised that Senator Lyons also  
25. had a Resolution. He has graciously agreed to withdraw his  
26. if he could join you in yours an I would...ah...maybe all the  
27. Senators would, if you'd explain it. Senator Horsley.

28. SENATOR HORSLEY:

29. Mr. President an' members of the Senate, I would be most  
30. happy to have Senator Lyons join in my Resolution or vice versa,  
31. or pass them both, er combine them...either way because I appre-  
32. ciate his attitude an' his sentiment on it. This is a Resolution  
33. with regard to the death of J. Edgar Hoover...

PRESIDING OFFICER: (Senator Donnewald)

1. Ju...Just a moment, Senator...this...this is a death Resolution.  
2. Gentlemen be in your seats...if you don't mind...in your seats,  
3. please...if not sooner. You may proceed. Senator ParTEE, Just  
4. a moment.

5. SENATOR PARTEE:

6. I can't help but notice that Senator Course an Senator  
7. Chew are seat mates an they sit beside each other all the time  
8. or something is very important at the moment. This is a death  
9. Resolution, gentlemen.

10. PRESIDING OFFICER (Senator Donnewald)

11. You may proceed.

12. SENATOR HORSLEY:

13. Mr. President an' members of the Senate, most of my adult  
14. life I have admired J. Edgar Hoover. I think most of us have  
15. looked upon him as something special, something over an' above  
16. whose devotion to his duty meant more to him than life itself  
17. an' I think we would be remiss in our duties if we did not hesitate  
18. here today to pay tribute to this great American, this man who  
19. has done more to preserve the integrity of this great country  
20. an' to help hold it together as a great republic, I think in  
21. my opinion than any other man in recent history. He's going  
22. to be sadly missed. I don't believe we can replace him, it's  
23. going to be difficult to find a man with his dedication to duty,  
24. a man who is above reproach in his standards an' in his ideals  
25. an' I think that today we should pause here an pay tribute to  
26. him by passing a Resolution commemorating this date as a sad  
27. day in American history, because of the death of this famous  
28. man an' I would therefore move for the suspension of the Rules  
29. an' the immediate adoption of this Resolution an ask that all  
30. Senators who desire join in sponsoring the Resolution.

31. PRESIDING OFFICER (Senator Donnewald)

32. Is..is there objection? All those in favor please rise.  
33. Resolution adopted.

1. SECRETARY:  
2. Senate Resolution No. 313...enter...  
3. PRESIDING OFFICER (Senator Donnewald)  
4. Senator Lyons...my understanding was that you were to join...  
5. ah...in that Resolution of Sen...  
6. SENATOR LYONS:  
7. I...I join in that one...ah...Mr. President an I'd also  
8. like to tender a similiar one.  
9. PRESIDING OFFICER (Senator Donnewald)  
10. Alright. Is there...  
11. SENATOR LYONS:  
12. An I ask...naturally invite Senator Horsley...an any member  
13. of the Senate...ah...  
14. PRESIDING OFFICER: (Senator Donnewald)  
15. All...  
16. SENATOR LYONS:  
17. to become co-sponsors.  
18. PRESIDING OFFICER: (Senator Donnewald)  
19. All Senators'll join in said Resolution. Is there objec-  
20. tion? Leave is granted. Resolution's adopted. Now this is  
21. a death Resolution Mr...Gentlemen...an lady of the Senate...this  
22. is a death Resolution an' it's going to also be the adjournment  
23. Resolution. Senator Partee.  
24. SENATOR PARTEE:  
25. This is a Resolution...a death Resolution...for the father  
26. of one of our colleagues, Senator Chew...for Senator Charles...  
27. for Mr. Charles Chew, Sr., who passed on the first day of May  
28. an' I would ask that we unanimously adopt this Resolution, all  
29. Senators join in this Resolution an that the Senate stand ad-  
30. journed until 10:00 o'clock a.m. tomorrow.  
31. PRESIDING OFFICER (Senator Donnewald)  
32. Senator Chew.  
33. SENATOR CHEW:  
If I may, I'd like to have leave of this Body to have SB1382

1. heard in the Executive Committee of the Senate. I've talked  
2. to the Chairman of the Committee an he has advised me to get  
3. leave of this Body an he will hear it on Wednesday.

4. PRESIDING OFFICER (Senator Donnewald)

5. Is there objection? Leave is granted...er...ah... Senator  
6. Swinarski.

7. SENATOR SWINARSKI:

8. I'd like to announce the...ah...Elections Committee will  
9. meet on the Floor of the Senate ..a...at 4:30. We'll try to  
10. make it 4:30. I'm sure the Agriculture Committee will finish  
11. by that time an' we're advancing it by one hour in the Senate  
12. Chambers.

13. PRESIDING OFFICER (Senator Donnewald)

14. Senator Clarke.

15. SENATOR CLARKE:

16. Mr. Pro Tem, if I could ask a question I..on the schedule  
17. you had 11:00 o'clock for meeting an you just said 10:00 o'clock  
18. I believe.

19. PRESIDING OFFICER (Senator Donnewald)

20. Senator Partee.

21. SENATOR PARTEE:

22. Just proves...just proves human frailty, Senator. I meant  
23. 11:00 o'clock because Appropriation meets at 9:00 o'clock tomorrow  
24. an' we'll come into Session at 11. Your quite right. Thank  
25. you, very much...for your alertness.

26. PRESIDING OFFICER (Senator Donnewald)

27. Senator Bidwill.

28. SENATOR BIDWILL:

29. Mr. President, I'd like to announce a Republican caucus  
30. at 9:30 tomorrow morning on the 4th Floor. . . I'm sorry I was  
31. asked by the leadership to make it 9:30 as the...ah...change  
32. it t o 10:00 o'clock, Mr. President...Republican caucus at 10:00  
33. o'clock.

PRESIDING OFFICER (Senator Donnewald)

Republican caucus at 10:00 o'clock...on the 4th Floor...he

1. said. Senator Chew.  
2. SENATOR CHEW:  
3. Ah...because...I...I am the official spokesman for my family  
4. an arra...  
5. PRESIDING OFFICER (Senator Donnewald)  
6. Jus...we'll have order, please...Senator Chew.  
7. SENATOR CHEW:  
8. Arra...arrangements must be made for the burial of my father.  
9. I'd ask leave of the Senate to be excused for tomorrow's meet-  
10. ing an' any subsequent day you may have this week. My mother  
11. is old an I have to do it.  
12. PRESIDING OFFICER (Senator Donnewald)  
13. Leave is granted. Are there further announcements, Sena-  
14. tor Romano.  
15. SENATOR ROMANO:  
16. Th...ah...the Committee on Labor an Commerce will meet  
17. immediately after adjournment on th..in the Senate Floor.  
18. PRESIDING OFFICER (Senator Donnewald)  
19. Senator Smith.  
20. SENATOR SMITH:  
21. Sit down...N.. Neinstein...a Committee on...ah...a...the  
22. Committee on Public Welfare will meet at 2:30 in Room M1. Stand  
23. up...Stand up.  
24. PRESIDING OFFICER (Senator Donnewald)  
25. Senator Graham.  
26. SENATOR GRAHAM:  
27. Mr. President an' members of the Senate, I'm rising to violate  
28. what I'm going to ask you gentlemen to...try to prohibit violat-  
29. ing again. For many years in this Chamber when we passed a  
30. death Resolution an we adjourned, we adjournedd. There was  
31. no rowdy dow, there was no Committee announcements, there was  
32. none of this because we adjourned with the solemnity of the  
33. occasion befitting the decorum of a great Body. So from now  
on, shall we

1. ...cooperate an when we have a death Resolution...hold it off...get  
2. all the extra footwork an forework an rhetoric out of the way,  
3. adopt the death Resolution an walk silently out of the Chambers.  
4. May we try that once?

5. PRESIDING OFFICER (Senator Donnewald)

6. That's absolutely correct, Senator. Are there further  
7. announcements? We...Senator Bidwill.

8. SENATOR BIDWILL:

9. Personal privilege, in back of me is a class from ...s...  
10. St. Luke's Parish in River Forest. May they stand be recognized,  
11. Mr. President, please.

12. PRESIDING OFFICER (Senator Donnewald)

13. Sure they would. Would you please rise? Senator Groen.

14. SENATOR GROEN:

15. Well, Mr. President, I would ask for the attention of the  
16. President pro tempore an the minority leader an I want to announce  
17. that I intend to file with the Secretary, this day, in writing,  
18. a Motion that I intend to take up just before we adjourn this  
19. week an I want to advise you the content of that Motion. The  
20. Motion is going to ask that all bills on the Calendar...Senate  
21. bills that were introduced prior to July the first, of 1971  
22. and all House Bills that were reported in from the House to  
23. the Secretary, prior to July the first, 1971 be stricken. The  
24. reason for it is that the House has literally deluged their...ah..  
25. structure with bills. We are now having bills ...for the next  
26. fiscal year coming out of Committee. It seems to me that if  
27. we are going to have the time an give the time to proper addressment  
28. of these important bills during the remaining days of this Session,  
29. we've got to clear this Calendar. Now they...everyone has had  
30. nine months an longer to call the bills I refer to an certainly  
31. if you couldn't muster the votes in that length of time...I  
32. believe you ought to table those bills ...just want you to know  
33. that I'm going to call that d...Motion an

1. I'm going to debate it just before we adjourn this week.

2. PRESIDING OFFICER (Senator Donnewald)

3. The Senate now adjourns until it...Senator Neistein...

4. SENATOR NEISTEIN:

5. Before the Senate adjourns I think it's no more proper  
6. an august for me to announce or to congratulate our great President,  
7. Acting President, who did such outstanding workman like job,  
8. who was so great in this performance. I've heard comments up  
9. an' down the aisles, who was that Presiding Officer, he's done  
10. the best job we've ever had. So I think on behalf of all my  
11. colleagues on both sides of the aisle, we wanna commend you an'  
12. congratulate you...on a job well done, Senator Donn of  
13. Breeze.

14. PRESIDING OFFICER (Senator Donnewald)

15. Senator, I think you're out a order. Senate adjourns until  
16. 11:00 o'clock tomorrow morning.

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