

78TH GENERAL ASSEMBLY

REGULAR SESSION

JANUARY 7, 1975

1. PRESIDENT:

2. Will the Senate please come to order. The prayer will be
3. offered by Reverend William J. Peckham of the First United Methodist
4. Church of Springfield. Will our guests in the Gallery please rise.
5. Reverend Peckham.

6. REVEREND PECKHAM:

7. (Prayer by Reverend Peckham)

8. PRESIDENT:

9. Reading of the Journal.

10. SECRETARY:

11. Wednesday, December 4, 1974.

12. PRESIDENT:

13. Senator Soper.

14. SENATOR SOPER:

15. Mr. President, I now move that we dispense with the further
16. reading of the Journal of December 4th unless we have some correc-
17. tions or additions to be made. Let the Journal stand approved.

18. PRESIDENT:

19. Senator Soper moves that the Journal of December 4 stand
20. approved. Is there...are there corrections or additions? All in
21. favor of the motion signify by saying Aye. Contrary no. The
22. motion carries. So ordered.

23. SECRETARY:

24. Thursday, December 5, 1974.

25. PRESIDENT:

26. Senator Soper.

27. SENATOR SOPER:

28. Same motion as to Thursday, December 5th, Mr. President.

29. PRESIDENT:

30. Senator Soper moves that the Journal of Thursday, December 5th
31. be approved unless there are cadditional...unless there are additions
32. or corrections. All in favor of the motion signify by saying Aye.
33. Contrary no. Motion carries. So ordered. Committee reports.

1. SECRETARY:
2. Senator Harris, Chairman of the Committee on Rules reports to
3. the Senate that the Committee on Rules recommends that HB 2818 be
4. placed on the Calendar on the order of 2nd reading.
5. PRESIDENT:
6. House Bills on 2nd reading.
7. SECRETARY:
8. House Bill...HB 2818.
9. (Secretary reads title of bill)
10. 2nd reading of the bill. No committee amendments.
11. PRESIDENT:
12. Are there amendments from the Floor? 3rd reading. Communica-
13. tions.
14. SECRETARY:
15. To the Members of the Senate, I hereby appoint Senator Don
16. A. Moore to serve as a member of the Judicial Advisory Council to
17. replace Senator Hudson R. Sours who resigned effective January 7,
18. 1975. Sincerely, William C. Harris, President.
19. PRESIDENT:
20. Resolutions.
21. SECRETARY:
22. SR No. 587 offered by Senator Graham. Senator...offered by
23. Senator Graham.
24. (Secretary reads title of SR 587)
25. PRESIDENT:
26. Is there...yes, is there discussion? The resolution provides
27. for the Committee to approve the final Journals. All in favor of
28. the resolution signify by saying Aye. Contrary No. The motion
29. carries.
30. SECRETARY:
31. SR 588 offered by Senators Don Moore, Smith, Bartulis, Dougherty,
32. Saperstein and Roe. It's congratulatory.
33. PRESIDENT:

1. Senator Don Moore.

2. SENATOR MOORE:

3. Thank you, Mr. President. This is a congratulatory resolution

4. to Mr. James Brown who has just retired as the Senior Deputy Director

5. of the Department of Public Aid after working for the State for some

6. thirty-eight years. I would first of all ask that all other Senators

7. be named as co-sponsors and if leave is given to that, then the pro-

8. cedure to suspend the appropriate rules for the immediate consideration

9. and adoption of this resolution.

10. PRESIDENT:

11. Senator Moore seeks leave of the Senate for all Senators to join

12. as co-sponsors. Is there leave? Leave is granted. Senator Moore

13. moves to suspend for the immediate consideration of the adoption of

14. the resolution. All in favor signify by saying Aye. Contrary No.

15. On the motion to adopt...I'm sorry. The motion carries. On the

16. motion to adopt. All in favor signify by saying Aye. Contrary No.

17. The motion carries and the resolution is adopted.

18. SECRETARY:

19. SR 589 offered by Senator Harber Hall. It's congratulatory.

20. PRESIDENT:

21. Senator Harber Hall.

22. SENATOR HALL:

23. Mr. President and fellow Senators, this congratulatory resolution

24. takes note of the retirement of a very able State employee and public

25. servant, Mr. Jacob R. Cohen. Mr. Cohen started the Division of Unem-

26. ployment Compensation back in 1938. He's retiring or did retire as

27. the first of January having worked all that time since 1938 with the

28. Division of Unemployment Compensation. I think it's particular fitting

29. at this time with the difficult problems we have in the economy effect-

30. ing unemployment compensation that we give recognition to this gentle-

31. man and I so do by moving for the adoption of this congratulatory

32. resolution.

33. PRESIDENT:

1. Senator Hall moves to suspend for immediate consideration.
2. All in favor signify by saying Aye. Contrary No. The motion carries.
3. Senator Hall.
4. SENATOR HALL:
5. Thank you, Mr. President. I would ask leave of the Body for all
6. Members to join me in this resolution.
7. PRESIDENT:
8. Is there leave? Leave is granted. On the motion to adopt. All
9. in favor signify by saying Aye. Contrary No. The motion carries and
10. the resolution is adopted.
11. SECRETARY:
12. SR No. 590 offered by Senator Mitchler and all Members of the
13. Senate. Congratulatory. Senator Mitchler.
14. PRESIDENT:
15. Senator Mitchler.
16. SENATOR MITCHLER:
17. Mr. President and Members of the Senate, this resolution is a
18. commendatory resolution congratulating Sigmund C. Ziejewski of Elgin
19. who is being honored for twenty-five year service as District
20. Engineer in the Division of Highways, Department of Transportation.
21. I would ask for suspension of the rules, immediate consideration and
22. adoption of this resolution.
23. PRESIDENT:
24. Senator Mitchler moves to suspend for immediate consideration.
25. All in favor signify by saying Aye. Contrary No. The motion carries.
26. On the motion to adopt. All in favor signify by saying Aye. Contrary
27. No. The motion carries and the resolution is adopted.
28. SECRETARY:
29. SR 591 offered by Senator Mitchler. Congratulatory.
30. PRESIDENT:
31. Senator Mitchler.
32. SENATOR MITCHLER:
33. I believe this is the one, Mr. President and Members of the

1. Senate, congratulating Mr. Herald E. Stringer who is retiring as
2. National Legislative Director for the American Legion in Washington.
3. I know many of you have had much correspondence with Herald Stringer,
4. a former member of the General Assembly of the State of Alaska and
5. former Department Commander of the American Legion from the State of
6. Alaska and National Executive Committee. I would ask for suspension
7. of the rules, immediate consideration and adoption of this resolution.
8. PRESIDENT:

9. Senator Mitchler has moved to suspend for immediate consideration.
10. All in favor signify by saying Aye. Contrary No. The motion carries.
11. On the motion to adopt. All in favor signify by saying Aye. Contrary
12. No. The motion carries and the resolution is adopted.

13. SECRETARY:

14. SR No. 592 offered by Senator Mitchler.

15. PRESIDENT:

16. Senator Mitchler.

17. SENATOR MITCHLER:

18. Mr. President and Members of the Senate, this is a congratulatory
19. resolution for the Very Reverend Sylvester Eye, Pastor of the St.
20. Nicholas Parish in Aurora. Father Eye is being honored by the Aurora
21. Kiwanis Club on February 4 when...at which time he'll receive the
22. First Service to God and Fellow Man Award awarded by the Aurora
23. Kiwanis Club. Reverend Eye has an outstanding record of work with his
24. fellow man in the Aurora area and is to be congratulated for being
25. recognized by the Aurora Kiwanis Club and this Body. I would ask for
26. suspension of the rules, immediate consideration and adoption of this
27. resolution.

28. PRESIDENT:

29. Senator Mitchler moves to suspend for immediate consideration.
30. All in favor signify by saying Aye. Contrary No. The motion carries.
31. The res...on the motion to adopt. All in favor signify by saying Aye.
32. Contrary No. The motion carries and the resolution is adopted.
33. Message from the House.

1. SECRETARY:

2. A Message from the House by Mr. Selcke, Clerk. Mr. President,
3. I am directed to inform the Senate that the House of Representatives
4. has concurred with the Senate, in the passage of a bill of the
5. following title: Senate Bill 1682, together with the following
6. amendment, in the adoption of which I am instructed to ask concurrence
7. of the Senate, to-wit: House Amendment No. 1 to SB 1682.

8. PRESIDENT:

9. Senator Glass.

10. SENATOR GLASS:

11. Thank you, Mr. President. I move that the Senate concur in
12. Amendment No. 1 to SB 1682. For the information of the Senators,
13. this is the Legislative Reference Bureau Revisory bill which we passed.
14. It's simply a bill that cleans up our Statutes, eliminates inconsisten-
15. cies and updates them. When it went over to the House, an amendment
16. was put on to eliminate what proved to be a controversial provision
17. relating to ratifying amendments to the Constitution. So, the bill is
18. back without that provision in it and I think it's important that we
19. do pass it. And would therefore move for a concurrence.

20. PRESIDENT:

21. Senator Rock.

22. SENATOR ROCK:

23. Thank you, Mr. President. I might ask if the Chair will to
24. instruct the Sergeant at Arms to ring the bell. This will be a roll
25. call momentarily. I rise in support of Senator Glass' motion to
26. concur in House Amendment No. 1. The amendment was just a housekeep-
27. ing amendment. The bill itself is the revisory bill from the Reference
28. Bureau. Hopefully by passage of this bill, we will keep the Statute
29. books within a reasonable limit of probably three volumes. I would
30. urge a favorable vote.

31. PRESIDENT:

32. Senator Buzbee.

33. SENATOR BUZBEE:

1. A point of personal privilege, Mr. President. My key is...does
2. not work and they cannot find one that works, so when we get to the
3. roll call, I'm wondering, are we going to take a voice roll call or
4. ...they've been all around looking for master keys, etcetera, and...

5. PRESIDENT:

6. We'll...we'll have an answer for you shortly, Senator Buzbee.
7. Now, are there others who wish to engage in the discussion relative
8. to the concurrence to the House Amendment to SB 1682? Is there
9. further discussion? Senator Glass, do you want to make any closing
10. remarks? Senator Glass.

11. SENATOR GLASS:

12. Well, thank you, Mr. President. No, I would just reiterate...
13. join Senator Rock in urging that we do concur in this amendment. I
14. think the overall bill which is many pages long is important for
15. clarifying the Statutes and all that the House did was eliminate
16. one small section of it that proved controversial.

17. PRESIDENT:

18. Is there further discussion? The...the question is shall the
19. Senate concur in Amendment No. 1 to SB 1682. Those in favor vote
20. Aye. Those opposed vote No. The voting is open. Have all voted
21. who wish? Have all voted who wish? Take the record. On that
22. question, the Yeas are fifty, the Nays are none. And the Senate
23. concurs in Amendment No. 1 to SB 1682. The bill having received the
24. required constitutional majority is declared passed. Senator Donnewald.

25. SENATOR DONNEWALD:

26. Yes, Mr. President, I want to advise our Members on this side
27. and possibly the Members, the...the newly elected Members if they be
28. here, that we will have a dinner hour tonight at 6:30 at the Forum 30.
29. And for the information of the Democratic Members and the new Members,
30. we will have a very brief caucus after that dinner meeting. And the
31. room will be designated at the dinner.

32. PRESIDENT:

33. Senator Scholl.

1. SENATOR SCHOLL:

2. Mr. President and Members of the Senate, since announcements are
3. being made, before I leave my Senate seat, I just want to express my
4. sincere thanks to both sides of the aisle for their help and what they
5. did for me during the last two years. I am very appreciative. I
6. served ten years in the City Council and I served with some of the
7. finest people there. Here in the Senate, it was a different ball game
8. but it was very, very interesting to me and I really appreciate your
9. extra help in my behalf. And I want to thank the Leadership. I want
10. to thank the staff, the secretarial staff, and I want to thank the
11. press, too, for their faith in Ed Scholl. I also want to say that I
12. hope that Senator Knuppel is back real soon. We miss him and wish
13. him a speedy recovery. One of the friends that I found in the Senate
14. over the past two years was a gentleman by the name of Robert Mitchler.
15. And Bob was a...a friend of mine and he still is a friend, but I have
16. something I want to give him tonight because I really appreciate all
17. this reading material that he gave me. And Bob this is not being
18. sarcastic that's...it's from the heart and I'll tell you one thing
19. that I'm sure that the Archives will enjoy having it.

20. PRESIDENT:

21. Senator Scholl, did you wish to respond to the queries of...

22. SENATOR SCHOLL:

23. Yes, everybody has asked me. I would hope that Senator Mitchler
24. would recycle all this material so that it could be...become of
25. better use.

26. PRESIDENT:

27. Senator Mitchler.

28. SENATOR MITCHLER:

29. Mr. President and Members of the Senate and Senator Scholl, I
30. believe I know full well what's inside here. It's the material that
31. was sent by me as Chairman of the Illinois Water Pollution Water
32. Resources Commission to Senator Scholl because he would...was very
33. absent from a lot of our meetings and I didn't want him to miss what
34. was going on. Now, Senator Wooten, of course, has all of this material

1. on file as does Senator Buzbee and Senator Latherow, but I do appreciate it, Senator, because now I can give in turn to Senator Karl Berning who is your replacement by appointment of the President. And I know that Karl reads everything that comes on his desk and I know it will get the proper attention. Thank you.

6. PRESIDENT:

7. Senator Partee.

8. SENATOR PARTEE:

9. I had planned to say this tomorrow, Mr. President, but inasmuch as the subject has been opened, I would like to say just this that the vagaries of politics are such that some of our Members with whom we have served and whose friendships we cherish will not be with us next year. I simply wanted to say that individually and collectively we shall miss them and we wish them God's speed in their private or other endeavors and to say that it has been a genuine pleasure serving with every Member of this Body who will not be back again in the 79th General Assembly. We've come to know them as individuals and come to respect them although we have at times had philosophical differences about problems. They are, in the main, men who have given devotedly of themselves to the legislative process.

21. PRESIDENT:

22. Senator Swinarski.

23. SENATOR SWINARSKI:

24. Mr. President and Members of the Senate, I would like for a moment to...to speak directly to my friend Senator Scholl. I've had the pleasure of serving in two Bodies with Senator Scholl, both the City Council in the city of Chicago and in the Senate. And I have found Senator Scholl to be a very dedicated public servant whose worked for the good of the people of his district. And I wish I'd had the opportunity to know both he and his family and I wish them God's speed also and there's an old Spanish proverb of wishing one much health, wealth and happiness. Ed, best of luck to you.

33. PRESIDENT:

1. Senator Sours.

2. SENATOR SOURS:

3. These validictories, Mr. President and Senators, sometimes are
4. rather gripping. I didn't say griping, I said gripping. I've said
5. back here acquiescently and supinely for fourteen years and let some
6. of the Members of this Chamber get by with more than murder. I am
7. delighted upon my departure that you have a few problems. You got...
8. you're going to have economic problems. You're going to have powers
9. ...power problems. You're going to be beset with problems and it's
10. just too bad that the people who really know how to run the country
11. are busy driving cabs, cutting hair, or tending bars. My suggestion
12. is you consult with those experts because you won't have me here.
13. Thank you very much.

14. PRESIDENT:

15. Senator Nudelman.

16. SENATOR NUDELMAN:

17. Mr. President and Ladies and Gentlemen of the Senate, I had
18. proposed to make remarks similar to those made by Senator Partee and
19. I want to make them, but I will let his words speak for me and merely
20. say that I echo them a hundred percent. Thank you.

21. PRESIDENT:

22. Senator Chew.

23. SENATOR CHEW:

24. Mr. President and Members of the Senate, I would like to express
25. a profound appreciation to two Senators here that are leaving. When
26. I get ready to take my lessons in Latin, I shall visit the town of
27. Peoria. I've enjoyed working with Hudson Sours. He and I talked about
28. the various countries that we both have visited. And Hudson, I want
29. to personally thank you for having inspired me in many areas that were
30. beneficial to my service here in the Senate. I want to thank you
31. again for having always displayed a smile and in the eagerness to
32. help in subjects that were helpful to me. I will miss you and I
33. hope that your mind will be utilized in some governmental body because

1. minds like yours are sort of like deceased men, one in a box. So,
2. God's speed to you and lots of luck to your family and in my trips
3. into Peoria, I shall seek and sought and ask for your help. May God
4. bless you. To Senator Scholl, I had the privilege of serving in two
5. legislative halls with you. We've served on committees and commissions
6. together. I would hope that you would remain on the commissions that
7. we have served on as a public member. And having graduated from the
8. Chicago City Council is equivalent to a Ph.D. I would say that your
9. mind, too, should be adequately utilized in the field of government
10. because one man cannot take on the burden of government alone and we
11. all need each other. Your input to me been very valuable and if I
12. have played any part toward you, it was a sincere part. I want to
13. ask all of you to enjoy the blesses of 1975 and let us be here to
14. work for the benefit of the people of the State of Illinois. I'm
15. hoping that the cooperation that will be given by each Member of this
16. Body, history will record the 79th General Assembly as the best yet.
17. And I pledge to you, the Leadership on both sides, and my colleagues
18. that if I may be of any service to you, whatever part I can play just
19. feel free and call on me. I'll be here. Thank you very kindly.

20. PRESIDENT:

21. Senator Rock.

22. SENATOR ROCK:

23. Thank you, Mr. President. Before the swan sings its last song,
24. I think everybody should know that we're going to be in Session again
25. tomorrow morning. We...you know...but in addition to that, I would
26. ask leave that the Journal reflect that Senators Knuppel and Kenneth
27. Hall are absent because of illness. If the Journal will so reflect,
28. I will appreciate it.

29. PRESIDENT:

30. The Journal will so show that Senators Knuppel and Kenneth Hall
31. are absent because of illness. Senator Davidson,

32. SENATOR DAVIDSON:

33. Mr. President and Members of the Senate, on behalf of Senator

1. Fred Smith, Senator Nimrod, Senator Donnewald, and myself, those of
2. you who have not responded to the letter that Senator Smith sent out
3. in relation to the prayer breakfast group study we're trying to put
4. together for tomorrow morning at 9:00 at the State House Inn if you
5. have not given your reservation to Senator Smith or his secretary so
6. we'll know how many to count on. We'd appreciate it. This is strictly
7. apolitical. This is a thought that Senator Smith and I have had for
8. several months. For the first and last time tomorrow morning, you will
9. be the guests of Senator Smith and myself at the breakfast, from then
10. on, you're on your own. We will adjourn...we will start at 9 a.m.
11. promptly. We will adjourn at 9:45 a.m. promptly so you can be here
12. for ten o'clock, beginning of the Session. We want to get together
13. and meet, decide what kind of a format, and the Reverend Dr. Thomas
14. Luke will say a few words for five or ten minutes to us and then we'll
15. be on our own. If any of you have not made a reservation, please
16. contact Senator Smith, myself, if not, we'll see you in the morning
17. at 9 a.m. at the State House Inn. Thank you.

18. PRESIDENT:

19. Are there further announcements to be made? I want to confirm
20. what Senator Davidson has just said. This General Assembly, the 78th
21. General Assembly, will convene again tomorrow at 10 a.m. promptly. We
22. will have some work to complete tomorrow and we will want to adjourn
23. as much in advance of 12 o'clock noon to give the amount of time
24. necessary to gather for the convening of the 79th General Assembly at
25. noon. But the 78th will meet again tomorrow morning at 10. If there
26. are no further announcements, then, we do have a death resolution. I
27. would ask the Senators to be in their seats. Resolutions.

28. SECRETARY:

29. SR No. 593 offered by Senators Berning and President Harris.
30. (Secretary reads title of SR 593)

31. PRESIDENT:

32. All those...Senator Berning.

33. SENATOR BERNING:

1. Thank you, Mr. President. It's with a deep sadness that I rise
2. to ask that the rules be suspended for the immediate consideration
3. of this resolution. Mr. Stewart as is so eloquently outlined in the
4. resolution was an outstanding American and a great citizen and friend.
5. I am sure that his family will be deeply appreciative of the action of
6. this Body and I would invite all Members to join in sponsoring the
7. resolution.

8. PRESIDENT:

9. Is there leave? Leave is granted. Senator Berning moves to
10. suspend the rules for the immediate consideration of the adoption of
11. the resolution. All in favor signify by saying Aye. Contrary No.
12. The motion carries. On the motion to adopt the resolution. All those
13. in favor signify by rising. The resolution is adopted. The Senate
14. stands adjourned until 10 a.m., Wednesday, December 8.

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