

78TH GENERAL ASSEMBLY  
MARCH 8, 1973

1. PRESIDENT:

2. The Senate will come to order please. The prayer will  
3. be delivered by the Reverend Conway Ramseyer of the Morton  
4. Grove Community Church of Morton Grove. Reverend Ramseyer.  
5. (Prayer by Reverend Ramseyer)

6. PRESIDENT:

7. Reading of the Journal.

8. SECRETARY:

9. Thursday, March 1, 1973, 11:30 o'clock a.m.

10. PRESIDENT:

11. Senator Soper.

12. SENATOR SOPER:

13. Mr. President, I move to dispense with the further read-  
14. ing of the Journal of March 1, 1973, and unless there is some  
15. corrections or additions to be made by a Senator, I move that  
16. the Journal ... stand approved.

17. PRESIDENT:

18. Are there additions or corrections? All in favor of the  
19. motion signify by saying aye. Contrary nay. The Journal is  
20. approved. Senator Soper.

21. SENATOR SOPER:

22. ... Mr. President, I move to postpone reading of the  
23. Journal of March 6th and March 7th pending arrival of the  
24. printed Journal.

25. PRESIDENT:

26. You've heard the motion. All in favor signify by say-  
27. ing aye. Contrary nay. The motion is adopted ... carried.  
28. Committee reports.

29. SECRETARY:

30. Senator Graham, Chairman of the Committee on Assignment  
31. of Bills report to the following bills assigned to Committees:  
32. To the Committee on Elections ... to the Committee on Educa-  
33. tion, SB 271. To the Committee on Executive SB 259. Committee

1. on Judiciary, SB 260, SB 261, SB 262, SB 266 and SB 270. To the  
2. Committee on Local Government, SB 263, SB 264, SB 265 and 272.  
3. To the Committee on Pensions and Personnel, SB 267 and SB 268.  
4. To the Committee on Revenue, SB 269. Senator Fawell, the  
5. Chairman of the Committee on Education reports SB 48 with a  
6. recommendation the bill Do Pass as amended. SB 172 and SB 173  
7. with a recommendation the bills Do Pass. Senator Sours, the  
8. Chairman of Committee on Judiciary report SB 92 with a recom-  
9. mendation the bill Do Pass as amended. SB 187 with a recom-  
10. mendation the bill Do Pass. Senator Ozinga, Chairman of the  
11. Committee on Executive to which was referred the Governor's  
12. Message of February 20, 1973, reports the same back with the  
13. recommendation that the Senate ... advise and consent to the  
14. appointment of Fred Mauck to be the Director of Department of  
15. Insurance.

16. PRESIDENT:

17. Senator Ozinga.

18. SENATOR OZINGA:

19. I would now move that the Senate resolve itself into an  
20. Executive Session for the purpose of receiving the message  
21. from the Committee.

22. PRESIDENT:

23. Senator Ozinga has moved that the Senate resolve itself  
24. into Executive Session ... for the purpose of considering a  
25. nomination by the Governor. Senator Ozinga.

26. SENATOR OZINGA:

27. Mr. President, last evening we met in Executive Committee  
28. and heard the ... discussions with reference to a nominee for  
29. the office of Director of Department of Insurance, namely one,  
30. Fred Mauck and I would now move that the Senate do advise and  
31. consent to this nomination.

32. PRESIDENT:

33. For what purpose does Senator Graham arise?

1. SENATOR GRAHAM:

2. Mr. President, I want to arise for the purpose of an-  
3. nouncing that this sounds like a circus down here today, and  
4. I would like to prevail upon the Senators to pay attention  
5. to announcements such as Senator Ozinga was just making. I  
6. think it's unfortunate.

7. PRESIDENT:

8. The ... Chair would observe that we are being somewhat  
9. more noisy than we have been lately and Senator Graham's ob-  
10. servation is appropriate. ... Might the Senators ... arrange  
11. to have their conferences off the floor, I'm sure we all under-  
12. stand there has to be communication among us from time to time  
13. but ... if we can lower our voices and keep the conferences  
14. involving numbers to an absolute minimum otherwise it just  
15. delays our activity and our decision making process. Senator  
16. Bell.

17. SENATOR BELL:

18. Mr. President, members of the Senate I'd like to ... rise  
19. in a point of ... I guess it's personal privilege to make some  
20. comment in reference to the appointment of the ... Director of  
21. the Department of Insurance.

22. PRESIDENT:

23. The matter is before the Senate and you are in order to  
24. discuss the nomination of Fred Mauck as Director of the Depart-  
25. ment of Insurance.

26. SENATOR BELL:

27. Thank you, Mr. President. Members of the Senate, I've been  
28. in the insurance business about 14 years. I've worked very  
29. hard at the education of myself in a professional ... a highly  
30. professional field. There's a chartered life underwriter pro-  
31. gram, CLU, there's a chartered property ... casualty ... under-  
32. writer program, CPCU. Both of these designations call for a  
33. high degree of education, a lot of time and a lot of hard work

1. and it's with a great deal of trepidation on ... the part of  
2. my own self in reference to this that we do not see forth-  
3. coming to the ... leadership of the Department of Insurance  
4. as the Director of the Department of Insurance, a man with  
5. these particular credentials and while I personally am going  
6. to vote to confirm Mr. Mauck - I'm sure he is a fine gentle-  
7. man, he's an Attorney, he's probably got all kinds of excel-  
8. lent experience - I would like to voice before the Senate  
9. today that I personally wou... just love to see a man with  
10. a credentials of ... high degree of professionalism to go  
11. into, to head up that Department of Insurance. Thank you,  
12. Mr. President.

13. PRESIDENT:

14. Senator Mitchler.

15. SENATOR MITCHLER:

16. ... Mr. President, members of the Senate, on the con-  
17. firmation of the Governor's appointee to the ... Department  
18. of Insurance, I believe what Senator Bell has said is the  
19. opinion of many and particularly those that heard the testi-  
20. mony in the Senate Executive Committee yesterday. The key  
21. question, and I just give this as a matter of information be-  
22. cause I voted in favor of confirmation, that I will do so now.  
23. It was a fact when Senator Sours asked Director appointee,  
24. Mauck, what are your qualifications to be Director of the De-  
25. partment of Insurance and the reply was, that he had no special  
26. qualifications to be Director of the Department of Insurance. ...  
27. However, many of us, at least this Senator, felt that the back-  
28. ground that he presented being an Attorney ... the manner in  
29. which he answered the questions, I believe him to be an honest  
30. man and on the basis that he could administer and perhaps get some  
31. on the job training ... in the Department of Insurance, for that  
32. reason, I have all the faith that he will be a good Director  
33. and Administrator to the best of his ability in the appointment

1. by the Governor.

2. PRESIDENT:

3. Senator Partee.

4. SENATOR PARTEE:

5. I think sometimes we do have to consider that a man  
6. may serve in a position for in which he has not served be-  
7. fore. He may not have particular training in that particu-  
8. lar field and he may of course do quite well. I think  
9. the only three things that anybody needs to do a job is:  
10. that the person should have some intelligence of course,  
11. some training of course, and some common sense. You know,  
12. I wonder what George Washington would've said if anybody  
13. had asked him if he had any training to be the President  
14. of the United States. And he became a very fine President;  
15. but George Washington would've had to say no, I have no  
16. training in being the President of the United States, and  
17. did a wonderful job and got it started right.

18. PRESIDENT:

19. Is there further discussion? The question is, does  
20. the Senate advise and consent to the nomination just made?  
21. The Secretary will call the roll.

22. SECRETARY:

23. Bartulis, Bell, Berning, Bruce,

24. PRESIDENT:

25. Senator Berning.

26. SENATOR BERNING:

27. Mr. President I don't want to impose on the membership,  
28. however, since the question has been raised of qualifications,  
29. I merely want to point out that as we proceed down the avenue  
30. of this session, there will be other times when some of you  
31. will be demanding that qualifications be a prior consideration  
32. and let us harken back to today then. I vote aye.

33. SECRETARY:

1. Bruce, Buzbee, Carroll, Chew, Clarke, Conolly, Course,  
2. Daley, Davidson, Donnewald, Dougherty, Fawell, Glass, Graham,  
3. Harber Hall, Kenneth Hall, Hynes, Johns, Keegan, Knuepfer,  
4. Knuppel, Kosinski, Latherow, McBroom, McCarthy, Merritt,  
5. Mitchler, Howard Mohr,

6. SENATOR MOHR:

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

8. PRESIDENT:

9. Senator Mohr.

10. SENATOR MOHR:

11. at the ... hearing yesterday, the Committee ... there  
12. were a number of questions left unanswered by ... Fred Mauck.  
13. One that ... I had asked him and I publicly stated I ... didn't  
14. normally make deals, but I wanted to make a deal with him ...  
15. The questionable corporation which he was a part of ... sup-  
16. posedly made studies that ... would have a particular interest  
17. to me and many other members of this Body. One study dealing  
18. with the Midway Airport and many of you know that I have had  
19. a concern ... an interest in the O'Hara noise and air and expan-  
20. sion problems and any study that they had on the Midway operation  
21. I could use in ... in my work on the O'Hara study. I've asked...  
22. Mr. Mauck for this information, he didn't know whether they...  
23. had any...any...studies...in book form or in form that...other  
24. than working papers, but they did make the statement that  
25. they ... they did raise funds for the purpose of studying  
26. Midway. They also made a study of the ... Mass Transit problem  
27. which is a great concern of this Body and ... Mr. Mauck ... is...  
28. was asked to submit th... a copy of this study to me. My deal  
29. with him was that ... if and when I receive the reports of  
30. interest to me, I would be happy to vote for him, so I'm going  
31. to withhold my ... report and ... if and when I do ... or hold  
32. my vote and if I ... when I do receive the copies of these re-  
33. quested reports I will be happy to report back to the Senate

1. that I received same, so I'll vote present.

2. SECRETARY:

3. Don Moore, Netsch, Newhouse, Nimrod, Nudelman, Ozinga,

4. Palmer, Partee, Regner, Rock, Roe, Romano, Saperstein,

5. Savickas, Schaffer, Scholl, Shapiro, Smith, Sommer, Soper,

6. Sours, Swinarski, Vadalabene, Walker, Weaver, Welsh, Wooten,

7. Mr. President.

8. PRESIDENT:

9. Senator Buzbee.

10. SENATOR BUZBEE:

11. Mr. President, how am I recorded?

12. PRESIDENT:

13. You are not recorded.

14. SENATOR BUZBEE:

15. I vote aye.

16. PRESIDENT:

17. Newhouse aye. Senator Walker aye. Senator Weaver ... On

18. that roll call, the yeas are 49. The nays are 2 and 2 present

19. and the Senate does advise and consent to the nomination of

20. Director Fred Mauck. Resolutions. Oh, yes, I'm sorry, Senator

21. Ozinga.

22. SENATOR OZINGA:

23. I move that the Senate do arise.

24. PRESIDENT:

25. Motion is that the Senate arise from Executive Session.

26. All in favor signify by saying aye. Contrary nay. Motion is

27. carried. Resolutions.

28. SECRETARY:

29. (Secretary reads Senate Resolu-

30. tion No. 51 by Senator Bartulis

31. and it's Congratulatory)

32. PRESIDENT:

33. Senator Bartulis.

1. SENATOR BARTULIS:

2. Thank you Mr. President, members of the Senate. This  
3. is my first Resolution in the Senate. I would like to have  
4. immediate suspension of the rules for ... immediate adoption  
5. of said.

6. PRESIDENT:

7. Senator Bartulis has moved for the suspension of the rules  
8. and the immediate consideration of the Resolution. All in  
9. favor signify by saying aye. Contrary nay. Motion is carried.  
10. Senator Bartulis.

11. SENATOR BARTULIS:

12. The ... excuse me, the Congratulatory Resolution ... it's  
13. for our little grade school team of Benld who have achieved  
14. fourth place in a tournament recently held in ... Normal, Illi-  
15. nois, and I must say, this is the first time any ... any sport  
16. team from Benld has achieved that ... that greatness. But,  
17. there is only one comment that I must make, it took a team from  
18. Pontiac, Senator Harris's ... I think his daughter goes to the  
19. same school which defeated our ... our little team in the last  
20. thirty seconds by a ... a shot that was just unbelievable, but  
21. again ... I would ... like to say this in their behalf, this is  
22. the first time, and believe me, I ... I sweated out many games  
23. over there, that they achieved this greatness. Thank you...

24. PRESIDENT:

25. Senator Bartulis moves the adoption of the Resolution.  
26. All in favor signify by saying aye. Contrary nay. Resolution  
27. is adopted.

28. SECRETARY:

29. (Secretary reads Senate Joint Reso-  
30. lution No. 23 by Senators McBroom,  
31. Knuppel, Sours and Walker. A  
32. Constitutional Amendment)

33. PRESIDENT:

1. Executive. Senator McBroom.

2. SENATOR MCBROOM:

3. Mr. President, may ... may I just comment upon this ... I'd  
4. like to call the ... attention to the other members of the Senate.  
5. I'd say with ... with Senator Sours and Senator Knuppel and Sena-  
6. tor Walker and I, as co-sponsors that we have a pretty good  
7. cross section of the Senate. This is a very simple Constitu-  
8. tional Amendment, Mr. President. It simply puts the judiciary  
9. back on the ballot where they want ... run Republican and Demo-  
10. crat. We ... would ... thereby do away with the Hitler method  
11. of the Judges running every four years for retention or 6 years  
12. for retention. Probably it would spell a demise of the blue  
13. ribbon candidates that are now sitting on the judiciary through-  
14. out the State and I ... Senator Knuppel, Senator Sours, Senator  
15. Walker and I would invite any other members of the Senate who  
16. would like to join us on this very simple amendment, that we  
17. would be delighted to have them as co-sponsors. Thank you.

18. PRESIDENT:

19. Senator Knuppel.

20. SENATOR KNUPPEL:

21. I feel reasonably sure that if we could get a majority of  
22. the Senators to join on this bill that ... we would restore  
23. ourselves to full partnership in the tripartite form of Govern-  
24. ment.

25. PRESIDENT:

26. Senator Savickas.

27. SENATOR SAVICKAS:

28. ... Just a question Senator. Is this amendment call for  
29. Judges to be elected every 4 years, back on as it used to be  
30. before our ... blue ribbon committees. I'll ... like to join  
31. you in support of that amendment, and you can put my name on it.

32. PRESIDENT:

33. Senator Bell.

March 8, 1973  
SB 278

1. SENATOR BELL:

2. Mr. President, I would beg leave of the members of this  
3. Senate to be added also as a co-sponsor to that particular bill.

4. PRESIDENT:

5. Senator Bell will be added. Senator Regner.

6. SENATOR REGNER:

7. Mr. President, I'd like to make the same request to have  
8. my name added.

9. PRESIDENT:

10. Senator Regner will be joined as a co-sponsor. Senator  
11. Johns, Senator Course, Senator Nimrod, Senator Soper ... Why  
12. don't ... Senator Mitchler, Senator Bartulis and Senator Howard  
13. Mohr, Senator Buzbee. This is a Joint Resolution that ...  
14. Senator McBroom.

15. SENATOR McBROOM:

16. Could we ... get the ... Chairman of ... of the ...  
17. Executive Committee to add his name to it. I guess he's not  
18. listening. ...

19. PRESIDENT:

20. Introduction of bills.

21. SECRETARY:

22. SB 273 by Senators Nimrod, Carroll, Chew, Course, Conolly,  
23. and Scholl. (Secretary reads title of bill) 274 by Senators  
24. Regner, McBroom, Conolly. (Secretary reads title of bill) 275  
25. by Senators Regner and Sours. (Secretary reads title of bill)  
26. 276 by Senators Mohr, Soper, Don Moore, Roe, Weaver, Dougherty  
27. and Welsh. (Secretary reads title of bill) 277 by Senators  
28. Shapiro, Roe, Schaffer and Glass. (Secretary reads title of  
29. bill) 278 by Senators Harris and Romano. (Secretary reads  
30. title of bill) 279 by Senators Ozinga, Latherow, Shapiro, Weaver  
31. and Clarke. (Secretary reads title of bill) 1st reading of the  
32. bills.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Messages from the House.

2. SECRETARY:

3. A message from the House by Mr. Selcke.

4. Mr. President, I am directed to inform the Senate that  
5. the House of Representatives has passed a bill of the following  
6. title, in the passage of which I am instructed to ask the con-  
7. currence of the Senate, to-wit: HB 280 (Secretary reads title  
8. of bill) Passed the House March 7, 1973.

9. Fredric B. Selcke, Clerk of the House.

10. PRESIDING OFFICER (SENATOR GRAHAM):

11. Second Reading. The Senate bills second reading. SB 72.  
12. Senator Sours. ... Senate Bill 104. Senator Sours seems to be  
13. off the floor ... Senator, could we have a response as to what  
14. you might ... Senator Sours, would you like to respond as to  
15. what you would like to do with Senate Bills 72 and 104 on  
16. second reading.

17. SENATOR SOURS:

18. I am waiting on an amendment, Mr. President. I will  
19. probably have to put that over till next week when we meet.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. If the amendment comes in before we adjourn, then we could  
22. consider them today ... perhaps.

23. SENATOR SOURS:

24. Fine. Fine.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senate Bill 136. ... Senator Schaffer.

27. SECRETARY:

28. Senate Bill 136 (Secretary reads title of bill) 2nd reading  
29. of the bill. No committee amendments.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. Any amendments from the floor? 3rd reading. Senate Bill  
32. 154, Senator Don Moore.

33. SENATOR MOORE:

1. Pass.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Senate Bill 163. Senator Moore.

4. SENATOR MOORE:

5. Pass.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. Senate Bill 230, the Senator from Cicero. Senator Soper.

8. SENATOR SOPER:

9. Please move the bill.

10. SECRETARY:

11. Senate Bill 230 (Secretary reads title of bill). 2nd

12. reading of the bill. No committee amendments.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Any amendments from the floor? 3rd reading. Senate bills

15. 3rd reading. Senate Bill 21. Senator Chew doesn't seem to be

16. on the floor. Senate Bill 23. Senator McCarthy.

17. SECRETARY:

18. Senate Bill 23. (Secretary reads title of bill). 3rd

19. reading of the bill.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Senator from Decatur.

22. SENATOR McCARTHY:

23. Yes, Mr. President, Members of the Senate, Senate Bill

24. 23 is noncontroversial, I believe. What it does, is allow mu-

25. nicipalities to incorporate Sections of the Illinois Vehicle

26. Code by reference. The purpose is to give a uniform system

27. of ... Section numbers so that it will ... speed up the pro-

28. cess of traffic violations. I ... would ask for a favorable

29. roll call.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. You've heard ... explanation by the sponsor or is there

32. any additional discussion? Senator Harber Hall.

33. SENATOR HARBER HALL:

1. ... Would the sponsor yield to a question?

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. He indicates that he will.

4. SENATOR HARBER HALL:

5. Would this ... require publishing the fact that the ... in  
6. ... in the municipal law that this reference to the State Statute,  
7. Robert? ... in ... in your bill, would it require that the mu-  
8. nicipality would put into their own Code written reference to ...  
9. the State Code before it could be utilized.

10. SENATOR MCCARTHY:

11. I think so. I think so, I'm an expert on municipal law.  
12. Whatever is required for a valid ordinance would be, would  
13. ...

14. SENATOR HARBER HALL:

15. I was just suggesting that perhaps ... enabling legislation  
16. of this type should require them to publish the fact that they  
17. are adopting the Illinois Code and not just say that they're  
18. adopting it.

19. SENATOR MCCARTHY:

20. Well, if you ... you think it's necessary, we'll be glad to  
21. ... put that in. I would think, Senator that ... this does not  
22. disturb the law of municipal corporations, that they must go  
23. through the regular procedure ... in establishing their ordi-  
24. nances, but what it does, is allow'em to incorporate by refer-  
25. ence to the Vehicle Code, the specific section numbers so that  
26. you have ... a uniform system and section numbers which enables  
27. the computer operators to ... do an easier job in ascertaining  
28. the ... extent of the violation.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Senator Nimrod.

31. SENATOR NIMROD:

32. ... Would the sponsor yield to a question?

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. He indicates that he will.

2. SENATOR NIMROD:

3. ...Senator, in this case where there is by reference,  
4. if there are any future amendments to that reference ... does  
5. this mean that ... amended change would automatically take  
6. place in that particular vote ... or for future changes?

7. SENATOR MCCARTHY:

8. That's my understanding of the desirability of the bill.  
9. Is that, the municipalities wouldn't have to ... go through  
10. the process of ... listing word for word the ... section of  
11. the Vehicle Code. They could just adopt it by reference,  
12. perhaps once a year ...

13. SENATOR NIMROD:

14. I'm talking about at ... at a future date there would be  
15. an amendment that would take place that they would...might not  
16. be aware of. Is that their responsibility or is that something  
17. we should include in the bill, for example if you adopt by  
18. reference and then next year there is a change in the Vehicle  
19. Code, ... would that be their responsibility or is that some-  
20. thing that should be included in the bill?

21. SENATOR MCCARTHY:

22. ... That's a good question, I don't know the answer to  
23. the question.

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. Senator Brad Glass.

26. SENATOR GLASS:

27. Thank you Mr. President. I ... I would just like to speak  
28. briefly in favor of this bill. I am aware of a number of munici-  
29. palities ... who are considering adopting all ... or practically  
30. all of the Illinois Vehicle Code and this certainly will make it  
31. a lot easier for them to do it. It's an enormous job to try to  
32. reproduce all the provisions of the Vehicle Code in the local  
33. ordinance and I think this is a good bill.

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. Any further discussion? Secretary will call the roll.

3. SECRETARY:

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

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Buzbee aye. Newhouse aye. Bruce aye. McBroom aye.  
15. On that question, the ayes are 56. The nays are none. The  
16. bill having received the constitutional required majority is  
17. therefore declared passed. Senate Bill 49. Senate Bill 81.  
18. He indicates he would like to ...

19. SECRETARY:

20. Senate Bill 81. (Secretary reads title of bill). 3rd  
21. reading of the bill.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. Senator Moore will explain his bill.

24. SENATOR MOORE:

25. Thank you, Mr. President, members of the Senate. Senate  
26. Bill 81, Mr. President and members, enlarges the corporate limits  
27. of the Metropolitan Sanitary District of greater Chicago. ...  
28. This particular piece of property is a 120 acre tract that is  
29. proposed to be annexed which is part of a 320 acre tract that  
30. is located near the intersection of Balmer Road and Richland  
31. Avenue in Rich Township. ... There has been a preannexation  
32. agreement entered into between the Village of Madison, Illinois  
33. ... and the owners of this property. Originally this 120 acre.

1. tract was in the District and some eight or ten years ago or  
2. 12 years ago was disannexed because it was on the perimeter  
3. they now desire to be within the corporate limits. The bill  
4. has been sent to the Sanitary District. They have checked the  
5. legal description. I'd appreciate your favorable considera-  
6. tion.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. The Chair has a question, Senator Moore. The amendment  
9. you put on didn't include any part of Palatine Township, did it?

10. SENATOR MOORE:

11. Sir, Palatine Township is not involved, Senator.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Or Barrington Township?

14. SENATOR MOORE:

15. Or Barrington Township.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Any other discussion? Clerk will call the roll.

18. SECRETARY:

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

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Johns, aye, Hynes, aye. Bruce, aye. Hall, aye. Smith, aye.  
30. We're getting better, we're down to five. But ... Vadalabene is  
31. a late starter, too. On this question, the yeas are 55. The  
32. nays are none, and the bill having received the constitutional  
33. majority is therefore declared passed. Senate Bill 105.

1. SECRETARY:

2. Senate Bill 105. (Secretary reads title of bill). 3rd  
3. reading of the bill.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. The gentleman from Peoria will explain his bill.

6. SENATOR SOURS:

7. Mr. President, Senators, I won't regale this Chamber today  
8. with repeating what I said yesterday. There is an amendment  
9. on this bill suggested by Al Green to conform with the practice  
10. of ordinary mail notices to prospective petit jurors and grand  
11. jurors in Cook County and also this effects DuPage County to  
12. the extent that it is a one circuit county. In all other coun-  
13. ties it may be by registered letter or certified mail. I'd  
14. appreciate the favorable roll call.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. You've heard the explanation. Is there any further dis-  
17. cussion? Secretary will call the roll.

18. SECRETARY:

19. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew,  
20. Clarke, Conolly, Course, Daley, Davidson, Donnewald, Dougherty,  
21. Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Hynes, Johns,  
22. Keegan, Knuepfer, Knuppel, Kosinski, Latherow, McBroom, McCarthy,  
23. Merritt, Mitchler, Howard Mohr, Don Moore, Netsch, Newhouse,  
24. Nimrod, Nudelman, Ozinga, Palmer, Partee,

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senator Partee.

27. SENATOR PARTEE:

28. Several of the members have looked at me quizzically about  
29. this bill, and let me just say this - I'm going to vote aye, but  
30. I want you to know that I'm voting aye because I recognize that  
31. the bill in its original form would've cost my county a substantial  
32. amount of unnecessary money. The gentleman was good enough to take  
33. my county out of the bill, so I think I have an obligation to vote

1. for it, but it does cost each county involved a ... an amount  
2. of money which maybe they can afford; maybe they can't. That's  
3. an individual decision for you to make, but I wanted you to  
4. know why I'm going to vote aye.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Continue the roll call.

7. SECRETARY:

8. Regner, Rock, Roe, Romano, Saperstein, Savickas, Schaffer,  
9. Scholl, Shapiro, Smith, Sommer, Soper, Sours,

10. PRESIDING OFFICER (SENATOR GRAHAM):

11. Senator Sours.

12. SENATOR SOURS:

13. So that there be no misunderstanding, Senator Partee, this  
14. actually is saving thousands of dollars, because as of now in  
15. Peoria County, the Sheriff goes out personally, that is, the  
16. Sheriff's Deputies to make service of summons to appear as a  
17. grand juror or petit juror. Now, it's a lot more expensive to  
18. send a Deputy Sheriff out in a Sheriff's automobile two or three  
19. times perhaps, when the ... party is not home then simply send  
20. it by mail and ... and the only reason I'm ... that I have this  
21. bill is the economy of it. There's certainly no virtue in ...  
22. one way of service over the other, other than the fact, that  
23. this will save counties like Peoria County thousands of dollars  
24. and I vote aye.

25. SECRETARY:

26. Swinarski, Vadalabene, Walker, Weaver, Welsh, Wooten,

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Senator Wooten.

29. SENATOR WOOTEN:

30. Is a question in order here? I'd like to ask Senator Sours  
31. a question on roll call.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. On roll call, but

1. SENATOR WOOTEN:

2. Is...is this matter not handled by ordinary mail now,  
3. Senator Sours?

4. SENATOR SOURS:

5. No, not a bit...in...in Cook County, yes. Not...  
6. not now, we...in Peoria County, the Grand Jury and the  
7. Petit Jurors are served with a...with a notice by the  
8. Deputy Sheriff....

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Senator Palmer has a question.

11. SENATOR SOURS:

12. It's a pretty expensive operation.

13. SENATOR WOOTEN:

14. I'd like to vote present.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Senator Palmer had a question. I didn't...

17. Senator Buzbee. Gentlemen, let's do this when we reach our name  
18. on roll call in the future, or in the period of discussion,  
19. we may expedite this a little more rapidly. I recognize you  
20. for purpose of question, Senator Buzbee.

21. SENATOR BUZBEE:

22. Yes, Mr. President, Senator Sours, are...are you telling  
23. me that it is now State law that these things be served by  
24. Deputy Sheriffs or is it just the practice of your county to  
25. do it that way?

26. SENATOR SOURS:

27. It is the practice in many counties, Senator, to serve the  
28. summons personally because they shift funds around in county  
29. courthouses and the sheriff gets paid for serving the summonses.  
30. Now, that's truly a bookkeeping entry, but it's an expensive  
31. proposition. I would far rather send a registered or a certi-  
32. fied letter to somebody then to drive my automobile out on my  
33.

1. time to simply give them what I can give them in an envelope.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Senator Keegan, aye. Kosinski, aye. Conolly, aye...

4. Senator Keegan wants to vote present, I'm sorry. Newhouse,  
5. aye and Kosinski, aye. Senator Buzbee wants to be recorded no.

6. This is your third shot at it.

7. SECRETARY:

8. Mr. President.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Senator Palmer, what...for what purpose do you arise?

11. SENATOR PALMER:

12. I plead, I vote aye.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Saperstein, aye. Senator...Bell.

15. SENATOR BELL:

16. Yes,...Mr. President, I...I...I voted aye on this. I  
17. ...don't know what the rules of the Senate say about...the  
18. opportunity to go back, still voting aye; but to explain my vote.  
19. I have something that I think that is pertinent to the point that  
20. I would like to say. Might I say it?

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. It's a violation of the Senate rules to let you do it after  
23. we've gone by the roll call, but we will...leave...give you leave  
24. to do it now.

25. SENATOR BELL:

26. All right, thank you very much Mr. President. Eventually, we  
27. new Senators will learn some of these rules a little better. I'd  
28. like to say that up in my county, in Will County, we're constantly  
29. harassed with the situation of the sheriff's department not having  
30. enough people to exercise the...the office of what the sheriff  
31. is suppose to be doing up there and there is a tremendous demand  
32. placed on the...sheriff's department to be...doing the things  
33. that they're supposed to be doing. And in support of Senator Sours

1. bill, I'd like to say...in this Chamber this morning, that  
2. by passing this bill, there's going to be a lot of time found  
3. for members of the sheriff's department to go out and do other  
4. things rather than serving summonses. And, the more I hear  
5. about this bill and the more I think about it, I know up in  
6. our County it's going to be a good thing. It's going to help  
7. keep those...the cost of local government as far as the  
8. sheriff's department...that much lower because we're going to  
9. find the same personnel to be able to address themselves to  
10. the things that really need to be done in the way of anti-crime  
11. work. Thank you, Mr. President.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. On this question, the yeas are 42, the nays are 2. 2  
14. voting present. The bill having received the constitutional  
15. majority is therefore declared passed. And, for those who are  
16. learning the rules of the Senate, it is normal that if you are  
17. speaking in support of, or in opposition to a Senator's bill,  
18. that when the Chair asks if there's any further discussion, that  
19. you do it at that time or on you...or when they reach your  
20. name on roll call and that will help. For what purpose does  
21. the Senator from Lansing arise?

22. SENATOR WALKER:

23. Thank you, Mr. President. I think it might be helpful  
24. if Senator Bell as well as some of the rest of us Freshman  
25. Senators that you do something about these rules. I find  
26. them a little voluminous myself. They take up a lot of desk  
27. space. I...see that two months ago, we had some proposed  
28. changes. May I inquire as to when we are going to have a  
29. printed rule book that we can flip through rapidly?

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. We're going to assign that to your committee and hope  
32. you'll have it out right soon, Senator.

33. SENATOR WALKER:

1. Next week.

2. PRESIDING OFFICER (SENATOR GRAHAM):

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

4. SENATOR SOURS:

5. When...that does happen, would you send an autographed  
6. copy to Bernard Neistein, formerly a member of this Chamber.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Well,...I think it would be nice if we get a copy and  
9. all of us autograph it and send it to Bernie. Senate Bill 106.

10. SECRETARY:

11. Senate bill 106. (Secretary reads title of bill). 3rd  
12. reading of the bill.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. The Senator from Peoria will explain his bill. Senator  
15. Sours.

16. SENATOR SOURS:

17. ...Mr. President, Senators without this legislation as  
18. of now while we're talking about it, the Doctors are getting  
19. fewer in number who are willing to sign their names to a cer-  
20. tificate that says they have conducted a thorough examination of  
21. a participant to a prospective marriage, some of whom have been  
22. hunting for many many years and when they pass by the section  
23. in the Court House that says, hunting license, hunting licenses,  
24. they say they've quit hunting and they're ready to settle  
25. down. So,...there's another objection also and that is, that  
26. many of the female examinee's are reluctant to have pelvic  
27. examinations, and that puts the Doctor in the situation where  
28. he cannot...except in extreme cases comply with the require-  
29. ment today that there be a thorough examination. Now, I've been  
30. in...touch with the Department of Public Health of our State.  
31. I'll give you a few statistics which may be of some importance  
32. and I don't want to make a career out of this one bill, but I do  
33. want to...

1. PRESIDING OFFICER (SENATOR GRAHAM):

2.           Could we break up some of the caucuses, so that the members  
3. that are wanting to hear may be able to hear? Continue Senator  
4. Sours.

5. SENATOR SOURS:

6.           The Illinois Department of Public Health is currently con-  
7. ducting an accelerated gonorrhea detection and treatment program.  
8. New efforts and techniques are being employed to halt the spiraling  
9. gonorrhea rates, primarily through the culturing of a sympto-  
10. matic females. The program offers a better diagnostic tool to  
11. the physician for identification of disease and results in the  
12. treatment. Now, in January of this year, there were over 5700  
13. gonorrhea cultures obtained on women in downstate areas. Of  
14. these, 223 were found to have positive cultures for the disease.  
15. At this rate, over 2500 infected females would be identified be-  
16. fore the year's end. I mentioned these statistics to indicate  
17. that there is much going on in not only the prevention or  
18. eradication, but also in the identification...and the...  
19. diagnosis of these...diseases. Now, there are three amendments  
20. on this bill...they were put on yesterday. Each of them was  
21. explained as a purely pragmatic matter. This is something that I  
22. think will permit the Doctors to, nevertheless, conduct more than  
23. a sufficient examination which might be, at least from a semantic  
24. standpoint, less than a thorough examination and I would appreciate  
25. a favorable roll call.

26. PRESIDING OFFICER (SENATOR GRAHAM):

27.           Any further discussion or questions? Senator Nudelman.

28. SENATOR NUDELMAN:

29.           Mr. President, Gentlemen of the Senate, I sat on the Com-  
30. mittee and listened to the testimony on this bill and I was  
31. amazed to hear the prime witness, who was a Doctor concede that  
32. there is an increase in the venereal disease rate on the one  
33. hand and than request that we lessen the test for venereal

1. disease as it...as it is applied to marriage. I...find  
2. that I favor one amendment, the Christian Science amendment  
3. to the bill which is something based on a religious con-  
4. viction, but I...it's inconceivable to me that in this day  
5. and age when all of the health authorities warn us of the vast  
6. increase in the venereal disease rate that we would make it  
7. easier for people with venereal disease to...to circum...  
8. circumscribe a thorough examination and get a license to marry  
9. and then conceivably bring into the world diseased children.  
10. I would urge a no vote on this bill.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Senator Ozinga, could you...take your caucus off the  
13. floor, please. Any other questions? Senator Carroll.

14. SENATOR CARROLL:

15. Thank you. If I may start off first ...would the sponsor  
16. yield to a few questions?

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. He indicates that he will.

19. SENATOR CARROLL:

20. Senator Sours, I...as I understood the law and I was  
21. also a member of the Committee and heard the debate that...  
22. at present, under the existing law they have to do in the body  
23. of the law a thorough venereal disease examination, however, that  
24. certification says, a thorough examination and that...that is  
25. really the problem that the medical so...society seems to  
26. be facing. Is that correct? ...But your change seems  
27. to go beyond that and if I understood the testimony correctly,  
28. they are no longer going to be giving a thorough venereal  
29. disease examination. They will not be giving the proper ex-  
30. aminations for gonorrhoea according to the Doctors, but will  
31. merely be examining for the blood test for syphilis and looking  
32. for other overt symptoms that might show gonorrhoea but according  
33. to the Doctors it wouldn't show it in at least half of the cases

1. Is that correct?

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Senator Sours.

4. SENATOR SOURS:

5. Everything you say is accurate, but let me also add what  
6. the Doctor said, and by the way, he was one of the real in-  
7. triguing witnesses we've had before that Committee. In all of  
8. his experience, he said to us after having examined hundreds of them,  
9. I think he said, he only had one case. Now, about your examinations,  
10. people with gonorrhoea and syphilis and the swamp rot, whatever  
11. you want to call it, they don't go to the Doctor for an ex-  
12. amination. They simply go out and live together and carry the  
13. disease on that way. Now, what we're talking about Senator  
14. Carroll, is the unwillingness if not stubbornness or if not that,  
15. the complete refusal of many women to have a pelvic examination,  
16. so the Doctor can say, well, I'm not going to examine you, so  
17. you can't get married; so they go somewhere else and they get  
18. ...a Doctor of lesser scruples perhaps.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Senator Carroll.

21. SENATOR CARROLL:

22. Thank you. ...If I may now speak against the bill. I  
23. think that it is clear that the problems facing society of  
24. gonorrhoea and syphilis have been on the increase in the last couple  
25. of years. We did hear from the Doctor that up to maybe 5 or 10  
26. years ago there had been a great decrease and that therefore  
27. many Doctors did not feel they had to go through the extensive ex-  
28. aminations. I think we have found today in society that  
29. these are...been reaching epidemic proportions. I don't  
30. think it would be proper for this Legislature in premarital  
31. situations where these tests have been given to try and protect  
32. and preserve society. To go a step backwards in the type of  
33. examination that we are going to ask...people seeking to be

1. married to take, to see whether they have these types of social  
2. diseases. I think we should instead, clarify the language of  
3. the affidavit that they are not giving a thorough head to toe  
4. EKG type examine, but rather in fact, giving a thorough ex-  
5. amination for venereal disease. I think that type of an amend-  
6. ment or the types of amendments we have talked about in  
7. Committee were...would be the type of legislation I  
8. could support. Both, those who are seeking this type of amend-  
9. ment seem to be going backwards, seem to be saying, that we  
10. ...we will not be taking the necessary test to find out if  
11. these peoples have these diseases and thereby protect society,  
12. and I think I'm one of the few members of this Legislature who  
13. still has an interest in this type of legislation. I think there  
14. is only three or four of us around and I see this as a step back-  
15. wards.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Was that a question?

18. SENATOR CARROLL:

19. Reply.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. You have an opportunity to close the debate Senator.

22. SENATOR SOURS:

23. In answer to that, Senator...Mr. President, the affidavit  
24. cannot violate the law itself and if the affidavit simply says,  
25. I examine Mary Jones and I did not conduct a thorough ex-  
26. amination, it's a nullity, it's next to nothing and the County  
27. Clerk won't issue the license on that kind of a phony affidavit.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Senator Hall, Kenny Hall.

30. SENATOR KENNETH HALL:

31. Thank you, Mr. President. I'm happy you called the names,  
32. we're always being confused around here, so I appreciate that. Now,  
33. Senator I was off the floor, but I must ask you the eternal

1. question. Who wants this?

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Senator Sours.

4. SENATOR SOURS:

5. Senator Hall and other Senators, the Doctors want this  
6. because when a woman refuses to have a pelvic examination,  
7. they cannot conduct a thorough examination for syphilis or  
8. gonorrhoea. Now, I don't think the Doctors ought to falsify,  
9. I don't think the Doctors ought to get a ball bat and whack  
10. the woman over the head either, so she'll have a pelvic ex-  
11. amination.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Senator Hall, Kenny Hall.

14. SENATOR KENNETH HALL:

15. Are...are you telling me that the State Medical Society  
16. wants this?

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. Senator Sours.

19. SENATOR SOURS:

20. They sure do Senator, they were right there at  
21. the hearing, and we had a Doctor who knew his way around  
22. too, believe me.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Senator Bradley Glass.

25. SENATOR GLASS:

26. Thank you Mr. President. I also was a member of the Com-  
27. mittee that heard this bill and I might add to what Senator  
28. Sours already has said, that there was no opposition to it. Now,  
29. the thing that occurred to me about the change in the bill was  
30. simply this, that at the present time the...the test for  
31. syphilis is not being changed and it is reliable. There's no  
32. change with regard to that test brought about by this bill and  
33.

1. ...the testimony...was clear that...that the test is re-  
2. liable and that...that we have nothing to be concerned with  
3. about that issue. With regards to gonorrhoea, however, the  
4. Doctor's testimony, I'm satisfied was that in most cases, and  
5. in fact, 80 to 90% of the cases, the Doctors do not in fact  
6. conduct the internal test for gonorrhoea, so the form of affi-  
7. davit that they are asked to sign is really a hypocritical  
8. thing and I think it's...it's not proper for us to be im-  
9. posing upon the medical profession and the Doctor requirements  
10. that...(a.) are not being met and (b.) according to the testimony  
11. would...actually reveal a very minute percent of...of the...  
12. of cases of gonorrhoea, so I think...on balance that what this  
13. ...bill does is conform the law with what the medical practice  
14. is and according to the Doctors what it should be. And, there-  
15. fore I would urge your support.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator Knuppel.

18. SENATOR KNUPPEL:

19. Mr. President and members of the Senate, it's seldom  
20. that you'll find Senator Sours and Senator Knuppel agreeing.  
21. In this instance, we do. I listened to the testimony and when-  
22. ever a Doctor comes in and says he's had 20 to 30 years of  
23. practicing experience and has examined thousands of applicants  
24. for marriage licenses and has not discovered gonorrhoea in one  
25. instance, you must have a useless piece of legislation on the  
26. books. And I tried very diligently to find out why he said that the  
27. people who came to get these never...the people that had  
28. gonorrhoea never came in for these examinations, and finally he was  
29. very cute about how he answered it, but...there was just  
30. one conclusion, and the answer is, is people pretty well know  
31. if they have been infected or exposed to venereal diseases and  
32. those people just don't bother to come in to get an examination.  
33. Now, it might be a whole lot better if they came in and got part

1. of the examination and were exposed to a partial examination  
2. then to be exposed to no examination at all. In other words,  
3. a half of loaf is better than no loaf at all and certainly  
4. this venereal disease now we're told, can be cured. I'm sure  
5. that if people think enough of each other that they want to go  
6. through a marriage ceremony rather than just live together,  
7. the chances of them solving their problem and the children  
8. borne to that union have a much better chance to be free of  
9. this dread under the circumstances where these people will  
10. come in and get the examination. I, therefore, will be sup-  
11. porting this piece of legislation. It is supported by the  
12. Illinois Medication Association and as I say, there is some-  
13. thing wrong with a piece of legislation that can't be work-  
14. ing when a Doctor with 30 years of experience and thousands  
15. of examinations tells you that he hasn't discovered one case  
16. of gonorrhoea under the present statute with the present ex-  
17. amination.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. Senator Shapiro.

20. SENATOR SHAPIRO:

21. Mr. President, Ladies and Gentlemen of the Senate, I  
22. wish to address myself to the bill...and point out to the  
23. fact that the opposition to this is raising nothing more  
24. than a big to do about nothing. The physical examination,  
25. when it comes to the detection of venereal disease such as  
26. gonorrhoea, is practically a thing of the past. If you will  
27. address yourselves and look at the bill, lines 18 and 19,  
28. you will still see that the standard laboratory tests are  
29. still in the law and a test for gonorrhoea in a female, physi-  
30. cal or thorough physical examination would practically in  
31. most cases, show nothing. The smear is still taken, a micro-  
32. scopic examination of the smear is made. If the presence of  
33. gram negative diplococci are present, then the test shows that

1. the female is a carrier of the gonorrhoea organism. I say the  
2. opposition have raised a false issue here, and in closing  
3. I would like to move the previous question.

4. PRESIDING OFFICER (Senator Graham):

5. There is about three Senators have requested recognition.  
6. I would like to suggest to them also at this time that  
7. we've spent quite a bit of time on this bill, and that  
8. your observations are repetitious, would you please not  
9. participate and if you are not going to be repetitious,  
10. you will be recognized in the order that the Chair noticed  
11. you asking for recognition. And the Chair now recognizes  
12. Senator Vadalabene.

13. SENATOR VADALABENE:

14. Thank you Mr. President, members of the Senate. I  
15. think you aptly explained everything, and at this time I  
16. will move the previous question.

17. PRESIDING OFFICER (Senator Graham):

18. Senator moves the previous question. All in favor  
19. will signify by saying aye. Opposed. The Secretary will  
20. call the roll.

21. SECRETARY:

22. Bartulis, Bell, Berning, Bruce, Buzbeen, Carroll, Chew,  
23. Clarke, Conolly, Course, Daley, Davidson, Donnewald,  
24. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth Hall,  
25. Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski, Latherow,  
26. McBroom, McCarthy, Merritt, Mitchler, Howard Mchr, Don Moore,  
27. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Partee

28. PRESIDING OFFICER (Senator Graham):

29. Senator Partee.

30. SENATOR PARTEE:

31. We have a very short calendar, as calendars go around  
32. here, and this seems to me to be a very important question.

33.

1. And I'm just a little annoyed really at the attempts to  
2. shut off debate on this question, under these circumstances.  
3. What...you know...what's the rush, where are we going, we  
4. don't have a large calendar. Why can't members of the Senate,  
5. each of who were elected as the makers of the motions are,  
6. to serve here and to represent their constituency. Now,  
7. there comes a time, of course, when we can over talk any  
8. issue, but this is a very serious issue. And I perceive  
9. something different from almost every person who spoke on  
10. this subject. And I certainly think I'm going to vote no  
11. on shutting off debate. We're...we're just starting here.  
12. We don't have that many bills. What's the...what's the  
13. rush? This isn't Russia.

14. PRESIDING OFFICER (Senator Graham):

15. Senator Partee, the Chair didn't arbitrarily shut  
16. off the debate. We let the majority of the members of  
17. the Senate. All right.

18. SECRETARY:

19. Regner, Rock, Roe, Romano, Saperstein, Savickas,  
20. Schaffer, Scholl, Shapiro, Smith, Sommer, Soper, Sours,  
21. Swinarski, Vadalabene

22. PRESIDING OFFICER (Senator Graham):

23. Senator Vadalabene.

24. SENATOR VADALABENE:

25. Yes, I'm the one who moved the previous question, and  
26. I really didn't intend to shut off debate that...that  
27. time either. I thought there was enough discussion on it,  
28. and I want to apologize to Senator Partee, and I would have  
29. withdrew my motion at that time, if Senator Partee would  
30. have got up and requested so, because I really didn't mean  
31. to shut off the debate. I vote aye.

32. PRESIDING OFFICER: (Senator Graham):

33. Senator Wooten was trying to be recognized. Call...

1. Proceed with the roll call.

2. SECRETARY:

3. Walker, Weaver, Welsh, Wooten.

4. PRESIDING OFFICER/ (Senator Graham):

5. Senator Wooten.

6. SENATOR WOOTEN:

7. So here is a point of order.

8. PRESIDING OFFICER/ (Senator Graham):

9. Do you yield to the Senator for his...what is your

10. point of order? Senator Hynes.

11. SENATOR HYNES:

12. Mr...Mr. President, there seems to be some confusion

13. as to whether we're voting on a motion for the previous

14. question or on the bill itself.

15. PRESIDING OFFICER/ (Senator Graham):

16. We're voting on the bill itself. We had a voice

17. vote on the previous question. This is a roll call vote

18. on the passage of the bill. Senator Wooten.

19. SENATOR WOOTEN:

20. Mr. President, members of the Senate, an explanation

21. of my vote and the point I wanted to raise. I've had

22. considerable experience in social research on this point.

23. Gonorrhoea is becoming a very serious problem and detection

24. of this disease is getting more and more difficult. It

25. seems to me by...we're probably taking the doctors off the

26. hook on this in conforming to standard practice, but it is

27. a serious step backward. We should be applying the pressure

28. to take every step to eliminate gonorrhoea. And I'm afraid

29. the practical effect of this by changing the wording of

30. that certificate will be to lessen vigilance in this

31. particular problem, so I will vote no.

32. PRESIDING OFFICER/ (Senator Graham):

33. Have all voted who wish? Senator Partee, for what

1. purpose do you rise?

2. SENATOR PARTEE:

3. When I voted no before, I thought I was voting on  
4. shutting off debate. Now, I'm...want to vote on this  
5. roll call, and I want to withdraw the no vote that I voted  
6. to shut off debate and to vote on the bill itself, and  
7. in voting on the bill itself, I want to explain my vote.  
8. I think I thoroughly understand what the problems are.  
9. I think I thoroughly understand that doctors do not  
10. desire to sign an affidavit which is incorrect. I think  
11. I thoroughly understand that there are women who refuse  
12. to take a part of the examination as now constructed.  
13. But, what I do not understand, and what doctors have not  
14. told us is, what kind of test ought to be employed where  
15. they can with integrity sign a complaint which can  
16. assure us in this State that when a man or woman get  
17. married, they are free of venereal disease. It seems to  
18. me instead of opting out and coping out with trying to  
19. get away... rid of this particular affidavit, they have  
20. the obligation to come in and they have the responsibility  
21. to come in and say to us, this is the kind of test which  
22. can assure us that we can at least place some stops on  
23. venereal disease, this is the kind of test which more than  
24. any other kind of test can show that there is no venereal  
25. disease present in a person whose getting married, and this  
26. is what we recommend with our medical expertise and  
27. experience that the affidavit should contain, rather than  
28. backing away from something that they have no desire to  
29. do. So, let me register my vote on the bill, and that vote  
30. is also no.

31. PRESIDING OFFICER (Senator Graham):

32. The Chair apologizes for the confusion with relation  
33. to this and explaining we had a voice vote on shutting off

1. debate. I accepted that as a majority, and apparently  
2. it did confuse some of you, and for what purpose does  
3. the Lady from Rockford, Senator Keegan rise?

4. SENATOR KEEGAN:

5. I'd like...I would like to vote on the roll call. I  
6. have not yet voted.

7. PRESIDING OFFICER (Senator Graham):

8. Senator Keegan had not voted on the roll call.

9. SENATOR KEEGAN:

10. Correct. I would like to vote present. I feel  
11. denied the opportunity for a fuller explanation, one  
12. that I...that I really stand in need of for this, and  
13. I regret having to vote just present.

14. PRESIDING OFFICER (Senator Graham):

15. Senator Keegan will be recorded as present. On  
16. that...Senator Welsh. I have the roll call up here so...

17. SENATOR WELSH:

18. Mr. President, how am I recorded?

19. PRESIDING OFFICER (Senator Graham):

20. How is Senator Welsh recorded?

21. SECRETARY:

22. He's not recorded.

23. SENATOR WELSH:

24. Please record me as voting aye.

25. PRESIDING OFFICER (Senator Graham):

26. Senator Welsh will be recorded as voting aye. On  
27. this measure the ayes...the yeas are thirty-two, the  
28. nays are thirteen, one voting present. The bill having  
29. received a constitutional majority is therefore declared  
30. passed. SB 118, SB 133, Senator Ozinga. Is the Senator  
31. from Evergreen Park wish to call 133? 139. All right,  
32. let's go.

33. SECRETARY:

1. SB 133 (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDING OFFICER (Senator Graham):

4. Senator Ozinga will explain his bill. For what purpose  
5. does Senator Sours rise?

6. SENATOR SOURS:

7. If I don't rise now it will be too late. I want to  
8. make the proper motion, having voted on the...on the  
9. prevailing side of that last bill, and so forth, and so forth.

10. PRESIDING OFFICER (Senator Graham):

11. Senator Sours having voted on the prevailing side  
12. moves that the vote by which the last bill was passed be  
13. reconsidered, seconded by Senator Ozinga. All in favor  
14. sig...signify by saying aye. Opposed. The ayes have it.  
15. The motion carries. Senator Soper moved to table and who  
16. seconded your motion, Senator Soper? Senator Shapiro. And  
17. all in favor of Senator Soper's motion, signify by saying  
18. aye. All opposed. The motion carried, and the bill will be  
19. recorded as having been passed as it was some five minutes  
20. ago. Senator Ozinga, will you please continue.

21. SENATOR OZINGA:

22. Am I now on the prevailing side?

23. PRESIDING OFFICER' (Senator Graham):

24. You're recognized to explain your bill.

25. SENATOR OZINGA:

26. All right. This SB 133 is merely an attempt by the  
27. Visitation Commission to broaden the...the number of  
28. members. It adds six members to the Visitation Commission,  
29. three Senators, three Representatives. And it does  
30. broaden the...the powers thereof whereby it creates a fourth  
31. sector, and they are endowed to the privilege of going  
32. to any care facility for adults or children that are  
33. licensed or regulated by the State, or receiving fun...

1. funds from the State. Now, the reason for this is that we  
2. find that the new concept on mental health, mental retar-  
3. dation is what we term back to the community. We find an  
4. awful lot of these people are in the neighborhoods, in  
5. the communities, in private facilities. These places  
6. have because of a compact between the...the three  
7. different departments, Department of Public Aid, Depart-  
8. ment of Public Health, Department of Mental Health, they  
9. have an out by saying it's the other department's res-  
10. ponsibility. We would like the privilege of being able  
11. to step in here and take an examination of and visit  
12. these places and see whats wrong. And I...I promised  
13. Senator Saperstein that I would say to you all that  
14. this does not, in any way shape or form, interfere with  
15. her Commission on Mental Health. Her Commission on  
16. Mental Health is to promote the good health of the...  
17. the...situation. I would readily accept a favorable roll  
18. call.

19. PRESIDING OFFICER: (Senator Graham):

20. Any discussion? Senator Wooten.

21. SENATOR WOOTEN:

22. A...A question, Senator Ozinga. Do you foresee any  
23. additional appropriation requirement?

24. PRESIDING OFFICER: (Senator Graham):

25. Senator Ozinga.

26. SENATOR OZINGA:

27. Hopefully, not. There is an appropriation for the  
28. Visitation Commission, we are hoping that we can go along  
29. with the same amount that we've had in previous years.

30. PRESIDING OFFICER: (Senator Graham):

31. No further discussion? Senator Saperstein.

32. SENATOR SAPERSTEIN:

33. Mr. President and Ladies and Gentlemen of the Senate,

1. in the hope...this is the first time I've addressed the  
2. Senate since the addition of the two lady Senators, and it  
3. is a pleasure for me to say Ladies and Gentlemen of the  
4. Senate.

5. PRESIDING OFFICER (Senator Graham):

6. It's nice of them to hear you say it, too. They  
7. enjoy it.

8. SENATOR SAPERSTEIN:

9. Thank you very much...Just as I expected, I have to...  
10. admit that the amendment to the Visitation Committee is  
11. causing a great deal of confusion. And, as you noticed,  
12. Senator Ozinga and I and some of our aides were in deep  
13. discussion before because there is a difference of opinion  
14. as to what this will do to the Commission on Mental Health,  
15. and perhaps other committees or commissions that might be  
16. mandated by the Senate to do some of special investigation  
17. of mental health or nursing homes or halfway houses, just  
18. as we did when Senator Sours introduced a bill to give the  
19. Illinois Investigating Commission the right to go into  
20. Peoria State Hospital, and because the mandate to...the  
21. mandate to the Visitation Committee, as I read it in it's  
22. publication says to visit state charitable institutions,  
23. penal and re...reformatory institutions, state training  
24. institutions, and they have the power to investigate  
25. charges of management and also the power to employ other  
26. aides for the Commissions and the power to submit a report.  
27. Now, the Illinois Mental Health Commission is explicit in  
28. its mandate by the legislature to study, investigate  
29. and to state institutions for the care of the mentally  
30. ill and the mentally retarded, and that we have the  
31. explicit mandate to...to make a report to the General  
32. Assembly so that we might improve the conditions of the  
33. mental institutions and the institutions for the retarded,

1. and I asked Senator Sours if he would kindly hold the bill  
2. until we can clarify the man...excuse me, Ozinga, until  
3. we can clarify the mandate to both commissions and so  
4. there won't be a duplication of effort or any...any under-  
5. standing as to the responsibilities of either commission.  
6. And until...under those circumstances, I have to rise to  
7. oppose SB 133.

8. PRESIDING OFFICER: (Senator Graham):

9. ...Any further...Senator Sours.

10. SENATOR SOURS:

11. Point of information.

12. PRESIDING OFFICER: (Senator Graham):

13. What is your point.

14. SENATOR SOURS:

15. Question to Senator Saperstein. Senator, we...were  
16. you referring primarily to the...to the Shapiro Commission  
17. and Peoria State Hospital? Was that it? Oh. There...  
18. there was a commission, you know, we'll call it that,  
19. which went down to...to Peoria State Hospital which of  
20. course was different from what you're...you're discussing,  
21. I think. Wasn't it? Yes.

22. PRESIDING OFFICER: (Senator Graham):

23. Senator Saperstein, before you're recognized, I thought  
24. that the discussion at this point in time was on SB 133,  
25. and I think we should confine our discussion to that bill.  
26. Senator Saperstein.

27. SENATOR SAPERSTEIN:

28. I was making reference to Senator Sours'...bill last  
29. year because it gave the Illinois Investigating Commission  
30. ...

31. PRESIDING OFFICER: (Senator Graham):

32. I just suggested by the Chair that you're out of  
33. order discussing Senator Sours' Commission. We're talking

1. about SB 133. Any further discussion? Senator Clarke.

2. SENATOR CLARKE:

3. Mr. President, I'd like to speak to the point raised  
4. by the previous Senator because I really don't think there's  
5. that much conflict in the charge that I presume she read  
6. from the statute regarding the Visitation Commission. I  
7. think that we are all realistic enough to realize that the  
8. Visitation Commission which has been going for many, many  
9. years, I'm not sure how many, I know the history, Senator  
10. Ozinga could tell you, but it's been well over half a  
11. century. So, it's not something that happened last year  
12. or the year before, but the charge is not...I do not  
13. think, either in the case of mental health, or the prisons,  
14. or the universities to go and look at buildings, because  
15. I think that we as legislators, the administration, are  
16. interested in the people. Now, I think that we all realized  
17. it in the last four years especially, and even starting  
18. before that, there was a significant change in the field  
19. of mental health and that change was in recognition that  
20. the big warehousing institutions were just not doing the  
21. job. And no matter how you tried to supervise them, as  
22. Senator Saperstein's Commission found in Chicago State a  
23. year ago, and we found just about a year and a half or  
24. two years before that, you have terrible conditions. And  
25. you know that the change has been in the mental health field  
26. to get the people out of these institutions and into private  
27. homes, but be they nursing or be they residential, or so  
28. forth. And the whole purpose here, and there's a clear  
29. mandate of this Commission on behalf of you, the members  
30. of the Legislature to go into the field, and to periodically  
31. check on these conditions and to see what is happening, has  
32. to be in the mental health field now to go beyond just going  
33. to the institutions and looking at the building. Because

1. they are putting people into these hotels on the north  
2. side of Chicago, and they are unsafe conditions and  
3. they've had fires and so forth. I think we have a  
4. responsibility to follow this trend. And that is what  
5. this bill is all about. I don't think that there is  
6. any conflict. If the Mental Health Commission sees in  
7. their function and responsibility to do this type of  
8. thing and there's some overlapping, so be it. I really  
9. don't think there's any harm done. But I don't think  
10. anybody should jealously say, I'm the only one that can  
11. do this. Or that this is my little preserve and there-  
12. fore nobody else should do it, because it's all of our  
13. responsibilities where state money is spent on behalf  
14. of people. And I think we've got to go where the money's  
15. being spent, and where the people are.

16. PRESIDING OFFICER: (Senator Graham):

17. Senator Bruce.

18. SENATOR BRUCE:

19. Mr. President, members of the Senate, I hate to  
20. sound like an evil-doer rather than a do-gooder, but  
21. there...I think what this legislature is considering  
22. is whether or not there needs to be further investigation  
23. of nursing homes and other institutions. Let me tell  
24. you, I have met with the Nursing Home Administrators in  
25. my District, and I'd like to relate to you what they tell  
26. me. They have a minimum of five inspections per month  
27. by the Department of Public Health. Some of them have had  
28. to hire additional nurses simply to take the inspectors  
29. around. Some inspectors come as many times as twice to  
30. three times a month. I think what we should consider  
31. here is not if we need more inspections, but are the  
32. inspectors doing anything. We seem to have many, many  
33. people checking the best of my mental facilities, the

1. very best of my nursing homes, yet they seem not to  
2. ever get to those nursing homes in need of inspection.  
3. So if this Commission is authorized to make those  
4. inspections, please don't go to the ones where we  
5. have recreational supervisors, a program approved by  
6. the Mental Health Department, the Public Health  
7. Department, the Public Aid Department. Why don't you go  
8. inspect those institutions that do not have those programs,  
9. that do not have those administrators, that do not have  
10. the money to hire yet another nursing personnel...people  
11. to lead you around to show you the...the very best  
12. institutions. I think it's time to act. I have very  
13. great reservations about adding one more group of people  
14. who are going to make one more inspection and have nothing  
15. happen. If you do get the authority, I hope that you  
16. come forth with some legislation hopefully you will  
17. recommend to the Department of Public Health, Department  
18. of Mental Health, Department of Public Aid cut down on  
19. the number of inspectors they have going around harassing  
20. the very best institutions.

21. PRESIDING OFFICER: (Senator Graham):

22. Senator Carroll.

23. SENATOR CARROLL:

24. Thank you Mr. President. The sponsor would be willing  
25. to yield to some questions?

26. PRESIDING OFFICER: (Senator Graham):

27. He indicates he will. Senator Ozinga.

28. SENATOR CARROLL:

29. Senator...Senator Ozinga, did we...this seems to be  
30. an overlapping of other commissions' activities. Did we  
31. not for example last year create the Health Care Licensure  
32. Commission, which is about to report back to the General  
33. Assembly which is...I think, charged with the duty of not

1. only creating health care licensure, but also investigating  
2. the...the facilities to see if they are giving adequate  
3. health care, and if they are properly licensed and what  
4. to do to change the licensing laws and the health care  
5. giving by these institutions. It would seem to me that  
6. this would overlap that function.

7. PRESIDING OFFICER (Senator Graham):

8. Senator Ozinga.

9. SENATOR OZINGA:

10. ...I don't quite follow your question, and yet I  
11. think I understand what you're driving at. As far as  
12. duplication, I think you have...what you're talking about  
13. is the special commission that was created just for the  
14. study of these health care licensure situation. Now, I  
15. don't know too much about what that commission did. But  
16. your question is right along with what Senator Bruce  
17. has just raised, and I wish he were back on the floor so  
18. that...Oh, ok. The reason...the reason I...I would just  
19. as soon answer the both of them together is because just  
20. in the last month the same question that Senator Bruce  
21. has raised about multiple of, multiple of, multiple of  
22. inspectors has come forth. Now, this Commission is  
23. being, shall I say urged on by the nursing homes to  
24. partially eliminate exactly that. You realize that  
25. there are three different agencies, and if you're on  
26. that licensure deal you'll understand what I'm saying.  
27. One is the Mental Health that puts these people in,  
28. that are constantly sending inspectors to see that  
29. they're getting taken care of. Another one is the Depart-  
30. ment of Public Health to see that the buildings, the  
31. beds and space and everything is there. And the other one  
32. is the Department of Public Aid to see that they're  
33. furnishing this and that and every other service. Ok.

1. You would be surprised how much overlap there is and these  
2. people are going around screaming, who do we scream to?  
3. They go to the Department of Mental Health, bang. Go to the  
4. other one. They go to the Department of Public Health, back  
5. to the other one. And it's a constant backward, forward,  
6. we're in postsympathy with what you're saying and this is  
7. the reason...we're all that we're doing is that we're  
8. adding an additional men...six people, so that we can  
9. have what might be called another subsection of the welfare  
10. section to take care of just exactly this, and they're  
11. pleading. They came in storming, because, they like Esther,  
12. thought that we were trying to...to assert ourselves on.  
13. This is a way they can get back to and we can get to the  
14. departments so that we've got a liaison between them. And  
15. it's a permanent situation, it's nothing that it...that  
16. would be just a one shot...and...or...direct study, shall  
17. I say. Your...your answer to your question will be yes, for  
18. the time being until that study is made and no for the  
19. permanency of it.

20. PRESIDING OFFICER: (Senator Graham):

21. Anyone else? Senator Carroll has another question.

22. SENATOR CARROLL:

23. Well, Senator Ozinga, I think there might be some  
24. misunderstanding. It's my understanding that the Health  
25. Care Licensure Commission was not only created to establish  
26. proper rules and regulations, and statutory enactments  
27. for health care but to be an ongoing commission and  
28. to be investigating the type of health care being given  
29. where State funds are involved. Exactly would you seem  
30. to be broadening this act to try and do. In which case  
31. it would be an exact duplication, it would be an exact  
32. waste of funds to have two legislative commissions studying  
33. the exact same thing from the exact same perspective. It's

1. My understanding, and, unless I'm wrong, that that's the  
2. new purpose of Health Care Licensure Commission, and that  
3. that was what's its charge was. It would seem to me that  
4. they could adequately do the job in the expanded fields that  
5. you seem to be going into. And not duplicate the cost.

6. PRESIDING OFFICER: (Senator Graham)

7. Senator Ozinga.

8. SENATOR OZINGA:

9. This may have been, if you remember Frank Lyman from  
10. up in your territory. This was one of his ideas way back  
11. when he was active on this Commission to have this segment  
12. in there, but we couldn't go in because we didn't have  
13. authority to go into the private sector.

14. PRESIDING OFFICER: (Senator Graham)

15. Anyone else? Senator Mitchler.

16. SENATOR MITCHLER:

17. Mr. President, members of the Senate, the Commission  
18. that visits the State Institutions, mostly correctional  
19. and the various health institutions, this is a permanent  
20. commission. The commission, and I...I do not serve on this  
21. commission, but I'm aware of their activities, having  
22. several institutions in my District for a number of years.  
23. But, this is a permanent commission that goes back some  
24. fifty years, as I understand. Now, when you talk about  
25. the Health Care Licensing...Licensure Commission, that's  
26. a temporary commission. That was designed to serve a  
27. brief period. For a specific purpose, as...as was the  
28. Legislative Investigation Commission that went down to  
29. the Peoria State Hospital by a resolution of the Senate  
30. to go down to do this specific job, make a report back.  
31. Now the Commission that visits state institutions does  
32. this on a very broad spectrum. They watch...they have an  
33. overall study, they have visited all State institutions at

1. various times. Any they keep their eye on those that  
2. need repeated. Sometimes they don't go to a state  
3. institution as often as another. Now they do this because  
4. it's the determination of the Commission chairman and the  
5. members and their broken down into subcommittees, that they  
6. shouldn't do what Senator Bruce says, just be there every  
7. month going through the process of visiting and not  
8. accomplishing anything. Now, a little while ago, back a  
9. few months, we had a flare up at the...the Elgin State  
10. Hospital and they investigated the conditions there, and  
11. made a report, a special report on their investigation  
12. there, when it was brought to their attention. They're  
13. available when anybody finds something in their District,  
14. to call it to their attention. I've done so, on many  
15. occasions, and have received some very favorable comments  
16. after their investigations. Now the people, and I'm glad  
17. that Senator Clarke you brought this out, they are not  
18. there to investigate the buildings primarily, which they...  
19. they do when they're there, but their real concern is with  
20. the people in these institutions. Now, in the mental health  
21. institutions we are...have been for the last four years  
22. moving many of these peoples out into private care  
23. facilities because they really were not mental patients.  
24. Now we are still concerned about these people, and  
25. if we do not have the authority of this commission to  
26. ...go out and occasionally check and determine how  
27. the people are getting along in these private care  
28. facilities, then you have lost your interest in the  
29. people, and you're only worried about those in state  
30. institutions although the State is paying for the care  
31. of those in the private institutions. This may require  
32. more work. As the Senator said, he does not intend to  
33. increase the appropriation, and it...it'll be worked

1. into the best of their ability. And I think that the  
2. commission is operated honorably, and they should be  
3. deserving of this additional duties and responsibilities  
4. that they request.

5. PRESIDING OFFICER (Senator Graham):

6. Senator Johns and then...

7. SENATOR JOHNS:

8. Thank you, Mr. President. Senator Ozinga, would you  
9. answer a question for me please? All right. The question  
10. is: to whom is the responsibility or to who is an agency  
11. responsible to, in the way of criticism? For example,  
12. many times I start to inquire of one of our state agencies,  
13. and I'm told more or less by the grapevine that what's his  
14. business in this, what's he probing for? It won't do  
15. him any good. And I find myself in a morass of bureaucratic  
16. jungles where, really, they don't want us inquiring about  
17. anything. They more or less thumb their noses at us.  
18. They really have a lack of respect for Senators or House  
19. members who really want to get down to the nitty gritty  
20. of their operations. And, ferret out the inefficiencies  
21. and dead weight and so forth. So, my question is, would  
22. this have any effect toward making those agencies more  
23. responsible to our questions?

24. PRESIDING OFFICER / (Senator Graham):

25. Senator Ozinga.

26. SENATOR OZINGA:

27. I don't quite understand your question, and yet I  
28. think I know what you're driving at. In other words, what  
29. you're saying, what you're asking is, that when you seek an  
30. answer from a department or a department employee, you are  
31. getting a run around, is that it? Is that...that about  
32. the question?

33. PRESIDING OFFICER (Senator Graham):

1. Senator...

2. SENATOR OZINGA:

3. All that I can..all that I can say to you Senator  
4. is if, and I'm not trying to be facetious when I say this,  
5. but if you run into that trouble, with the Department of  
6. Mental Health, I am sure that every Senator on the Floor  
7. that's been here for any length of time knows that our  
8. segment, which happens to be the Mental Health segment of  
9. this Visitation Commission, will be more than happy to  
10. assist, aid and abet. When it comes to the Department  
11. of Corrections you got Senator Graham up there who has had  
12. the full cooperation of that department...and when it comes  
13. to the Education, well, that was Senator Juckett...or Repre-  
14. sentative Juckett from the other side of the aisle. Those  
15. were the three segments. Now, the fourth segment will  
16. still have to be created. Does that answer your question?  
17. Am I about...I don't...I don't know what your question really is.

18. PRESIDING OFFICER (Senator Graham):

19. Senator Johns.

20. SENATOR JOHNS:

21. My question is: is...when is...is it proper. Is it  
22. proper for a Senator in other words to when he has a  
23. complaint or a...a rumor or a suspicion aroused by people,  
24. the citizens who are footing the bills, is it proper that  
25. we go to that agency in our particular areas and ask  
26. questions? They seem to resent the fact that I have any  
27. interest whatsoever.

28. PRESIDING OFFICER (Senator Graham):

29. May the Chair make an observation, Senator Johns?

30. SENATOR JOHNS:

31. Yes, sir.

32. PRESIDING OFFICER/ (Senator Graham):

33. I have been on this Commission since 1959. Yes.

1. The Legislator has a right to go into an Institution that  
2. is receiving state funds for any purpose whatsoever, and  
3. ask questions. And if you do, and your response to you  
4. as an individual would seem to be bad, then in the event  
5. of this Visitation Commission, if you would check with  
6. the Chairman of the subcommittee charged with that  
7. responsibility, then they will help you because this  
8. Commission does statutorily have the power of subpoena  
9. and in my case we have used it. Yes. Senator Ozinga.  
10. SENATOR OZINGA:

11. One...one more statement to that answer which is  
12. absolutely correct. This Commission is an absolute arm  
13. of the Legislature.

14. PRESIDING OFFICER (Senator Graham):

15. Senator Johns.

16. SENATOR JOHNS:

17. Well, I certainly would like to see it strengthened,  
18. or at least put into use. What...another part, your fourth  
19. part of your bill, which takes in the facilities for  
20. adults or children that are licensed or regulated by the  
21. State...or receiving funds from the State. Now, my question  
22. would be, would this commission ever get down to the  
23. point where it might investigate foster homes for  
24. children?

25. PRESIDING OFFICER (Senator Graham):

26. Senator Ozinga.

27. SENATOR OZINGA:

28. Yes, that it would be possible because they would  
29. be receiving State funds and it would be to look into  
30. the legitimacy of those funds and the legitimacy of that  
31. home or that house.

32. PRESIDING OFFICER (Senator Graham):

33. Senator Johns.

1. SENATOR JOHNS:

2. The reason for this, is that one specific department,  
3. the Children of Family Services, I have found that I  
4. have been given the run around so many times that it makes  
5. me look ridiculous as a Senator, and I haven't realized  
6. evidently the powers that we do have. But I...I have  
7. found that they tell us that there are no children for  
8. adoption yet there are foster homes of six and seven  
9. children that need good homes, that are living in two and  
10. three bedroom homes, and it is strictly for utilization of  
11. those young children for income. And I beg of this  
12. Assembly and of you people to do something about it.  
13. We need to look into the Department of Children and  
14. Family Services, and find out just how many children are  
15. up for adoption, why the delay and the dragging out and  
16. the paper work. We have people telling parents how to  
17. raise children that are now even married, have no  
18. children and they stall and they drag around and I'm  
19. thinking...Sir? Well, I...I know where it was.

20. PRESIDING OFFICER: (Senator Graham):

21. Let's have the discussion directed to...

22. SENATOR JOHNS:

23. How it is...but I think I shall...but you understand  
24. that if we will strengthen this Commission, I'm thinking  
25. I'll be for it.

26. PRESIDING OFFICER: (Senator Graham):

27. Senator Johns, I might make an observation before  
28. I recognize Senator Rock that you as a legislator also  
29. have the prerogative to introduce legislation, will do  
30. just what you suggested. And, Senator Peters told  
31. Senator Graham one time, Red Graham, when he was  
32. having trouble not being recognized that he should  
33. have a miniature replica of his proclamation made

1. and put around his neck, and walk in and say, I'm a  
2. Senator, and here's the proof. But you don't need to  
3. take that. But you can exercise your prerogative as a  
4. Senator. Senator Rock.

5. SENATOR ROCK:

6. Thank you Mr. President, members of the Senate, I  
7. would like at this time, if the sponsor will yield to  
8. ask him if he would mind holding this bill. This I think  
9. is a terrific illustration of what happens when a bill  
10. does not receive the kind of hearing it should receive  
11. in the committee structure. This bill was in the Committee  
12. on Executive, we were pressed with other matters and the  
13. bill did not receive the kind of hearing it should of  
14. received. There's a definite question in my mind with  
15. the enlargement of this Commission, and no accompanying  
16. increase in the appropriation. This bill would apparently  
17. mandate these commissioners to visit and report upon  
18. all nursing homes, shelter care homes, homes for the  
19. aged, day care facilities, mental health facilities,  
20. hospitals, and men...mental retardation centers. It  
21. would additionally, I presume, bring up the problem  
22. Senator Johns just so ably spoke about, the foster parents.  
23. There are some twelve thousand licensed foster parents in  
24. our State, and I think the commission would be hard put.  
25. But I think the...the main objection that we on this side  
26. have is that there has been a charge leveled that this  
27. is an attempt, albeit an apparent attempt, to take over  
28. the work of the Commission on Mental Health and Mental  
29. Retardation which is chaired very ably by Senator  
30. Saperstein. I have been assured, and we were assured  
31. in Executive Committee that this is not the fact. Senator  
32. Saperstein is, however, not convinced of that; and I think  
33. until we can get some agreement on this, I would ask the

1. sponsor if he would mind holding this bill.

2. PRESIDING OFFICER: (Senator Graham)

3. Senator Ozinga, do you want to reply?

4. SENATOR OZINGA:

5. I'm going...Senator, I'm going to call for a vote on...  
6. on the bill. I have tried my darnedest to satisfy Senator  
7. Saperstein, but I'd be dead and buried and forgotten  
8. before I'll be able to satisfy her that I will not try  
9. to take over the department...or the Mental Health Commis-  
10. sion bill. I am not trying..the dep..the Mental Health  
11. Commission is for the purpose of studying and promoting  
12. the situation with reference to mental health, and the  
13. Senator knows this. Now, there's only one thing on this  
14. thing, I think I've explained this...I think I have explained  
15. the necessity for the bill, and I would, therefore, ask  
16. for a favorable roll call.

17. PRESIDING OFFICER: (Senator Graham)

18. Request for a call roll has been acknowledged and  
19. the Secretary will call the roll. On SB 133, on a motion  
20. that it Do Pass.

21. SECRETARY:

22. Bartulis, Bell, Berning, Bruce, Buzbee,

23. PRESIDING OFFICER: (Senator Graham)

24. Mr...Senator Buzbee.

25. SENATOR BUZBEE:

26. Mr. President, I came to this Chamber this morning  
27. prepared to vote in favor of this bill because I firmly  
28. believe there are some gross misuses of funds to the point  
29. of where people who are mentally handicapped, or mentally  
30. ill, are being placed in homes when they should not be.  
31. I think Senator Johns has a very valid point, but Senator  
32. Saperstein has informed me that she has asked for a  
33. delay on this bill until we can find out exactly if there

1. is an overlap or not and I am willing to grant her that  
2. delay even if the sponsor of the bill is not, so I vote  
3. no.

4. SECRETARY:

5. Carroll,

6. PRESIDING OFFICER (Senator Graham):

7. The Secretary advises me, also, that in some instances  
8. he's having a problem hearing the Senators voting. Would  
9. you please use the same volume that we did in the campaign  
10. last year and we'll be able to hear you. Continue the roll  
11. call.

12. SECRETARY:

13. Carroll, Chew, Clarke, Conolly, Course, Daley,  
14. Davidson, Donnewald, Dougherty, Fawell, Glass, Graham,  
15. Harber Hall, Kenneth Hall, Hynes, Johns

16. PRESIDING OFFICER (Senator Graham):

17. Senator Johns.

18. SENATOR JOHNS:

19. Because of my deep respect for Senator Saperstein,  
20. I want to give her one more chance if possible to  
21. discuss with me and perhaps Senator Ozinga, so I'm  
22. going to vote present on this particular time.

23. PRESIDING OFFICER (Senator Graham):

24. Senator Johns votes...votes present. Continue the  
25. roll call, please.

26. SECRETARY:

27. Keegan, Knuepfer, Knuppel, Kosinski, Latherow,  
28. McBroom, McCarthy, Merritt, Mitchler, Howard Mohr, Don  
29. Moore, Netsch, Newhouse, Nimrod, Nudelman, Ozinga,

30. Palmer, Partee, Regner, Rock, Roe, Romano, Saperstein,

31. PRESIDING OFFICER (Senator Graham):

32. Senator Saperstein.

33. SENATOR SAPERSTEIN:

1. I want to explain my vote, please, Ladies and Gentlemen,  
2. Mr. President...

3. PRESIDING OFFICER: (Senator Graham):

4. You may proceed.

5. SENATOR SAPERSTEIN:

6. I want it clearly understood, this is not an attack  
7. on the Visitation Committee. I have no objection at all  
8. on...on the expansion of their duties. I do, though,  
9. maintain that the bill needs clarification and that I told  
10. Senator Ozinga that I...if he would hold it I would be very  
11. happy to support it. But in the absence of that I have to  
12. vote no.

13. SECRETARY:

14. Savickas, Schaffer, Scholl, Shapiro, Smith, Sommer,  
15. Soper, Sours, Swinarski, Vadalabene, Walker, Weaver, Welsh,  
16. Wooten,

17. PRESIDING OFFICER: (Senator Graham):

18. Shaprio, aye.

19. SECRETARY:

20. Mr. President.

21. PRESIDING OFFICER: (Senator Graham):

22. Clarke, aye. For what purpose does Senator Ozinga  
23. rise?

24. SENATOR OZINGA:

25. Mr. President, it's a shame that one person can hold  
26. up a bill of this nature. She, herself, is vitally in favor  
27. of this bill. I don't know whether you new members realize,  
28. but this bill has been held up for four years...five years.  
29. But it has been up and the pro-tem, the old pro-tem,  
30. I shouldn't say old, but Senator Partee, Senator Smith, both  
31. of which will agree, we had this bill, was sponsored by  
32. Senator Smith the last time around and he held it up on  
33. the basis of trying to get along with a Senator. I have

1. held it up four years ago trying to get along with a Senator.  
2. Now, why don't you just listen and re-examine this thing.  
3. If there is any other thing that is necessary in this bill  
4. why I don't know what it is. With all good conscience, I  
5. would implore you to think again. I would ask you to call  
6. the absentees.

7. PRESIDING OFFICER (Senator Graham):

8. There's been a request for the call of absentees. The  
9. absentees will be called.

10. SECRETARY:

11. Chew, Course, Davidson, Fawell, Kenneth Hall, Hynes,  
12. Knuppel, Kosinski, McCarthy, Netsch, Newhouse, Nudelman,  
13. Ozinga, Palmer, Partee, Rock, Romano, Savickas, Smith,  
14. Soper, Sours, Swinarski, Vadalabene, Welsh

15. PRESIDING OFFICER (Senator Graham):

16. Senator Ozinga.

17. SENATOR OZINGA:

18. I would assume from the delay in the call, I know there  
19. are people on their side of the aisle that want this bill  
20. worse than I do. It's not a matter of principle. I hate  
21. to let a bill like this go down the drain, because it  
22. just lets this thing set again for another two years.  
23. If I don't receive that vote and I think we're one short.  
24. Post-pone consideration.

25. PRESIDING OFFICER (Senator Graham):

26. There's been a motion to postpone consideration on  
27. SB 133. It will be placed on that order of business.

28. SECRETARY:

29. SB 139.

30. PRESIDING OFFICER (Senator Graham):

31. That will take us to SB 140. Do you wish to call  
32. SB 140, Senator Welsh? 141? 151.

33. SECRETARY:

1. SB 151 (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDING OFFICER: (Senator Graham):

4. The gentleman from Mt. Prospect, Senator Regner will  
5. explain his bill. Senator Regner will you...use Senator  
6. Conolly's microphone.

7. SENATOR REGNER:

8. Yes...Thank you Mr. President, Ladies and Gentlemen  
9. of the Senate. SB 151 brings into conformity counties of  
10. over five hundred thousand with other counties in the State  
11. in regards to posting of election notices. Currently in  
12. counties smaller than five hundred thousand election  
13. notices must be posted in two or more newspapers printed  
14. and published in the county and having a circulation  
15. throughout that county. In counties of over five hundred  
16. thousand it has been mandated that election notices,  
17. posters be printed and two of them be posted in each  
18. precinct. This has become a very archaic practice. People  
19. don't see them, they ignore them, and besides it costs  
20. Cook County \$102,000 a year to print these notices and  
21. post them in Chicago, and there is an additional expense  
22. in the counties. And that's all it simply does is bring  
23. Cook County right now into conformity with the rest  
24. of the State.

25. PRESIDING OFFICER: (Senator Graham):

26. Any further discussion or questions? Secretary  
27. will call the roll.

28. SECRETARY:

29. Bartulis, Bartulis,

30. PRESIDING OFFICER: (Senator Graham):

31. Calling the roll for the passage of SB 151.

32. SECRETARY:

33. Bell, Berning, Bruce, Buzbee, Carroll, Chew,

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

10. PRESIDING OFFICER: (Senator Graham)

11. Does the Senator from Mt. Prospect have a motion,  
12. or a request? He requests a call of the absentees.  
13. Call the absentees.

14. SECRETARY:

15. Bruce, Carroll, Chew, Conolly, Course, Daley,  
16. Davidson, Donnewald, Dougherty, Fawell, Kenneth Hall,  
17. Hynes, Johns, Knuppel, Kosinski, McCarthy, Netsch, Newhouse,  
18. Nudelman, Palmer, Partee, Rock, Roe, Romano, Saperstein,  
19. Savickas, Smith, Soper, Swinarski, Vadalabene, Welsh

20. PRESIDING OFFICER: (Senator Graham)

21. Newhouse, aye. While we're receiving the count  
22. for the purpose of the edification of the people in  
23. the galleries, this is an ordinary little bit of high  
24. jinks that is usually takes effect on the Floor when a  
25. Senator is passing his first bill. The vote on that  
26. question was fifty-two yeas and no nays, and Senator  
27. Regner has just passed his first bill in the Senate of  
28. Illinois. Senator Regner.

29. SENATOR REGNER:

30. Yes, Mr. President and Ladies and Gentlemen of the  
31. Senate. I don't know which is...more discerning to a guy,  
32. not to hear anyone talk or to look at about a hundred and  
33. seventy red lights over in the House which happened to

1. me about six years ago at this time. But on behalf of  
2. myself and Mr. Steinbrink from the County Election Board  
3. of Cook County, we thank you.

4. PRESIDING OFFICER (Senator Graham):

5. The next bill for consideration will be SB 164.  
6. Senator Soper...

7. SECRETARY:

8. SB 164 (Secretary reads title of bill)

9. PRESIDING OFFICER (Senator Graham):

10. The Gentleman from Midlothian, Senator Merrill will  
11. explain his bill.

12. SECRETARY:

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER (Senator Graham):

16. I thought you were through.

17. SENATOR DON MOORE:

18. Thank you Mr. President, members of the Senate.  
19. Mr. President, what this bill does under the present  
20. law, we have some fifteen or twenty or twenty-five town-  
21. ship cemetery districts in the State of Illinois. The  
22. present law provides for one trustee to be elected every  
23. two years for a six year term. It has come to our attention  
24. in order to avoid a multiplicity of elections and soforth,  
25. that it would be better to have these township cemetery  
26. trustees appointed by the Board of Auditors for a six  
27. year term as their term comes up. There was an amendment  
28. put on the bill that eliminated any conterminous town-  
29. ships, I don't believe Cicero or Oak Park have any, but  
30. that amendment was placed on the bill and, I think it's  
31. a good legislation, we're just trying to clean up the  
32. election of one trustee every two years in the few town-  
33. ships of the State that have township cemetery districts.

1. I might add the compensation of the trustee cannot exceed  
2. \$100 a year. I know of no objection to the bill, and  
3. I'd appreciate your favorable consideration.

4. PRESIDING OFFICER: (Senator Graham):

5. Any further discussion? Secretary will call the roll.  
6. Upon the prop...proposition 164 Do Pass. Call the roll.

7. SECRETARY:

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

17. PRESIDING OFFICER: (Senator Graham):

18. Netsch, aye. Knuppel, aye, Donnewald, aye, Palmer,  
19. aye. Any more late starters? Netsch, you're recorded.  
20. Senator...Senator Welsh, aye. On this question the  
21. ayes, the yeas are forty-nine, the nays are none. The  
22. bill having received a constitutional majority required  
23. is, therefore, declared passed. SB 227.

24. SECRETARY:

25. SB 227 (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER: (Senator Graham):

28. Senator Wooten.

29. SENATOR WOOTEN:

30. Mr. President, members of the Senate, this bill is to  
31. vacate an easement in Whiteside County occasioned by the  
32. relocation of a highway through that County. There are two  
33. parcels of land for which the State is requesting a sum

1. of \$8,801. And I would like to move the favorable adoption  
2. of this bill.

3. PRESIDING OFFICER: (Senator Graham)

4. Any discussion of this controversial piece of  
5. legislation? If not the Secretary will call the roll.

6. Yes. Call the roll, please.

7. SECRETARY:

8. Bartulis, Bell,

9. PRESIDING OFFICER: (Senator Graham)

10. Senator Bell.

11. SENATOR BELL:

12. I'd like to, as one freshman Senator to another, and  
13. realizing the importance of this to you, Senator Wooten,  
14. remind you that somewhere soon, Senator Bell is going  
15. to have his first vote coming up, too. And I'd like to  
16. vote aye, with a great deal of pleasure.

17. PRESIDING OFFICER: (Senator Graham)

18. Continue the roll call.

19. SECRETARY:

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

29.

30.

31.

32.

33.

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. The Chair recognizes the Gentleman from Rock Island,  
3. Senator Wooten.

4. SENATOR WOOTEN:

5. Mr. President, in the words of my...I'd like to para-  
6. phrase my favorite poet, Senator Sours, and suggest that  
7. the fault Dear Brutus, lies not in the bill but in ourselves  
8. that we are freshmen, and request that you call the absentees.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. There has been a request for the call of the absentees.  
11. The absentees will be called.

12. SECRETARY:

13. Bartulis, Berning, Bruce, Buzbee,

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. Senator Buzbee.

16. SENATOR BUZBEE:

17. Mr. President, unlike Senator Bell I felt no compulsion  
18. to vote on this bill, seeing as how yesterday I passed my  
19. first bill and after that brilliant explanation I gave of  
20. the bill I can understand why it passed. So I now vote  
21. present for Senator Woo...vote aye for Senator Wooten.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. You did vote aye. Right, Senator Buzbee? Continue the  
24. roll call.

25. SECRETARY:

26. Carroll, Chew, Conolly, Course, Daley, Davidson,  
27. Dougherty, Fawell, Glass, Kenneth Hall, Hynes, Johns,  
28. Knuppel, Kosinski, Latherow, McBroom, ...Mitchler,  
29. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer,  
30. Partee, Regner, Rock, Roe, Romano, Saperstein, Savickas,  
31. Schaffer, Scholl, Smith, Sommer, Soper, Sours,

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Senator Sours.

HB 184  
3rd Reading  
5-8-73

1. SENATOR SOURS:

2. I think the sponsor's comments deserve a reply.

3. One of my favorite excerpts from the Bard is:

4. There's no art to find  
5. the mind's construction  
6. in the face, for nature  
7. with a beauteous wall  
8. doth oft-enclose pollution.

9. I vote aye

10. PRESIDING OFFICER (SENATOR GRAHAM):

11. There's no pollution in these Chambers, I'm sure of that.

12. Continue the roll call.

13. SECRETARY:

14. Swinarki, Vadalabene, Walker, Weaver, Welsh,

15. Mr. President.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Ozinga.

18. SENATOR OZINGA:

19. Mr. President, I was off the floor; can I vote for this  
20. bill?

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Yes, Donnewald would like to vote for the bill. He  
23. just came running in so...it's controversial but we'll let  
24. you. An exception. On this question the ayes are 53, the  
25. nays 0. The bill having received the Constitutional re-  
26. quired majority is therefore declared passed.

27. PRESIDENT:

28. I'm certain that everyone is aware that Senator Wooten  
29. has just successfully passed his first bill. There is...  
30. House Bills 3rd reading. Senator Hall.

31. SECRETARY:

32. House Bill 184 (Secretary reads title of bill) 3rd  
33. reading of the bill.

1. PRESIDENT:

2. Senator Hall.

3. SENATOR HARBER HALL:

4. Mr. President and fellow Senators, House Bill 184 is  
5. exactly the bill that we introduced on January 24th,  
6. Senate Bill 88,...reflecting...the answer to a problem,  
7. known through...recognized throughout the State where people  
8. were...had not filed their ethics statement...I know of...  
9. no other explanation that need be given this bill except-  
10. ing to say that today we introduced House Bill 28...Senate  
11. Bill 280 which would statutorially take care of the problems  
12. in future elections of not...knowing or candidates potential  
13. candidates not knowing the requirements in the area of state-  
14. ments of economic interests and henceforth if we do...con-  
15. sider and pass Senate Bill 280, we shouldn't have this  
16. problem again. House Bill 184 has been amended....in iden-  
17. tical shape as Senate Bill 88 was, prior to passage, and I  
18. move for uour support and ask for your support for House  
19. Bill 184.

20. PRESIDENT:

21. Is there further discussion? Senator Buzbee.

22. SENATOR BUZBEE:

23. Mr. President, I would just like to add to that that  
24. the colleagues on my side of the aisle we have put the  
25. amendment on exactly as we passed Senate Bill 88. Last...  
26. Last week we were all in agreement on this last week I  
27. think, and I would call for an affirmative vote.

28. PRESIDENT:

29. Secretary call the roll.

30. SECRETARY:

31. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew,  
32. Clarke, Conolly, Course, Daley, Davidson, Donnewald,  
33. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth Hall,

1. Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski, Latherow,  
2. McBroom, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore,  
3. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Partee,  
4. Regner, Rock, Roe, Romano, Saperstein, Savickas, Schaffer,  
5. Scholl, Shapiro, Smith, Sommer, Soper, Sours, Swinarski,  
6. Vadalabene, Walker, Weaver, Welsh, Wooten, Mr. President.  
7. Bruce aye. Nudelman aye. Netsch aye. Johns aye. Newhouse  
8. aye. Conolly aye. And Senator Don Moore aye. Senator  
9. Palmer aye. Knuppel aye. On that roll call, the yeas  
10. are 49. The nays are 2. The bill having received a con-  
11. stitutional majority is declared passed.

12. PRESIDENT OF THE SENATE:

13. Senator Hall.

14. SENATOR HARBER HALL:

15. Mr. President, I arise on a point of personal privi-  
16. lege, that takes just a second. Some of the Senators...  
17. undoubtedly noticed this morning that our esteemed col-  
18. league, Senator Bradley Glass, was a few minutes late...  
19. in arriving in the Chamber and...I would like his col-  
20. leagues to know that he had an unfortunate accident today  
21. ...early this morning, he was...He tangled with someone  
22. many years...his senior and there was an unfortunate situa-  
23. tion where his...vitality, his youth and...his vigor did  
24. not accommodate him in a manner that he could take care  
25. of his opposition on the athletic...floor of the Evergreen  
26. Racquet Club and he sprained his ankle, and modesty pre-  
27. vents me, Mr. President, from telling you of his opposition  
28. on that occasion but I know you and the other Senators  
29. would...share condolences to Senator Glass, he'll be...  
30. walking probably with a limp for several weeks and we feel  
31. sorry, but that's the explanation of his minute or two  
32. tardiness this morning.

33. PRESIDENT:

1. Senator Glass.

2. SENATOR GLASS:

3. Mr. President and members of the Senate. I would only  
4. add to that statement that the identity of the opponent will  
5. forever be unknown.

6. PRESIDENT:

7. Would you say that the results of that match were  
8. Love-Love!

9. PRESIDENT:

10. Senator Wooten.

11. SENATOR WOOTEN:

12. Mr. President and distinguished colleagues, we have  
13. some guests I would like to introduce in the Legislative  
14. Council - the Farm Bureau of Henry County. They're rather  
15. important people since Henry County is represented in this  
16. Chamber by no less than three Senators: myself, Senator  
17. Latherow and Senator Shapiro. Would you arise please?

18. PRESIDENT:

19. House Bills 1st reading. House Bill 77. Senator  
20. Bruce.

21. SECRETARY:

22. House Bill 77 (Secretary reads title of bill) 1st  
23. reading of the bill.

24. PRESIDENT:

25. House Bill 78.

26. SECRETARY:

27. House Bill 78.

28. PRESIDENT:

29. Senator...excuse me, go ahead Mr. Secretary.

30. SECRETARY:

31. (Secretary reads title of bill) 1st reading of  
32. the bill.

33. PRESIDENT:

1. Senator Johns:  
2. SECRETARY:  
3. House Bill 79 (Secretary reads title of bill) 1st  
4. reading of the bill.  
5. PRESIDENT:  
6. Senator Johns.  
7. SECRETARY:  
8. House Bill 80. (Secretary reads title of bill) 1st  
9. reading of the bill.  
10. PRESIDENT:  
11. Senator Johns.  
12. SECRETARY:  
13. House Bill 81. (Secretary reads title of bill) 1st  
14. reading of the bill.  
15. PRESIDENT:  
16. Senator Johns. House Bill 98.  
17. SECRETARY:  
18. House Bill 98. (Secretary reads title of bill) 1st  
19. reading of the bill.  
20. PRESIDENT:  
21. Senator Rock. The Chair has had a request to return  
22. to the order of Senate Bills 3rd. Senator Welsh, do you  
23. wish to call...141. Senate Bill 141...I see this is a  
24. series...Also 140, Senator Welsh.  
25. SENATOR WELSH:  
26. Mr. President, I would ask leave of the Senate to  
27. hear 140 and 141. They...are companion bills.  
28. PRESIDENT:  
29. ...Senate Bill 140.  
30. SECRETARY:  
31. (Secretary reads title of bill) 3rd reading of the  
32. bill.  
33. PRESIDENT:

1. Senator Welsh.

2. SENATOR WELSH:

3. Mr. President and members of the Senate, a recent  
4. Illinois Supreme Court Decision presently prevents the  
5. Village of Oak Park, my home town, from forming a special  
6. service taxing district to construct a vitally needed  
7. shopping mall. The decision was that although the 1970  
8. Illinois Constitution gives home rule units the power to  
9. create these districts, that power does not become effec-  
10. tive until legislation is enacted. All that is neces-  
11. sary is a procedural act, and I have attempted to provide  
12. that in Senate Bills 14, 140 and 141 sponsored by Senators  
13. Phil Rock and Howie Mohr who represent Oak Park in part,  
14. and by Senators Soper, Conolly, Glass, Don Moore and  
15. Regner. So far I have been talking about 141, Senate Bill  
16. 140 gives the County Clerk the authority to levy the proper  
17. tax at the appropriate time. These bills passed out of the  
18. Committee of Local Government unanimously and they have  
19. been endorsed by all of the civic, fraternal and service  
20. organizations in Oak Park and surrounding communities and  
21. Mr. President and members of the Senate, I would appreciate  
22. a favorable roll call on these two bills.

23. PRESIDENT:

24. Is there further discussion? Senator Nimrod.

25. SENATOR NIMROD:

26. Mr. President, I have talked...spoken with the sponsor  
27. of this bill and I have some serious reservations about a  
28. particular section and its powers but he has assured me  
29. that he would amend this bill in the House because of some  
30. urgency involved until we can get an answer back on my  
31. questions and in that case...it is a bill that thats...  
32. concerns the broadness of the concept and it could effect  
33. more than what he really intends to do, on that basis why

1. we'll go along with it and do it in the House if it's  
2. necessary.

3. PRESIDENT:

4. Senator Mohr:

5. SENATOR MOHR:

6. Yes, Mr. President...what both of these Senators -  
7. Senator Welsh...mentioned the fact that this was very  
8. important to the Village of Oak Park and that is cer-  
9. tainly true. It's...an area that they have been studying  
10. for many, many years and...Senator Nimrod...does have some  
11. question which we are checking out. We don't think there's  
12. any problem but it has been agreed...that should an amend-  
13. ment be necessary it would be put on in the House. The  
14. sponsors agreed to that and I would ask all members of our  
15. side to support Senator Welsh.

16. PRESIDENT:

17. Senator Bruce.

18. SENATOR BRUCE:

19. Yes, I'd like to ask the sponsor one question on Senate  
20. Bill 140; although I understand the provisions that are be-  
21. ing changed, you've also deleted the requirement on indebted-  
22. ness...that the unit of government involved be limited on  
23. the amount of indebtedness that they can have by the Consti-  
24. tution, that has been removed from the Act. So that at this  
25. point the unit of government can have any level of indebted-  
26. ness they wish, before they were prohibited from going be-  
27. yond that amount as set forth in the Constitution. Why is  
28. that change necessary?

29. PRESIDENT:

30. Senator Welsh.

31. SENATOR WELSH:

32. Were you talking about 140 or 141, Senator? All 140  
33. does is add this particular taxing district to the...taxes

1. that the county clerk has under his jurisdiction now. It  
2. gives him a right to levy that particular tax. It's merely  
3. an addition to an...the existing...Act.

4. PRESIDENT:

5. Senator Bruce.

6. SENATOR BRUCE:

7. That's my question because on line 31 and 32 of Senate  
8. Bill 140...we talked about the limitation indebtedness pre-  
9. scribed in the Constitution or in a statute. The bill  
10. strikes the words, the Constitution or, and now that would  
11. take out, there's a limitation on indebtedness, in the Con-  
12. stitution. Now this Act will no longer...the Constitutional  
13. prohibitions would no longer apply. Is that right?

14. PRESIDENT:

15. Senator Welsh.

16. SENATOR WELSH:

17. Senator...I don't read it that way.

18. PRESIDENT:

19. Is there further discussion? Senator Soper.

20. SENATOR SOPER:

21. Mr. President and members of the Senate, I rise to  
22. support this bill. All this bill does is clarify the  
23. Constitution as to...this implementing Act. Now...the  
24. City or the Village of Oak Park wanted to put in a Mall  
25. and they...under the ...under the...home rule amendment  
26. to the Constitution or the disposition of the Constitu-  
27. tion under the home rule amendment. Now...when the Su-  
28. preme Court received a review on this...on this home rule  
29. amendment concerning...concerning service units, they  
30. decided there'd have to be an implementation in this.  
31. That's all that this bill does. It calls for hearings and  
32. it allows...a home rule unit to go in and...and use their  
33. power as a home rule unit to do this specific thing. And

1. I think we ought to help the Senator out with this.

2. PRESIDENT:

3. Is there further discussion? Senator Keegan.

4. Senator Keegan.

5. SENATOR KEEGAN:

6. ...May I...please have leave to question the sponsor.  
7. I would like to know if with the bill as it's presented  
8. plus the amendments that evidently are under consideration,  
9. that this will be a definitive implementation of that im-  
10. portant section of the Constitution. Will this do the job  
11. of implementing that section so that it's useful to all of  
12. us and not just restricted to one district?

13. PRESIDENT:

14. Senator Welsh.

15. SENATOR WELSH:

16. ...Yes it will. I feel the bill...answers your objec-  
17. tions now, Senator, but I'm waiting to see and I...Senator  
18. Nimrod has my word that I will hold the bills in the House.  
19. ...I haven't seen, however, his amendments as yet, but I  
20. will and but...in my judgment your opposition, as we dis-  
21. cussed it this morning, ...is not valid at this time.

22. PRESIDENT:

23. Senator Netsch.

24. SENATOR NETSCH:

25. Mr. President, I think my question may now be repeti-  
26. tious, and if so I apologize, I was off the floor for a  
27. few moments. ...what I had wondered about was whether or  
28. not...there were other provisions for or this would be put  
29. into a form that it would accomplish the authorization or  
30. the implementation of the area differential for home rule  
31. counties as well as for non-home rule units. Is that what  
32. you were discussing before? If so, I apologize.

33. PRESIDENT:

1. Senator Welsh.

2. SENATOR WELSH:

3. This applies only to home rule units, Senator. It

4. is my understanding that Senator Knuepfer has a bill or

5. a series of bills to take care of non-home rule units.

6. PRESIDENT:

7. Senator Netsch.

8. SENATOR NETSCH:

9. As I read the bill though, in a couple of the sections,

10. it applies not to all home rule units but only to home rule

11. municipalities, that leaves out home rule counties.

12. PRESIDENT:

13. Senator Welsh:

14. SENATOR WELSH:

15. The amendment...there is an amendment, Senator, on 141

16. that includes the...counties.

17. PRESIDENT:

18. Senator Mitchler.

19. SENATOR MITCHLER:

20. Yes, Mr. President, I'd like to ask the sponsor a

21. question. Senator Welsh did I understand that you suggested

22. that we pass the bill and then you would have the bill

23. amended in the House. There is an objection that you would

24. be agreeable to, to amend it in the House?

25. PRESIDENT:

26. Senator Welsh.

27. SENATOR WELSH:

28. Senator, I would agree to amend the bill if there is a

29. meeting of the minds between Senator Nimrod and...myself.

30. PRESIDENT:

31. Senator Mitchler.

32. SENATOR MITCHLER:

33. Well the only reason I asked that question, I mean, we

1. are not rushed at this time. Senator, I have no quarrel  
2. with your bill or anything but just for the clerical work  
3. of the secretaries who, in the last minute that bill gets  
4. held up and then comes back and we have to concur and we  
5. make all those motions, we can do them a great service as  
6. they do us a great service in the work...that they...the  
7. little extras they do, if we hold the bill here, amend it  
8. so when we send it over to the House it's in the best form  
9. that we can possibly have it and not rely on an amendment  
10. going on in the House. I think I raised that question the  
11. other day with somebody...and when I notice it, I'm going  
12. to try to raise it, to try to help our secretaries out.

13. PRESIDENT:

14. Senator Mohr.

15. SENATOR MOHR:

16. Mr. President, I thought that I explained that we do  
17. have an agreement with the sponsor and would amend the...  
18. the bill if it's necessary. Frankly we don't think it is,  
19. but we've told Senator Nimrod that we would amend it if  
20. necessary and that will be done. I would ask...move the  
21. previous question and get on with the roll call.

22. PRESIDENT:

23. The question...the previous question has been moved.  
24. ...Senator Mohr withhold the question? Senator Soper.

25. SENATOR SOPER:

26. I just found that there's a telephone call in from  
27. Chapman-Cutler. We've been trying to converse with them  
28. on this subject. I talked to Chapman-Cutler before and I  
29. didn't know this bill was going to be called up. I wasn't  
30. too prepared and I didn't know what I was saying...alto-  
31. gether, it wasn't too clear, but I talked to Bob Sharp at  
32. Chapman-Cutler on this bill, and this is necessary to im-  
33. plement the Constitution in order to be able to do these

1. things because there's a little discrepancy, and it says  
2. there should be clarifying legislation by the Legislature  
3. and that they feel that this is necessary for the home rule  
4. units to be able to do this. So if we hold this about three  
5. minutes, I think we'll satisfy Nimrod, who's talking on the  
6. phone, and if we have some other business for a few minutes  
7. I...

8. PRESIDENT:

9. ...wait...the Chair wants to observe that we do need  
10. to proceed toward adjournment, we have a great deal of in-  
11. terest in a 2:15 committee meeting scheduled...I don't know  
12. how much delay would be involved here but is the urgency...

13. SENATOR SOPER:

14. Call the roll...Call the roll...Call the roll.

15. PRESIDENT:

16. Is there further discussion? Secretary will call the  
17. roll.

18. SECRETARY:

19. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew,  
20. Clarke, Conolly, Course, Daley, Davidson, Donnewald, Daugherty,  
21. Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Hynes, Johns,  
22. Keegan, Knuepfer, Knuppel, Kosinski, Latherow, McBroom, McCarthy,  
23. Merritt, Mitchler, Howard Mohr, Don Moore, Netsch, Newhouse,  
24. Nimrod, Nudelman..

25. PRESIDENT:

26. Senator Nimrod.

27. SENATOR NIMROD:

28. I...I pass.

29. SECRETARY:

30. Nudelman, Ozinga, Palmer, Partee, Regner, Rock, Roe,  
31. Romano, Saperstein, Savickas, Schaffer, Scholl, Shapiro,  
32. Smith, Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,  
33. Weaver, Welsh, Wooten, Mr. President...

1. PRESIDENT:  
2. Senator McBroom aye. Senator Nimrod.  
3. SENATOR NIMROD:  
4. No.  
5. PRESIDENT:  
6. Senator Walker aye. Senator Roe aye. Senator Bruce no.  
7. Senator Latherow present. Mitchler present. Senator Merritt  
8. present. On that question, the yeas are 40. The nays are 4.  
9. Present 3. The bill having received a constitutional majority  
10. is declared passed. Senate Bill 141. Senator Welsh. Same  
11. roll call has been requested. Is there leave?  
12. SENATOR WELSH:  
13. Same roll call.  
14. PRESIDENT:  
15. A roll call has been requested.  
16. SECRETARY:  
17. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew,  
18. Clarke, Conolly, Course, Daley, Davidson, Donnewald, Dougherty,  
19. Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Hynes, Johns,  
20. Keegan, Knuepfer, Knuppel, Kosinski, Latherow, McBroom, McCarthy,  
21. Merritt, Mitchler, Howard Mohr, Don Moore, Netsch, Newhouse,  
22. Nimrod, Nudelman, Ozinga, Palmer, Partee, Regner, Rock, Roe,  
23. Romano, Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,  
24. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver,  
25. Welsh, Wooten, Mr. President.  
26. PRESIDENT:  
27. On that question the yeas are 36. The nays are 2.  
28. Present 3. The bill having received a constitutional majority  
29. is declared passed. The Chair wishes to...for what purpose  
30. does Senator Dougherty arise?  
31. SENATOR DOUGHERTY:  
32. Having voted on the prevailing side, I vote to reconsider.  
33. PRESIDENT:  
34. Senator Dougherty moves. Senator Carroll seconds to

1. table. All in favor of the motion signify by saying aye. Con-  
2. trary nay. Motion is carried. The Chair wishes to acknowledge,  
3. I believe, that that is Senator Welsh's first bill since being  
4. a Senator. Senator Carroll.

5. SENATOR CARROLL:

6. Thank you, Mr. President. I arise on, I guess, what would  
7. be the point of personal privilege. I noticed with great in-  
8. terest that your attempts to expedite the matters on the floor  
9. of the Senate, in order to get the Senate out in time for a  
10. 2:15 committee. I would appreciate, however, in the future  
11. that the President use the powers of his office to extend the  
12. same privileges to the members of the Judiciary Committee that  
13. had to wait two hours yesterday for Executive to adjourn and  
14. for Judiciary to begin its deliberations. I think all due  
15. effort should be made on both sides of the aisle to allow all  
16. committees to start at their proper time. Thank you.

17. PRESIDENT:

18. The comment is worthy of note and we are attempting to  
19. work out that problem. Thank you, Senator. Senator Partee.

20. SENATOR PARTEE:

21. In order to accommodate next week's...schedule, I would  
22. ask for leave for the Transportation Committee to be able to  
23. journalize...its report...to make its report and that it...  
24. that report be journalized today, subsequent, of course, to  
25. the time we leave here.

26. PRESIDENT:

27. Yes. Senator Partee is anticipating...action by the  
28. Senate and I join with him in it...on important legislation  
29. that we must...continue to move. So, the motion is that the  
30. journal remain open for the report of the action of the  
31. Committee on Transportation today so that...for why purpose  
32. does Senator Chew arise?

33. SENATOR CHEW:

In order to accommodate you and the rest of us that's

1. going to serve, I wonder could we move for the bills  
2. that's being introduced and resolutions that's up there  
3. to be journalized because there's never been any objec-  
4. tions to bills being introduced and I believe that's the  
5. next order of business.

6. PRESIDENT:

7. Senator, I am advised by our Counsel here, that...  
8. the appropriate procedure for us to follow is to recess  
9. now and reconvene the Senate...for the report of the Com-  
10. mittee. Then there will be no Constitutional cloud on  
11. this very important legislation. So that with that under-  
12. standing...we can then take care of the bill introductions  
13. at that recess session, Senator Chew. So the motion is to  
14. recess until...Senator Weaver.

15. SENATOR WEAVER:

16. Mr. Chairman, there'll be a short Republican Caucus  
17. in M-1 immediately after adjournment.

18. PRESIDENT:

19. It might save time, Senator Weaver, if we would have  
20. that Caucus in the President's Office.

21. SENATOR WEAVER:

22. Very good.

23. PRESIDENT:

24. We'll expedite that...now...Senator Chew. We have a  
25. mo...we have Senator Partee's motion pending before us...  
26. If he will withhold that motion...Senator Chew.

27. SENATOR CHEW:

28. The members of the Committee on Transportation will  
29. meet in A-1 in the new State Office Building. Now.

30. PRESIDENT:

31. Senator Merritt.

32. SENATOR MERRITT:

33. Mr. President, there was a short Caucus called

1. immediately following here. There have been many of the  
2. members not even had an opportunity even to get a bite to  
3. eat today.

4. PRESIDENT:

5. The Republican Caucus will last about five or six  
6. minutes.

7. SENATOR MERRITT:

8. Well...we still can't get to a 2:15 meeting. But the  
9. point I was trying to make, is it possible to shove that  
10. up to 2:30?

11. PRESIDENT:

12. The committee meeting or the Republican Caucus.

13. SENATOR MERRITT:

14. The committee meeting.

15. PRESIDENT:

16. The Chairman..that's about when it will take place  
17. if we do nothing. Senator Knuepfer.

18. SENATOR KNUEPFER:

19. Public Welfare will meet at 2:30 in Room 212.

20. PRESIDENT:

21. Senator Partee's motion then is that the Senate recess  
22. until 4:30 p.m. for the reading of committee reports and to  
23. proceed with the action by the one committee about which  
24. there is legislation...in which there is legislation of  
25. real great public concern. All in favor of the motion  
26. signify by saying aye. Contrary nay. Motion is carried  
27. and the Senate is recessed until 4:30 p.m.

28. (RECESS)

29.  
30. (AFTER RECESS)

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. The Senate will now be in Session. Committee Reports.

33. SECRETARY:

1. Senator Conolly, the Chairman on the Committee on  
2. Transportation and Public Utilities reports Senate Bills  
3. 176, 177, 178 and 248 with a recommendation that the bills  
4. Do Pass; Senate Bill 247 and House Bill 89 with a recom-  
5. mendation that the bills Do Pass, as amended.  
6. PRESIDING OFFICER (SENATOR GRAHAM):  
7. Introduction of bills.  
8. SECRETARY:  
9. Senate Bill 280 by Senators Harber Hall, Clarke,  
10. Shapiro, Merritt, Fawell, Soper, Regner, Glass, Schaffer,  
11. Roe, Mitchler, McBroom, Knuepfer, Don A. Moore, Bartulis,  
12. Berning, Buzbee and Bell. (Secretary reads title of bill);  
13. 281 by Senators Carroll, Partee, Donnewald and Rock.  
14. (Secretary reads title of bill); 282 by Senator Romano.  
15. (Secretary reads title of the bill); 283 by Senator McCarthy.  
16. (Secretary reads title of the bill); 284 by Senator McCarthy.  
17. (Secretary reads title of the bill); 285 by Bruce, Partee,  
18. Donnewald and Rock. (Secretary reads title of bill); 286 by  
19. Bruce, Partee, Donnewald and Rock. (Secretary reads title  
20. of bill); 287 by Vadalabene, Partee, Donnewald, Rock, Course,  
21. and Savickas. (Secretary reads title of bill); 288 by  
22. Senators Course, Partee, Rock, Donnewald, Savickas, Vadalabene,  
23. Dougherty and Kosinski. (Secretary reads title of bill);  
24. 289 by Senators Savickas, Partee, Rock, Donnewald, Course and  
25. Vadalabene, (Secretary reads title of bill); 290 by Senators  
26. Johns, Partee and Donnewald. (Secretary reads title of bill);  
27. 291 by Senator Chew. (Secretary reads title of bill); 292 by  
28. Senators Buzbee, Newhouse, Keegan, Johns and Wooten. (Secre-  
29. tary reads title of bill); 293 by Senators Buzbee, Newhouse,  
30. Keegan, Johns and Wooten. (Secretary reads title of bill);  
31. 294 by Buzbee, Partee and Donnewald. (Secretary reads title  
32. ofbill); 295 by Senators Netsch, Partee, Donnewald and Rock.  
33. (Secretary reads title of bill); 296 by Senators Swinarski,

1. Rock, Donnewald, Partee and Kosinski. (Secretary reads  
2. title of bill); 297 by Senators Saperstein, Newhouse, Hynes,  
3. Palmer, Buzbee, Keegan, Netsch, Fawell and Nudelman.  
4. (Secretary reads title of bill); 298 by Senators Smith,  
5. Partee, Donnewald and Rock. (Secretary reads title of  
6. bill); 299 by Smith, Partee, Donnewald and Rock. (Secre-  
7. tary reads title of bill); 300 by Senator Partee. (Secre-  
8. tary reads title of bill); 301 by Senator Partee. (Secre-  
9. tary reads title of bill). 1st reading of the bills.

10. PRESIDING OFFICER (SENATOR GRAHAM):

11. Messages from the House.

12. SECRETARY:

13. A message from the House by Mr. Selcke.

14. Mr. President--I am directed to inform the Senate  
15. that the House of Representatives has adopted the following  
16. Joint Resolution, in the adoption of which I am instructed  
17. to ask the concurrence of the Senate, to-wit:

18. (Reads House Joint Resolution

19. Constitutional Amendment 7)

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Executive.

22. SECRETARY:

23. A message from the House by Mr. Selcke.

24. Mr. President--I am directed to inform the Senate  
25. that the House of Representatives has passed bills of the  
26. following titles in the passage of which I am instructed  
27. to ask concurrence of the Senate, to-wit: House Bills 33,  
28. 55, 57, 237, 8, 17 and 32.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Resolutions. Any further business to come before  
31. the Senate?

32. SECRETARY:

33. Senate Resolution No.52, by Senators Mitchler,

1. Graham, Schaffer and all Senators.

2. SENATOR MITCHLER:

3. Mr. President and members of the Senate, Senate Reso-  
4. lution No. 52 is a Death Resolution for the Honorable  
5. Judge Charles G. Seidel of Elgin, Illinois, and Kane County.  
6. Judge Seidel was an outstanding attorney and later served  
7. as the 1st Chief Judge of the 16th Judicial District and I  
8. would ask for the suspension of the rules, the immediate  
9. consideration and adoption of this Death Resolution honor-  
10. ing the late Judge Charles G. Seidel.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Senator Mitchler asked for a suspension of the rules  
13. for an immediate adoption of the Resolution. All in favor  
14. signify by saying aye. Opposed. And do you wish all Sena-  
15. tors to be shown as sponsors or invite them to be.

16. SENATOR MITCHLER:

17. Yes. The bill was introduced by yourself and me and  
18. all of the Senators should be shown as sponsors.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. All of the Senators will be shown as sponsors. Were  
21. you seeking recognition, Senator Rock?...We move the...  
22. All in favor of the adoption of the Resolution will signify  
23. by saying aye. Opposed. The Resolution is adopted. Sena-  
24. tor Merritt moves that the Senate do now stand adjourned  
25. until 11:30 next Tuesday. The Senate is adjourned.

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