

78th GENERAL ASSEMBLY

May 3, 1973

1. PRESIDENT:

2. Senate will come to order. Invocation will be offered by
3. the Reverend Charles Ide of Olivet Nazarene College, Kankakee,
4. Illinois. Reverend Ide.

5. (Prayer by Reverend Ide.)

6. PRESIDENT:

7. We have a very special event that has been arranged for our
8. enjoyment today and to acquaint you with this program, I'm
9. pleased to introduce your colleague, Senator Ed McBroom. Ed.

10. SENATOR MCBROOM:

11. President Harris, members of the Senate, I particularly ap-
12. preciate your indulgence in this for a few minutes this morning
13. and I think I'm safe to predict that you will all be in for a very
14. rewarding experience. I have heard the Olivetions in the past
15. and they are quite delightful. A year or so ago, Senator Partee
16. and I just about had a date worked out that was convenient for
17. the Senate and for them and then something happened that it did-
18. n't materialize. The Olivet Nazarene College...some of you go
19. back...I know have acquaintances that went there 30 and 40 years
20. ago when it was known as St. Vidars. Our colleague, McGloon,
21. was a graduate of St. Vidars and has subsequently become the
22. Olivet Nazarene College. Contrary to what some people might
23. think, it's not a pocket College, it's one of substantial size
24. and continually growing. The President of the Roosevelt National
25. Life Insurance Company who is seated in the gallery is an ac-
26. quaintance of mine since boyhood and also a graduate of that
27. school. His son is now attending Olivet and is a member of the
28. Olivetions. I'd like to very briefly, you've heard from Reverend
29. Ide. He was introduced by Senator Harris. He's accompanied by
30. Reverend Paul Martin, if you people would care to hold your ap-
31. plause until I introduce the group. Reverend Martin would you
32. take a bow and just remain standing, and I'm going to ask the
33. other young people if they'll raise their hands as I introduce

1. them. Miss Judy Hess of Parkersburg, West Virginia. Are they...
2. come out please. Come up here. If you'll come up here and I'd
3. just like to identify you because several are from Illinois and
4. one's from your district Senator Hall. ...Miss Judy Hess of
5. Parkersburg, West Virginia, if you'll just raise your hands very
6. briefly, Jan Rodenbeck of Indianapolis, Mary Graves of Indianapolis,
7. Jean Ann Buckles of Anderson, Indiana, Buster Oliver, where are
8. you Buster, of Springfield. Who I just alluded to. Mike Hancock
9. of Charleston, West Virginia, Mike Miracle of Bloomington, Illinois,
10. Jack McGlumphy, Warren Ohio. Steve Williamson, Ft. Wayne, Indiana.
11. Steve Self of St. Louis and Steve Dividal of my district in
12. Bourbonnais. That is the group and I appreciate your indulgence
13. and we will permit you to proceed. Thank you very much.

14. (Music by the Olivetions)

15. SENATOR GRAHAM:

16. Thank you, Senator Harris, and I did ask that these wonderful,
17. wonderful young people make their exit by this route so that those
18. in the President's gallery who didn't have an opportunity to see
19. the real young America in action, would have an opportunity. And
20. here they are, aren't they great? Thank you.

21. PRESIDENT:

22. Now if the Senate will just be at ease for just two or three
23. minutes while they...Senator Smith. Senator Smith.

24. SENATOR SMITH:

25. I have been moved and touched. Mr. President and members
26. of the Senate, you must, please bear with me for just a moment.
27. As I sat here at my seat and listened to those eight young people
28. sing the various songs that they sang, the thought entered my mind
29. Sir, that every soul has at one time or another felt the wonderful
30. influence of music. Its sways are universal, from the babe who
31. falls asleep under the crooning of a mother's lullaby, to the aged
32. man whose soul flies into eternity on the wings of melody. The
33. influence of music has, I believe, a greater hold upon no man than

1. it has upon the members of my particular ethnic group. Though
2. we may not all always sing acceptably like these young people did
3. here today, we can all always make a joyful noise. The young man
4. who acted as spokesman over to your immediate left, Mr. President,
5. made reference to the wording of a book that to me is very, very
6. sacred, the Bible. In reading that Book to which he referred, I
7. recall as I stand here, that the Hebrews while in Babylon, they
8. were asked to sing the songs of Zion. They could not sing, and
9. they did not sing because they wept, says the Bible. My foreparents,
10. Mr. President, sang, although they wept. They were not permitted
11. to sit beside the rivers and weep and as a proof that we did not
12. hang our harps upon the willow, the civilized world has heard the
13. slave melodies from the sunny South. That group sang a song about
14. the Grand Old Flag, and I could wish that all of the citizens of
15. the State of Illinois might have heard them, had the chance to look
16. into their faces as I did, as I sat here, and received the vibrations
17. that came from them as they sang. Senator Hynes was sitting here
18. beside me at the time and I whispered and said to him, I for one,
19. I know not the names, I know not the name of the group, but I for
20. one am proud of the young Americans particularly of the type that
21. appeared here. I don't know how, by invitation I take it, or by
22. request, and delighted, I date say, every member of this august
23. Senate that heard them. I've heard Senators stand here and decry
24. the youth of America, young people of today. And bear with me,
25. Mr. President, long enough to permit me to say that I for one now
26. in the closing days of my earthly existence, I have a great deal
27. of confidence and respect for the youth of today. I believe that
28. properly trained, and properly guided, they can and they will
29. produce the knowledge and the know-how to solve the problems with
30. which the world stands vexed today. I recall that sometime ago
31. I bought for my child a beautiful globe, in an attempt to try and
32. increase his interests in geography, and that night before that
33. child of mine retired he had become so enamored with the globe

1. that he took it in his bedroom and he placed it on a table there
2. beside his bed. Later thinking that he was asleep, I went into
3. his room, I picked up the globe, I started out and he suddenly
4. sprang up in bed and he said, he always calls me for some reason
5. or another even until today, he said "Hey Egghead, what are you
6. doing with my globe, my world?" I think that that's a question
7. that those youth who sang here this morning and all of the youth
8. in America has a right to ask of their elders, WHAT ARE YOU DOING
9. WITH OUR WORLD? I said to the Senator as he sat here and I sat
10. there in my seat, the youth of the world are not responsible for
11. the conditions that exist in the world today, and I further said
12. to him, it's old fossils like me, and others like me my age, I'm
13. perhaps the oldest member of this Senate, in age, we are responsible
14. for the conditions of the world today. We are the ones that have
15. made the mistakes. We are the ones that's responsible for many of
16. the conditions with which Senators grow eloquent here and complain
17. about. We ascribe the fault and reason to the youth of today. It
18. filled my heart with joy as...and I noted that some of the songs
19. that they sang here, another was, I'm Thankful to Be An American.
20. I'm thankful to be an American. He also said by way of expression,
21. we came to America, members of my racial group with few exceptions,
22. were born on American soil beneath the American Flag, whatever
23. others may think, whatever Senators may say, we too are Americans.
24. And we are proud as the young people sang of that Grand Old Flag,
25. it thrilled me, Mr. President, you know, and Senators know I
26. would of sat here and said nothing, but I want to compliment
27. publicly whoever invited them, whoever accepted their request,
28. or whatever the conditions were that caused their presence here
29. today, because I think it's something that every member of this
30. Body needed, good spiritual singing, patriotic singing, such as
31. they sang here today. And I know not your name, gentlemen and
32. ladies, there were four men and four young ladies, but Fred Smith
33. wishes publicly to say that you touched my heart, and I'm proud

1. of you and I'm proud of the youth of today. Thank you, Mr.
2. President.

3. PRESIDENT:

4. Thank you, Senator, I'm sure that you spoke the words that
5. were in the heart and bodies of everyone who was privileged to
6. hear this magnificent group of young people. Reading of the
7. Journal.

8. SECRETARY:

9. Tuesday, April 24th 1973. ...

10. PRESIDENT:

11. Senator Soper.

12. SENATOR SOPER:

13. Mr. President and members of the Senate, I move to dispense
14. with further reading of the Journal of May 24th unless there's some
15. corrections to be made by a Senator, I move that the Journal stand
16. approved.

17. PRESIDENT:

18. Senator Soper moves the approval of the reading of the Journal
19. of April 24th. All in favor signify by saying aye. Contrary nay.
20. The motion carries, the Journal of April 24th is approved.

21. SECRETARY:

22. Wednesday, April 25, 1973.

23. PRESIDENT:

24. Senator Soper.

25. SENATOR SOPER:

26. I move to dispense with the further reading of the Journal of
27. May 25th and unless some Senator has corrections to offer, that the
28. Journal stand approved. April 25th, I'm sorry.

29. PRESIDENT:

30. Senator Soper moved to dispense with further reading of the
31. Journal of April 25th until the arrival of the printed Journal.
32. All in favor signify by saying aye. I'm sorry, I misunderstood
33. the motion. That the Journal of April 25 be approved. All in

1. favor signify by saying aye. Contrary nay. Motion carried.

2. The Journal for April 25th is approved.

3. SECRETARY:

4. Thursday, April 26, 1973.

5. PRESIDENT:

6. Senator Soper.

7. SENATOR SOPER:

8. Move to dispense with the further reading of the Journal
9. of April 26th, unless there's some corrections to be made by some
10. Senator, that the Journal stand approved.

11. PRESIDENT:

12. Senator Soper has moved to dispense with further reading of
13. the Journal of April 26th and unless there are corrections or
14. additions by a Senator that the Journal stand approved. All in
15. favor signify by saying aye. Contrary nay. Motion carries.
16. The Journal is approved. Senator Soper.

17. SENATOR SOPER.

18. Mr. President, I move to postpone reading of the Journals of
19. May 1st and May 2nd pending the arrival of the printed Journal.

20. PRESIDENT:

21. Senator Soper moves to dispense with reading of the Journals
22. of May 1 and 2 until the arrival of the printed Journal. All in
23. favor of the motion signify by saying aye. Contrary nay. Motion
24. carries. Senator Wooten.

25. SENATOR WOOTEN:

26. Mr. President, I would like to move that the Committee on
27. Transportation be discharged from further consideration of SB 560
28. with an end to tabling that bill.

29. PRESIDENT:

30. Senator Wooten moves to discharge the Committee on Trans-
31. portation and Public Utilities from further consideration of SB 560
32. for the purpose of tabling. All in favor signify by saying aye.
33. Contrary nay. The motion carries. The bill is discharged on the

1. motion to table. All in favor signify by saying aye. Contrary
2. nay. Motion carries. SB 560 is tabled. For what purpose does
3. Senator Vadalabene arise?

4. SENATOR VADALABENE:

5. Thank you, Mr. President, I would at this time ask leave to
6. have my name removed as a co-sponsor of SB 631.

7. PRESIDENT:

8. Is there leave? So ordered. Senator Conolly.

9. SENATOR CONOLLY:

10. Mr. President, SB 878 was assigned to the Committee on
11. Local Government...

12. PRESIDENT:

13. Senator Conolly, might we defer that until we are on the
14. order of motion? I wasn't aware...

15. SENATOR CONOLLY:

16. Pardon me, I thought we were. Thank you.

17. PRESIDENT:

18. Committee reports.

19. SECRETARY:

20. Senator Graham, Chairman of the Committee on Assignment of
21. Bills, reports the following assignments: To the Committee on
22. Agriculture, Conservation and Ecology: HBs 264 and 648. Committee
23. on Appropriations: HB 457. Committee on Elections and Reappor-
24. tionment: HBs 212, 213, 214, 215, 216, 217, 218, 219, 220 and
25. 453. Committee on Executive: HBs 387, 493 and 577. Committee
26. on Judiciary: HB 658. Committee on Local Government: HB 438.
27. Committee on Pensions and Personnel: HB 168. Committee on
28. Revenue: HB 300. Senator Walker, the Chairman of the Committee
29. on Licensed Activities and Regulation reports SB 477, 561, 772,
30. 773 and 924 with the recommendation that the bills do pass. SB
31. 218 with the recommendation the bill do pass as amended. SB 86
32. with the recommendation the bill do not pass as amended. Senator
33. Berning, the Chairman of the Committee on Pensions and Personnel

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1. reports SBs 267, 420, 428, 693, 714, 89, 486, 576, 577, 641 and
2. 880 with the recommendation the bills do pass. SB 572, 726 and
3. 781 with the recommendation the bills do not pass. Senator
4. Fawell, the Chairman of the Committee on Education reports SB
5. 404, 667, 700, 917 and 951 with the recommendation the bills
6. do pass. SBs 1081 and 1083 with the recommendation the bills do
7. pass and be re-referred to the Committee on Appropriations. SB
8. 593 with the recommendation the bill do pass as amended. SB 699
9. with the recommendation the bill do pass as amended and be re-
10. referred to the Committee on Appropriations. SB 1016 with the
11. recommendation the bill do not pass. Senator McBroom, the Chair-
12. man of the Committee on Appropriations, reports SB 200, 282, 294,
13. 308, 322, 433, 549 and 633 with the recommendation the bills do
14. pass. SB 369, 421 and 479 with the recommendation the bills do
15. pass as amended. SB 213 with the report the bill back without
16. recommendation. Senator Sours, the Chairman of the Committee on
17. Judiciary reports SB 12, 15, 254, 255, 454, 501, 523, 524, 525,
18. 526, 527, 528, 529, 530, 535, 605, 606, 627, 999, 1079, 1136 and
19. 1137 with the recommendation the bills do pass. HB 129 and 499
20. with the recommendation the bills do pass. SB 430 with the rec-
21. ommendation the bill do pass, as amended. HB 318 with the rec-
22. ommendation the bill do pass as amended. SB 500 with the rec-
23. ommendation the bill be re-referred to the Committee on Industry
24. and Labor. SBs 14 and 766 with the recommendation the bills do
25. pass. SBs 334 and 335 with the recommendation the bills do not
26. pass as amended. Senator Don Moore, the Chairman of the Com-
27. mittee on Elections reports SB 455 and HBs 185 and 351 with the
28. recommendation the bills do pass. SB 763 without recommendation.
29. SB 583 and 642 with the recommendation the bills do not pass.
30. Senator Merritt, the Chairman of the Committee on Insurance reports
31. SB 758 with the recommendation the bill do pass. Senator Ozinga,
32. the Chairman of the Committee on Executive, reports SB 159 and
33. HB 254 with the recommendation the bills do pass. Senate Joint

1. Resolutions 28 and 29 with the recommendation that the reso-
2. lutions be adopted. SB 94 reported the same back without rec-
3. ommendation. SB 153, Senate Joint Resolutions 1 and Senate
4. Joint Resolution 14 with the recommendations that the bills do
5. not Pass. The Governor's message of February 20, 1973, reports
6. the same back in part with the recommendation that the Senate
7. advise and consent to the appointment of Gordon Worley to be a
8. member of the Capital Development Board.

9. PRESIDENT:

10. Senator Ozinga.

11. SENATOR OZINGA:

12. Mr. President, I would now move that the Senate resolve it-
13. self into Executive Session for the purpose of confirming the
14. appointment of Mr. Worley.

15. PRESIDENT:

16. All in favor of the motion to resolve the Senate into Exe-
17. cutive Session signify by saying aye. Contrary no. Motion
18. carries. The Senate is declared to be in Executive Session.
19. Senator Ozinga is recognized.

20. SENATOR OZINGA:

21. Mr. President, now I would move that the Senate advise and
22. consent to the nomination of Mr. Gordon Worley of River Forest
23. to be a member of the Capital Development Board for a term expiring
24. on the third Monday in January, of 1976.

25. PRESIDENT:

26. Question is shall the Senate advise and consent to the
27. nomination just made? The Secretary will call the roll. Will
28. the members please be in their seats?

29. SECRETARY:

30. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew, Clarke,
31. Conolly, Course, Daley, Davidson, Donnewald, Dougherty, Fawell,
32. Glass, Graham, Harber Hall, Kenneth Hall, Hynes, Johns, Keegan,
33. Knuepfer, Knuppel, Kosinski, Latherow, McBroom, McCarthy, Merritt,

1. Mitchler, Howard Mohr, Don Moore, Metsch, Newhouse, Nimrod,
2. Nudelman, Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
3. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith, Sommer,
4. Soper, Sours, Swinarski, Vadalabene, Walker, Weaver, Welsh,
5. Wooten, Mr. President.

6. PRESIDENT:

7. The result of the vote of the Senate on the question is
8. 46 yeas, no nays. The majority of the Senators elected concurring
9. by record vote the Senate does advise and consent to the Governor's
10. nomination of Gordon Worley to be a member of the Capital Develop-
11. ment Board. Senator Ozinga.

12. SENATOR OZINGA:

13. Now, Mr. President, I would move that the Senate do arise from
14. its executive session. Do Arise.

15. PRESIDENT:

16. Senator Ozinga, moves that the executive session of the
17. Senate do now arise. All in favor signify by saying aye. Contrary
18. no. The motion carries. The Executive Session has arisen.
19. All right, Senator Ozinga.

20. SENATOR OZINGA:

21. Now, Mr. President, two things. First of all, for an announce-
22. ment with reference to SB 94 wherein a bill was recommended out
23. on the report just a...

24. PRESIDENT:

25. Without recommendation. It is now without recommendation
26. on the table.

27. SENATOR OZINGA:

28. I would now move that the bill be taken from the table and
29. placed on the Secretary's desk.

30. PRESIDENT:

31. Senator Ozinga moves that SB 94 be taken from the table and
32. placed on the Secretary's desk. All in favor, signify by saying
33. aye. Contrary no. Motion carries. That SB 94 is placed on the

1. Secretary's desk. Senator Ozinga.

2. SENATOR OZINGA:

3. Now, Mr. President, for the purpose of announcement has

4. requested a subcommittee to analyze this bill, was named namely

5. Senator Clarke, Senator McBroom and Senator Smith.

6. PRESIDENT:

7. Senator Ozinga has appointed a subcommittee of the Senate

8. to examine SB 94, composed of Senators Clarke, McBroom and Smith.

9. For what purpose does Senator Saperstein arise?

10. SENATOR SAPERSTEIN:

11. Mr. President, are we on the order of motion?

12. PRESIDENT:

13. No, we are not...

14. SENATOR SAPERSTEIN:

15. Not yet?

16. PRESIDENT:

17. I've recognized Senator Ozinga because of the matter coming

18. from the Executive Committee. I'll recognize you on the order of

19. motion. Senator Saperstein.

20. SENATOR SAPERSTEIN:

21. Can we expect to be recognized...pardon me.

22. PRESIDENT:

23. Yes, right after the order of second reading is our regular

24. order of motions.

25. SENATOR SAPERSTEIN:

26. O.K., thank you.

27. PRESIDENT:

28. O.K., Resolutions.

29. SECRETARY:

30. Senate Resolution 128 by Senators Hynes and Dougherty and its

31. Congratulatory. Dominic Lupo.

32. PRESIDENT:

33. Senator Dougherty.

1. SENATOR DOUGHERTY:

2. This is a Complimentary Resolution. I would move for
3. suspension from the rules and immediate consideration of the
4. Resolution.

5. PRESIDENT:

6. Senator Dougherty moves to suspend the rules for the immediate
7. consideration of the adoption of the resolution. All in favor
8. signify by saying aye. Contrary no. The motion is carried. The
9. rules are suspended on the motion to adopt. All in...

10. SENATOR DOUGHERTY:

11. Now I moved to adopt a resolution.

12. PRESIDENT:

13. Yes, Senator Dougherty moves to adopt the resolution, all
14. in favor signify by saying aye. Contrary nay. Motion carries.
15. The resolution is adopted.

16. SENATOR DOUGHERTY:

17. Thank you.

18. SECRETARY:

19. Senate Resolution 129 by Senators Scholl, Daley, Nudelman,
20. Partee, Rock, Dougherty, Palmer, Course, Vadalabene, Welsh, Romano,
21. Kosinski, Soper, Smith, Kenneth Hall, Saperstein, Swinarski,
22. Newhouse, Carroll, Knuppel, Buzbee, Keegan, Nimrod, Howard Mohr,
23. Glass, Roe, Don Moore, Walker, Regner, Graham, Conolly, Sours,
24. Ozinga, Latherow, McBroom, Hynes, Bell, Shapiro, Clarke and
25. Harris.

26. PRESIDENT:

27. Senator Partee.

28. SENATOR PARTEE:

29. I noticed that both Senators Scholl and Daley who are the
30. two lead sponsors on this resolution are off the floor, could we
31. just pass it till they get back?

32. PRESIDENT:

33. The Secretary has just inquired and the message was passed

1. up to me to be sure and call this resolution and I...I...we can
2. defer. Introduction of bills.

3. SECRETARY:

4. The following bills have been approved by the Senate rule...
5. approved for introduction by the Senate Rules Committee. SB 1139
6. by Senators Buzbee, Wooten, Roe, Bartulis and Latherow.

7. (Secretary reads title of bill)

8. SB 1140 by Senators Buzbee, Wooten, Roe, Bartulis and Latherow.

9. (Secretary reads title of bill)

10. SB 1141 by Senators Don Moore, Bartulis and Knuepfer.

11. (Secretary reads title of bill)

12. SB 1142 by Senators Saperstein, Partee, Donnewald and Rock.

13. (Secretary reads title of bill)

14. 1143 by Senators Bell, Harris, Graham and Mohr...Howard Mohr.

15. (Secretary reads title of bill)

16. SB 1144 by Senators Rock and Partee.

17. (Secretary reads title of bill)

18. 1st reading of the bills.

19. PRESIDENT:

20. On the order of resolutions, the two co-sponsors have returned
21. from the Governor's office and are ready to proceed. Senate
22. Resolution 129. Senator Daley. Senator Scholl.

23. SENATOR SCHOLL:

24. Mr. President and members of the Senate, this...what this
25. resolution does, it suggests to Governor Walker that...suggests to
26. Governor Walker that he immediately take action regarding the
27. appointment of one of the most important offices that the people
28. of Chicago are presently having problems with. It needs leadership,
29. and I'm talking about the Chicago Transit Authority. I would not
30. want politics played into this situation and the Governor should
31. act. The CTA, and we all know the financial problems that it has,
32. needs a leader and Milton Pikarsky is an expert in transportation.
33. He's not a political patronage employee. He has worked for

1. Republican administrations, Democratic administrations and I
2. point out and I underline that he is an expert in transportation
3. and I would urge that all the members of the Senate vote for
4. this Resolution. So that the people of Chicago, the people of
5. Cook County, can get a leader in the CTA who helps solve the
6. financial problems that it has.

7. PRESIDENT:

8. Senator Daley.

9. SENATOR DALEY:

10. Mr. President, fellow Senators, this resolution...is asking
11. the Governor to perform some action in regards to the appointment
12. of Milton Pikarsky. We're not asking for a confirmation, or
13. rejection of it, we are just asking the Governor to perform his
14. duty and make a decision. And or about March 19th, the Governor
15. did receive the letter of appointment from the Mayor of the City
16. of Chicago to the Governor in regards to Milton Pikarsky. As
17. Senator Scholl has stated Milton Pikarsky is an expert in the field
18. of Urban transportation, whether it's in Washington or in Springfield,
19. or in the City of Chicago. He has worked under both Republican
20. and Democratic administrations. The people of the City of Chicago
21. and the County of Cook deserve some action by the Governor in
22. regards to Milton Pikarsky. This resolution should be immediately
23. adopted and sent to the Governor. You and I know that urban trans-
24. portation is the number one problem of the State of Illinois, and
25. I believe that the Governor should face this problem and make some
26. type of decision. At this time, I would like to move to suspend
27. the rules for the purpose of the adoption of this resolution.

28. PRESIDENT:

29. Senator Daley moves to suspend the rules for the immediate
30. consideration of the adoption of the resolution. All in favor
31. signify by saying aye. Contrary no. Motion carries. The Reso-
32. lution is before us. Senator Chew is recognized.

33. SENATOR CHEW:

1. Thank you Mr. President and gentlemen of the Senate, to
2. support what has been said pertaining to the approval of Milton
3. Pikarsky, I have worked with him as an alderman in the City
4. Council and the last session I served as Chairman of the Committee
5. on Transportation and we worked closely there. We have gone to
6. the various transportation meetings throughout this country, and
7. each one I found that Pikarsky was one of the most respected men
8. in knowledge in this field. Every newspaper in Chicago has edi-
9. torialized him as being competent, able and willing. I am also
10. a member of the Commission on Transportation, and as the President
11. knows, we have worked on Saturdays formulating the ground work
12. for this six county area of mass transit around Chicago. And
13. as the President knows that each meeting Milton Pikarsky was on
14. the scene, as an expert in the field and many innovation that
15. are working now in the various cities, Alanta, Georgia, Baltimore,
16. Maryland; are working because of Milton Pikarsky's knowledge and
17. his input when they needed it. Now this is not a political place;
18. it's a matter of Milton should be approved by the Governor, so
19. we can get on to doing our work in the field of transportation
20. and I would urge this resolution to be adopted. I would urge
21. the Governor to immediately approve this appointment, and let
22. us get on with the business at hand. Thank you, Mr. President.

23. PRESIDENT:

24. Is there further discussion? All in favor of the motion to
25. adopt the resolution signify by saying aye. Contrary no. The
26. resolution is...the motion carries the resolution is adopted.
27. Messages from the House.

28. SECRETARY:

29. Message from the House by Mr. Selcke, Clerk:

30. Mr. President, I am directed to inform the Senate that
31. the House of Representatives has passed bills of the
32. following titles, and the passage of which I'm instructed
33. to ask concurrence of the Senate, to wit: HB 486, 370,

1. 353, 369, 229, 295, 358, 539, 707, 488, 489, 536, 647,
2. 680, 734, 793.

3. Mr. President, I am directed to inform the Senate that
4. the House of Representatives has adopted the following
5. preamble and Joint Resolution in the adoption of which I'm
6. instructed to ask concurrence of the Senate, to wit: House
7. Joint Resolution Constitutional Amendment number 10.

8. PRESIDENT:

9. Executive.

10. SECRETARY:

11. Mr. President, I am directed to inform the Senate the House
12. of Representatives has adopted the following Joint Resolution in
13. the adoption of which I am instruction to ask concurrence of the
14. Senate to wit: House Joint Resolution No. 41.

15. Resolved by the House of Representatives of the Seventy-
16. Eighth General Assembly of the State of Illinois, the Senate
17. concurring herein, that when the House of Representatives
18. adjourns on Thursday, May 3, 1973, it stand adjourned until
19. Monday, May 7, 1973, at 12:00 o'clock noon (C.D.S.T.), and
20. when the Senate adjourns on Friday, May 4, 1973, it stand
21. adjourned until Monday, May 7, 1973, at 2:30 o'clock p.m.
22. (C.D.S.T.).

23. PRESIDENT:

24. Senator Graham moves the adoption of the Adjournment Resolution,
25. all in favor signify by saying aye. Contrary no. The motion carries.
26. The Adjournment Resolution is adopted.

27. SECRETARY:

28. House Joint Resolution No. 42 and it extends congratulations to
29. the South Jacksonville Elementary School upon receiving a National
30. Honor.

31. PRESIDENT:

32. Senator Bartulis.

33. SENATOR BARTULIS:

1. I move for its adoption.

2. PRESIDENT:

3. Senator Bartulis, moves to suspend the rules for the immediate
4. consideration of the House Joint Resolution, which is congratulatory.
5. All in favor signify by saying aye. Contrary no. The motion carries,
6. on the motion to adopt, all in favor signify by saying aye. Contrary
7. no. The motion carries and the House Joint Resolution is adopted.

8. SECRETARY:

9. House Joint Resolution No. 16; this resolution directs the
10. Superintendent of Public Instruction to grant a scholarship to the
11. current...

12. PRESIDENT:

13. Executive. The Chair wishes to announce that we had a lengthy
14. discussion in the Republican caucus this morning about our schedule.
15. There is an extreme interest in taking a break each day for some
16. time for lunch and some break from the pressures of being involved
17. in decision making just all day long. I've not had a chance to
18. discuss this with Senator Partee, but I would point out that I
19. think we ought to try and observe that. Now we are coming back and
20. working tonight at 6:15 until we are no longer productive. Hopefully,
21. we will work till about 8:30 or so and give the Secretary's staff
22. a chance to process our work accomplished in that evening session.
23. It would be the intention of the Chair to announce to you that we
24. will dispense and recess on the order of business that we are
25. considering at 1:15 today. That will give us an hour from that
26. time to catch up on those individual personal matters that we want
27. to take care of and get some lunch. In the meantime, I would hope
28. that you would plan lunch during the recess, and I will keep you
29. informed about this process. There may be some days when we will
30. have to dispense with the break for lunch, but as often as we
31. possibly can we'll try to do it. So today we will complete the
32. order of business that is under consideration at 1:15 and recess
33. until 6:15. Senator Chew.

1. SENATOR CHEW:

2. Mr. President, I can certainly appreciate those remarks
3. from the bottom of my heart, that's one area that's been talked
4. about in our caucuses from time to time. You see, I take this
5. opportunity to say that your thinking is adequate. I don't
6. mind coming to work at 8:00 o'clock in the morning or 9:00, it
7. doesn't matter, but I think we're accustomed to having lunch and
8. I can only say words of praise for you. And you see, when we
9. realize that we're only human beings and not machines, then
10. we're going to be around here a little longer. One of our
11. members had to go to the hospital last night from the House,
12. because of the pressure and if this kind of pressure continues
13. we are going to have some more members, so I just wanted to get
14. up and congratulate you because I learned one thing in life,
15. when I am physically exhausted, I won't attend my mother's funeral.
16. So I hope you get the message.

17. PRESIDENT:

18. I might further announce that those of you who have in-
19. vitations to join ... the complimentary luncheon in the Rathskeller,
20. that time period that shows on the invitation has been extended
21. from 11:30 to 4:00 P.M., so those invitations will be honored
22. today, anytime those of you who received them for today from
23. 11:30 to 4:00 P.M. you just have to present yourself and your
24. invitation. Senate Bills on 2nd reading.

25. PRESIDING OFFICER: (SENATOR MOHR)

26. Senate Bill No. 1, Senator Merritt. SB No. 29. Senator
27. Partee. We're on 2nd reading Senator. You want to move it?
28. Senator Partee wishes to move SB 29.

29. SECRETARY:

30. SB 29.

31. (Secretary reads title of bill)

32. 2nd reading of the bill. The Committee on Revenue offers one
33. amendment.

1. PRESIDING OFFICER: (SENATOR MOHR)
2. Senator Partee.
3. SENATOR PARTEE:
4. I move the adoption of the Committee amendment.
5. PRESIDING OFFICER: (SENATOR MOHR)
6. Senator Partee moves the adoption of the Committee amend-
7. ment. All those in favor signify by saying aye. Opposed?
8. So ordered. Amendment is adopted. 3rd reading. Any amend-
9. ments from the Floor on SB 29? That's 3rd reading. SB 120.
10. Senator Don Moore.
11. SECRETARY:
12. SB 120.
13. (Secretary reads title of bill)
14. 2nd reading of the bill. No Committee Amendments.
15. PRESIDING OFFICER: (SENATOR MOHR)
16. Any amendments from the Floor? 3rd reading. Senate
17. Bill 148, Senator Schaffer.
18. SECRETARY:
19. SB 1...
20. PRESIDING OFFICER: (SENATOR MOHR)
21. Do you wish this called, Senator Schaffer? SB 191, Senator
22. Berning. Senator Berning, SB 191. SB 194; Senator Swinarski
23. wishes the bill called.
24. SECRETARY:
25. SB 194.
26. (Secretary reads title of bill)
27. 2nd reading of the bill. The Committee on Education offers
28. one amendment.
29. PRESIDING OFFICER: (SENATOR MOHR)
30. Do you want to explain the amendment, Senator?
31. SENATOR SWINARSKI:
32. That's it. Mr. President and members of the Council
33. that a ... it moves the effective date to 1975. I move that

1. the Committee Amendment be accepted.

2. PRESIDING OFFICER: (SENATOR MOHR)

3. Senator Swinarski moves the adoption of the Committee
4. Amendment. All those in favor say aye. Opposed? Committee
5. Amendment is adopted. Any amendments from the Floor? 3rd
6. reading. SB 236, Senator Knuepfer. Not on the Floor. SB 280,
7. Senator Hall, Harber Hall.

8. SECRETARY:

9. SB 280.

10. (Secretary reads title of bill)

11. 2nd reading of the bill. No Committee Amendments.

12. PRESIDING OFFICER: (SENATOR MOHR)

13. Any amendments from the Floor? 3rd reading. SB 281.

14. Senator Carroll. He wishes the bill moved.

15. SECRETARY:

16. SB 281.

17. (Secretary reads title of bill)

18. 2nd reading of the bill. No Committee Amendments.

19. PRESIDING OFFICER: (SENATOR MOHR)

20. Any amendments from the Floor? 3rd reading. SB 289.

21. Senator Savickas. He wishes that bill called.

22. SECRETARY:

23. SB 289.

24. (Secretary reads title of bill)

25. 2nd reading of the bill. No Committee Amendments.

26. PRESIDING OFFICER: (SENATOR MOHR)

27. Any amendments from the Floor? 3rd reading. SB 296.

28. Senator Swinarski, wishes the bill moved.

29. SECRETARY:

30. SB 296.

31. (Secretary reads title of bill)

32. 2nd reading of the bill. No Committee Amendments.

33. PRESIDING OFFICER: (SENATOR MOHR)

1. Amendments from the Floor? 3rd reading. SB 298,
2. Senator Smith.

3. SECRETARY:

4. SB 298.

5. (Secretary reads title of bill)

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

8. PRESIDING OFFICER: (SENATOR MOHR)

9. Senator Smith.

10. SENATOR SMITH:

11. Mr. President, this is a peculiar situation with ref-
12. erence to this bill; I note that Senator Knuepfer's not on
13. the Floor at present. They have added \$200,000 dollars to
14. this bill and the Auditor General doesn't want that additional
15. \$200,000. I'd hope that the task force would of worked on
16. this matter prior to now. And in view of the amendment, I'm
17. going to ask that we not advance it, please.

18. PRESIDING OFFICER: (SENATOR MOHR)

19. Senator Smith wishes to hold SB 298 and take that out
20. of the record. SB 321, Senator Berning. Senator Berning.

21. SENATOR BERNING:

22. Thank you, Mr. President, I do not want to call SB 321
23. today, but I would respectfully invite the attention of the
24. membership to this bill. I've been holding it in anticipation
25. of your comments, your requests for consideration of amend-
26. ments to the bill. In about two weeks or so, I would like
27. very much to call the bill. So I invite you again to let me
28. have your suggestions and requests as to amendments to con-
29. sider so that we can then take up the measure as most of you
30. would like to see it before we actually get to a vote. Thank
31. you.

32. PRESIDING OFFICER: (SENATOR MOHR)

33. Thank you, Senator. Senator Smith.

1. SENATOR SMITH:

2. I'd simply like to say to the Senate, in regards to his
3. bill, I have the amendments ready. And I should be happy to
4. confer with the Senator with regards to the amendments at his
5. convenience. The amendments are ready and on my desk.

6. PRESIDING OFFICER: (SENATOR MOHR)

7. Then, I'll suggest that you two Senators get together on
8. the amendments. SB 327, Senator Regner wishes to hold that.
9. SB 337, Senator McBroom. Not on the Floor. SB 342, Senator
10. Wooten. SB 343, Senator Sours. Senator Sours. Senator Sours,
11. SB 343.

12. SECRETARY:

13. SB 343.

14. (Secretary reads title of bill)

15. 2nd reading of the bill. The Committee on Appropriations of-
16. fers one amendment.

17. PRESIDING OFFICER: (SENATOR MOHR)

18. Senator Sours moves the adoption of the Committee Amendment.
19. All those in favor say aye. Opposed? Committee Amendment is
20. adopted. Any amendments from the Floor? 3rd reading. SB 359,
21. Senator Rock.

22. SECRETARY:

23. SB 359.

24. (Secretary reads title of bill)

25. 2nd reading of the bill. No Committee Amendments.

26. PRESIDING OFFICER: (SENATOR MOHR)

27. Any amendments from the Floor? 3rd reading. SB 362,
28. Senator Johns. SB 414, Senator Swinarski.

29. SECRETARY:

30. SB 414.

31. (Secretary reads title of bill) .

32. 2nd reading of the bill. No Committee Amendments.

33. PRESIDING OFFICER: (SENATOR MOHR)

1. Any amendments from the Floor? 3rd reading. SB 416,
2. Senator Harris. Senator Harris is off the Floor. Senator
3. Shapiro and SB 435.

4. SECRETARY:

5. SB 435.

6. (Secretary reads title of bill)

7. 2nd reading of the bill. No Committee Amendments.

8. PRESIDING OFFICER: (SENATOR MOHR)

9. Any amendments from the Floor? 3rd reading. SB 448,
10. Senator Bartulis.

11. SECRETARY:

12. SB 448.

13. (Secretary reads title of bill)

14. 2nd reading of the bill. No Committee Amendments. Amend-
15. ment number one by Senator Bartulis.

16. PRESIDING OFFICER: (SENATOR MOHR)

17. Senator Bartulis, will you explain amendment number one?

18. SENATOR BARTULIS:

19. Yes, thank you, Mr. President. Amendment No. 1 to SB 448
20. is a ... just a prepared by OSPI for the ... just in case the
21. bankruptcy did get the funding back and ... that it would just
22. amount that the OSPI would give to the school district that ...
23. that is all that they could get back. Just ... just a pro-
24. tection.

25. PRESIDING OFFICER: (SENATOR MOHR)

26. Senator Bartulis moves the adoption of Amendment No. 1.
27. All in favor signify by saying aye. Opposed? Amendment is
28. adopted. Amendments from the Floor? 3rd reading. SB 460,
29. Johns is not on the Floor. SB 489, Senator Carroll wishes
30. the bill called.

31. SECRETARY:

32. SB 489.

33. (Secretary reads title of bill)

1. 2nd reading of the bill. The Committee on Appropriations
2. offers one amendment.

3. PRESIDING OFFICER: (SENATOR MOHR)

4. Senator Carroll moves the adoption of Committee Amend-
5. ment No. 1. All those in favor say aye. Opposed? The amend-
6. ment is adopted. Any amendments from the Floor? 3rd reading.
7. SB 490, Senator Carroll.

8. SECRETARY:

9. Bill 490.

10. (Secretary reads title of bill)

11. 2nd reading of the bill. No Committee Amendments.

12. PRESIDING OFFICER: (SENATOR MOHR)

13. Any amendments from the Floor? 3rd reading. SB 511,
14. Senator Carroll.

15. SECRETARY:

16. SB 511.

17. (Secretary reads title of bill)

18. 2nd reading of the bill. The Committee on Appropriations
19. offers one amendment.

20. PRESIDING OFFICER: (SENATOR MOHR)

21. Senator Carroll moves the adoption of Committee Amend-
22. ment No. 1. All those in favor signify by saying aye. Opposed?
23. Committee Amendment is adopted. Any amendments from the Floor?
24. Senator Schaffer.

25. SENATOR SCHAFFER:

26. I just wanted to comment that the synopsis on a bill on
27. the Calendar say NIU, which is a very distinguished University
28. in DeKalb, which I'm an alumni. I would respectfully request
29. this synopsis be corrected to read NIEU or whatever it is, but
30. it's a little confusing since I'm the only northern alumni. I
31. immediately act favorably, only to find it's another school.

32. PRESIDING OFFICER: (SENATOR MOHR)

33. The Secretary has noted that, Senator, and it will be

1. corrected. SB 514, Senator Roe. Not on the Floor. SB 575,
2. Senator Knuppel. Move it?
3. SECRETARY:
4. SB 575.
5. (Secretary reads title of bill)
6. 2nd reading of the bill. The Committee on Agriculture offers
7. one amendment.
8. PRESIDING OFFICER: (SENATOR MOHR)
9. ... Senator Knuppel moves the adoption of the amendment
10. from the Committee. All those in favor signify by saying aye.
11. Opposed? The amendment is adopted. Any amendments from the
12. Floor? 3rd reading. SB 581, Senator Harris. Not on the Floor.
13. Senator Partee is a co-sponsor. I wonder if they want that
14. moved? Move that, move that please.
15. SECRETARY:
16. SB 581.
17. (Secretary reads title of bill)
18. 2nd reading of the bill. No Committee Amendments.
19. PRESIDING OFFICER: (SENATOR MOHR)
20. Any amendments from the Floor? 3rd reading. SB 589,
21. Senator Bartulis. SB 780, Senator Don Moore.
22. SECRETARY:
23. SB 780.
24. (Secretary reads title of bill)
25. 2nd reading of the bill. No Committee Amendments.
26. PRESIDING OFFICER: (SENATOR MOHR)
27. Amendments from the Floor? 3rd reading. SB 797, Senator
28. Regner, not on the Floor. SB 820, Senator Latherow.
29. SECRETARY:
30. SB 820.
31. (Secretary reads title of bill)
32. 2nd reading of the bill. No Committee Amendments.
33. PRESIDING OFFICER: (SENATOR MOHR)

1. Any amendments from the Floor? 3rd reading. SB 855,
2. Senator Glass.
3. SECRETARY:
4. SB 855.
5. (Secretary reads title of bill)
6. 2nd reading of the bill. No Committee Amendments.
7. PRESIDING OFFICER: (SENATOR MOHR)
8. Any amendments from the Floor? 3rd reading. SB 931,
9. Senator Latherow.
10. SECRETARY:
11. SB 931.
12. (Secretary reads title of bill)
13. 2nd reading of the bill. The Committee on Agriculture, Con-
14. servation and Ecology offers one amendment.
15. PRESIDING OFFICER: (SENATOR MOHR)
16. Senator Latherow moves the adoption of Amendment No. 1.
17. All those in favor signify by saying aye. Thank you. Opposed?
18. So ordered. 3rd reading. SB 932, Senator Rock.
19. SECRETARY:
20. SB 932.
21. (Secretary reads title of bill)
22. 2nd reading of the bill. No Committee Amendments.
23. PRESIDING OFFICER: (SENATOR MOHR)
24. Amendments from the Floor? 3rd reading. SB 977, Senator
25. Keegan wishes her bill called.
26. SECRETARY:
27. SB 977.
28. (Secretary reads title of bill)
29. 2nd reading of the bill. The Committee on Agriculture, Con-
30. servation and Ecology offers one amendment.
31. PRESIDING OFFICER: (SENATOR MOHR)
32. Senator Latherow.
33. SENATOR LATHEROW:

1. Mr. President, I wonder if she would yield to bringing
2. that back from 3rd for a possible 2nd amendment?

3. PRESIDING OFFICER: (SENATOR MOHR)

4. Senator Keegan. Senator agrees to ... Committee Amend-
5. ment No. 1 Senator. Do you wish the adoption? Senator Keegan
6. moves the adoption of Committee Amendment No. 1. All those
7. in favor signify by saying aye. Opposed? The amendment is
8. adopted. Amendments from the Floor? 3rd reading. SB 981,
9. Senator Partee, wishes it held. SB 1052, Senator Hynes.

10. SECRETARY:

11. SB 1052.

12. (Secretary reads title of bill)

13. 2nd reading of the bill. The Committee on Revenue offers one
14. amendment.

15. PRESIDING OFFICER: (SENATOR MOHR)

16. Move the adoption of the Committee Amendment? Senator
17. Hynes so moves. All those in favor signify by saying aye.
18. Opposed? The amendment is adopted. Any amendments from the
19. Floor? 3rd reading. SB 1076, Senator Don Moore.

20. SECRETARY:

21. SB 1076.

22. (Secretary reads title of bill)

23. 2nd reading of the bill. No Committee Amendments.

24. PRESIDING OFFICER: (SENATOR MOHR)

25. Amendments from the Floor?

26. SECRETARY:

27. Amendment No. 1 by Senator Moore.

28. PRESIDING OFFICER: (SENATOR MOHR)

29. Senator Moore, do you wish to explain your amendment?

30. SENATOR MOORE:

31. Yes, this is an amendment that was requested by the
32. Committee, by Mr. Dale Yung of the Department of Local Govern-
33. ment. There is a question, although it did not pertain to my
34. bills specifically, it did clarify the language in the existing
35. statute and I move its adoption, Mr. President.

1. PRESIDING OFFICER: (SENATOR MOHR)

2. Senator Partee.

3. SENATOR PARTEE:

4. I just couldn't hear him, I didn't know what he said.

5. PRESIDING OFFICER: (SENATOR MOHR)

6. Senator Moore, would you explain that amendment one more
7. time?

8. SENATOR MOORE:

9. This is an amendment, Senator Partee, that came out of
10. the discussion of the bill in the Committee although it did
11. not affect the language that I attempted to put in. Mr. Dale
12. Yung of the Department of Local Governmental Affairs suggested
13. that the language as is in the amendment be inserted in the
14. existing law. The present law which my bill does not affect,
15. states that the respective County Clerk shall deliver the books
16. for the collection of taxes of the County or Town Collectors
17. on or before the 31st day of December annually. Now, in the
18. Counties of over 100,000, this is impossible to do and this was
19. brought out and therefore an amendment which is on the Clerk's
20. ... on the Secretary's desk now states that the books shall be
21. delivered on the 31st day of December and the amendment is or
22. as soon thereafter as the books are completed. So that this
23. gives the County Clerk latitude in the counties of over 100,000
24. as to the time when these books have to be delivered.

25. PRESIDING OFFICER: (SENATOR MOHR)

26. Thank you, Senator ... Senator Moore moves the adoption of
27. Amendment No. 1. All in favor signify by saying aye. Opposed?
28. So ordered. Any amendments from the Floor? Is adopted. 3rd
29. reading. Senator Johns.

30. SENATOR JOHNS:

31. Mr. President, I was off the Floor when SB 460 on 2nd
32. reading was called. I'd like to move that please.

33. PRESIDING OFFICER: (SENATOR MOHR)

1. SB 460, Senator Johns wishes that bill to be called.

2. SECRETARY:

3. 460.

4. (Secretary reads title of bill)

5. 2nd reading of the bill. No Committee Amendments.

6. PRESIDING OFFICER: (SENATOR MOHR)

7. Amendments from the Floor? 3rd reading. We'll now

8. proceed to SB's 3rd. Senator Course.

9. SENATOR COURSE:

10. Yes, Mr. President, I'd like to recall SB 333 back to

11. the order of 2nd reading for the purpose of putting an amend-

12. ment on it.

13. PRESIDING OFFICER: (SENATOR MOHR)

14. SB 333, Senator Course wishes that called back to 2nd
15. reading for the order of amendments. ... Senator Saperstein.

16. SENATOR SAPERSTEIN:

17. Mr. President, early this morning I had asked Senator

18. Harris, President, when we might expect the action on the

19. Resolution which is on the Secretary's desk and he assured

20. me that it would be taken up after we finished 2nd hearing.

21. The motion there ... it's a motion, not a Resolution.

22. PRESIDING OFFICER: (SENATOR MOHR)

23. All right, we're on motions now Senator. Senator Course,

24. SB 333 wishes that moved back to the order of 2nd reading for

25. an amendment. Senator Course.

26. SENATOR COURSE:

27. Yes, Mr. President, this ... the amendment brings it in

28. line with the Federal Highway Act, that's all it does. I move

29. the adoption of the amendment. Amendment No. 1.

30. PRESIDING OFFICER: (SENATOR MOHR)

31. Senator Course moves the adoption of Amendment No. 1.

32. All those in favor signify by saying aye. Opposed? Amendment

33. No. 1 is adopted. Amendments from the Floor on SB 333? On

1. SB 333, Senator Chew. 3rd reading on SB 333, Senator Chew.

2. SENATOR CHEW:

3. Mr. President, on SB 21, I would like leave to call it
4. back to the order of 2nd reading for the purpose of amend-
5. ment. Secretary has the amendment.

6. PRESIDING OFFICER: (SENATOR MOHR)

7. Senator Chew wishes SB 21 called back to the order of
8. 2nd reading for purpose of amendment. Any objections? Leave.
9. Amendment No. 1.

10. SENATOR CHEW:

11. Move its adoption, Mr. President.

12. PRESIDING OFFICER: (SENATOR MOHR)

13. Senator Chew moves the adoption of Amendment No. 1. All
14. those in favor signify by saying aye. Opposed? Amendment is
15. adopted.

16. SENATOR CHEW:

17. Thank you, Mr. President.

18. PRESIDING OFFICER: (SENATOR MOHR)

19. Any amendments from the Floor on SB 21? 3rd reading.
20. Senator Saperstein.

21. SENATOR SAPERSTEIN:

22. Mr. President, will Mr. Fernandes please read the motion?

23. PRESIDING OFFICER: (SENATOR MOHR)

24. Secretary, read the motion.

25. SECRETARY:

26. Motion to discharge Committee on Executive:

27. Pursuant to the provisions of Rule 8, I move that the
28. Committee on Executive be discharged from further consideration
29. of Senate Joint Resolution No. 13, and further move that said
30. Resolution be placed on the Senate Calendar.

31. PRESIDING OFFICER: (SENATOR MOHR)

32. Senator Saperstein.

33. SENATOR SAPERSTEIN:

1. Mr. President, Ladies and Gentlemen of the Senate, I
2. recorded this motion for a very good reason. Senate Joint
3. Resolution 13, the ERA, Equal Rights Amendment to the Federal
4. Constitution should be placed on the Calendar for a full and
5. complete hearing by this Body. I believe this should be done
6. because it is an important amendment, it concerns the future
7. quality of equality for the American people for the women and
8. the ... men and women of the State of Illinois and the American
9. people. It deserves the full consideration of this illustrious
10. Body. We can ill afford not to give it this exposure, and I
11. urge my colleagues to support this motion. It isn't an un-
12. usual motion; I have been in the Senate for six full years
13. and we have from time to time supported a discharge motion and
14. for ... and also these motions have been filed by both parties
15. and for good reasons and we have supported them and I urge the
16. Ladies and Gentlemen of the Senate to vote favorably on dis-
17. charge ... to discharge the Executive from further consideration
18. of Senate Joint Resolution 13.

19. PRESIDING OFFICER: (SENATOR MOHR)

20. Any further discussion on Senator Saperstein's request?

21. Senator Partee.

22. SENATOR PARTEE:

23. During the course of the last Legislative Session when
24. this matter was first brought to our attention, I made a rather
25. long and spirited, I hope, speech in favor of this Resolution.
26. The subject matter is probably in everybody's mind in a probably
27. fixed way, but I'll bring to your attention the fact that, sev-
28. eral States have already done this and Illinois is lagging be-
29. hind. Could you hold it a minute, Mr. Knuepfer, please. Senator
30. Knuepfer could you hold your Illinois, of course, was among
31. the first States that subscribed to that amendment which gave
32. women the right to vote, and I'm proud of the judgment of our
33. leaders at that time. There is much to be said which most of

1. you already know and I shan't bore you with it. But, there
2. was a little article in this morning's paper, in the Chicago
3. Sun Times, which I think very graphically shows what the basic
4. and fundamental difference is in being a man or a woman and
5. having or not having rights accorded. In this very short arti-
6. cle, a woman said, "I made an application on behalf of a male
7. friend of mine for the installation of a telephone. The tele-
8. phone company asked several questions among them being, where
9. is he employed and how long has he been employed at that place",
10. the answer was, he has been employed at his job for four years.
11. The telephone was installed within 5 days with no deposit re-
12. quested. She moved a few weeks later and sought a new telephone.
13. She called and said that she wanted a telephone. They said,
14. are you married? She said no. Where do you work? She told
15. them. How long have you been on your job? She said 5 years.
16. Fine, they say, we'll bring out your telephone, but it'll re-
17. quire a \$40.00 deposit. There is no rank or discrimination
18. than that. This story could be repeated a hundred times in
19. many areas of life and development. The fact of promotion.
20. You see, this whole thing started not as it is now imagized,
21. but as a fundamental request on behalf of the female populist
22. of this Country to receive equal salary for equal work and to
23. have the right to be promoted on the basis of competency and
24. what ordinarily comes into play when promotions are made and
25. to be not shunted aside on the basis of their sex. This is
26. the basic fundamental principal involved in Equal Rights Amend-
27. ment. Many other things have been said which have absolutely
28. no relationship to the issue at hand. I would certainly hope
29. that this legislature go on record again, the Senate that is,
30. of supporting this Equal Rights Amendment. Many things have
31. been said about it which confuse it. I shan't go into that,
32. you have heard it over and over again, you have perhaps been
33. barraged, or barraged with written material on this subject.

1. You are very familiar with it. I think if this is a country
2. where all men are created equal, we can do no less then to
3. vote aye on the adoption of this amendment.

4. PRESIDING OFFICER: (SENATOR MOHR)

5. Senator Ozinga.

6. SENATOR OZINGA:

7. In a matter of parliamentary per ... explanation here,
8. does this take 30 votes? To take it away ... this is a
9. motion now to take this matter away from committee, is that
10. right? So that it would take 30 affirmative votes, is that
11. right?

12. PRESIDING OFFICER: (SENATOR MOHR)

13. That is correct, it discharged committee.

14. SENATOR OZINGA:

15. All right, now for the edification of you members on
16. the Floor, this bill was given a full and thorough hearing
17. not only this Session, but been up before and for any of you
18. people that have listened to this, you've been lobbied to
19. death on it. It is ... has been defeated in committee and
20. is remained in committee without any ... any active sanction
21. to make it look ridiculous to come out here on the Floor.
22. It's been held there in committee to save embarrassment for a
23. lot of people right here on the Floor so that there's no
24. question about it. I would say let's have a vote to leave it
25. in committee and stay there until after July 1st.

26. PRESIDING OFFICER: (SENATOR MOHR)

27. Senator Partee.

28. SENATOR PARTEE:

29. I just wondered if the Gentleman would yield to a question?

30. PRESIDING OFFICER: (SENATOR MOHR)

31. Senator Ozinga says he'll yield.

32. SENATOR PARTEE:

33. Having made the statement that this bill had a full hearing,

1. would you amplify that remark by telling this Body how many
2. minutes was allotted to them.

3. SENATOR OZINGA:

4. There was 10 minutes on one side and 6 minutes on the
5. other.

6. SENATOR PARTEE:

7. And that in your opinion, Senator, qualifies as a full
8. hearing on a subject as sensitive as this?

9. SENATOR OZINGA:

10. Senator, this bill was discussed for hours on hours on
11. hours individually with each and every member of the Body.
12. And, there isn't a person here on the Floor that will not
13. admit ... that will admit that they know intricately every
14. iota of what is involved in the ERA. I believe that they
15. have fully made up their mind with regard to the outcome and
16. their decision with reference to this bill. I think that the
17. decision to allow this to remain in committee it will still
18. remain alive but at the same token that's the end of it as
19. far as I can conceive.

20. SENATOR PARTEE:

21. Well, I just want to make this observation, Senator, you
22. have disturbed me this morning in terms of your credibility.
23. I talked to Senator Saperstein this morning and I said to her,
24. don't mention the fact that you did not get a full hearing.
25. I told her to not mention that fact because I didn't want that
26. to be used as a crutch for those of you who want to vote against
27. it. I said, if you say you didn't get a fair hearing they will
28. then say and use that as a reason to vote against the bill, the
29. fact that you said it. She didn't say it, and I was absolutely
30. surprised to hear you say that she got a fair hearing. I
31. thought you could devise for yourself another excuse, not that
32. one.

33. SENATOR OZINGA:

1. Senator ... Senator, I believe in the truth, you had
2. the truth, but would you answer me a question? Haven't you
3. spent more than 10 hours just discussing this bill individu-
4. ally? And, there isn't another Senator on this Floor that
5. can't deny that he has spent at least 10 hours during this
6. Session discussing this issue.

7. PRESIDING OFFICER: (SENATOR MOHR)

8. Senator Keegan.

9. SENATOR KEEGAN:

10. I rise in support of this Resolution, one I'm honored
11. ... to be a co-sponsor of. I'd like to point out to this
12. Body, that Illinois has produced great women and I think the
13. subject of those women and their accomplishment far out ar-
14. ranges the limitations of any particular committee that's
15. before us. I would ask the Senate to take individually upon
16. themselves the decision of voting yes or no on this amendment.
17. Not far from where I live, over in Senator Roe's district,
18. there is the homestead of Jane Adams. And, if we all could
19. make the kind of contribution that she made to the world for
20. Illinois we would be most fortunate. Next door to the house
21. that I live in in Rockford, is the home of Julia Lathrum who
22. has done more for the women and children of this country than
23. any other woman besides Jane Adams that Illinois has produced.
24. I think we are short changing the subject by giving it a digni-
25. fied burial in the committee. I don't know what happened to
26. the flowers on my desk that were here yesterday, but they may
27. very well have been here today to place on the bier of this
28. proposal. And, I think that we all ought to have the courage
29. to say yes, I will stand up and I will say yes, or I will say
30. no to the conviction that I have. And, I am not going to hide
31. behind a committee's decision, not that I do not ... that I
32. ask you because I do not believe in the committee's system,
33. because I do believe in the committee system, but this subject

1. far overrides the limitations of any committee. And, I don't
2. know how many of you spent 10 hours or 20 hours or 120 hours
3. ... could I have some order? This is a pretty ...

4. PRESIDING OFFICER: (SENATOR MOHR)

5. Could we have some order, please?

6. SENATOR KEEGAN:

7. Yes, I'd really like to have ... I'd really like to have
8. you listen to me this time. I had a woman come from Rockford
9. who has for many years been one of the most accomplished ...
10. business women in our community and she has competed with men
11. at great disadvantage according to her own and other ... rec-
12. ords in a sheet metal business. I had ... I asked her to make
13. the trip to Springfield. She rearranged her life and her busi-
14. ness to do so. She was not allowed to be heard. She was to
15. speak specifically in a way that I wager most of you have not
16. heard about what women suffer in the business world. Even the
17. women who are obviously successful ... obviously more success-
18. ful than many men, and I charge you now to let this come to
19. the Floor and have the courage and have the gumption and have
20. the manliness just as those of us are willing to have the
21. womanliness to say I believe in it or I do not believe in it.
22. Let's bring it to the Floor.

23. PRESIDING OFFICER: (SENATOR MOHR)

24. ... Senator Shapiro.

25. SENATOR SHAPIRO:

26. Mr. President and members of the Senate, the motion we
27. have here today in which we should be speaking to, is a motion
28. to discharge the committee. I, personally, to the best of my
29. knowledge and to the best of my ability, have never voted in the
30. House or in the Senate to discharge a committee of a bill upon
31. which that committee has acted. I personally feel that if we
32. believe in a committee system, we believe in it wholeheartedly
33. regardless of what the overriding situation of the particular

1. bill may be. It has been my experience in the House and
2. in the Senate that more often than not you will be asked to
3. discharge a committee of a bill that is bad legislation and
4. I don't mean to imply that this legislation is particularly
5. bad. But to be consistent, I think that we ought to look
6. at the motion to discharge and vote upon that matter as to
7. whether we are going to uphold the integrity of the committee
8. and the committee system. I think that's the question,
9. nothing more, nothing less.

10. PRESIDING OFFICER: (SENATOR MOHR)

11. Senator Bell, did you wish to be recognized? Before you
12. were up and I put your name down here.

13. SENATOR BELL:

14. Mr. Chairman, I defer until ... I understand we're going
15. to have a caucus shortly ... I'll defer my comments until
16. after caucus.

17. PRESIDING OFFICER: (SENATOR MOHR)

18. Senator Netsch.

19. SENATOR NETSCH:

20. Thank you, Mr. President. It's a little difficult to tell
21. at the moment whether we should be debating the merits of the
22. approval of the Equal Rights Amendment or the motion that is
23. directly before us, which is only the motion to discharge the
24. committee. In the expect... expectancy that we will have an
25. opportunity later to talk about the merits of ERA. Let me
26. point out only why I think that the committee should be dis-
27. charged and the entire Senate given an opportunity to discuss
28. this matter. In the first place, may I suggest to you that
29. this is a proposed amendment to the United States Constitution
30. that we are talking about. The idea that it would be con-
31. sidered and the matter resolved without the deliberation of
32. the full Senate, I think is unthinkable. It seems to me that
33. at least we owe to the United States Congress which has by

1. overwhelming vote proposed this amendment and to the ...
2. by now approximately 31 other states which have approved it
3. ... it ... that we give it our full attention in this Body
4. as a whole. Secondly, I would like to respond to the ques...
5. or the point that has been made that this matter has been
6. fully debated and voted on in this Body on a previous oc-
7. casion. Might I suggest to you, that in this Senate there
8. are 23 new members. There are 23 people sitting here this
9. year who were not here the last time you voted on this issue.
10. Please, give us the opportunity, all of us and this Senate
11. as a whole, the opportunity to discuss the very, very im-
12. portant questions involved in approval of the Equal Rights
13. Amendment, an amendment to the United States Constitution.
14. Thank you.

15. PRESIDING OFFICER: (SENATOR MOHR)

16. Senator Bell.

17. SENATOR BELL:

18. Yes, Mr. President, members of the Senate, looks like
19. we're not going to have a caucus from this side in reference
20. to this particular resolution. I feel that I must stand up
21. and explain my attitude in reference to the discharge of Com-
22. mittee Resolution that Senator Saperstein has introduced.
23. It's personally a rather painful thing to do because I've been
24. assured by my constituents, a large number of them in my dis-
25. trict, that if I vote to discharge committee, that it may well
26. be the beginning of the end of the political career of Senator
27. Bell. That there's so much vitriolic attitude in my area against
28. the ERA amendment that I will have virtually sealed my doom,
29. and that in itself is enough to drive me to a ... be willing to
30. get up I guess and seal my doom, if that is the case than, so
31. be it. But, Gentlemen and Ladies of the Senate, what I really
32. feel is at issue here is the fact that we are today called upon
33. to take a look at an amendment to the United States Constitution.

1. And, I personally feel that every member of this legislative
2. Body should be called upon to exercise his judgement in ref-
3. erence to that amendment to the United States Constitution.
4. Whether you are for ERA or whether you are against ERA is not
5. particularly the question as to whether you are for meaning-
6. ful debate in reference to the question of removing from com-
7. mittee the debate of the ERA amendment. I have to stand here
8. now and say that I am for the removal from committee. I feel
9. that the best interest of this State will be resolved by having
10. Floor debate in this Senate Chamber on the Equal Rights Amend-
11. ment and I would ask that the members of this Senate would
12. support this discharge of committee.

13. PRESIDING OFFICER: (SENATOR MOHR)

14. Gentlemen, I have a list in front of me here. I've
15. Senator Mitchler, ... excuse me, and then Senator McBroom,
16. Senator Buzbee, Senator Newhouse, Senator Knuepfer and Senator
17. Hall. Senator Mitchler.

18. SENATOR MITCHLER:

19. Mr. President and members of the Senate, the question
20. before, should we discharge the committee after they have had
21. the full hearing and debate on the question and I believe the
22. vote in committee was 14 to 6 in opposition to the question.
23. Now, some may say that the committee did not hear the proponents
24. and opponents. Well, if every individual that wanted to speak
25. in committee from every organization both pro and con on this
26. question, we would be here until December 31st just listening
27. to that. And, I believe that Senator Ozinga, chairman to that
28. committee, had an understanding and gave each side ample time
29. even in excess both sides of what was prescribed for the pro-
30. ponents and opponents. And, I believe the presentation was made
31. and I believe it was done fairly, and the vote was taken and out
32. of 14 to 6 vote that is the desire of the committee. Now in any
33. organization, unless you have a structural organization in a type

1. of organization by which you will follow, only then are you
2. going to be successful. Now, we saw the other day, the de-
3. cision made in the Senate Executive Committee with the idea
4. of advising and consenting in certain individuals and in-
5. dividual and the action of the Floor was to sustain the com-
6. mittee. Although immediately a lot of people took it out of
7. context and tried to put other innuendos and ideas into the
8. vote that was cast. Now the vote to be cast now is whether
9. the Senate Executive Committee should be discharged on a
10. question, and in that it should be plain and simple because
11. the vote was 14 to 6 in the committee.

12. PRESIDING OFFICER: (SENATOR MOHR)

13. Senator McBroom.

14. SENATOR MCBROOM:

15. Mr. President and members of the Senate, I hate to
16. take issue with the Dean of the Senate, Senator Ozinga, when
17. he said we each spent 10 hours; my calculations were closer
18. to 9 Senator Ozinga. I move the previous question.

19. PRESIDING OFFICER: (SENATOR MOHR)

20. Senator McBroom moves the previous question. It's not
21. debatable, there are a number of people here that did want
22. recognition, and I would suggest that on the roll call why
23. you explain your vote. We'll go with a voice vote here, all
24. those in favor of discharging the Executive Committee on
25. Senator Saperstein's resolution will say aye. Opposed? The
26. no's have it. I didn't expect that. We have a request or two
27. for a roll call. The Clerk will call the roll.

28. SECRETARY:

29. Bartulis, Bell, Berning, Bruce, Buzbee,

30. PRESIDING OFFICER: (SENATOR MOHR)

31. Senator Buzbee.

32. SENATOR BUZBEE:

33. Mr. President, I realize the parliamentary procedure

1. that are used in this Chamber and the way that we have of
2. cutting off debate sometimes when debate is not going the
3. way our particular side likes to see it go. I resent that
4. highly in this case, Mr. President, because I believe that
5. this is an issue that should be discussed thoroughly on
6. this Floor. There were several Senators, Mr. President, if
7. you will look down on your right hand side there, there are
8. several Senators who were listed on your list as wanting to
9. speak on this particular issue, and they were not given that
10. opportunity. I happen to know there are some Senators who
11. are speaking for and some Senators who are speaking against,
12. but I believe, Mr. President, that those Senators ought to be
13. allowed to speak on such a controversial issue as this. And,
14. I do deeply resent the parliamentary tactics of being ...
15. having debate clo ... closed off on this very important issue
16. when I have spent many, many hours, much in excess of 10, in
17. discussing this issue myself and yet have not been able to
18. have it brought to a vote on the Floor of this Senate. Now,
19. I would like to say one other thing. Senator Ozinga said that
20. everybody had spent at least 10 hours in discussing this. I
21. believe that if that's the case, that these people ought to be
22. given a chance to express their vote on the Floor of this Senate.
23. And, if your 16 hours ... if your 16 minutes rather of debates
24. in the Executive Committee is considered an adequate hearing,
25. I hope I never have to come before the Executive Committee with
26. a piece of legislation that I'm vitally concerned with. I vote
27. aye.

28. SECRETARY:

29. Carroll, Chew, Clarke, Conolly, Course, Daley, Davidson,
30. Donnewald, Dougherty, Fawell, Glass,

31. PRESIDING OFFICER: (SENATOR MOHR)

32. Senator Glass.

33. SENATOR GLASS:

1. Well, thank you, Mr. President. Very briefly explaining
2. my vote, I'm sensitive to the remarks made by members of the
3. Senate regarding the Committee system. However, where I dif-
4. fer with them is that on a issue such as this on which you
5. are on record, many of us have been on record, myself in sup-
6. port of this for what is rapidly approaching two years and I
7. think for good reason and I think supported by the President
8. of the United States, our former Governor, the Congressional,
9. practically all the Congressional Delegation of Illinois, I
10. think that certainly women under the Constitutional practices,
11. the 14th Amendment as it now stands, are not being accorded
12. equal opportunities. I don't think that's what our country
13. is all about. I would like to see this particular amendment
14. passed, therefore, Mr. President and members of the Senate, I'm
15. going to vote aye.

16. SECRETARY:

17. Graham, Harber Hall,

18. PRESIDING OFFICER: (SENATOR MOHR)

19. Senator Hall.

20. SENATOR HALL:

21. Mr. President, it seems that throughout the United States,
22. the more people know about ERA, the less they like its appear-
23. ance. Recently, several states have failed to ratify the ERA
24. Amendment. We're called upon this time for the 3rd or 4th time
25. in the General Assembly to vote on this question. I think we
26. have 6 more remaining years in which to give it further considera-
27. tion if necessary for that length of time, if we haven't already
28. made up our minds. I think there's time to persuade those like
29. me who feel that this might be a dangerous proposition and I
30. unhesitatingly vote no.

31. SECRETARY:

32. Kenneth Hall.

33. PRESIDING OFFICER: (SENATOR MOHR)

1. Kenneth Hall.

2. SENATOR KENNETH HALL:

3. Well, I rise to cancel out the vote that the other Hall
4. just issued. I don't take too much time of this Senate, but
5. I certainly think, but of course, we did this same thing when
6. we were both members of the House, but I certainly think that
7. an issue as vital as this, that I think that everybody should
8. be given a chance to be heard. Now, I won't belabor the point
9. because I know it would just be repeating some things that's
10. been said, but I'd like to say a loud aye.

11. SECRETARY:

12. Hynes, Johns, Keegan, Knuepfer,

13. PRESIDING OFFICER: (SENATOR MOHR)

14. Senator Knuepfer.

15. SENATOR KNUEPFER:

16. Having viewed this Chamber for some 8 years, I'm not
17. particularly persuaded that the committee system is sacro ...
18. sacrosanct. I've seen open occupancy bills sent to committees
19. that obviously were going to kill them. I have seen the bills
20. to remove the wrongful death limitation sent to committees who
21. were not persuaded of that mind. In the years that I have been
22. in the legislature, I have seen bills taken from committee and
23. passed. The committee system ought to be reflective of the will
24. of this Body, rather than be reflective of the will of any com-
25. mittee. I'm chairman of a committee; I'm not persuaded that in
26. my vote and in my persuasive powers on that committee, I'm going
27. to recommend all of the most desirable legislation and kill all
28. of the bad legislation. I'm not persuaded although I try to
29. that I totally reflect the wishes of this Body. But certainly
30. there are some very substantial issues and this in one that
31. ought to come to this Body for resolution rather than be handled
32. in the committee system particularly if the committee is ...
33. views them adversely. If they review the committee ... if the

1. committee reviews them as proponents, obviously, we all get a
2. chance to speak our view upon that issue. The constitution
3. which we have adopted explicitly provides that women are
4. created equal. To me it is absurd that we now sit and pass
5. judgement and suggest that the Federal Constitution should
6. not have the same kind of provisions. I vote aye.

7. SECRETARY:

8. Knuppel, Kosinski, Latherow, McBroom, McCarthy, Merritt,
9. Mitchler, Howard Mohr, Don Moore, Netsch, Newhouse,

10. PRESIDING OFFICER: (SENATOR MOHR)

11. Senator Newhouse.

12. SENATOR NEWHOUSE:

13. Mr. President, I rise to explain my vote, and I sit here
14. and listen to some of the debate on the motion to discharge
15. and I've been persuaded to change what I've planned as a no
16. vote to a yes vote. I'm going to vote aye for the discharge
17. of this bill. I'm going to vote aye for the discharge of the
18. bill although I'm going to argue vigorously against it when it
19. comes to a hearing. I hope to make that argument on the motion
20. to discharge because it seems to me that if it doesn't get to
21. the Floor that's the only time I would have those views heard,
22. and I think it's a view that has not been heard before and if
23. this is a ... since this is a Constitutional Amendment and since
24. it is of such import, I think it has ... it should be heard. I
25. have no objection to that. I would like to be recognized, Mr.
26. President, after this bill gets to the Floor for the purpose
27. of opposing it. Thank you.

28. SECRETARY:

29. Nimrod, Nudelman,

30. SENATOR NIMROD:

31. Mr. President and Ladies and Gentlemen of the Senate, I'm
32. not opposed to equal rights, however, I do know that to the best
33. of my knowledge the constituents of my district are opposed and

1. on that basis I would vote no, however, I know this will come
2. back and I will continue to search within my district to be
3. able to prepare to adequately represent them. No.

4. SECRETARY:

5. Nudelman, Ozinga, Palmer, Partee, Regner, Rock, Roe,
6. Romano, Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
7. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver,
8. Welsh, Wooten.

9. PRESIDING OFFICER: (SENATOR MOHR)

10. Senator Wooten.

11. SENATOR WOOTEN:

12. Mr. President, I feel very deeply on this issue. I have
13. been subjected to the same pressures, I think everyone else
14. has in the Senate. I would like very much to have to made my
15. remarks in a debate prior to this vote. I merely want to point
16. out that much of the argument that we have heard in the 10 hours
17. or so, that we all have counted up, have been specious arguments,
18. we badly need to direct ourselves to the real issues. It's hard
19. to understand how anybody could be against equal rights for any
20. other human being. The financial difficulties that many of our
21. women have faced have been alluded to. There's more, there's
22. more things that can be brought into this discussion and argu-
23. ment. As far as the business of saying that we cannot or we
24. should respect the committee system and not discharge it, why
25. else do we have rules? Why else do we have the means for dis-
26. charging a committee if it were not conceived that this is a
27. practice which at times is not only laudable but absolutely es-
28. sential. We can keep this particular debate off the Floor of
29. the Senate. It simply does not do justice to ourselves as a re-
30. sponsible and responsive Body. I think even those who are op-
31. posed to the bill should prefer to express their opposition to
32. ERA and not deal in the question of whether or not a committee
33. should or should not be discharged. I want ... I don't know

1. what we can do at this point, but I simply want to express
2. myself in favor of discharging the committee to giving us an
3. opportunity to let the entire Senate deal with a serious con-
4. stitution question. If we do not, we're simply ... simply I
5. think, evading our responsibility and ducking away from an
6. issue the voters of Illinois have every right to expect us
7. to stand up and be counted on. I vote aye.

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1. SECRETARY:
2. Mr. President.
3. PRESIDING OFFICER: (SENATOR MOHR)
4. Senator Saperstein.
5. SENATOR SAPERSTEIN.
6. Call the absentees, please.
7. PRESIDING OFFICER: (SENATOR MOHR)
8. Request to call the absentees. The Clerk will call the
9. absentees.
10. SECRETARY:
11. Bruce, Conolly, Course, Davidson, Donnewald, Graham,
12. Latherow, McCarthy, Merritt, Mitchler, Don Moore, Saperstein,
13. Savickas,
14. PRESIDING OFFICER: (SENATOR MOHR)
15. Senator Saperstein, aye.
16. SECRETARY:
17. Sommer, Soper ...
18. PRESIDING OFFICER: (SENATOR MOHR)
19. Senator, I don't know whether ...
20. SECRETARY:
21. Sours ...
22. PRESIDING OFFICER: (SENATOR MOHR)
23. ..you're requesting to go to the washroom or to be heard.
24. If you wish to be heard ...
25. SECRETARY:
26. Walker ...
27. PRESIDING OFFICER: (SENATOR MOHR)
28. ..hold it Sena... Mr. Secretary. If you'll be at your
29. microphone, please. Senator Saperstein.
30. SENATOR SAPERSTEIN:
31. Mr. President, Ladies and Gentlemen of the Senate, I
32. wish ... I arise to explain my vote. What is happening in the
33. Illinois Senate today will reverberate all through the nation.

1. Illinois, which is one of the first states to ratify the
2. vote for women has been struggling for two Sessions to con-
3. sider the 27th Amendment to the United States Constitution.
4. And, as I see it, Ladies and Gentlemen, this is another step
5. in the fulfillment of the American dream that all of its
6. citizens shall be equal under the law. I don't think this
7. is too much to ask of America. I don't think this is too
8. much to ask of the State of Illinois. It is ... it is one
9. of the things that is the dream of all the citizens of the
10. nation, the great nation. As we send men and material to
11. foreign countries to free them from dictators and to per-
12. haps reach the American dream. This is very costly to the
13. American people. Yet ... yet we do it, and why do we do
14. it? We do it because we want human beings to enjoy the
15. freedom, to be free, to be equal, to wa... walk with dignity,
16. to feel tall and straight. This is all what this means.
17. Many of the myths have been washed away. We know that.
18. There is a greater understanding of the amendment than it
19. was last year. And a yes vote for this will permit all of
20. us to become involved in the ... in the presentation of this
21. amendment. Now, all of you know the count by now, and I
22. plead with you to supply the few remaining votes to permit
23. this Senate Joint Resolution to be heard by the entire Body.
24. This is not the last time we are going to do this in this
25. Body. We will be asking for this privilege from time to time,
26. and we will, of course, allow a sponsor to request this, and of
27. course, I am sure in most in... instances it will be granted.
28. Now, I'm asking this Body to give the Senate Joint Resolution
29. 13 the same privilege that we will give others that we have
30. given in the past and that we will give in the future. Thank
31. you very much.

32. PRESIDING OFFICER: (SENATOR MOHR)

33. Do you wish to vote Senator?

1. SENATOR SAPERSTEIN:

2. I vote aye.

3. PRESIDING OFFICER: (SENATOR MOHR)

4. Senator Walker.

5. SENATOR WALKER:

6. ... Mr. President ...

7. PRESIDING OFFICER: (SENATOR MOHR)

8. Senator Walker.

9. SENATOR WALKER:

10. Members of the Senate, I've been encouraged not to
11. aggravate anyone, but I will say this 12 or 15 of my fellow
12. Senators, Lady Senator, have aggravated me here for about
13. an hour and I think I'm entitled to explain my vote as I'll
14. ... I'm going to be repetitious, 12 or 15 of you have done.
15. Some of you before the vote was taken and you know how many
16. votes you have changed here this morning in an hour, not a
17. one. And if that committee meeting, and I happen to be a
18. member of Executive Committee, that could of lasted 10 hours
19. or two weeks and you wouldn't have changed any minds down
20. there, and I don't care how many people you brought from
21. Rockford, or the tip of the State, or the East or West border
22. of the State, I will say that majority of the minds were made
23. up before we went into that committee meeting. I thought the
24. committee meeting was conducted fairly. The vote showed that.
25. Everyone had made up their mind before they went into Executive
26. how they were going to do it. I'm not going to be critical,
27. it's everyone's right on this Floor, it's their prerogative,
28. it's their privilege to talk, but I would only like to say
29. that some of you do it too much and I vote no.

30. PRESIDING OFFICER: (SENATOR MOHR)

31. On that Motion the ayes are 28, the nays are 19, the
32. Motion fails. Senator Newhouse.

33. SENATOR NEWHOUSE:

1. Mr. President, I rise to a point of personal privilege.
2. Senator Walker's remarks indicated that this Body is com-
3. pletely unflexible. I'd like to say to you Senator, that one
4. vote was changed on this Floor this morning, that was mine.
5. I had every intention of voting against the discharge motion
6. and I was persuaded by my colleagues that ... that the im-
7. portance of this bill was such that that shouldn't be done.
8. I am opposed to this bill and I regret that I did not have
9. the chance to explain why I was opposed to that bill, ... so
10. you, Senator, ought to know that a vote was ... in a matter-
11. of-fact, my votes changed on this bill three different times,
12. so I think you ought to know that.

13. PRESIDING OFFICER: (SENATOR MOHR)

14. Gentlemen, I would like to inform you that about 10
15. minutes of your 45 minute lunch break has now elapsed. We
16. will stand recessed until 6:15. Session is recessed until
17. 6:15.

18. (RECESSED)

19. (AFTER RECESS)

20. PRESIDENT:

21. Joey, I don't think we've got a quorum. Let's wait a few
22. minutes. Will the Senate please come to order. There were a
23. couple of Senators that, I think, wanted to recall bills.
24. Senator Hall. No, it's Harber Hall, yes. Messages from the
25. House.

26. SECRETARY:

27. A message a message from the House by Mr. Selcke:

28. Mr. President: I am directed to inform the Senate
29. that the House of Representatives has passed bills of the
30. following titles in the passage of which I am instructed
31. to ask concurrence of the Senate, to wit: HB's 301, 344,
32. 345, 362, 363, 389, 402, 414, 419, 431, 434, 520, 523,
33. 529, 535, 557 and 558.

1. PRESIDENT:
2. Senator Rock, do you have a motion on SB 346? 446?
3. Recall for amendment.
4. SENATOR ROCK:
5. Yes Sir; I do. I would ask that SB 446 which is now on
6. 3rd reading be called back to 2nd reading for the purpose of
7. an amendment.
8. PRESIDENT:
9. SB 446 is recalled from the order of 3rd reading to 2nd
10. reading for purposes of amendment.
11. SENATOR ROCK:
12. The amendment very simply reads, Mr. President and Members
13. of the Senate, "This amendatory act of 1973 is not a limit upon
14. any municipality which is a home rule unit." I would move its
15. adoption.
16. PRESIDENT:
17. Senator Rock moves the adoption of the amendment. All in
18. favor signify by saying aye. Con...contrary, no. The motion
19. carries and the amendment is adopted. 3rd reading. Senator
20. Bell.
21. SENATOR BELL:
22. Yes, Mr. President, I'd appreciate leave of this Body to
23. withdraw my name as co-sponsor of SB 404.
24. PRESIDENT:
25. Is there leave? So ordered. Senator Scholl.
26. SENATOR SCHOLL:
27. I would ... I'd like to ask leave also to be co-sponsor of
28. ... SB 79 and 80, SB 861, 862, 863 and 882.
29. PRESIDENT:
30. Senator Scholl seeks leave of the Body to be added as a
31. co-sponsor to SBs 79 and 80, SB 861, 62 and 63 and SB 818...
32. 882. Is there leave? So ordered.
33. SECRETARY:

1. You want to go to ... how many ... how about HBs first.
2. 317.

3. PRESIDENT:

4. All right, let's go to that. Ok. All right. Senator
5. Harber Hall has returned to the Floor. Senator Hall, you have
6. SB 317 that you wish to recall to the order of 3rd ... from
7. 3rd to 2nd.

8. SENATOR HARBER HALL:

9. Yes, Mr. President, please. 317 to the order of 2nd for
10. purpose of amendment.

11. PRESIDENT:

12. SB 317 is ordered to 2nd Reading for purposes of amendment.
13. Senator Hall. Amendment No. 1.

14. SENATOR HALL:

15. Mr. Speaker, Senators, ... I propose Amendment No. 1 to
16. this bill which deals with ... local records ... the amendment
17. merely exempts counties over a million dollars. This was in
18. request of Senator Welsh ... and I'm agreeable to make such
19. amendment subject to your adoption of the amendment.

20. PRESIDENT:

21. Is there further discussion? All in favor of the adoption
22. of Amendment No. 1 signify by saying aye. Contrary, no. The
23. motion carries. Amendment No. 1 is adopted to SB 317. 3rd
24. reading. ... Senator Hynes you wish ... recognition on a
25. motion to be joined as a co-sponsor ... all right.

26. SENATOR HYNES:

27. I would ask leave of the Body to have my name added as a
28. co-sponsor to SB 4.

29. PRESIDENT:

30. Sen ... and Senator ... all right. Is there leave? So
31. ordered. Senator Knuppel.

32. SENATOR KNUPPEL:

33. Mr. President ... Representative Hart, this morning, called
34. attention to SB 1007 which he said was ... as a result of a

1. mix-up was introduced as being Senator Harber Hall's bill
2. and ... he wanted me to handle it. It was originally to be
3. a HB, I guess, and Senator Hall got a hold of it someway and
4. it was introduced here.

5. PRESIDENT:

6. It ... well do you wish ...

7. SENATOR KNUPPEL:

8. I ... I'd like to have Senator Hall's attention over
9. there if I could, so I'm sure it's all right with him ...
10. change sponsors.

11. PRESIDENT:

12. ... Well, you are talking about SB 1007, are you?

13. SENATOR KNUPPEL:

14. That's the way I understand it. Senator Hall knows more
15. about this than I do ... if he ...

16. PRESIDENT:

17. ... Well, why don't the two of you ...

18. SENATOR KNUPPEL:

19. Well, I've already talked to him but I just want his
20. attention now. SB 1007.

21. PRESIDENT:

22. Senator Hall.

23. SENATOR HALL:

24. With leave of the House, I would like to ... be removed
25. as a principal sponsor ... and would like to have Senator
26. Knuppel placed as principal sponsor. That was the intent of
27. the person who drafted the bill ... the Legislative Reference
28. Bureau gave me the bill by mistake.

29. PRESIDENT:

30. Is ... is there leave? So ordered. Senator Knuppel will
31. be shown as the principal sponsor of SB 1007. Senator Carroll.

32. SENATOR CARROLL:

33. Mr. President, with leave of the Senate, I would like to

1. be added as a co-sponsor to SBs 78, 79 and 80 and 861, 62
2. and 63. SBs 78, 79 and 80, as well as 861, 862 and 863.

3. PRESIDENT:

4. Is there leave? So ordered.

5. SENATOR CARROLL:

6. Thank you.

7. PRESIDENT:

8. Senator Wooten.

9. SENATOR WOOTEN:

10. Mr. President, I would ask ... respectfully request
11. leave of this Body to replace Senator Keegan as principal
12. sponsor of SB 554, 555 and 556. These are administration
13. bills and it is at her request.

14. PRESIDENT:

15. Is there leave? Senator Wooten will be shown as the
16. principal sponsor of SBs 554, 555 and 556. So ordered.
17. Senator Regner.

18. SENATOR REGNER:

19. ... Mr. ... Mr. President, I'd like to move to discharge
20. the Judiciary Committee of SB 229 for the purpose of tabling.

21. PRESIDENT:

22. Senator Regner moves to discharge the Committee on Ju-
23. diciary from further consideration of SB 229 for purposes
24. of tabling. All in favor signify by saying aye. Contrary
25. no. The motion carries. The bill is discharged. Senator
26. Regner moves to table SB 229. All in favor of the motion
27. to table signify by saying aye. Contrary no. The motion
28. carries. SB 229 is tabled. Senator Regner.

29. SENATOR REGNER:

30. Mr. President ... and Members of the Senate, I'd like
31. to be added as sponsor of SB 894. I've talked to the chief
32. sponsor, Senator Partee, and he agreed.

33. PRESIDENT:

1. Is there leave? Senator Regner will be shown as a Co-
2. sponsor. So ordered. Senator Scholl.

3. SENATOR SCHOLL:

4. Yes, I forgot one SB, SB 78. I'd like to be ... ask
5. leave to be co-sponsor of that bill also.

6. PRESIDENT:

7. Did you get the number? Yes. Ok. Yes. All right.
8. All right. So ordered. Senator Harber Hall.

9. SENATOR HARBER HALL:

10. Mr. President, last evening in Judiciary ... I, as a
11. principal sponsor of SB 500, ... was in the process of
12. having that bill heard and during ... the argument on it
13. ... a motion was made to ... discharge the committee ...
14. that committee on that bill and have it heard in Industry
15. and Labor. ... The motion carried and it will be vouched
16. for by Senator Sours ... that action should be done. So,
17. I move for discharge of the Judiciary and consideration of
18. SB 500 and ... ask that it be assigned to Industry and Labor.

19. PRESIDENT:

20. ... Senator Sours, do you know, did your Committee Re-
21. port today include that report?

22. SENATOR SOURS:

23. No ... it has ... has not included a report yet, because
24. it's not been reported.

25. PRESIDENT:

26. All right, then ...

27. SENATOR SOURS:

28. We'd probably better wait until we get the report in,
29. Senator Hall, and then ... any ... anyway the ... I think the
30. report has to come in first. We'll know tomorrow. I'm not
31. sure. She had so damn many, she had 41 bills. It's a lot of
32. paper work. Yes, well.

33. PRESIDENT:

1. Yes, Senator Hall, the Committee Report ... did take
2. care of that mat ... matter, so no motion is necessary.

3. Yes. The bill is in Industry and Labor. Senator McBroom.

4. SENATOR McBROOM:

5. ... Mr. President ... I'd like to, with the leave of
6. the Senate, move to dis ... discharge the Senate Appro-
7. priations Committee on SB 672 which is an appropriation
8. for \$45,000 for ... office furnishings for Lieutenant Gov-
9. ernor Hartigan. I've talked to ... Senator Hynes about it.
10. It's agreeable with him and the same bill, you recall Mr.
11. President, was passed just before the first of the year and
12. something happened to it. ... If I ... I'd like ...

13. PRESIDENT:

14. Senator McBroom moves to discharge the Committee on Ap-
15. propriations from further consideration of SB 672. All in
16. favor signify by saying aye. Contrary no. Motion carries.
17. The bill is discharged 2nd reading. HB's on 1st reading.

18. Senator Bid ... Buzbee ... Bizbee. (Hilarity)

19. SENATOR BUZBEE:

20. Thank you, President Herris. (Hilarity)

21. PRESIDENT:

22. Very good!

23. SENATOR BUZBEE:

24. Mr. President ... as you know, I introduced SBs 1139
25. and 1140 this week. They went through the Rules Committee
26. and were permitted to come onto the Floor. I have checked
27. with Senator Moore and with Senator Fawell. These bills
28. were assigned to the Education Committee and since they are
29. bills of emergency nature ... I have checked with these two
30. gentlemen and they have agreed, it's all right with them if
31. I make the motion to bypass or discharge rather, the Educa-
32. tion Committee and move on immediately to the order of 2nd
33. reading. So, I so move. It's SBs 1139 and 1140.

1. PRESIDENT:

2. Sen ... Senator, would you withhold that motion until
3. I ... I would like to confer with Senator Fawell and, per-
4. haps, he ought to be on the Floor ...

5. SENATOR BUZBEE:

6. Very well.

7. PRESIDENT:

8. All right.

9. SENATOR BUZBEE:

10. Yes, Sir.

11. PRESIDENT:

12. Thank you. Senator Howard Mohr.

13. SENATOR HOWARD MOHR:

14. Yes, Mr. President, I have an amendment for ... SB 259
15. ... which is on 3rd reading. I'd like to bring it back to
16. the order of 2nd for the purpose of adopting the amendment.
17. 259.

18. PRESIDENT:

19. SB 259 is ordered recalled to 2nd reading for purposes
20. of amendment. Senator Mohr.

21. SENATOR HOWARD MOHR:

22. Yes, Mr. President, this is an agreed amendment ... re-
23. quested by Senator Rock. It provides that ... majority of
24. members consent in writing to the recording of ... communica-
25. tions ... where conference telephone calls are made ... by
26. boards of directors. I move the adoption.

27. PRESIDENT:

28. Senator Mohr moves the adoption of Amendment No. 2. Is
29. there further discussion. All in favor signify by saying
30. aye. Contrary no. The amendment is adopted. 3rd reading.
31. On HBs 1st, HB 161, HB 269 ... Senator Carroll, 269, 270, 271.

32. SECRETARY:

33. HB 269.

1. (Secretary reads title of the bill)
2. 1st reading of the bill.
3. HB 270.
4. (Secretary reads title of the bill)
5. HB 271.
6. (Secretary reads title of the bill)
7. 1st reading of the bills.
8. PRESIDENT:
9. 288. HB 288, Representative Martin. HB 404, Senator
10. Carroll.
11. SECRETARY:
12. HB 404.
13. (Secretary reads title of the bill)
14. 1st reading of the bill.
15. PRESIDENT:
16. HB 424, Representative Day. Senator Sours ... Repre-
17. sentative Day has HB 424, are you familiar with that? Ok.
18. All right. HB 445, Representative William Walsh. Senator
19. Clarke.
20. SECRETARY:
21. HB 445.
22. (Secretary reads title of the bill)
23. 1st reading of the bill.
24. PRESIDENT:
25. HB 479, Representative Rigney. Senator Knuppel.
26. SECRETARY:
27. HB 479.
28. (Secretary reads title of the bill)
29. 1st reading of the bill.
30. PRESIDENT:
31. HB 681, Senator Carroll.
32. SECRETARY:
33. HB 681.

1. (Secretary reads title of the bill)

2. 1st reading of the bill.

3. PRESIDENT:

4. Senator Harber Hall.

5. SENATOR HARBER HALL:

6. Yes, Mr. President, I'm principal sponsor of ...

7. SB 1 ... 1013 and ... as principal sponsor, I would like

8. to have leave for discharge of this bill in Judiciary Com-

9. mittee for purposes of tabling.

10. PRESIDENT:

11. Senator Harber Hall moves to discharge the Committee

12. on Judiciary from further consideration of SB 1013 for pur-

13. poses of tabling. All in favor signify by saying aye. Con-

14. trary no. Senator Hall.

15. SENATOR HARBER HALL:

16. Mr. President ... the reason I do this, is that I would

17. like to secure this ... bill in a place of ... in a secure

18. place of morbidity even more so than it was in the ... in the

19. Committee that we just discharged.

20. PRESIDENT:

21. On the ... the motion to discharge carries. On the

22. motion to table, all in favor signify by saying aye. Contrary

23. no. The motion to table carries and SB 1013 is tabled.

24. Senator Rock.

25. SENATOR ROCK:

26. Just in defense of the Chairman of that Committee, when

27. that Chairman says a bill is moribund, he doesn't kid around.

28. PRESIDENT:

29. Mr. Sweeney, would you come to the podium, please.

30. Senator Walker.

31. SENATOR WALKER:

32. Thank you, Mr. President, I would like to move to dis-

33. charge the Committee on Agriculture from further consideration

1. of SB 979 for the purposes of tabling it.

2. PRESIDENT:

3. Senator Walker moves to discharge the Committee on
4. Agriculture from further consideration of SB ... what was
5. the number?

6. SENATOR WALKER:

7. 979 ...

8. PRESIDENT:

9. 979, for purposes of tabling, all in favor signify by
10. saying aye. Contrary no. Motion to discharge carries. On
11. the motion to table, all in favor signify by saying aye.
12. Contrary no. Motion carries. The bill is tabled. Senator
13. Conolly.

14. SENATOR CONOLLY:

15. Mr. President, SB 878 is now in Committee on Local Gov-
16. ernment. I have talked to the Chairman of that Committee,
17. as well as the Chairman on Assignment of Bills and ... in-
18. formed them that that should have been in my Committee on ...
19. Transportation and Public Utilities. Therefore, I ask ...
20. make the appropriate min ... motion that it be discharged from
21. Local Government and be re-referred to Public Utilities ...
22. Transportation and Public Utilities. SB 878. Senator Rock
23. and associates.

24. PRESIDENT:

25. Senator Conolly moves to discharge the Committee on
26. Local Government from further consideration of SB 878 and
27. re-referred to the Committee on Transportation. All in favor
28. signify by saying aye. Contrary no. The motion carries.
29. The bill is discharged and re-referred. SBs on 3rd reading.
30. Senator Walker.

31. SECRETARY:

32. 550.

33. PRESIDENT:

1. Senator Walker.

2. SENATOR WALKER:

3. Thank you, Mr. President, SB 550 is the one that I
4. ... I advanced the other day ... taking it from committee
5. after talking to the leadership on the other side of the
6. aisle and on this side of the aisle and ... I'm just trying it
7. for size. I think we have 30 or 31 votes here. It enlarges
8. the corporate limits of the Greater Chicago Sanitary District,
9. as I explained the other day ... it takes in the Village of
10. Lansing which is my municipality. The Village wants it, the
11. Metro District has no opposition and they're cooperating. ...
12. As I say, I talked to Senator Dougherty the other day and
13. Senator Partee. I'd appreciate a favorable vote.

14. PRESIDENT:

15. Senator Rock ... Just a moment, the bill has not been
16. read a 3rd time ... what ...

17. SECRETARY:

18. SB 550.

19. (Secretary reads title of the bill)

20. 3rd reading of the bill.

21. PRESIDENT:

22. Senator Rock.

23. SENATOR ROCK:

24. Yes, I just wanted to indicate that I rise in support
25. of this legislation but would point out to Senator Walker
26. that I, as late as last Friday, I spoke with a couple of the
27. Trustees of the District. ... They're short of money, so I
28. would suggest while they have no opposition to it, you ought
29. to get in there and talk to them and see if you can come up
30. with the money. I would urge everybody on this side to vote
31. aye.

32. PRESIDENT:

33. Is ... Senator Walker.

1. SENATOR WALKER:

2. Thank you and I'll relay that message to the Village
3. Fathers, Senator Rock.

4. PRESIDENT:

5. On this question, the Secretary will call the roll.
6. The question is, shall SB 550 pass?

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, Johns,
11. Keegan, Knuepfer, Knuppel, Kosinski, Latherow, McBroom, McCarthy,
12. Merritt, Mitchler, Howard Mohr, Don Moore, Netsch, Newhouse,
13. Nimrod, Nudelman, Ozinga, Palmer, Partee, Regner, Rock, Roe,
14. Romano, Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
15. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver,
16. Welsh, Wooten, Mr. President.

17. PRESIDENT:

18. Senator Glass, aye. Senator Palmer, aye. Senator Dougherty,
19. aye. Senator Bartulis, aye. On that question, the yeas are 44.
20. The nays are none. The bill having received the constitutional
21. majority is declared passed. SB 232, Rep... Senator Carroll.

22. SECRETARY:

23. SB 232.

24. (Secretary reads title of the bill)

25. 3rd reading of the bill.

26. PRESIDENT:

27. Senator Carroll.

28. SENATOR CARROLL:

29. Thank you, Mr. President, before we start, if I might just
30. use this time to ask a point of order of the Chair. It seems
31. to me that we end up the week about even ... it seems to me and
32. for the edification of the members that possibly another John
33. Conolly has switched sides. It seems that Senator Conolly has

1. joined our side of the aisle, at least for the evening and
2. I wonder if that was intentional or not. Now.

3. PRESIDENT:

4. Senator Chew.

5. SENATOR CONOLLY:

6. Perhaps that was a very colorful remark, Mr. President,
7. but I'm just trying to borrow Senator's Chew ... newspaper
8. here in being a conservative ... voter and save 10 cents.
9. Thank you.

10. PRESIDENT:

11. Thank you, Governor Conolly. Senator Buzbee.

12. SENATOR BUZBEE:

13. Mr. President, as a member of this side of the aisle,
14. I would just like to say that I ... I think our party's game
15. is considerably more than your party's game.

16. PRESIDENT:

17. Senator Carroll.

18. SENATOR CARROLL:

19. Thank you, Mr. President, as to the business of the
20. evening, SB 232 is very simply another one of those retro-
21. cession bills and I would ask for a favorable roll call.

22. PRESIDENT:

23. Is there further discussion? Question is, shall SB 232
24. pass, and on that question the Secretary will call the roll.

25. SECRETARY:

26. Bart... Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
27. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
28. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth Hall,
29. Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski, Latherow,
30. McBroom, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore,
31. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer,

32. PRESIDENT:

33. Senator Palmer.

1. SENATOR PALMER:

2. Will the sponsor please ... yield for a question?

3. PRESIDENT:

4. He indicates he'll yield.

5. SENATOR PALMER:

6. ... Senator Carroll, I just wonder, what means that
7. retrocession?

8. PRESIDENT:

9. Senator Carroll.

10. SENATOR CARROLL:

11. Senator Palmer, I was waiting for someone to ask. ...
12. Retrocession is the word of art in the Federal Congressional
13. Action whereby the Federal Government owns some land on
14. Higgins Road in Rosemont and actually in Senator Mohr's dis-
15. trict, Senator Howard Mohr district, we took ... they gave us
16. the easement powers to maintain it a couple of years ago and
17. now they're giving us title to it which under Congressional
18. Action is called retrocession.

19. PRESIDENT:

20. Senator Palmer, how do you wish to be recorded?

21. SENATOR PALMER:

22. Vote aye.

23. SECRETARY:

24. Partee, Regner, Rock,

25. PRESIDENT:

26. Sen... Senator Regner.

27. SENATOR REGNER:

28. Mr. President and Ladies and Gentlemen of the Senate, I
29. just checked with Senator Carroll and I find he's retrocession-
30. ing Higgins Road in Senator Mohr's district and not mine.

31. SECRETARY:

32. Rock, Roe, Romano, Saperstein, Savickas, Schaffer, Scholl,
33. Shapiro, Smith, Sommer, Soper, Sours, Swinarski, Vadalabene,

1. Walker, Weaver, Welsh, Wooten, Mr. President.

2. PRESIDENT:

3. Senator Howard Mohr.

4. SENATOR HOWARD MOHR:

5. While the Secretary is tallying the votes, I just
6. wanted to publicly thank Senator Carroll for taking
7. care of some of the problems of my district. I have a few
8. more that ... that I'll refer to you Senator, thank you.

9. PRESIDENT:

10. Senator Carroll.

11. SENATOR CARROLL:

12. In deference to Senator Mohr, having taken care of
13. some of the problems in his district, I hope he will recipro-
14. cate when we have a retrocession problem in mine.

15. PRESIDENT:

16. On that roll call, the yeas are 45. The nays are 1.
17. The bill having received a constitutional majority is de-
18. clared passed. Senator Buzbee, SB 233.

19. SECRETARY:

20. SB 233.

21. (Secretary reads title of the bill)

22. 3rd reading of the bill.

23. PRESIDENT:

24. Senator Buzbee.

25. SENATOR BUZBEE:

26. Mr. President ... this is just your standard telephone
27. permit for highway bill. What this ... this is a very simple,
28. very noncontroversial bill, Mr. President, all it does ... is
29. allow the Department of Transportation to issue permits for
30. the establishment of telephone service at rest areas on the
31. State highway system and I would ask for a favorable roll call.

32. PRESIDENT:

33. Is there further discussion? The question is, shall SB 233

1. pass? And on that question, the Secretary will call the
2. roll.

3. SECRETARY:

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

13. PRESIDENT:

14. On that question, the yeas are 48. The nays are none.
15. SB 233 having received a constitutional majority is declared
16. passed. Senator Buzbee, you wished to also make a motion.

17. SENATOR BUZBEE:

18. Yes, Sir, Mr. President, thank you. ... Mr. President,
19. SBs 1139 and 1140. ... The Rules Committee ruled this week
20. that they could be ... presented on the Floor for 1st reading.
21. They are emergency legislation dealing with special problems
22. that school districts are having because of flooding. ... I
23. have checked again with Senator Moore and with Senator Fawell
24. and they have no objection to my ... moving to bypass com-
25. mittee ... discharge committee and move on to the order of 2nd
26. reading and I so move. Yes.

27. PRESIDENT:

28. Senator Buzbee moves to discharge the Committee on As-
29. signment of Bills from further consideration of SBs 1139 and
30. 1140 and advance to the order of 2nd reading. All in favor of
31. the motion, signify by saying aye. Contrary no. Motion car-
32. ries and SBs 1139 and 1140 are ordered to 2nd reading. Senator
33. Don Moore.

1. Don Moore.

2. SENATOR DON MOORE:

3. Thank you, Mr. President, Members of the Senate, this
4. morning SB 1141 was introduced and read for a 1st time. This
5. is a matter that makes a transfer of funds within the Depart-
6. ment of Public Aid from one line item to another line item.
7. I have checked with the leadership on both sides of the aisle
8. and I would, at this time, ask unanimous consent to have SB
9. 1141 advance to the ... on the calendar of Senate Bill, 2nd
10. reading without reference to Committee.

11. PRESIDENT:

12. Senator Don Moore moves to discharge the Committee on
13. Assignment of Bills from further consideration of SB 1141
14. and ordered to 2nd reading. Is there discussion? All in
15. favor of the motion signify by saying aye. Contrary no.
16. The motion carries. SB 1141 is ordered to 2nd reading. SB
17. 240, Senator Knuepfer. SB 244, Senator Swinarski.

18. SECRETARY:

19. SB 244.

20. (Secretary reads title of the bill)

21. 3rd reading of the bill.

22. PRESIDENT:

23. Senator Swinarski.

24. SENATOR SWINARSKI:

25. Mr. President, Members of the Senate, I believe it is a
26. noncontroversial bill. It merely makes reference in the State's
27. Statutes to a combination of vehicles. This establishes the
28. definition within the Vehicle Code, and I ask for a favorable
29. consideration and roll call.

30. PRESIDENT:

31. Senator Latherow.

32. SENATOR LATHEROW:

33. Mr. President, I'm trying to get someone here to give me

1. a short explanation of this, but you say a combination of
2. vehicles includes two or more. Now, what do ... what do you
3. mean by that exactly? Does that mean four vehicles ...

4. SENATOR SWINARSKI:

5. ... In the Illinois Vehicle Code, this bill defines a
6. combination of vehicle and places the definition in the proper
7. definition section of this Code. In the past, there has been
8. no definition and, therefore, enforcement of this ... officials
9. have not been able to determine when an infraction of law has
10. taken place. This has to do within the definition placed in
11. the Code of defining what a tractor, tractor trailer and ...
12. and tractor trailer truck combination is. Merely defines it
13. in the two ... two sections within the Code.

14. PRESIDENT:

15. Senator Latherow. Is there further discussion? The
16. question is, shall SB 244 pass? And on that question, the
17. 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, Nimrod,
24. Nudelman, Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
25. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith, Sommer,
26. Soper, Sours, Swinarski, Vadalabene, Walker, Weaver, Welsh,
27. Wooten, Mr. President.

28. PRESIDENT:

29. On that question, the yeas are 47. The nays are none.
30. SB 244 having received a constitutional majority is declared
31. passed. Senator Netsch. Senator Netsch.

32. SENATOR NETSCH:

33. Mr. President, I would like unanimous consent of the Body

1. to go to the order of bills on postponed consideration and
2. call SB 145.

3. PRESIDENT:

4. Is there leave? So ordered. Senator Netsch.

5. SENATOR NETSCH:

6. Mr. President ... members of the Senate

7. PRESIDENT:

8. SB 145.

9. SENATOR NETSCH:

10. Thank you. This bill was called for vote once before
11. at Senator Howard Mohr's request. I held it on postponed
12. consideration so that he would have an opportunity to look
13. at it. He has. He has assured me that he has no problems
14. with it. It deals with the question of classification of
15. real estate in those counties entitled to classify and pro-
16. vides only that classification must be done ... must be done
17. by act of the governing boards of legislative body of any
18. county which is authorized to classify. I would, not only
19. appreciate, but I must have a favorable vote this time.

20. PRESIDENT:

21. Senator Mohr.

22. SENATOR MOHR:

23. Yes, Mr. President, what Senator Netsch said is correct
24. ... we have no objections.

25. PRESIDENT:

26. Senator Clarke.

27. SENATOR CLARKE:

28. Mr. President, I'd just like to urge a favorable vote.
29. Actually, what this does is to help Cook County to define
30. what their classification system is and put it in a legis-
31. lative function in the County Board and it's a darn good bill.

32. PRESIDENT:

33. The question is, shall SB 145 pass? On that question,

1. the Secretary will call the roll.

2. SECRETARY:

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

12. PRESIDENT:

13. Aye. Senator Kosinski, aye. On that question, for the
14. first time, the yeas are 49. The nays are 1. Senator Netsch's
15. bill is declared passed. Senator Netsch.

16. SENATOR NETSCH:

17. Mr. President ...

18. PRESIDENT:

19. For what purpose does Senator Sours arise?

20. SENATOR SOURS:

21. You know, Mr. President, I didn't ... I wasn't aware that
22. that was the first bill of the Senator. I am ... constitu-
23. tionally opposed to the classification of real property or per-
24. sonal property but in this instance ... I'm constrained to make
25. it a unanimous vote of 50 in the Chamber here. Yes.

26. PRESIDENT:

27. Senator Sours will be recorded in the affirmative. The
28. yeas are ... 50 yeas. No nays and the bill is declared passed.
29. Senator Netsch.

30. SENATOR NETSCH:

31. Mr. President. Senator Sours, I appreciate your very
32. gracious gesture and to all other members of the Senate. I
33. must say, that in view of the usual tradition which is expressed

1. in terms of a bill to vacate an easement or some other such
2. momentous issue, you really gave me a working over the first
3. time. But thank you, thank you very much.

4. PRESIDENT:

5. Senator Latherow.

6. SENATOR LATHEROW:

7. Senator Netsch, I might want to say I've been here about
8. nine years and that's the first time I every caught him in
9. that type of gracious position, I'll tell you.

10. PRESIDENT:

11. Senator Netsch, SB 245, do you wish it called?

12. SENATOR NETSCH:

13. Mr. President, SB 245 is a bill that was initiated
14. originally from the ... State Police a request from the State
15. Police ...

16. PRESIDENT:

17. A yes ...

18. SENATOR NETSCH:

19. Oh, I beg your pardon.

20. PRESIDENT:

21. It hasn't been read. I was just inquiring whether you
22. wanted it called ...

23. SECRETARY:

24. SB 245.

25. (Secretary reads title of the bill)

26. 3rd reading of the bill.

27. PRESIDENT:

28. Senator Netsch.

29. SENATOR NETSCH:

30. Thank you, Mr. President, the bill was initially requested
31. by the State Police and was prepared by the Department of Trans-
32. portation. In its basic and simplest form, what it prohibits is
33. making U turns on the interstate expressway which seems on its

1. face like a fairly reasonable proposal. Actually, what
2. had happened was that the law had become a little bit am-
3. biguous. The State Police found themselves ... with not
4. clear authority to prevent people from using the cross-
5. overs on the interstate's expressway system for U turns.
6. It's a very dangerous practice. ... They asked for this
7. kind of authority. It has been amended ... so that it
8. would ... permit emergency vehicles of various kinds to ...
9. to continue to use the crossovers. It would only prohibit
10. it in the case of just ordinary automobiles which are
11. traveling ... and it applies only to the interstate express-
12. way system. The ... the bill was ... a crossover is where
13. there is a ... a ... concrete thing between the two segments
14. of the interstate system, Senator Carroll. Yes.

15. PRESIDENT:

16. Is there further discussion? The question is, shall
17. SB 245 pass and on that question the Secretary will call the
18. roll.

19. SECRETARY:

20. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew,
21. Clarke, Conolly, Course, Daley, Davidson, Donnewald, Dougherty,
22. Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Hynes, Johns,
23. Keegan, Knuepfer, Knuppel, Kosinski, Latherow,

24. PRESIDENT:

25. Senator Latherow.

26. SENATOR LATHEROW:

27. Mr. ... Mr. President and Members of the Senate, I'm
28. going to vote against this bill because I ... I think you pull
29. on these highways and you find you made a mistake, usually
30. there's a turnover not too far from where you pull on. Now,
31. you have to go down possibly many miles to the next inter-
32. change, make your way off and back on. ... You and I are lost
33. as far as ... far as ever turning at any of these places. I
34. want to vote no.

1. SECRETARY:

2. McBroom, McCarthy, Merritt, Mitchler, Howard Mohr, Don
3. Moore, Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer,
4. Partee, Regner, Rock, Roe, Romano, Saperstein, Savickas,
5. Schaffer, Scholl, Shapiro, Smith, Sommer, Soper, Sours,
6. Swinarski, Vadalabene, Walker, Weaver, Welsh, Wooten,

7. PRESIDENT:

8. Senator Wooten.

9. SENATOR WOOTEN:

10. Mr. President, I think we're establishing a rather
11. dangerous precedent in this particular piece of legislation.
12. I'm going to vote aye, nonetheless, but I think it should
13. be called to the attention of this Body that we have a major
14. piece of legislation effecting transportation sponsored by a
15. Senator who doesn't have a driver's license.

16. PRESIDING OFFICER: (SENATOR MOHR)

17. Senator Chew.

18. SENATOR CHEW:

19. ... Since we have such lovely ladies in the Senate, I
20. will make to her, at her disposal my Rolls-Royce.

21. PRESIDING OFFICER: (SENATOR MOHR)

22. Senator Chew, you could probably take care of the other

23. ...

24. SENATOR CHEW:

25. ... with the driver, of course.

26. PRESIDING OFFICER: (SENATOR MOHR)

27. ... the other ladies of the Senate with your Cadillac.

28. SENATOR CHEW:

29. I'll give them those Cadillacs.

30. PRESIDING OFFICER: (SENATOR MOHR)

31. On that bill, the yeas are 41. The nays are 3. Having
32. received the constitutional majority the bill is declared
33. passed. Senator Scholl.

1. SENATOR SCHOLL:

2. I just wonder if ... that Cadillac includes a siren.

3. PRESIDING OFFICER: (SENATOR MOHR)

4. Senator, that's pronounced siren. Senate ... SB 252,
5. Senator Shapiro.

6. SECRETARY:

7. SB 252.

8. (Secretary reads title of the bill)

9. 3rd reading of the bill.

10. PRESIDING OFFICER: (SENATOR MOHR)

11. Senator Shapiro.

12. SENATOR SHAPIRO:

13. Mr. President ... Ladies and Gentlemen of the Senate ...
14. SB 252 just does exactly what the synopsis says. It amends
15. the Illinois Veteran's Commission Act so that a Vietnam Vet-
16. eran may serve as a member of that commission and I would
17. urge a favorable vote.

18. PRESIDING OFFICER: (SENATOR MOHR)

19. The question is, shall SB 252 pass and on that the Clerk
20. will call the roll.

21. SECRETARY:

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

31. PRESIDING OFFICER: (SENATOR MOHR)

32. Senator Kosinski, vote aye. Senator Daley, aye. Senator
33. Hynes, aye. Johns, aye. Senator Partee, aye. Senator Ozinga,

1. aye. Senator Moore, aye. On that question the yeas are
2. 46. The nays are none. The bill having received a consti-
3. tutional majority is declared passed. Gentlemen, we would
4. ask that you do get on the roll call, if at all possible, on
5. the first time the Secretary calls the roll. SB 253, Senator
6. Palmer.

7. SECRETARY:

8. SB 253.

9. (Secretary reads title of the bill)

10. 3rd reading of the bill.

11. PRESIDING OFFICER: (SENATOR MOHR)

12. Senator Palmer.

13. SENATOR PALMER:

14. Mr. President, President Mohr, Members of the Senate.

15. SB 253 is a noncontroversial bill. It's ... actually a clari-
16. fication bill. It provides that the recording of an instru-
17. ment which does not comply with the provisions of the Act shall
18. not effect the validity and effect of the instrument or con-
19. structive notice thereof. Specifically, specifically of ...
20. if they do not have the grantees name and address and the Re-
21. recorder inadvertently records it and the only reason they
22. require that is ... for ... mailing of the tax bill. It does
23. not effect the validity and that's what this Act is ... is
24. telling you and clarifies that position. Thank you, Mr.
25. President, and I ask for a favorable roll call.

26. PRESIDING OFFICER: (SENATOR MOHR)

27. The Secretary call the roll. Any further discussion?

28. Senator Rock.

29. SENATOR ROCK:

30. Well, let me just say, that in the Committee on Judiciary
31. there was some discussion on this bill. I have some grave
32. reservations which I've expressed to Senator Palmer. He ex-
33. pressed a desire to call it tonight. I want him to know right

1. now I am not going to vote for this bill. I think it
2. goes a little bit too far...

3. PRESIDING OFFICER: (SENATOR MOHR)

4. Any further questions? If not, Secretary call the roll.
5. Senator Sours.

6. SENATOR SOURS:

7. Mr. President, this is a...this is a bill that I never
8. actually been able to understand the reason for its existence
9. and I'd like to find that out before we have the roll call,
10. if I may.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Palmer.

13. SENATOR PALMER:

14. Senator Sours, the original bill is probably result of the
15. tussle that you and I have gone through on your other bill, I
16. forgot the number, where you req...where you required the name
17. of the person that drafted the bill. Now this bill, the...the
18. Act provides that before a Recorder accepts an instrument, it
19. must have on its face, the name and address of the grantee. And
20. the only reason they required it is that some Senator like your-
21. self thought it would be a good idea so they could send a bill
22. to that party, a tax bill. It's not in the body of the...of the
23. instrument itself. All it is, is a piece of information that the
24. grantee's name is so and so and he lives so and so. That does...
25. certainly does not affect the validity of that. But sometimes
26. these deeds are inadvertently recorded. You have a hundred and
27. two Recorders here and sometimes they do pass the window. What
28. this bill wants to...correct those instruments that have been
29. inadvertently recorded and they should not be attacked...legally
30. attacked.

31. PRESIDING OFFICER (SENATOR MOHR):

32. Senator Sours.

33. SENATOR SOURS:

1. Well, wherein would the Recorder be involved? Either
2. dollar-wise or any other way? May he not refuse...let's...let's
3. let me rephrase that, this bill that we've got through the Senate
4. the other day, if a name...if the name of the scrivener doesn't
5. appear on that...under...under this bill, could your Recorder
6. accept it for recordation?

7. SENATOR PALMER:

8. Senator,...let me tell you...you remember the name of...
9. the number of your bill about the scrivener?

10. SENATOR SOURS:

11. Yes, very well.

12. SENATOR PALMER:

13. The law...the law, according to your bill the Recorder
14. shall not...

15. SENATOR SOURS:

16. That is right.

17. SENATOR PALMER:

18. ...accept it for recording. Now, the same question, what if
19. he does accept it?

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Sours.

22. SENATOR PALMER:

23. What happens to that instrument?

24. PRESIDING OFFICER (SENATOR MOHR):

25. Senator Sours.

26. SENATOR SOURS:

27. I don't know what happens to the instrument but I certainly
28. wouldn't want to...want to give that Recorder any leeway with a
29. bill like this. Because, while you and the Chamber say, inad-
30. vertently, I can see...just concerted designs intended in atten-
31. tion by a deputy just to forget the bill we got through here the
32. other day and I certainly don't want to waste my time getting
33. that bill passed and have this bill vitiated.

34. SENATOR PALMER:

1. Well, that...that's the same argument I...I...I didn't
2. like your bill and I...I certainly didn't like the bill that's...
3. that's causing this...this...we'll certainly need a clarification
4. of your bill, too. Because, once a bill...once a deed is filed
5. and it's accepted by the Recorder even though he did not comply
6. with the provisions, it's still a good, legal document and it
7. should not affect the...commerce or the conveyance.

8. SENATOR SOURS:

9. Well...Senator, so...

10. SENATOR PALMER:

11. This is...this is not directed against the Recorder. This
12. is just to correct the...legal transaction. That's what this
13. bill is, to the transaction.

14. PRESIDING OFFICER (SENATOR MOHR):

15. Senator...Knuppel.

16. SENATOR KNUPPEL:

17. Well, I just wonder what the purpose of recording a deed
18. is, in the first place. You don't have to record a deed for it
19. to be a good deed. If I make you a deed and deliver it to you,
20. you can put it in your pocket and carry it around for a hundred
21. years and it has the validity that recording...the purpose of
22. recording the deed is to give notice. And if the deed is there
23. and it has some little technical defect like it doesn't say
24. where the tax bill's to be sent, which is one of the things
25. you're supposed to put on a deed...or doesn't say where you're
26. supposed to mail the deed, or it doesn't say who the scrivener
27. who drew it was, all those are technicalities that have nothing
28. to do with the validity and certainly we should reaffirm the
29. validity of the deed...the deed itself. Now, if the...if the
30. Recorder, or some of his help, don't know all these little
31. technical rules, they accept the deed and record it because
32. the Recorder's out of his office at his mother's funeral, or
33. something else, it sure as the world ought not...ought not to

1. prejudice the rights of the man who purchased and paid for a
2. piece of property. I definitely think this is a good legis...
3. good piece of legislation... The other legislation that you
4. passed will still serve the purpose you want it to serve and
5. that is to try to scare off people who are practicing law with-
6. out a license. All this does, is say that...that...that once
7. it is recorded inadvertently, that it's still a good deed and
8. it is a good deed. It should be noted, that's the purpose of
9. recording a deed and I'm very much in favor of this type of
10. legislation.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator McBroom.

13. SENATOR McBROOM:

14. Mr. President, I move the previous question.

15. PRESIDING OFFICER (SENATOR MOHR):

16. Senator McBroom moves the previous question. I inform
17. you it's not debatable.

18. SENATOR McBROOM:

19. I...I'll hold it for Senator Wooten. It's a quarter till
20. eight. I'll hold my motion.

21. PRESIDING OFFICER (SENATOR MOHR):

22. The Senator...Senator McBroom will withhold his motion.
23. Senator Wooten.

24. SENATOR WOOTEN:

25. Thank you, Mr. President...I have a question of the...of
26. the sponsor. I was just looking at Senator Sours' bill which
27. I did not comprehend fully at the time it passed. It simply...
28. simply says in here, though, that any such instrument shall
29. not be lessened or impaired by the fact that it does not comply
30. with the provisions of this section. Would not that language
31. carry the same import of your proposed legislation?

32. PRESIDING OFFICER (SENATOR MOHR):

33. Senator Palmer.

1. SENATOR PALMER:

2. I...I...I really didn't hear it, there was too much noise
3. here.

4. SENATOR WOOTEN:

5. I'm quoting from Senator Sours' bill. It said, it says
6. in the bill, "the validity and effect of the record of any such
7. instrument shall not be lessened or impaired by the fact that
8. it does not comply with the provision of this section". This
9. is why I voted present on that bill because it seemed to me
10. to require something and then say that...but you don't have to
11. have it. So, does not this language have the same effect as
12. your proposed legislation?

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Palmer.

15. SENATOR PALMER:

16. It's my opinion that this is the law. Without this bill,
17. that is the law. A valid instrument, that's valid in every other
18. respect which omits this and which may omit the requirement in
19. ...Senator Sours' bill, still does not affect the validity of
20. the bill. All this bill...that 253 does, is clarifying some-
21. thing that somebody has contested. But the law is exactly the
22. way you put it, that the validity of the bill is...is not
23. affected.

24. PRESIDING OFFICER (SENATOR MOHR):

25. Senator Vadalabene.

26. SENATOR VADALABENE:

27. Thank you, Mr. President, I move the previous question.

28. PRESIDING OFFICER (SENATOR MOHR):

29. Senator Vadalabene moves the previous question. It is
30. not debatable. Senator this is the sec...if...the Senator...
31. will withhold his motion, Senator Sours may speak on it. Senator
32. Vadalabene? He will withhold his motion. Senator Sours.

33. SENATOR SOURS:

1. I would just like the members on this side to give this
2. a little thought before they give it a vote because I think there's
3. something just a little on the surreptitious...side here that I'd
4. like to make further inquiry.

5. PRESIDING OFFICER (SENATOR MOHR):

6. The question is, shall SB 253...pass? Secretary will call
7. the roll. Senator Palmer.

8. SENATOR PALMER:

9. ...My good Senator Sours said something about surrept...
10. I want the Body to know and I want the Senator to know that I
11. am not the author of this bill. This is an Illinois Bar
12. Association bill presented to me. Although, I am entirely in
13. favor of it, I have been a...an attorney for the Recorder of
14. Deeds of Cook County for twelve years. I think it's a good
15. bill. I think that's why the Bar Association asked me to
16. handle it. But, that's how I got it, Senator Sours. It's
17. authored by the Illinois Bar Association. There's nothing
18. surreptitious about it.

19. PRESIDING OFFICER (SENATOR MOHR):

20. The Secretary will call the roll.

21. SECRETARY:

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

31. PRESIDING OFFICER (SENATOR MOHR):

32. Senator Palmer.

33. SENATOR PALMER:

1. ...On behalf of the Illinois Bar Association, I'll ask
2. that this be put on postponed consideration and let...and let
3. ...let Senator Sours check this surreptitious...

4. PRESIDING OFFICER (SENATOR MOHR):

5. The Senator requests...SB 253 be put on postponed con-
6. sideration. SB 256. Senator Bell.

7. SECRETARY:

8. SB 256.

9. (Secretary reads title of the bill)

10. 3rd Reading of the bill.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Bell.

13. SENATOR BELL:

14. Yes,...Mr. President, Members of the Senate, this
15. particular bill is really in the...in the nature of house-
16. keeping. Particular land involved is up in Lockport...about
17. three hundred...two hundred yards from the I & M Canal, it's
18. property that had been leased from the State over a period of
19. years. It had been developed by the...the current owner...
20. the current lessee of the property is...put it into a pretty
21. good clean status...

22. PRESIDING OFFICER (SENATOR MOHR):

23. Request for roll call.

24. SENATOR BELL:

25. Great.

26. PRESIDING OFFICER (SENATOR MOHR):

27. The question is, shall SB 256 pass? And on that question
28. the Secretary will call the roll.

29. SECRETARY:

30. Bartulis, Bell, Berning,

31. PRESIDING OFFICER (SENATOR MOHR):

32. Senator Berning.

33. SENATOR BERNING:

1. I...I have no quarrel with the bill, my only question is
2. procedurally. There are to be two appraisals and the land
3. shall be sold. Supposing there are two bids then or two
4. interested persons for the same...price. There doesn't seem
5. to be any requirement for...bidding.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Senator Bell.

8. SENATOR BELL:

9. Yes,...Senator Berning, this...this land the lessee's been
10. there for some time, he's developed the land, he's put it into...
11. good, usable status and...they're just seeking to return to the
12. rolls so that it will be taxable income tax...or taxable property
13. for the...City of Lockport. The present lessee's been there for
14. quite a few years. He's just...he's the one attempting to buy it.

15. SECRETARY:

16. Bruce, Buzbee, Carroll, Chew, Clarke, Conolly, Course,
17. Daley, Davidson, Donnewald, Dougherty, Fawell, Glass, Graham,
18. Harber Hall, Kenneth Hall, Hynes, Johns, Keegan, Knuepfer,
19. Knuppel, Kosinski, Latherow,

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Latherow.

22. SENATOR LATHEROW:

23. I only have one question of the sponsor. I wonder, you say
24. he can sell to this person at the appraised value, what if your
25. neighbor walks in and says, I'll give a thousand dollars more.
26. Who're you going to sell it to?

27. PRESIDING OFFICER (SENATOR MOHR):

28. Senator Bell.

29. SENATOR BELL:

30. Well, I would think that we would have to sell it to the
31. one that bids the higher price. That, in fact, hasn't
32. happened.

33. PRESIDING OFFICER (SENATOR MOHR):

1. Senator Latherow.

2. SENATOR LATHEROW:

3. Now, I don't believe your legislation says so. That's
4. not like the highest bidder. You've got...you set an appraised
5. value and you say that's what you'd sell it at, the way I
6. noticed it.

7. PRESIDING OFFICER (SENATOR MOHR):

8. Senator Bell, do you care to respond?

9. SENATOR BELL:

10. Well, I'll simply respond that it does say at appraised
11. value...Senator Latherow is right. ...I've no further comment
12. on it. At appraised value, he's right.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Latherow, how do you vote?

15. SENATOR LATHEROW:

16. I...I just wonder if you have it the way you want it to
17. be. That's what I'm wondering...I...I just wonder if you're
18. really doing what you say. You...you're eliminating any
19. competition on it from other...other than from properties you
20. say, there's one property owner there.

21. PRESIDING OFFICER (SENATOR MOHR):

22. Senator Bell.

23. SENATOR BELL:

24. I think we have to look at the situation that exists,
25. Senator Lataerow, in reference to this. The current leassee
26. or leassor, I'm not sure which is the correct term, but the
27. party that's paying rent on the property now that has put it
28. back into usable state, has been there for years...I picked
29. this bill up from Sen...Representative George O'Brien that
30. had put it through the House last year, that had gone through
31. the House and failed over here because of time running out.

32. ...The mess...session just ended before they could act on it
33. here in the Senate.

1. PRESIDING OFFICER (SENATOR MOHR):

2. Senator Latherow...do you care to vote?

3. SENATOR LATHEROW:

4. I vote...I vote aye.

5. PRESIDING OFFICER (SENATOR MOHR):

6. Continue with the...

7. SECRETARY:

8. McBroom, McCarthy, Merritt, Mitchler, Howard Mohr,
9. Don Moore, Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer,
10. Partee, Regner, Rock, Roe, Romano, Saperstein, Savickas,
11. Schnaffer, Scholl, Shapiro, Smith, Sommer, Soper, Sours,
12. Swinarski, Vadalabene, Walker, Weaver, Welsh, Wooten, Mr.
13. President.

14. PRESIDING OFFICER (SENATOR MOHR):

15. On that question, the yeas are 47. The nays are 1. The
16. bill having received the constitutional majority, declared
17. passed. Senator Rock has requested to go out of the order and...
18. Senator Rock.

19. SENATOR ROCK:

20. I...I know that Senator Soper is anxiously awaiting. I...
21. I have asked...request leave of this Body to go out of order.
22. SB 457 which is sponsored by, will be explained by Senator
23. Knuppel, is an emergency piece of legislation. The Department
24. of Personnel...at present there are over \$78,000 in medical
25. bills that are being held because of lack of funds. They have
26. not been able to pay these. This is not a deficiency appro-
27. priation, it's a line-item transfer and it's urgently needed
28. and I would ask the attention of the Body.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Senator Graham.

31. SENATOR GRAHAM:

32. Did you contact the Senator from Cicero before you made
33. this decision?

1. SENATOR ROCK:

2. No,...Senator, I didn't know he was here, he was so quiet
3. this evening.

4. SENATOR GRAHAM:

5. I'm sorry, I...I think he should have been talked to about
6. this.

7. PRESIDING OFFICER (SENATOR MOHR):

8. Any further discussion? Sen...Senator Knuppel, I'm sorry.

9. SECRETARY:

10. SB 457.

11. (Secretary reads title of the bill)

12. 3rd Reading of the bill.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Knuppel.

15. SENATOR KNUPPEL:

16. I think the bill's been adequa...adequately explained by
17. Senator Rock. It's a...it's merely a transfer of funds...and
18. the...to cover the obligations of the State with reference to
19. Workmen's Compensation. I'd ask for a favorable roll call.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Any further discussion? Secretary, call the roll.

22. SECRETARY:

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

32. PRESIDING OFFICER (SENATOR MOHR):

33. Bell, aye. Daley, aye. Senator Graham.

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1. SENATOR GRAHAM:
2. ...It seems like we're getting into an area of controversy...
3. controversial bills. Are we going to adjourn soon or now...or...
4. Senator Soper is set for an argument and I don't want to listen
5. to it.

6. PRESIDING OFFICER (SENATOR MOHR):
7. On that question, the yeas are 50. The nays are none. The
8. bill having receiv...received the constitutional majority is
9. declared passed. 2...The next SB is 259, which is my bill. I'll...
10. Oh, I'm sorry, SB 258. Senator Soper.

11. SECRETARY:
12. SB 258.
13. (Secretary reads title of the bill)
14. 3rd Reading of the bill.

15. PRESIDING OFFICER (SENATOR MOHR):
16. Sen...Senator Soper.

17. SENATOR SOPER:
18. Mr. President, Members of the Senate, the bill does exactly
19. what the synopsis says. Senator Ozinga, if you can't read, I
20. can't help you.

21. PRESIDING OFFICER (SENATOR MOHR):
22. Senator Rock.

23. SENATOR ROCK:
24. Yes, I...I am told...the...the bill does have the home rule
25. amendment on it. I rise in support of this legislation. I ask
26. for a favorable roll call.

27. PRESIDING OFFICER (SENATOR MOHR):
28. ...The question is, shall SB 258...pass? Secretary, call
29. the roll.

30. SECRETARY:
31. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew,
32. Clarke, Conolly, Course, Daley, Davidson, Donnewald, Dougherty,
33. Pawell, Glass, Graham, Harbor Hall, Kenneth Hall, Hynes, Johns,

1. Keegan, Knuepfer, Knuppel, Kosinski, Latherow, McBroom, McCarthy,
2. Merritt, Mitchler, Howard Mohr, Don Moore; Netsch, Newhouse,
3. Nimrod, Nudelman, Ozinga, Palmer, Partee, Regner, Rock, Roe,
4. Romano, Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
5. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver,
6. Welsh, Wooten, Mr. President.

7. PRESIDING OFFICER (SENATOR MOHR):

8. Vadalabene, aye. Romano, aye. Rock, aye. On that question,
9. the yeas are 50. The nays are none. The bill having received
10. the constitutional majority is declared passed. Is that your
11. first bill Senator? SB 262. Senator Glass.

12. SECRETARY:

13. SB 262.

14. (Secretary reads title of the bill)

15. 3rd Reading of the bill.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Glass.

18. SENATOR GLASS:

19. Mr. President and...Senators, under the present Inheritance
20. Tax Law in the State of Illinois, if a husband and wife are
21. divorced and...the husband...the husband remarries, let's say,
22. and then wishes in his will to leave his property to the...what
23. would be his stepchildren if he adopted them or otherwise stated,
24. the children of his second wife...and he does so in his will.
25. Under the Illinois Inheritance Tax, there is no exemption for
26. those children. And...what this bill would provide is that by
27. a simple amendment to the Inheritance Tax Law, that exemption,
28. the \$20,000 inheritance tax exemption, would apply to...a des-
29. cendant of a former spouse. And I know of no opposition. This
30. would...permit, as I say, husbands and wives, to leave property
31. and take advantage of this exemption to the children of...a
32. second spouse whom they did not, in fact, adopt and I would ask
33. for your support.

1. PRESIDING OFFICER (SENATOR MOHR):

2. Senator Rock.

3. SENATOR ROCK:

4. Well, if the sponsor...sponsor would yield to a question.
5. As I understand the exemptions now, under the Illinois Inheri-
6. tance Tax Act, they are limited, are they not, to lincal descen-
7. dants and those legally adopted. ...Is that correct?

8. PRESIDING OFFICER (SENATOR MOHR):

9. Senator Glass.

10. SENATOR GLASS:

11. ...Senator, that is correct. They must be legally adopted
12. in order to qualify for this exemption.

13. SENATOR ROCK:

14. Well, I'm...I'm just asking Senator Knuppel...I...I...Ok.
15. Well, I was just wondering what the...what the rationale for
16. the extension is, Senator. I just...why, why would not...you
17. know, there would not...why should there not be a legal adoption
18. in a case such as this.

19. SENATOR GLASS:

20. Well, I think there're many instances in which...there
21. is no particular reason or desire for there to be an adoption,
22. ...and yet the...the individual may...may wish to leave pro-
23. perty to these children. I...I don't, perhaps they're adult
24. children, that would be one example of where no adoption would
25. be involved and I'd like to quote, if I may, from a letter which
26. will give you some exam...some indication, Senator Rock,...
27. from Pailip Ward of Sterling, Illinois, who's the Chairman of
28. the Illinois Bar Section on Probate and Trust Law. He says,
29. I...I have seen high taxes for stepchildren...I have handled
30. adoptions "for Inheritance Tax only" and have seen high taxes
31. for stepchildren when the surviving stepparent followed the
32. wishes of a deceaseu spouse and left assets to the deceased
33. spouse's children. I have also had the same situation where

1. the husband and wife treated each of their nieces and nephews
2. equally and identically and desire to do so under the will.
3. ...But, of course, on the death of the survivor there may be
4. a substantial set of nieces and nephews who are strangers.
5. So, I...I think it's a logical extension and I would hope
6. for your support.

7. PRESIDING OFFICER (SENATOR MOHR):

8. Senator Knuppel.

9. SENATOR KNUPPEL:

10. I think it's good legislation. We went through it
11. extensively in Committee. There may be cases we said where
12. the children...are not adopted because the father doesn't
13. consent or some reason and yet the stepfather has an...an
14. affinity for those children. I say it's a good legis...
15. piece of legislation because...children under fifteen who
16. come in a home can qualify whether they're adopted or not.
17. This is for children who would be over fifteen and step-
18. children. I say it's good legislation and we should vote
19. for it.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Ozinga.

22. SENATOR OZINGA:

23. How much loss will this be to the State?

24. SENATOR KNUPPEL:

25. This would, according to the testimony in...in committee
26. ...Senator Ozinga would be not a significant...amount of money
27. whatsoever. The Attorney General's office was consulted and
28. was not opposed to it...and I don't think it would be a
29. significant amount.

30. PRESIDING OFFICER (SENATOR MOHR):

31. Senator Sours.

32. SENATOR SOURS:

33. Just very briefly, I want to support this bill. It has

1. nothing to do with creating any different line of heirs or
2. heirship. This touches only the Inheritance Tax dollar.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Request for roll call.

5. SECRETARY:

6. Bartulis...

7. PRESIDING OFFICER (SENATOR MOHR):

8. The question is shall SB 262 pass? On that, the Secretary
9. will call the roll.

10. SECRETARY:

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

20. PRESIDING OFFICER (SENATOR MOHR):

21. Bartulis, aye. Bell, aye. Hall, aye, Harber Hall.
22. Knuepfer, aye. On that question, the yeas are 47. The
23. nays are none. The bill having received the constitutional
24. majority is declared passed. Senator Walker.

25. SENATOR WALKER:

26. Thank you, Mr. President...I would like to have unanimous
27. consent to have SB 550 which passed here this evening taken
28. out of the record and returned from 3rd Reading to 2nd Reading.

29. PRESIDING OFFICER (SENATOR MOHR):

30. The Secretary informs me that bill...the bill has not been
31. read a second time so there's leave to bring it back. The...

32. Senator Rock.

33. SENATOR ROCK:

1. ...Well, I don't...I don't...I don't...on a parliamentary
2. inquiry, I think, do we not have to reconsider the vote by
3. which it passed and just kind of backtrack through the whole
4. thing.

5. PRESIDING OFFICER (SENATOR MOHR):

6. We're asking unanimous consent to take it out of the record
7. ...Senator Rock. Is there leave? The Secretary...we'll go back
8. to the order of SBs, 2nd Reading, SB 550.

9. SECRETARY:

10. SB 550.

11. (Secretary reads title of the bill)

12. 2nd Reading of the bill. No committee amendments.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Walker.

15. SENATOR WALKER:

16. No amendments from the Floor.

17. PRESIDING OFFICER (SENATOR MOHR):

18. Any amendments from the Floor? Senator Graham.

19. SENATOR GRAHAM:

20. I'd like to ask the sponsor a question.

21. PRESIDING OFFICER (SENATOR MOHR):

22. Senator Walker the...Senator Graham has a question.

23. SENATOR GRAHAM:

24. Senator Walker, are we again attempting to incorporate any
25. part of Barrington or Palatine Township.

26. SENATOR WALKER:

27. Not in this bill. That one's next week. This is Lansing,
28. Illinois only.

29. SENATOR GRAHAM:

30. That...those are the ones I'm watching for.

31. PRESIDING OFFICER (SENATOR MOHR):

32. No amendments from the Floor? 3rd Reading. We'll go back
33. to the order of 3rd Reading. ...Senator Weaver...last night we

1. skipped over your bills...you have requested to go back...on
2. the Calendar to SB 183. Senator Weaver.

3. SENATOR WEAVER:

4. Well, Mr. President and Members of the Senate, I'd like
5. to talk about 183, 184, 185 and 186, although they...I'm sure
6. they'll be voted on separately. The intent of these bills
7. is to reduce the unfunded accrued liability of these four State
8. supported employee's retirement systems. In order to bring the
9. funds up to the 65% level over a period of ten years; it will
10. be necessary to appropriate the dollar amounts contained in
11. these four bills. The total accrued liability of these four
12. funds amounts to over four and one-half billion dollars.

13. Mr. A. A. Weinburg, Actuary for the Pension Laws Commission,
14. feels that the 65% level is sufficient for a tax-supported
15. pension fund. Of course, the 100% funding level would be fine
16. but, I feel we must be realistic and strive for stability and
17. still guarantee the security that our employees desire in their
18. retirement systems. Basically, these are the State employees,
19. university employees, State teachers, Chicago teachers and the
20. judges. The one bill has been...the State teachers' bill has
21. been amended from one hundred twenty-one million to twenty-
22. three million six hundred and sixty thousand to include the
23. Chicago teachers which brings that one bill, the State teachers'
24. bill, up to one hundred and forty-five million. If there are
25. questions that any member has, I would be happy to try to
26. answer them.

27. PRESIDING OFFICER (SENATOR MOHR):

28. Senator...Shapiro.

29. SENATOR SHAPIRO:

30. ...Mr. President, Ladies and Gentlemen of the Senate, I wish
31. to speak to the bills...in my memory in the General Assembly, this
32. is the first attempt to bring the four major systems of our State
33. employees up to an appropriate funding level so that the future

1. pensions of our public employees will be secure. Just for the
2. record, at the present time, the total unfunded accrued liability
3. of these systems is 2.7 billion dollars. Now, I think everyone
4. realizes that to bring it up to 100% funding cannot be done in
5. one fell swoop and that this approach over a period of years to
6. make up the deficit is a rational method of achieving the 65%
7. funding which we have been told by actuaries is a sound level of
8. achievement. I want to go one step further for those of you who
9. may feel that this would place the Governor's budget in jeopardy.
10. I have here before me a copy of Illinois Education which is the
11. official journal of the Illinois Educational Association dated
12. April, 1972. And in an answer to a question con...concerning
13. retirement and the funding of the Teachers' Retirement Pension,
14. Governor Walker, as a candidate, answered in this way and I think
15. it's extremely significant what Candidate Walker had to say on
16. this method. -- I believe that the State has a clear obligation
17. to honor its financial commitment to the Teachers' Retirement
18. Systems as well as to all other public employee retirement
19. systems. While I don't have the figures available to determine
20. now large an actuarial deficit the Illinois Pension Fund can
21. sustain and still be considered financially secure, it seems
22. obvious that the present deficit in the Downstate Teachers'
23. Pension Fund of nearly one billion dollars is far too high. --
24. As Governor, and he is now Governor -- I will pledge to insure
25. that the State meet its obligation with regarding to funding
26. all public employees pension systems -- And now I want you to
27. hear the last sentence.-- And that the budget will reflect that
28. obligation. These series of bills makes the commitment that
29. the Governor inadvertently left out of his FY 74 appropriation.
30. I think these bills are a good series of bills. They are
31. responsible and should be acted upon favorably by this Senate.

32. PRESIDING OFFICER (SENATOR MOHR):

33. SENATOR WOOTEN.

1. Yes, Mr. President, I had the opportunity of doing some
2. campaigning in and around Governor Walker's campaign and I
3. think, to take one quote out of context of a whole campaign
4. and a whole philosophy is, of course, a marvelous device in
5. advertising with which I am very, very familiar. I don't think
6. anyone, the Governor, the IEA, anyone who looks at this very
7. carefully, contemplates a program such as this. As a matter
8. of fact, if I'm wrong I would appreciate being corrected. I
9. believe the IEA does not support this. And...it's true we
10. can pass it and we can send it down to the Governor and have
11. him veto it and point the finger at him. But, if it's necessary
12. to play these games, I suppose we can. But, I would hope that
13. we would take a more fiscally responsible approach to this very
14. troubling subject. I received a great deal of support from
15. teachers in my area and one of the things that troubled them,
16. of course, was the whole pension problem, the under-funding
17. of the pension program. However, I don't think anyone is so un-
18. realistic as to wish us to place an inordinate strain on the State's
19. finances. I think our immediate obligation is to bring the funding
20. up to par this year and then proceed from there. And I cannot,
21. in good conscience, support any other approach and, as I say, I
22. ...I don't want to be cynical about this but I...I do not think
23. that anyone seriously expects this bill...these bills, if they
24. pass out of here, to be anything other than campaign fodder.

25. PRESIDING OFFICER (SENATOR MOHR):

26. Senator Latherow.

27. SENATOR LATHEROW:

28. Mr...Mr. President and...Senator Wooten, I...I just wanted
29. to recognize in what Senator Shapiro read wasn't necessarily
30. worded inadvertently taken out of text. They were the exact
31. words according to that quote there, never having been denied.

32. PRESIDING OFFICER (SENATOR MOHR):

33. Excuse me, Senator. For what purpose does Senator Knuppel
34. rise?

1. SENATOR KNUPPEL:

2. This is a matter of personal privilege. I don't mind dis-
3. charging my duties. This is the third night in a row and I
4. want everybody in this Body to realize we...we had a little
5. speech here today about treating ourselves right. We were told
6. we were going to get out of here about 8:15. I've been...I've
7. had open heart surgery and have been in the hospital four times
8. in the last year and this is going to be controversial and is
9. going to go on and on. I think we could start in tomorrow if
10. we're going to get into that, I move we adjourn.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Graham.

13. SENATOR GRAHAM:

14. Mr. President, I don't think Senator Knuppel has any real
15. monopoly on physical problems. Now, he's...this is a pretty
16. lame excuse you're using, Senator. I wish I could use it, too.
17. Now, this Senator has waited...for a long time and I wish that
18. you...I'm not debating with you, I'm making a statement. Mr.
19. President, I'm asking if Senator Knuppel is out of order. I
20. don't care what kind of personal privilege you're on Senator.
21. I'm asking you to be quiet.

22. PRESIDING OFFICER (SENATOR MOHR):

23. Gentlemen, please. Senator Partee.

24. SENATOR PARTEE:

25. Mr. President, Mr. President and Members of the...

26. PRESIDING OFFICER (SENATOR MOHR):

27. Senator Partee has...

28. SENATOR PARTEE:

29. ...Senate, including Senator Knuppel.

30. PRESIDING OFFICER (SENATOR MOHR):

31. ...the Floor.

32. SENATOR PARTEE:

33. Senator Knuppel, I have the Floor. We are getting a little

1. excited, I think. I can understand the point that the gentle-
2. man has made. It is suggested, I think, that this is going to
3. be a controversial bill. It's been indicated to me that at
4. least seven or eight persons on this side of the aisle are...
5. will desire' to be heard on it. And I'm sure equally as many
6. on that side of the aisle will want to be heard on it. If
7. we're going to stay for any additional period, I would suggest
8. that we get to something where we could clear the Calendar a
9. little bit and get to something that isn't controversial and maybe
10. we could get to this at a...at a beginning sess...of a session
11. because it's going to be controversial and it's going...some-
12. body's going to be upset because he didn't get a chance to
13. talk and somebody else is going to make a motion to shut off
14. debate and it's going to be a little bit of a problem. So,
15. that's the suggestion I make on this bill.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Harris.

18. SENATOR HARRIS:

19. ...Mr. President, I do want to make clear that everyone of
20. us is aware of what is taking place on this Calendar. We are
21. not getting our work done and I don't know, I was off the Floor,
22. when this motion to adjourn was put by Senator Knuppel. And
23. I don't think there was any hard and fast commitment to adjourn
24. precisely at 8:30. The policy that I attempted to enunciate this
25. morning, was to provide service for this Body. And we are making
26. progress. And we've got a great deal of work to do. And I just
27. caution this membership that the work will not be disposed of
28. by adjourning. The majority of the members of this Body is going
29. to make the determination of what this Body will do. Those are
30. the only comments I want to make. Senator Partee has made a
31. suggestion to the sponsor and I think it is entirely up to the
32. sponsor to respond to that suggestion.

33. PRESIDING OFFICER (SENATOR MOHR):

1. Senator Knuppel.

2. SENATOR KNUPPEL:

3. ...Sponsored a motion on the Floor is not debatable and
4. I'll say this, we've wasted a lot of time...we had a program
5. here today had nothing to do with our work. We've had death
6. resolutions. We've had congratulatory messages. We've had
7. introductions from the balcony.

8. PRESIDING OFFICER (SENATOR MOHR):

9. Senator...

10. SENATOR KNUPPEL:

11. And I'll tell the President...

12. PRESIDING OFFICER (SENATOR MOHR):

13. Sen...Senator Shapiro, for what purpose does Senator
14. Shapiro rise?

15. SENATOR SHAPIRO:

16. Mr. President, I wish to raise the point that that motion
17. to adjourn was made on a point of personal privilege and is
18. out of order.

19. PRESIDING OFFICER (SENATOR MOHR):

20. For what purpose does Senator Latherow rise?

21. SENATOR LATHEROW:

22. Per...Mr. President, I thought I had the Floor at the
23. time when you recognized the Senator and I just would want
24. to say I'd like to have you eventually tell me where I was.
25. But, before that, I'd like to tell some members here that an
26. eruption similar to what I saw would be harder on me than
27. two hours of hard work.

28. PRESIDING OFFICER (SENATOR MOHR):

29. You are correct, Senator, you did have the Floor. Senator
30. Knuppel asked recognition on a point of personal priv...privilege
31. and...and motion to adjourn at that point is not in order.

32. Sen...Senator Graham.

33. SENATOR GRAHAM:

1. Mr. President, I move the previous question.

2. PRESIDING OFFICER (SENATOR MOHR):

3. The mo...the Chair will rule that the motion was out of
4. order. Senator Graham moves the previous question. Senator
5. you asked recognition of a poi...point of personal privilege,
6. you were recognized for that. Well, Senator I would...I would
7. suggest that we're all concerned about our health and all of
8. this debate doesn't accomplish a thing. So, let's get on
9. with the...the order of business. The motion to...move the
10. previous question was made by Senator Graham. Senator Weaver.

11. SENATOR WEAVER:

12. Mr...Mr. President, it certainly wasn't my intention to
13. cut off debate on these important bills. If...it's the desire
14. of this Body to take an hour someday and discuss these...fine
15. but I would prefer to do it tonight. It's either up or down
16. I think, we...this is a concept that, certainly back in 1957,
17. the Legislature mandated every city and village to over a ten
18. year period bring their own pension funds up to the 100%
19. level. This is what is making the city taxes in so many
20. cities and villages in the State of Illinois so high today.
21. I don't think it's unreasonable to, over a period of ten years,
22. come up to 65% in our own State supported systems. So, Mr.
23. President, if a roll call is in order. I will take a roll
24. call. Appreciate a favorable vote.

25. PRESIDENT:

26. Senator Rock.

27. SENATOR ROCK:

28. Well, Mr. President and Members of the Senate, is...is
29. the question before the Body, shall the question be put? I...
30. I think that's where we are. I...I don't think we're on the
31. main question yet. I think there are some of our members who
32. have expressed the desire to speak. Senator Mohr indicated
33. there were five or six who wanted to speak. ...I

1. PRESIDENT:

2. All right.

3. SENATOR ROCK:

4. I'm not adverse to staying as long as we want to stay and
5. I think this question has to be dealt with.

6. PRESIDENT:

7. All right. The question before the Body, I was not aware
8. is, shall the previous ques... shall the main motion now be
9. put? On that question, all those in favor signify by saying
10. aye. ... There's been a request for a roll call. The question
11. is, shall the main question now be put. On that question,
12. those who wish to support Senator Graham, who moved the previous
13. question, will vote aye. Those opposed will vote no. Secretary
14. will call the roll.

15. SECRETARY:

16. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew,
17. Clarke, Conolly, Course, Daley, Davidson, Donnewald, Dougherty,
18. Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Hynes, Johns,
19. Keegan, Knuepfer, Knuppel,

20. PRESIDENT:

21. This question is not debatable and our Rules do not provide
22. for a vote explanation on motions that are not debatable. Not
23. in the midst of a roll call. Proceed with the roll call, Mr.
24. Secretary.

25. SECRETARY:

26. Knuppel,

27. PRESIDENT:

28. How does the Senator vote?

29. SECRETARY:

30. Kosinski, Latherow, McRoom, McCarthy, Merritt, Mitchler,
31. Howard Mohr, Don Moore, Netsch, Netsch, Newhouse, Nimrod,
32. Nudelman.

33. PRESIDENT:

1. Now, Senator Knuppel, we are on roll call and your remarks
2. to Senator Walker are not appropriate. Will you please...
3. Will you please not interfere with the recording of the Sec-
4. retary. Now, we're going to proceed with this roll call,
5. Senator. You...proceed with the roll call.

6. SECRETARY:

7. Nudelman, Ozinga, Palmer, Partee,

8. PRESIDENT:

9. Senator Partee.

10. SENATOR PARTEE:

11. Before I cast my vote, I have a parliamentary inquiry;
12. how many votes are required to sustain this motion.

13. PRESIDENT:

14. Thirty votes.

15. SENATOR PARTEE:

16. No.

17. SECRETARY:

18. Regner, Rock, Roe, Romano, Saperstein, Savickas, Schaffer,
19. Scholl, Shapiro, Smith, Sommer, Soper, Sours, Swinarski,
20. Vadalabene, Walker, Weaver, Welsh, Wooten, Mr. President.

21. PRESIDENT:

22. On that roll call, the yeas are 30. The nays are 21.
23. The motion having received sufficient votes for passage is
24. declared carried. For what purpose does Senator Partee
25. arise?

26. SENATOR PARTEE:

27. I seek a verification of the roll call and slow enough
28. so that we can see the people involved.

29. PRESIDENT:

30. Senator Partee has called for a verification of the roll
31. call. The Secretary will verify those voting in the affir-
32. mative.

33. SECRETARY:

1. The following voted in the affirmative: Bartulis, Bell,
2. Berning, Clarke, Conolly, Davidson, Fawell, Glass, Graham,
3. Harber Hall, Knuepfer, Latherow, McBroom, Merritt, Mitchler,
4. Howard Mohr, Don Moore, Nimrod, Ozinga, Regner, Roe, Schaffer,
5. Scholl, Shapiro, Sommer, Soper, Sours, Walker, Weaver, Mr.
6. President.

7. PRESIDENT:

8. The motion has carried. Senator Weaver may close the debate.
9. For what purpose does Senator Knuppel rise?

10. SENATOR KNUPPEL:

11. I rise to move that we now adjourn. And I...

12. PRESIDENT:

13. Well, Senator.

14. SENATOR KNUPPEL:

15. ...think it's appropriate at any time.

16. PRESIDENT:

17. I...we have just had an expression of this Body to close
18. debate on this motion.

19. SENATOR KNUPPEL:

20. Well, do we have...

21. PRESIDENT:

22. You have the right to make this motion at this time. I'm...
23. I'm calling attention to you that a majority expression of this
24. Body has been demonstrated. And if you wish to put your motion
25. you may.

26. SENATOR KNUPPEL:

27. The thing that I have expressed, sometime this morning,
28. we were given the...the understanding, and this makes the
29. third night in a row, I...I feel that I have the right to put
30. it and I do put it. And if I'm treated...

31. PRESIDENT:

32. Senator...

33. SENATOR KNUPPEL:

1. ...that courtesy

2. PRESIDENT:

3. ...Knuppel has moved to adjourn. All in favor signify by
4. saying aye. Con...well, I have heard one Senator request a
5. roll call. The Rules provide for two and...all right. Secretary
6. will call the roll on the motion to adjourn.

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, Johns,
11. Keegan, Knuepfer, Knuppel,

12. PRESIDENT:

13. There is no provision in the Rules, as a matter of fact
14. it's prohibited, on motions that are not debatable for vote
15. explanation. How does the Senator vote?

16. SECRETARY:

17. Kosinski, Latherow, McBroom, McCarthy, Merritt, Mitchler,
18. Howard Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
19. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano, Saperstein,
20. Savickas, Schaffer, Scholl, Shapiro, Smith, Sommer, Soper,
21. Sours, Swinarski, Vadalabene, Walker, Weaver, Welsh, Wooten,
22. Mr. President.

23. PRESIDENT:

24. On that question, the yeas are 10. The nays are 29. The
25. motion having failed to receive sufficient vote for passage,
26. is declared lost. We revert to the matter before the Senate.
27. Senator Weaver is now recognized to close debate on SB 183.

28. SENATOR WEAVER:

29. Well, Mr. President, SB 183 is the State Universities Re-
30. tirement System and the deficiency at the 65% level is one
31. hundred and eighty-six million and I would appreciate a favor-
32. able roll call.

33. PRESIDENT:

1. Shall SB 183 pass? And on that question, the Secretary
2. will call the roll.

3. SECRETARY:

4. Bartulis, Bell, Berning, Bruce.

5. PRESIDENT:

6. Senator Bruce.

7. SENATOR BRUCE:

8. Thank you, Mr. President. It appears that in this Legis-
9. lative Session that the more controversial a piece of legis-
10. lation, the less time we are going to devote to it. I saw a
11. Constitutional Amendment called here in the last 7 minutes of
12. a Legislative Session without any apprizzement from the Chair,
13. which I feel was not the best way to handle legislation but
14. ... that was a decision, that was not mine. We find now at
15. sometime after 20 minutes after eight in an evening where we
16. started at 10:30 and we have a bill which if passes and Senator
17. Weaver, I believe under question of my own in a Senate Appro-
18. priations Committee, said this would require income tax increase.
19. I'm interested in that because I think I'd like to see ... the
20. roll call on this vote, on this package of bills. There's no
21. way to fund them and I've heard a lot of controversy and a lot
22. of statements about what Governor Walker has said and what has
23. been done with these bills. I think there are two very dis-
24. tinct issues that should have been discussed had there been time.
25. One is, is what is known as an actuarially accrued liability.
26. Now, Governor Walker and Governor Ogilvie went throughout this
27. State talking about fully funding pension program. That is an
28. entirely different question of how we're going to handle accrued
29. liability. We're talking about one system. I would note to the
30. members that this does not relate ... does not relate at all to
31. how we're going to fund this system this year. These four bills
32. relate to actuarially accrued liability. Now, every system has
33. tried over the best years to fund that liability. The teachers,

1. the pension program for downstate and upstate have brought
2. in a lawsuit in cooperation with the Attorney General and
3. have brought that suit in the Court of Claims. Now, they
4. have divided the accrued liability into two periods. I
5. would point out that this bill does not do that. Prior to
6. 1971, the State of Illinois had a liability greatly different
7. from post 1971 where we adopted a new Constitution. What
8. we're doing here is lumping those two items together and pass-
9. ing them all at one time. I don't know whether we figure of
10. 65% or 75% and 35%, the question is, are we going to fully
11. fund pension programs this year? I'd point out that these
12. bills are not in the budget, their not at proper approach,
13. the Attorney General Pension Systems in a Court of Claims has
14. entered in an stipulation which they and I think, Senator Harris,
15. in fact, has introduced that package of bills into this Body
16. which is a responsible approach which says, quote, "Pre 1971,
17. we're going over 50 year period' the post 1971 accrued actu-
18. arially liability is going to be spread over 40 years." These
19. two ... four bills do it in 10 years. It's just irresponsible,
20. I ... I'd be glad to see what kind of tax increases follow
21. this if these bills were passed. I vote no.

22. SECRETARY:

23. Buzbee.

24. PRESIDENT:

25. Senator Buzbee.

26. SENATOR BUZBEE:

27. Thank you, Mr. President. I just want the record to show,
28. Mr. President, that I'm very aware of the actuarial shortage in
29. the University Retirement's System. I have been tussling with
30. these particular bills, this particular bill and ... I have
31. understand there is another bill coming over from the House
32. which in my opinion will do the same job but do it better and
33. do it without a possible tax increase being brought about. ...

1. Throughout the course of my campaign, I said that I would vote
2. for no tax increase; I realize that this is not a tax increase
3. tonight but I think it has a possibility of bringing one about.
4. I said I would vote for no tax increase unless they were ...
5. equal tax reductions in other areas, so therefore, Mr. President,
6. I'm going to vote no.

7. SECRETARY:

8. Carroll.

9. PRESIDENT:

10. Senator Carroll.

11. SENATOR CARROLL:

12. Thank you, Mr. President. I'm briefly explaining my vote.
13. I, too, have great concern with what we are going to do with our
14. pension system throughout the state and have heard little debate
15. during the debate portion but much during the beginning of the
16. explanation of votes as to other bills that are coming over
17. here for the present and future fundings. I've heard nothing
18. yet of the exact problem as to what the state meeting its year
19. to year obligation in the current time which seems to me also
20. that these would mean a tax increase, an income tax increase,
21. at this time under this specific approach and therefore would
22. vote no.

23. SECRETARY:

24. Chew.

25. PRESIDENT:

26. Senator Chew.

27. SENATOR CHEW:

28. Mr. President, insomuch as it's been mentioned that there
29. would be a possible increase in income taxes, you automatically
30. got me on the case. I would suggest to the sponsor that we
31. would hold these bills on the calendar and when the House bill
32. comes over or the House bills, then sensible men can sit down
33. and work out a program whereby we can discharge our duties here

1. as responsible elected officials and not attempt to rush any-
2. thing through the Senate or to kill it and say, I tried. We
3. realize, Mr. President, we do have a responsibility as a legis-
4. lature and I would suggest that we try and carry out that re-
5. sponsibility without getting into heated arguments and you
6. know sometimes it's better to try to do a job then to try to
7. get re-elected and ... so we don't want to play politics with
8. this. I think it's important; I think we have a responsibility.
9. Well, I'll announce now, if it would increase taxes, why I'd
10. have to be against it because as long as I'm in the legislature,
11. I'm going to try to be responsible and ... I think the sponsor
12. would get more cooperation from ... the entire Body if he would
13. suggest holding these bills, Mr. President, until there ... we
14. can look at them all and I mean leadership can look at them and
15. then get an explanation. Those of us that are not in leader-
16. ship can't get an explanation and I would suggest that term and
17. that's a suggestion to the sponsor and ... I'll just vote pre-
18. sent, but I would hope he'll do that.

19. SECRETARY:

20. Clarke, Conolly, Course, Daley, Davidson, Donnewald,
21. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth Hall,
22. Hynes, Johns.

23. PRESIDENT:

24. Senator Hynes.

25. SENATOR HYNES:

26. Mr. President and members of the Senate, these bills, as
27. already pointed out, are unbudgeted items totaling collec-
28. tively, the four bills about a hundred ninety million dollars.
29. They relate only to the approved liabilities in these pension
30. funds and have nothing to do with funding of the various pension
31. funds for the current fiscal year. When we add to the cost of
32. these bills, the amount that full funding for the current fiscal
33. year would require, we're talking about somewhere in the vicinity

1. of two hundred fifty million dollars, quarter of a billion
2. dollars for the soul purpose of embarking on a 10 year plan
3. to fund the approved liabilities in the pension funds. The
4. income tax raises slightly over a billion dollars a year and
5. if my mathematics will bear out the percentage, we're talking
6. then about expending 20 to 25% of the total revenue derived
7. from the income-tax to fund the accrued liability and these
8. pension funds. It's something that we simply are not in a
9. position to do. Everyone in this Body I think, recognizes
10. the fact that we have to do something about the pension li-
11. ability problem. During the last two annual meetings, this
12. Body wrestled with the question unsuccessfully and we're
13. going to have an opportunity to do something about it in this
14. Session, I hope. Senator Bruce pointed out, a stipulation
15. has been entered into among the Attorney General various pen-
16. sion funds, various employee organizations and so on, which
17. would provide for a 40 year, 40 or 50 depending upon which
18. part of the liability is involved, 40 year program to amortize
19. these liabilities. Even that program is an expensive one for
20. the State, but this one to attempt to do it in a 10 year period,
21. I think, is far beyond our capabilities and I would urge all
22. members to oppose this set of bills. I vote no.

23. SECRETARY:

24. Johns, Keegan, Knuepfer, Knuppel.

25. PRESIDENT:

26. Senator Knuppel.

27. SENATOR KNUPPEL:

28. These are important bills and that's the reason that I
29. moved earlier to adjourn. I feel that we should of heard full
30. debate on them. There seems to be two different theories.
31. I'm not on the committee that considered these. I would of
32. liked to heard the debate and would of liked to of heard it
33. at length, they are important matters. I feel that ... that

1. this Body owes itself the decency of treating itself human.
2. I've made this statement here before for the younger members
3. who were here for the 1st time, if they haven't seen it,
4. we've got about 8 weeks to go and we're running from 8:30 in
5. the morning in committee meetings and we're ... it's going to
6. get worse when we get House Bills, till 8:30 or 9:00 o'clock
7. at night and they already carried Ben Blades out over in the
8. House with a heart attack and they'll carry a couple of us
9. out of here, one may be dead, that's what's happened in the
10. past, that's the history of the thing. I don't see how that
11. exhibits intelligence, that we don't get a chance to hear the
12. discussion of the bills or that we abuse ourselves. God gave
13. us one body and one life time to live in the shell that he
14. gave us. That's all that I'm asking, and I think that it's
15. fair. For those who don't know on the other side, I spent
16. the so-called Easter break in the hospital on my back with
17. blood clots in my leg and I've been told to keep the leg
18. elevated as much as possible and stay off of it. I'm put-
19. ting in a ... 12, 14 hour day like everybody else and I'm
20. willing to do it, but I don't see the point in going further.
21. I too would like to have heard the ... heard these bills dis-
22. cussed. I'm glad to see some of the members on the other side
23. of the aisle for those new members again that last year we
24. couldn't find any votes over there. ... They would ... at
25. the end on the Conference Committee for ... for better funding
26. of teachers pensions there were 6 people, 6 people stood up and
27. got counted and I think there was only one or two on that side
28. of the aisle, I believe that Senator Groen and maybe Senator
29. Graham, but that was it, 6 people, 6 people on the other side
30. of the aisle. Now, you know it's ... it's famine or feast, and
31. now it seems to me I don't understand the bills that ... that
32. the Attorney General comes out with a program which everybody
33. seems to be satisfied with, to move forward and fund these,

1. but apparently in order to embarrass the Governor or for some
2. political purposes that didn't exist a year ago when a Re-
3. publican was in the ... in the ... on the second floor, now
4. it's feast. A year ago it's famine. You couldn't get but
5. 2 or 3 votes on the other side of the aisle. Now, I ... I
6. don't understand this and I ... I've certainly been deprived
7. of the knowledge of those people who are conversant, who
8. are conversant with pensions and the people who heard ...
9. heard the debates in the committee. I think it's a disgrace-
10. ful thing that we take important things at the end of the call,
11. that we cut off debate, that we spend hours on how long a dogs
12. leash can be, or what kind of a ... a fish we'll have for the
13. school children, or tree or something like that, but the
14. really important things in this Body made me a little bit
15. ashamed to tell the voters how we deal with them. I quit right
16. on the dot. I vote present.

17. SECRETARY:

18. Kosinski, Latherow, McBroom, McCarthy.

19. PRESIDENT:

20. Senator McCarthy.

21. SENATOR MC CARTHY:

22. Yes, Mr. President, members of the Senate, I ... you
23. know it's ... it's sort of refreshing to find ourselves in
24. this position because when we find ourselves in this position,
25. now we can view in retrospect and see how peaceful it has been.
26. ... and I think perhaps as the evening wears on, we'll perhaps
27. approach ... these next bills of a similar nature with a little
28. more care and caution. I know the way in which this particu-
29. lar subject was reached, it was sort of out of order because
30. we had passed the numbers of the bill and under rule ... under
31. rule four, the way to go out of order was under a motion sup-
32. ported which was not done, which has been done in the past and
33. no doubt sometimes might be done in the future. ... But,

1. nevertheless, we're at this juncture, I suppose that's the
2. reason I'm standing ... on my feet, I'd rather be reposing
3. otherwise. But, on this matter of ... the bill under con-
4. sideration, appropriating ... in the total, the four bills,
5. although we are only voting on one, a hundred and ninety-
6. one millions of dollars ... of money that is not in the
7. Governor's budget, it's been alleged and not denied. That
8. ... that type of money, if appropriated, signed into law
9. without the funds would require a tax increase to cover it.
10. Senator Weaver whom I have, I'm not going to say the great-
11. est respect for, I'm just going to say, he's my colleague
12. and my friend and my neighbor. I find it most amusing to
13. me, Senator, that you're now posing to spend a hundred ninety-
14. one million dollars ... to fund impartial ... in part this
15. pension obligation and my recollection was that just last
16. year you were the lead sponsor on the capital development
17. bond program, I think, that provided for five hundred and
18. sixty-two million dollars of indebtedness in the State of
19. Illinois without a tax increase. What I would really like
20. to have seen happen was, perhaps some amendments offered
21. this where funding of the pension fund could come from the
22. capital bond development program, then we wouldn't have the
23. problem of the tax increase facing us. ... We'd use that
24. obligation authority to ... to take it out ... instead of
25. building the buildings, we'd take care of the pensions, but
26. that's not the issue, that's past and we're right on this
27. one, and Senator Weaver, I'd like to support you but I ...
28. I just can't at this time. I vote no.

29. SECRETARY:

30. Merritt, Mitchler, Howard Morh, Don Moore, Netsch,
31. Newhouse, Nimrod, Mudelman, Ozinga, Palmer, Partee.

32. PRESIDENT:

33. Senator Partee.

1. SENATOR PARTEE:

2. I have care and concern for teachers. My mother was a
3. teacher for 45 years as were her 5 sisters. But, let me tell
4. you, that what is going on here right now is a small, mean,
5. petty, cheap, perfidious, contemptible, spiteful, trick.
6. Now, for those of you on the other side who have some real
7. feeling of responsibility, I want you to know that I am still
8. your friend and I recognize that you have lashes on your back
9. and I'm offering you Ben Gay or Mentholatum for those lashes.
10. You know what goes around, comes around. Last year on this
11. same proposition, there were members on my side of the aisle
12. who wanted to be small and mean and petty, who insisted on
13. passing this kind of a bill. And they said to me, let's put
14. this on Ogilvie's back. They said this will sink him if
15. nothing else will, and I said no, there is a system of fair-
16. ness and there's a law of retribution in this world and I in-
17. sist for one of being fiscally responsible. It's interesting
18. to me that when I took that position, I incurred the absolute
19. wrath of some members on my side of the aisle. It did not con-
20. cern me, I'll take wrath when it comes from anybody so long as
21. I know personally that I am doing that which is right. Some of
22. the people here now who are voting for this know that it not
23. only invites a tax increase, it mandates an income tax increase.
24. And, as one who stood up like a man and voted for the income tax,
25. it comes with real squeamish kind of irresponsibility to see a
26. vote cast in the affirmative on this bill for those who hid be-
27. hind all kinds of excuses and didn't vote for the initial income
28. tax. And now, they are ready to fund an impossible kind of fund-
29. ing under circumstances which mandate a new income tax. The
30. people are not dumb; they're not stupid, they know what's going
31. on, and I say to you, that you will rue the day that you have
32. contrived this kind of irresponsible proposition. I vote no.

33. SECRETARY:

1. Regner, Rock, Roe, Romano, Saperstein, Savickas, Schaffer,
2. Scholl.

3. PRESIDENT:

4. Senator Scholl.

5. SENATOR SCHOLL:

6. Mr. President, I just wanted to say, that I don't believe
7. that there'll be a tax increase because this is a ... this is a
8. ... these are bills that, really Governor Walker wanted and he
9. said all over the State of Illinois that he was going to cut
10. five hundred million dollars off his budget. So, I can't see
11. a tax increase coming from this when he's going to cut out five
12. hundred million dollars in jobs.

13. SECRETARY:

14. Shapiro, Smith, Sommer, Soper, Sours, Swinarski.

15. PRESIDENT:

16. Senator Swinarski.

17. SENATOR SWINARSKI:

18. Mr. President, members of the Senate, I've been sitting
19. here for sometime listening to the debate. The first instance,
20. I feel as though the debate was not long enough, cause surely
21. we're talking about a major piece of legislation and a piece
22. of legislation that has great concern to the people of Illinois
23. and we found it necessary to foreclose ... close debate com-
24. pletely just a few moments ago. I feel as though what we're
25. voting upon here, is not only approximately twenty-five million
26. dollars to the State Universities Retirement System, but we're
27. considering more than that and more than also the teacher's re-
28. tirement, the state employee's retirement, the judge's retire-
29. ment; we're talking about all the pension programs in the State
30. of Illinois. We're talking about the total liability that we
31. have in the State of Illinois and certainly as we all are con-
32. cerned here today, we should of had the expertise knowledge of
33. more than just even the Appropriations Committee for perhaps

1. the Committee on Pensions and maybe the Commission as well.
2. But, what we're doing, as Senator Scholl mentioned a moment
3. ago, he does not believe that this would give us a tax in-
4. crease, however, if you took the total liability and not only
5. the 200 million dollars approximately that we're talking about
6. here today, but if we took the entire liability that we have
7. in all the pension programs and without putting together a
8. complete comprehensive system of pensions and rather than a
9. piecemeal program of trying to put things together separately,
10. at the present time, we've approximately bankrupt the State
11. today. So what you're doing, gentlemen, is a piecemeal approach;
12. you're taking a political approach to the piecemeal approach
13. and you're trying to twist it but I believe someday it'll come
14. back to haunt you. I believe when you're voting for this bill
15. and I will tell the constituents of my district as well as the
16. constituents in your district that you are voting for a tax in-
17. crease, an income tax increase. Mr. President, I vote no.

18. SECRETARY:

19. Vadalabene, Walker, Weaver.

20. PRESIDENT:

21. Mr. ... Senator Weaver.

22. SENATOR WEAVER:

23. Mr. President, in explaining ... explaining my vote, I
24. have gotten all this information which I have provided to the
25. Senator Hynes, this information comes from the Illinois Public
26. Employee's Pension Commission. They tabulated the deficiencies,
27. the accrued liabilities, the total assets, the amortization over
28. a 10 year period, all these figures I have given to Senator
29. Hynes, and certainly would give to any other Senator had he
30. ask me. These bills have been on the Calendar now for quite
31. some time. I did not propose or think that there would be the
32. necessity for an increase in income tax. I did not state that
33. in committee, I don't know where Senator Bruce got that information,

1. but if you look at all the pension systems in the State of
2. Illinois, 5 of which are supported by state funds, there's
3. only one that exceeds our own ... two excuse me, and I think
4. you know what I'm referring to. I have always held out for
5. full funding of the pension systems and when I introduced the
6. bill for the University of Illinois this year, full funding was
7. included in that bill and I intend to fight for that, as should
8. all of you in the other systems. But, when we mandate the
9. Local Government come up to 100% funding and yet we don't have
10. guts enough to face up to the responsibility in our own state
11. supported pension systems, I think we're being rather hypo-
12. critical. I vote aye.

13. SECRETARY:

14. Welsh, Wooten, Mr. President.

15. PRESIDENT:

16. On that question, the yeas are 30, the nays are 14, those
17. voting present are 3. Senate bill 183, having received a con-
18. stitutional majority is declared passed. Senator Davidson.

19. SENATOR DAVIDSON:

20. Having voted on the prevailing side, I move to reconsider
21. the vote in which SB 183 passed.

22. PRESIDENT:

23. Senator Davidson moves to reconsider. Senator Merritt
24. moves to Table on that ... for what purpose does Senator ...
25. Senator Donnewald, I ... I am going to rule that the motion
26. before us is Senator Merritt's motion to Table, it is not de-
27. batable, I did not give you recognition, I acknowledged to
28. you that no immediate effort was made to do it, ... yes, and
29. the motion before us is to proceed on Senator Merritt's motion
30. which is to Table. Roll call has been requested. On that
31. question, the Secretary will call the roll. Motion is to Table
32. Senator Davidson's motion. Secretary on ... the question be-
33. fore the Senate is Senator Merritt's motion to Table. The

1. Secretary will call the roll.

2. SECRETARY:

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

12. PRESIDENT:

13. Senator Fawell, aye. On the motion to Table on that question,
14. the yeas are 30, the nays are 18, the motion is ... the mo... the
15. motion to Table prevails. Senator Weaver. Senator Weaver is
16. recognized.

17. SENATOR WEAVER:

18. Senate bill 184 is the appropriation to the Teacher's Re-
19. tirement System which includes Chicago teachers and the down-
20. state teachers. If there's any questions, I'll be happy to
21. try and answer them.

22. PRESIDENT:

23. Senator Partee.

24. SENATOR PARTEE:

25. Now, I know you're anxious with these bills but don't ex-
26. ceed your normal, general, fair attitude. Senator Donnewald
27. asked for recognition, waved his handkerchief and gyrated, don't
28. ... let's not ... let's not get it into that kind of a posture
29. cause we'll have a lot of difficulty taking care of the business
30. of the State. Now, he's ask for recognition and he's not to be
31. ignored.

32. PRESIDENT:

33. Senator Weaver ... Sen... Senator Bruce, you wish to be
34. recognized?

1. SENATOR BRUCE:

2. Yes, would a motion be appropriate at this time, Mr.
3. President? Now that you've recognized me, would that be ap-
4. propriate to make a motion?

5. PRESIDENT:

6. ... It ... it depends upon the motion and its order of
7. precedence.

8. SENATOR BRUCE:

9. Fine. Then, Mr. President, I now move to recommit SB 184.
10. I have the motion in writing if a Page would like to take it
11. down to the Secretary's desk. ... I might add, Mr. President,
12. that I have three or four more we'll go to after we go through
13. this one till we get to 184, 185 go through ...

14. PRESIDENT:

15. For what purpose does Senator Soper arise?

16. SENATOR SOPER:

17. Well, I'd like to have ... is that printed? Is it ...
18. I'd like to see it on my desk, I don't know what the motion is.
19. It's printed. Would you ... would you give me a copy? I'd
20. like a copy for everybody.

21. PRESIDENT:

22. The motion ... the motion to commit to recommit has been
23. put ... yes ...

24. SENATOR SOPER:

25. ... Are you ... are you stating that it be recommitted to
26. the Committee on Appropriations?

27. SENATOR BRUCE:

28. Yes, Mr. President.

29. PRESIDENT:

30. On that motion all in favor sig...

31. SENATOR BRUCE:

32. I request a roll call, I believe I'm joined by Senator
33. Carroll.

1. PRESIDENT:

2. The Secretary will call the roll on the motion to recommit
3. to the Committee on Appropriations. For what purpose does
4. Senator Knuppel arise?

5. SENATOR KNUPPFL:

6. Is the motion to recommit debatable?

7. PRESIDENT:

8. Only to the merits of the question of recommitment.

9. SENATOR KNUPPFL:

10. And what about explaining your vote? You entitled to
11. explain your vote?

12. PRESIDENT:

13. If it ... if it ...

14. SENATOR KNUPPFL:

15. All right.

16. PRESIDENT:

17. For what purpose does Senator Graham arise?

18. SENATOR GRAHAM:

19. Is a motion to Table the motion debatable? I move to
20. Table the motion put by Senator Hynes.

21. PRESIDENT:

22. Senator Graham ...

23. SENATOR GRAHAM:

24. Bruce ...

25. PRESIDENT:

26. ... has moved to Table Senator Bruce's motion on ...
27. Secretary will call the roll on Senator Graham's motion.

28. SECRETARY:

29. Bartulis, Bell, Perring, Bruce, Fuzbee, Carroll, Chew,
30. Clarke, Conolly, Course, Daley, Davidson, Donnewald, Dougherty,
31. Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Hynes, Johns,
32. Keegan, Knuefer, Knuppel, Kosinski, Latherow, McBroom, McCarthy,
33. Merritt, Mitchell, Howard Mohr, Don Moore, Metsch, Newhouse,

1. Nimrod, Rudelman, Ozinga, Palmer, Partee, Regner, Rock, Roe,
2. Romano, Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
3. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver,
4. Welsh, Wooten, Mr. President.

5. PRESIDENT:

6. For what purpose does Senator Swinarski arise?

7. SENATOR SWINARSKI:

8. Now, having voted on the prevailing side, I move to re-
9. consider the vote which the motion was made to lay the mo...
10. to lay the motion upon the Table.

11. PRESIDENT:

12. Well, ... Senator Swinarski, you are not recognized for
13. the motion that you made. We are in the midst of roll call,
14. the results have not been announced. On that question, the
15. yeas are 30, the nays are 19. Senator Graham's motion to Table.
16. Senator Bruce's motion to recommit carries. We revert to the
17. question before the Senate. Senator Soper is recognized.

18. SENATOR SOPER:

19. I move the previous question.

20. PRESIDENT:

21. The question is, shall the main motion which is the con-
22. sideration of SB 184 now be put? All those in favor signify
23. by saying aye. Contrary no. Roll call has been requested on
24. the question of the main motion being put. On that question,
25. the Secretary will call the roll. For what purpose does
26. Senator Knuppel arise?

27. SENATOR KNUPPFL:

28. I just want the record to be correct, if I understood you,
29. and I think the record will bear me out, you said that Senator
30. Bruce's motion carried.

31. PRESIDENT:

32. The motion to Table Senator Bruce's motion carried. That's
33. the way I stated it.

1. SENATOR KNUPPEL:

2. Well, I don't think that's the way...

3. PRESIDENT:

4. The motion to table Senator Bruce's motion.

5. SENATOR KNUPPEL:

6. I'm not trying to argue; I think it's in the record wrong
7. and I'd like to call it to your attention, to check it.

8. PRESIDENT:

9. The Sec... yes,... Senator, Senator Soper has moved the
10. previous question, a roll call has been requested. On the
11. question to put the main motion, the Secretary will call the
12. roll. Senators will be in their seats. The Secretary will
13. call the roll.

14. SECRETARY:

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

24. PRESIDENT:

25. On that question, the yeas are 30, the nays are 13. The
26. motion having received sufficient votes for passage is declared
27. carried. Senator Weaver may close debate. Senator Weaver.

28. SENATOR WEAVER:

29. Mr. President, members of the Senate, I'd appreciate a
30. favorable roll call.

31. PRESIDENT:

32. The question is, shall SB 184 pass? On that motion the
33. Secretary will call the roll.

1. SECRETARY:

2. Bartulis, Bell, Berning, Bruce, Buzbee.

3. PRESIDENT:

4. Senator Buzbee.

5. SENATOR BUZBEE:

6. Mr. President, I know about the actuarial shortages in the
7. teachers downstate teachers pension fund. My wife is a teacher,
8. my father is a retired school teacher. I'm in complete sympathy
9. with the cause of the downstate teachers retirement fund. I
10. believe that this fund, the actuarial shortages have to start
11. being made up. Unfortunately, I don't think that this particu-
12. lar bill is the vehicle to do that on. In the explanation of
13. my vote, Mr. President, I think we have seen some various par-
14. liamentary moves being made here this evening. I think there
15. is a very good reason for those parliamentary moves being made.
16. I am prepared to stay here, Mr. President, until 8:30 tomorrow
17. morning if necessary. I think it very unfortunate that we have
18. not been able to have adequate debate on these bills and, Mr.
19. President, I think that we are being fiscally irresponsible. I
20. think that a tax increase will definitely come about if we pass
21. this legislation. I think there is better legislation pending
22. in the House where we will all have a chance to vote our respec-
23. tive conscious to ... to increase the actuarial shortages that
24. we have seen come from these various pension funds because of
25. the past sins of past legislatures. I, for one, do not intend to
26. promulgate those sins by not voting for additional funding on
27. future bills. Mr. President, I think it's very unfortunate
28. that we have seen this bill come up tonight without adequate
29. debate. I think that we should've been more responsible in
30. our carrying out of the tax payers duties, and I still have
31. the yellow light. Mr. President, I vote no.

32. SECRETARY:

33. Carroll, Chew, Clark, Conolly, Course, Daley, Davidson,

1. Donnewald.

2. PRESIDENT:

3. Senator Donnewald:

4. SENATOR DONNEWALD:

5. I'm certainly happy, Mr. President, that you've regained
6. your eyesight. But, I really wanted to...ask for recognition
7. to see if I would...be recognized, but now that you have rec-
8. ognized me, Mr. President, I'm going to cast my vote no, and
9. I hope you recognized me right after this roll call.

10. PRESIDENT:

11. From...from...

12. SENATOR DONNEWALD:

13. To verify it.

14. PRESIDENT:

15. From time to time.

16. SECRETARY:

17. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
18. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel.

19. PRESIDENT:

20. Senator Knuppel.

21. SENATOR KNUPPEL:

22. The wisdom of my original suggestion ought now to be apparent
23. to all. I served here the last two years and in the constitutional
24. convention for two years, and you know these things don't
25. happen during the daytime. They always happen at night. We get
26. in these things where we go on and all this horsing around and
27. ... and so forth.

28. Senator Buzbee says that it's fiscally irresponsible, I say it's
29. physically irresponsible... and it only happens for the younger
30. members who wasn't here...haven't been here before. It never
31. happens during the daytime or we'd adjourn and come back here
32. another day. We'd had these bills out of here and done with.
33. And, also, I'd like to point out that ... being unfair in pre-
siding if that what occurs, if you fail to notice people, if

1. you fail our motions to ... to adjourn and those things, it's
2. the persecuted people or the people who at least feel they're
3. persecuted or down trodden. It causes all the ... all the rev-
4. olutions and all the problems and if you just could treat every-
5. body fairly, I think it would ... would work out. ... This
6. particular bill still stays the same way as the earlier one.
7. I would of liked to heard debate, I would of liked to heard
8. explanation, I'd like to had it done in a ... atmosphere with-
9. out the acrimonion... acrimoniousness which has surrounded this
10. ... it's a very serious question that we're dealing with. I
11. ... as I said before, you're...you're in for a lot of this I'm
12. afraid, under ... under this kind of a procedure where we bring
13. these controversial things up late at night. I think it would
14. be well if we adopted some kind of a program where they could be
15. brought up earlier in the day, cause this never in ... in the
16. two years before 180 some days has never happened in the daytime.
17. We ... we seem to be able to vote and get rid of these things.
18. But it goes on and on and on at night. ...

19. PRESIDENT:

20. The Gentleman is asked to refine his remarks to the subject
21. under discussion. Senator Knuppel still has remaining time, He'll
22. proceed.

23. SENATOR KNUPPEL:

24. ... Will I be charged with the time that was taken to answer
25. that?

26. PRESIDENT:

27. Fifteen and a half seconds.

28. SENATOR KNUPPEL

29. That's exactly what the interruption cost me, and I'll be
30. granted that ...

31. PRESIDENT:

32. That will be added on if you will proceed, you're using
33. up your time now.

SENATOR KNUPPEL:

1. Well, ... I ... I appreciate that, but I wanted to know
2. how I was charged for this time here? And, I ... I hope you
3. will charge that to Senator Graham when his time comes, some-
4. time. ... But, really these bills should been ... have been
5. debated in the daytime when we ... when we could of heard the
6. debate and understood it and someone who was informed have
7. told us, all I hear is, somebody stands up and says, I'd like
8. a favorable roll call, and that doesn't tell me anything about
9. the bill, about it's fiscal soundness or it's physical sound-
10. ness. Yeh, yeh, 15 and a half seconds. You want to hold your
11. watch? That's ... that's about how fast most of you can run a
12. hundred yards, you know. But really in ... in the future, I
13. hope that when I stand up at 8:30 and move to adjourn that the
14. people will realize that we're not going to accomplish a hell-
15. uva lot after that.

16. SECRETARY:

17. Kosinski, Latherow, McBroom, McCarthy, Merritt, Mitchler,
18. Howard Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
19. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano, Saperstein,
20. Savickas, Schaffer, Scholl, Shapiro, Smith, Sommer, Soper,
21. Sours, Swinarski, Vadalabene, Walker, Weaver, Welsh, Wooten,
22. Mr. President.

23. PRESIDENT:

24. For what purpose does Senator Swinarski arise?

25. SENATOR SWINARSKI:

26. How am I recorded?

27. PRESIDENT:

28. You are not recorded.

29. SENATOR SWINARSKI:

30. Mr. President, on SB 184 which appropriates \$921,967,394
31. from the general revenue fund to the board of trustees of the
32. teachers retirement system of the State of Illinois for the
33. partial amortization of the unclaimed ... unfounded, unfunded,

1. actuarial, accrued liability of said fund which will be effective on July 1, 1973, or upon it's becoming law whichever is
2. later. Gentlemen of the Senate, I wonder at this time if you
3. realize the substance of this bill. Do you gentlemen realize
4. the amount of money that will be necessary if we fund all of
5. the pension programs which are ... have accrued liability as
6. of this date? Within the State of Illinois, not only as I
7. mentioned previously, not only the Teachers Pension Programs,
8. the State University Pension Program, but Police Program, the
9. Fire Program, and on and on and on. We're short billion's
10. of dollars in this State and as you well know, it will take a
11. substantial tax increase for us to be able to fund these things.
12. Gentlemen, I don't think because of the substance of this bill,
13. I don't think that you at this time without debate, without
14. referring this back to committee, without taking it under consideration, or perhaps even a special committee, a joint committee, between appropriations and pensions to reconsider the
15. entire program, the entire pension program of the State of
16. Illinois. I believe what we should do is to take into account
17. all of the programs and to look at the entire state statute.
18. And, as we look at the State Statute perhaps write one pension
19. law, one comprehensive pension law for all the funds in the
20. State. And, then methodically begin to eliminate some of the
21. liability that we have. Do it in a non-compromising way, in
22. such a way that it'll be best for the people of the State of
23. Illinois. I believe, at this time, as though we're jumping into
24. this issue. I believe we're rushing into it this evening and
25. that we should refer these bills back to committee so that we
26. have the opportunity to be able to study these bills so that
27. we are able to give these bills the thought that is necessary.
28. It is ... it is all too often that we have a tendency to rush
29. into things because of political maneuvering and I feel as of
30. this time that these bills are more substantive and need more
31. time for us within as Senator Knuppel wisely pointed out a

1. moment ago, Mr. President, I believe when the light goes on
2. that I have 15 and a half seconds.

3. PRESIDENT:

4. No. Your time is expired.

5. SENATOR SWINARSKI:

6. Thank you.

7. PRESIDENT:

8. How does the Senator vote?

9. SENATOR SWINARSKI:

10. I vote no.

11. PRESIDENT:

12. On that question, the yeas are 30, the nays are 17. SB 184
13. having received a constitutional majority is declared passed.
14. Senator McBroom.

15. SENATOR MCBROOM:

16. Mr. President, having voted on the ... on the prevailing
17. side, I move to reconsider.

18. PRESIDENT:

19. Senator McBroom has moved to reconsider the vote by which
20. SB 184, which I am informed by the Secretary was not read by
21. title. The Secretary will read SB 184.

22. SECRETARY:

23. SB 184. (Secretary reads title of bill)
24. 3rd reading of the bill.

25. PRESIDENT:

26. The bill having been read a 3rd time and having received
27. a constitutional majority has been declared passed. Senator
28. McBroom has moved that having voted on a prevailing side that
29. the vote by which SB 184 was passed be reconsidered. Senator
30. Soper has moved to Table Senator McBroom's motion. On that
31. question those voting in favor of Senator motion...Senator
32. Soper's motion to Table will say aye. Those opposed? A roll
33. call has been requested. The Secretary will call the roll.

1. The question is to Table Senator McBroom's motion? The Secre-
2. tary will call the roll.

3. SECRETARY:

4. Bartulis, Bell, Berning,....

5. PRESIDENT:

6. Wait...the Chair wishes to announce that we are on roll call
7. on a non-debatable motion and the Rules of Roberts very clearly
8. state that dilatory tactics redound against the will of the body
9. we are arriving at majority votes on these questions. This
10. question is not debatable, we are on roll call and the Secretary
11. will continue the roll call.

12. SECRETARY:

13. Bruce, Buzbee, Carroll, Carroll, Chew, Clarke, Conolly,
14. Course, Daley, Davidson, Donnewald, Dougherty, Fawell, Glass,
15. Graham, Harber Hall, Kenneth Hall, Hynes, Johns, Keegan, Knuepfer,
16. Knuppel, Kosinski, Latherow, McBroom, McCarthy, Merritt, Mitchler,
17. Howard Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
18. Ozinga, Palmer, Partee,

19. PRESIDENT:

20. For what purpose does Senator Partee arise?

21. SENATOR PARTEE:

22. Parliamentary inquiry. Did we vote on SB 184 prior to the
23. time that the title was read. And if so, what ruling as to the
24. validity of the vote on a bill which ... title had not been read
25. the 3rd time?

26. PRESIDENT:

27. The ... ruling ... the answer to your question, as you well
28. know Senator Partee, is that the bill was read by title before
29. the final roll call was announced, I ruled that it is a ...

30. SENATOR PARTEE:

31. That's not my question. Not before it was announced....

32. PRESIDENT:

33. I ruled.....

1. SENATOR PARTEE:

2. My question is, the validity of the vote where the ti...
3. bill had not been read the 3rd time by title before the vote.
4. That's my question, not the announcement.

5. PRESIDENT:

6. I am ruling that is, well you asked the question, and then,
7. raised the point Senator and I responded to your question and
8. ruled that it is a procedural matter that the bill was read a
9. 3rd time before the final roll call was announced and that is
10. the ruling of the Chair.

11. SENATOR PARTEE:

12. Well, one ... one further question, matter of parliamentary
13. in ...

14. PRESIDENT:

15. Bill has been read a 3rd time, the roll call has been
16. announced, the question has been reconsidered and Tabled.

17. SENATOR PARTEE:

18. And, I take it that the roll call will show that actual
19. sequence, the Journal.

20. PRESIDENT:

21. The ... the tape will show the sequence. Your question is
22. raised and ...

23. SENATOR PARTEE:

24. I said Journal.

25. PRESIDENT:

26. ...and we ... and ... the Journal will so demonstrate that
27. this is a procedural question. The ruling that I'm making now
28. to your parliamentary inquiry, and the bill has been declared
29. passed.

30. SECRETARY:

31. Palmer, Partee, Partee, Regner, Rock, Roe, Romano, Saperstein,
32. Savichas, Schaffer, Scholl, Shapiro, Smith, Sommer, Soper, Sours,
33. Swinarski, Vadalahene, Walker, Weaver, Welsh, Wooten, Mr. President.

1. PRESIDENT:

2. On Senator Soper's motion to Table, the yeas are 30, the
3. nays are 15. The motion prevails. Senator Weaver is recognized.

4. SENATOR WEAVER:

5. On the ... will the Secretary read 185 please?

6. SECRETARY:

7. SB 185. (Secretary reads title of bill)
8. 3rd reading of the bill.

9. PRESIDENT:

10. Senator Weaver.

11. SENATOR WEAVER:

12. Mr. President, the accrued liability ... the total accrued
13. liability in the State Employees' System is 880 million. 65%
14. of that would be 572 million. To take care of this deficiency
15. over a 10 year period would take \$20,720,730 and I would appreciate a favorable roll call.

17. PRESIDENT:

18. Senator Regner.

19. SENATOR REGNER:

20. Mr. President, I move the previous question.

21. PRESIDENT:

22. Senator Regner has moved the previous question. All those
23. in favor signify by saying aye. A roll call has been requested
24. on Senator Regner's motion to put the main motion. Secretary
25. will call the roll. Senators will be in their seats.

26. SECRETARY:

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

1. PRESIDENT:

2. On that question, the yeas are 30. The nays are 9. One
3. voting present. The motion prevails. Senator Weaver may
4. close the debate.

5. SENATOR WEAVER:

6. Well, Mr. President, again I'd appreciate a favorable
7. roll call.

8. PRESIDENT:

9. The question is, shall SB 185 pass? The Secretary will
10. call the roll.

11. SECRETARY:

12. Bartulis, Bell, Ber...Bruce, Berning,

13. PRESIDENT:

14. Senator Bruce.

15. SECRETARY:

16. Bruce.

17. SENATOR BRUCE:

18. Yes, Mr. President, according to Chapter 63 of the Illinois
19. Revised Statutes dated 1971, and had I had a chance to be rec-
20. ognized, Senator Harris, I would have been very happy to have
21. brought this point up prior to the roll call. However, it will
22. evolve on the constitutionality. Under Chapter 63-42.31, Necessity
23. of a Fiscal Note on Certain Bills. Under that Statute, it says
24. every bill, the purpose or effect of which is to expend any State
25. funds or to increase or decrease the revenues to the State,
26. either directly or indirectly, shall have prepared for it prior
27. to 2nd reading in the House of introduction a brief explanatory
28. statement or note which shall include a reliable estimate of the
29. anticipated change in State expenditures or revenues under its
30. provisions. These statements or notes shall be known as Fiscal
31. Notes. And, I would point out to you Mr. ... Senator Harris,
32. that this is a Statute that cannot be countermanded by rule of
33. this House. I now ask that a Fiscal Note be attached to this

1. bill. Failure to do so, will question the constitutionality
2. of that bill.

3. PRESIDENT:

4. Well, the Chair points out, since you've directed your
5. inquiry to me, that ... appropriation bills do not require
6. Fiscal Note. I might further say that I believe there is pro-
7. vision but this is only a matter of knowledge. I have not re-
8. searched it prior ... to the inquiry that you are proposing now
9. that the requirement should be made on 2nd reading. ... But,
10. I'm saying ... clearly ... that ... appropriation bills are
11. exempted from the point that you raise.

12. SENATOR BRUCE:

13. Yes, all right ...

14. PRESIDENT:

15. You ... I'm

16. SENATOR BRUCE:

17. I perhaps, will exceed to your first statement. I would
18. point out, however, that the bill as stated in Chapter 63,
19. does not say, on 2nd reading. I started that and Senator ...
20. the Secretary I'm sure, has advised you, many on ... members
21. on my side said it had to be before 2nd reading. I read the
22. Statute. It says the request can come at any time. However,
23. the Fiscal Note under the Statute must be prepared prior to
24. 2nd reading. The Statute is very clear that it does not say
25. that any member has to make that request prior to any time.
26. I might point out in 42.33 that any member of either House
27. may thereafter request that a note be obtained. That's
28. the statutory language and that's...that's my request. And,
29. it does not prior to 2nd reading you must make the request.
30. The Fiscal Note must be pri... must be prepared prior to 2nd
31. reading.

32. PRESIDENT:

33. How ... how does the Senator vote? Senator Bruce.

1. SENATOR BRUCE:

2. Yes, are you going to rule on that, Senator Harris?
3. I'd like to have a ruling from the Chair.

4. PRESIDENT:

5. Well, the ruling of the Chair is that the dollar amount
6. expressed in the appropriation is what exempts it from the
7. ...requirements.

8. SENATOR BRUCE:

9. You are ruling then that a Fiscal Note is not required?

10. PRESIDENT:

11. For an appropriation bill.

12. SENATOR BRUCE:

13. Fine. I vote no.

14. SECRETARY:

15. Buzbee,

16. PRESIDENT:

17. Senator Buzbee.

18. SENATOR BUZBEE:

19. Mr. President, as I stated earlier on this particular
20. series of bills, I had not made up my mind how I was going to
21. vote until today, as a matter of fact. But... the debate this
22. evening, or lack thereof, I might say, has thoroughly convinc-
23. ed me that I am on the side of good and right, or left as you
24. will. Mr. President, I see that the sponsors of this particu-
25. lar bill are Senators Weaver, Shapiro, Latherow, Don Moore,
26. Bartulis, Davidson, Sommer, Bell, Sours, Graham, McBroom, Howard
27. Mohr, Ozinga and Merritt. Mr. President, I also see that this
28. bill appropriates \$20,720,730 from the General Revenue Fund to
29. the Board of Trustees of the State Employees' Retirement System
30. of Illinois, for the partial amortization of the unfunded actuarial
31. accrued liability of said fund, effective July 1, 1973 or upon
32. its becoming a law, whichever is later. Now, Mr. President, I
33. have untold sympathy for the lack of funds that happen to ...we

1. happen to have right now in the State Employees Retirement Fund.
2. Mr. President, you will recall that on the last bill, I told you
3. that my father was a retired school teacher, that my wife is a
4. present school teacher. Mr. President, I am now going to inform
5. you that my mother is an employee of the State of Illinois at the
6. State Mental Institution in Anna. And, I have firsthand knowledge,
7. because my mother is reaching retirement age and soon hopes to
8. participate in this fund that she has been paying into and that
9. past Legislatures of this State have not been paying sufficiently
10. into. Mr. President, I believe that this fund has to be funded.
11. Mr. President, again I tell you that I think that this particular
12. vehicle, this bill, SB 185, which says that in addition to any
13. amount otherwise appropriated, there is appropriated from the
14. General Revenue Fund to the Board of Trustees of the State Em-
15. ployees Retirement System of Illinois, the sum of \$20,720,730
16. for partial amortization of the unfunded actuarial accrued lia-
17. bility of said fund. I don't believe that this bill is the ve-
18. hicle, Mr. President. I vote no.

19. SECRETARY:

20. Carroll, Chew,

21. PRESIDENT:

22. Senator Chew.

23. SENATOR CHEW:

24. You know, sometimes I read in the press that Legislature
25. doesn't do this or the Legislature doesn't do that. If I were
26. to open tomorrow's paper and see where some of us acted like
27. stupid asses tonight, I would be in tune to agree with the
28. paper. Now, again, Mr. President, it's obvious that the
29. Republican side has 30 votes and that's exactly enough to
30. pass any bill that you want. Now, I don't think it's necessary
31. for some of us to flow show for the benefit to open a paper
32. tomorrow and see something maybe good or maybe bad of what
33. we tried to do. I'm going to suggest again, that since each

1. side has leadership, that you would get together and work
2. out the programs that we can all agree upon and get on to
3. the business at hand. And, if that doesn't work, I'm going
4. to institute a program of my own, and, I'm going to tell you
5. what that is. I'm going to be willing to start work at eight
6. and I'm going to take an hour for lunch and I'm going to quit
7. at five. Now, I've been down here enough years to know when
8. people are acting fools. And, that's exactly what we've been
9. acting tonight. Now, I'm not disturbed about being here till
10. 10 o'clock. I'm not tired. When I get tired I'll go over to
11. my apartment and ... I won't come back, you know, till the next
12. day at eight and hang around my office till you get ready. You
13. understand? Now, all of this maneuvering that's been done by
14. the members of my side I'm going to publicly announce that I
15. don't think that it makes any sense. Now, nobody's any more
16. humorous than I am. And, I can add a little humorous note any-
17. time to get a laugh and that's to take the monotony. But, now
18. we ought to have sense enough to know that we have to cooperate
19. with you and you have to cooperate with us and all this foolish-
20. ness that we've been carrying on it's not going to impress the
21. people back home. The people have begun to believe that we are
22. down here acting stupid and you know something? The people are
23. right. Now, if leadership fails to get together, and this is a
24. threat, if leadership fails to get together on items of this
25. nature which we have been acting stupid on, I'll be here at
26. eight, I'll take an hour off for lunch and I'll be over in my
27. apartment and I'm willing to work 5 days a week, every week
28. out the year. Doesn't make any difference to me. But, I'm
29. going to work like I've got some sense.

30. PRESIDENT:

31. How does the Sen ... how ... how does the Senator vote?

32. SENATOR CHEW:

33. The Senator votes on this bill as he's voted on each bill

1. and the other maneuvering that's been going on and that's
2. present because I asked that they be held until we looked at
3. them all together.

4. PRESIDENT:

5. Proceed with the roll call.

6. SECRETARY:

7. Course, Daley, Davidson, Donn...

8. PRESIDENT:

9. Senator Course.

10. SENATOR COURSE:

11. Mr. President, in explaining my vote, I suggest that we
12. close the Senate tap. Maybe we'll get some work around here
13. and get out of this place tonight. I'm getting a little bit
14. tired of this dialogue. I vote no.

15. SECRETARY:

16. Donnewald, Dougherty, Fawell, Glass, Graham, Harber Hall,
17. Kenneth Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel,

18. PRESIDENT:

19. Senator Knuppel.

20. SENATOR KNUPPEL:

21. ... a few comments. As I said before, the wisdom of what I
22. said when I moved to adjourn isn't ... wasn't apparent the last
23. time I spoke, it ought to be a little more apparent now. If we
24. don't get our work done, I think the responsibility is on the
25. leadership. I agree with Senator ... Chew. We've listened to
26. choruses, we've introduced groups, we've ... listened to death
27. resolutions, congratulatory messages, and here we are. We
28. passed four bills last week. Would have been wise, I think to
29. have gone home and come back and this would not all have hap-
30. pened. ... It happens everytime. And, here we are already just
31. the 1st of May. What's going to go on in June? Now, I don't
32. know if you gentlemen have read this bill carefully or not. But,
33. this bill provides that in addition to any amount otherwise

1. appropriated, there is appropriated from the General Revenue
2. to the Board of Trustees of the State Employees Retirement
3. System of Illinois, the sum of \$20,720,730 for partial amor-
4. tization of the unfunded actuarial accrued liability of said
5. fund. I'd like to ask the sponsor a question, if I may, if
6. he'd yield?

7. PRESIDENT:

8. Indicates he'll yield. We are on roll call.

9. SENATOR KNUPPEL:

10. Well, ... he said he would yield ... to the question? Is
11. that right? Oh, he's not going to yield? Well, all I wanted
12. to do was ask him, then, that's fine if he doesn't want to
13. yield. I mean, that's the basis of this whole thing. I ... I've
14. just not been informed, and that's why I've been voting present
15. all the time, because I don't really understand what's going on
16. here. But, in this bill it says ... in addition to otherwise ...
17. amounts otherwise appropriated. And, I don't really know
18. what other amounts might be appropriated. That's the thing
19. I don't know. What other funds might be appropriated? Well,
20. all right. But, you know, I mean, there may be other appropria-
21. tions and we may not need the full 20 million 730 dollars and
22. ... is that right? It's 720 thousand. No, it's not time yet.
23. It's yellow, Somebodyover there. I ... I'll
24. watch very carefully and I'll cut right off on the dot fellows.
25. I won't cheat you. What? Oh ... oh, amendatory veto may come
26. in on this? Well, that won't happen after this year. But, in-
27. stead of 720 it ... wait a minute ... 730 it's 720 and I don't
28. understand how we arrived at these 30's. Why we didn't come
29. out with a round figure like 750,000? I ... I'd like to know
30. that. Because, you know, coming out to the penny like this,
31. some odd amount strikes me as a little odd. And ... and as I
32. said before, you know ... No, it's not red yet fellows. Oh,
33. Weinburg? That guy, you can't put much reliance in him. I

1. found that out the other morning. Uh ... but ... when that
2. red light comes on up there. But actually in the constitution
3. it provides ... Oh, right right, right, it is red now and I
4. vote ... and I vote present.

5. SECRETARY:

6. Kosinski, Latherow, McBroom, McCarthy, Merritt, Mitchler,
7. Howard Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
8. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano, Saperstein,
9. Savickas, Schaffer, Scholl, Shapiro, Smith, Sommer, Soper, Sours,

10. PRESIDENT:

11. Senator Sours.

12. SENATOR SOURS:

13. Mr. President, Ladies and Gentlemen of the Senate, I
14. haven't intentionally abstained from engaging in this badinage.
15. Rather, some of my friends over here suggested that everytime I
16. do say something, we engage in a rooster fight. So, I've
17. reserved my comments for this bill. But, you know, I never
18. cease to be amazed at the way some of the worthies on the other
19. side cajole, try to run with the hare and hold with the hounds.
20. I have in my filing cabinet book here, one sheet, and I'm ex-
21. plaining my vote, from the Journal of this Body, June 9 ... 27,
22. 1969. We've heard some illusions tonight to what is called the
23. State Income Tax. Now, you understand, Gentlemen, Ladies, Gentle-
24. men, that this side was tagged with that horrendous legislation.
25. We even had in the last year, when we had a walker, a pedestrian,
26. travel the confines of the State, talk about that miserable,
27. horrible, income tax. Well, let me tell you how it finally
28. evolved. Here is the roll call on SB No. 1150, was taken up
29. and read at large a 3rd time. I want to finish this, Mr. Presi-
30. dent. And ... and the question being, shall this bill pass?
31. It was decided in the affirmative by the following vote. Among
32. those voting aye, Cherry, that's now Judge Cherry in whose Court,
33. equity, I'm sure must ride a white horse, maybe not a dead horse,

1. the learned Senator Charles Chew, then known as Jr., Charles
2. Chew, Jr., Allen Dixon, now in charge of the big safe, Donnewald,
3. now a particeps criminis in this drama, Dougherty, who will
4. always be and remain my eternal friend, who has no insincerity
5. about him, McCarthy, same vein, no McCarthy voted against it.
6. I seem to have missed a cog here, Kusibab, Loukas, McGloon, and
7. my dear friend Judge Neistein, Newhouse, Nihill, Partee, and the
8. real Gentleman of the Senate, Romano, the lady Portia Saperstein,
9. Schoeninger (German Phrase) Smith and Sokolnicki. Now, we were
10. tarred and feathered and I have read ...

11. PRESIDENT:

12. Senator's time

13. SENATOR SOURS:

14. ... the list on the other side who supported the income
15. tax.

16. PRESIDENT:

17. Senator's time has expired.

18. SENATOR SOURS:

19. I know that. I vote aye, but I could not resist in explain-
20. ing my vote, calling to your attention the obvious insincerity
21. when you talk about a new income tax. If there is one, we're
22. going to expect the same support we got from the other side
23. and Dan Dougherty ...

24. PRESIDENT:

25. Record the Senator, record the Senator.

26. SENATOR SOURS:

27. ... voted against the bill.

28. PRESIDENT:

29. Proceed with the roll call. Proceed with the roll call.

30. SECRETARY:

31. Swinarski.

32. PRESIDENT:

33. Senator Swinarski.

1. Mr. President, Members of the Senate, just one comment to
2. my colleague, learned colleague across the aisle. I'd like for
3. a moment to borrow that book so that I could read the names from
4. the other side of the aisle who were a part of that horrendous
5. crime that day. I vote no.

6. SECRETARY:

7. Vadalabene, Walker, Weaver, Welsh, Wooten, Mr. ... Mr.
8. President.

9. PRESIDENT:

10. On that question, the yeas are 30. The nays are 14. Those
11. voting present are 2. SB 185 having received a constitutional
12. majority is declared passed. Senator McBroom.

13. SENATOR MCBROOM:

14. Having voted on the prevailing side I move to reconsider,
15. Mr. President.

16. PRESIDENT:

17. Senator McBroom, moves to reconsider. Senator Merritt
18. moves to Table. For what purpose does Senator Donnewald arise.

19. SENATOR DONNEWALD:

20. Yes, Mr. President, I'd like to differ to Senator Sours,
21. the gentleman from Peoria, because I think he has to make an
22. apology. Now, Senator, I yield to you.

23. SENATOR SOURS:

24. The ... the good Senator is absolutely correct. What
25. happened in the haste of things this page slipped over this
26. page. So, I will now read those who did not support the in-
27. come tax for their eternal vindication and possible beatifi-
28. cation.

29. PRESIDENT:

30. Is Senator Donnewald's name in that list.

31. SENATOR SOURS:

32. They are as follows: Dixon, Donnewald, Dougherty and
33. McCarthy. All the remainders either were mute or supported

1. that horrendous, horrible income tax.

2. PRESIDENT:

3. The question before the Senate, is Senator Merritt's
4. motion to Table, Senator McBroom's motion to reconsider.
5. A roll call has been requested. The Secretary will call the
6. roll.

7. SECRETARY:

8. Bar ... Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
9. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
10. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth Hall,
11. Hynes, ... I can't hear them. I can't hear them. I just
12. can't hear them.

13. PRESIDENT:

14. Secretary informs me that he can't hire ... hear the
15. responses of the Members. Will the Members please be in their
16. seats.

17. SECRETARY:

18. Hynes.

19. PRESIDENT:

20. Senator Knuppel, Senator Clarke.

21. SECRETARY:

22. Johns, Keegan, Knuepfer, Knuppel, Kosinski, Latherow,
23. McBroom, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore,
24. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Partee,
25. Regner, Rock, Roe, Romano, Saperstein, Savickas, Schaffer,
26. Scholl, Shapiro, Smith, Sommer, Soper, Sours, Swinarski,
27. Vadalabene, Walker, Weaver, Welsh, Wooten, Mr. President.

28. PRESIDENT:

29. On that question, the yeas are 30. The nays are 9. One
30. voting present. Senator Merritt's motion to Table prevails.
31. Senator Weaver.

32. SENATOR WEAVER:

33. Mr. President, would the Secretary please read SB 16.

1. ... SB 186, please.

2. SECRETARY:

3. SB 186. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDENT:

6. Senator Weaver.

7. SENATOR WEAVER:

8. Mr. President, Members of the Senate, this bill appropriates

9. \$2,735,136 to do the same thing as the other 3 bills did and

10. I would appreciate ... I would appreciate ...

11. SENATOR MCBROOM:

12. Previous motion, Mr. President.

13. PRESIDENT:

14. Senator McBroom.

15. SENATOR MCBROOM:

16. I move the previous question, Mr. President.

17. PRESIDENT:

18. Senator McBroom has moved the previous question. The

19. question is, shall the main motion now be put? A roll call

20. has been requested. The Secretary will call the roll. The

21. question is, shall the main motion now be put.

22. SECRETARY:

23. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew,

24. Clarke, Conolly, Course, Daley, Davidson, Donnewald, Dougherty,

25. Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Hynes, Johns,

26. Keegan, Knuepfer, Knuppel, Kosinski, Latherow, McBroom, McCarthy,

27. Merritt, Mitchler, Howard Mohr, Don Moore, Netsch, Newhouse, Nimrod,

28. Nudelman, Ozings, Palmer, Partee, Regncr, Rock, Roe,

29. PRESIDENT:

30. ... For what purpose does Senator Rock arise?

31. SENATOR ROCK:

32. Just merely to explain my vote. I don't know where

33. Senator Senator Souzs is ...

1. PRESIDENT:

2. The question is not debatable Senator Rock.

3. SENATOR ROCK:

4. I thought we were on passage.

5. PRESIDENT:

6. No, this is on the motion to postpone ... to ... the
7. previous question.

8. SENATOR ROCK:

9. Oh, that's where we are. Oh, fine. I'll vote aye.

10. SECRETARY:

11. Roe, Romano, Saperstein, Savickas, Schaffer, Scholl,
12. Shapiro, Smith, Sommer, Soper, Sours, Swinarski, Vadalabene,
13. Walker, Weaver, Welsh, Wooten, Mr. President.

14. PRESIDENT:

15. Sen ... Senator Fawell.

16. SENATOR FAWELL:

17. I haven't voted. And, since we are on the noncontrover-
18. sial call, after this bill is through can we continue to the
19. next bill 187 and call that?

20. PRESIDENT:

21. ... This bill is ... the motion before the Body is the
22. previous question, Senator.

23. SENATOR FAWELL:

24. Oh, I'm out of order I'm sorry I didn't realize I ...

25. PRESIDENT:

26. Yes ... On that question the yeas are 30. The nays are 3
27. and the motion carries. Senator Weaver may close the debate.

28. SENATOR WEAVER:

29. Mr. President, this is a fine bill. It takes care of
30. our Judges' Retirement System and I know everyone's going to
31. want to vote for it. And, I'd appreciate a favorable roll
32. call.

33. PRESIDENT:

1. Question is, shall SB 186 pass? The Secretary will call
2. the roll.

3. SECRETARY:

4. Bartulis, Bell, Berning, Bruce, Buzbee,

5. PRESIDENT:

6. Senator Buzbee.

7. SENATOR BUZBEE:

8. Mr. President, ... Mr. President.

9. PRESIDENT:

10. Senator Buzbee.

11. SENATOR BUZBEE:

12. I have been hoping all evening long that this bill was
13. going to be called. I've been so afraid that it wouldn't be
14. called, because, Mr. President, I'm very proud to report to you
15. that I don't have any member of my family that's a judge. Mr.
16. President, there must be an actuarial shortage in the Judges'
17. Retirement Fund, but I ... I ... I'm a little shocked to find
18. that there is. I ... always was under the ... the impression,
19. I guess mistakenly so, that the Judge's Pension Fund was in
20. pretty good shape. And, that the Legislators' Pension Fund
21. was in pretty good shape for that matter. But, again, I feel
22. like that this is probably not the vehicle to bring up any
23. actuarial shortage that may be in the present Judges' Fund,
24. so Mr. President, I vote no.

25. SECRETARY:

26. Carroll, Chew,

27. PRESIDENT:

28. Senator Carroll.

29. SENATOR CARROLL:

30. Thank you, Mr. President, ... I don't know if it's ap-
31. propriate now but maybe the sponsor would be willing at least
32. on ... on his explanation of vote to answer a few questions.
33. Uh ... is there anything in this bill, Sponsor, that increases

1. the pension of the judges, or ... or possibly we could amend it
2. to increase either the salary or the pension of the jude... of
3. the judicial system in this State? Then, I think I would have
4. been known to be a supporter of this type of legislation. ...Un-
5. less the answer is not what I expected, I'd like to be recorded
6. as no. However, if the answer is different, I'd like leave at
7. that time to change my vote.

8. SECRETARY:

9. Chew,

10. PRESIDENT:

11. Senator Chew.

12. SENATOR CHEW:

13. Just a moment, Mr. President, I'm going to support this
14. bill because I made no request of the sponsor for comparison
15. of one coming from the House and I think this is necessary, so
16. my vote is aye.

17. SECRETARY:

18. Clarke, Conolly, Course, Daley, Davidson, Donnewald,
19. Dougherty, Fawell, Glass, Graham,

20. PRESIDENT:

21. Senator Graham.

22. SENATOR GRAHAM:

23. I am most happy to join with the learned attorneys in this
24. Body who may be up before a judge soon, and vote aye for this
25. bill.

26. SECRETARY:

27. Harber Hall, Kenneth Hall, Hynes, Johns, Keegan, Knuepfer,
28. Knuppel,

29. PRESIDENT:

30. Senator Knuppel.

31. SENATOR KNUPPEL:

32. Like most lawyers, I hope someday to be a judge. I do ...
33. too didn't realize that this pension fund was in need. I'd like

1. for the sponsor, if he would, to answer a question. Could he
2. tell me how much in arrears this funding is ... for judges?
3. Would he yield to this question? Do you know how much short
4. they are? And what percentage of funding judges have? I ...
5. I certainly wouldn't want that fund to come up short, because
6. ... with Senator McBroom's bill which passed here recently.
7. I think judges will be running and I might want to be a candi-
8. date. I don't do so well running for this spot. I might want
9. to run for that. ... And ... I'd just like to know what kind
10. of shape it's in. Could you tell me Senator Weaver? What ...
11. What's that mean? 21 million short? And this is 10% of that?
12. If ... this rate, it should get right up there by the time I'm
13. ready to retire and ... I think that's great. A lot of my
14. friends are on the bench. I really ought to vote for this. My
15. image with judges after voting for McBroom's bill is probably
16. a little tarnished. And, this might be a good bill for me to
17. pick out to vote for. It's not a lot of money, but ... I'm
18. just really not well enough advised ... like I ... all the
19. other bills, I mean we didn't get to hear any debate. It's
20. now exactly 2 hours ago we passed the ... four bills. We
21. do great in the evenings if we get into this stuff. ... I
22. had some bills I'd been waiting like that 457. Been on that
23. call for 3 weeks, an emergency matter. And, we had to go out
24. of order to get it and I don't know how we got backed up to
25. 183, 184, 185, 186. I ... I got some bills on there. There's
26. some horses out here, some equine encephalitis bills and bru-
27. cellosis bills. And, those poor horses standing out there
28. needing those shots. And, you know, you got to give that
29. shot to them in the right place. If you give it to them
30. in the back end, you might hit a muscle where they run and
31. ruin the horse. You want to be sure you give that equine
32. shot in the neck. I vote present.

33. SECRETARY:

1. Kosinski, Latherow, McBroom, McCarthy, Merritt, Mitchler,
2. Howard Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
3. PRESIDENT:

4. Senator Nudelman.

5. SENATOR NUDELIAN:

6. Mr. President, I also have no judge in my family, but you
7. never know. I vote aye.

8. SECRETARY:

9. Ozinga, Palmer, Partee, Regner, Rock, Roe,

10. PRESIDENT:

11. Senator Rock.

12. SENATOR ROCK:

13. I ... I am torn, Mr. President, between the fiscal irrespon-
14. sibility and the fact that Judges McGloon and Cherry are looking
15. over my particular shoulder. I will have to vote no.

16. SECRETARY:

17. Roe, Romano, Saperstein, Savickas, Schaffer, Scholl,
18. Shapiro, Smith, Sommer, Soper,

19. PRESIDENT:

20. Senator Soper.

21. SENATOR SOPER:

22. Seeing this is a nonpartisan bill, I vote aye.

23. SECRETARY:

24. Sours, Swinarski, Vadalabene, Walker,

25. PRESIDENT:

26. Senator Vadalabene.

27. SENATOR VADALABENE:

28. First of all, I want to commend Senator Carroll for the
29. position he took as a lawyer in voting no for the judges because
30. of a conflict of interest, however, during the roll call, I was
31. called to the telephone and it was a godfather talking to me
32. and I vote aye.

33. SECRETARY:

1. Weaver, Welsh, Wooten, Mr. President.

2. PRESIDENT:

3. Senator Walker.

4. SENATOR WALKER:

5. This is the first time ... thank you, Mr. President,
6. fellow Senators, lady Senators, this is the first time I've
7. had some ... ever had so many volunteers over here, but when
8. a certain gentleman on the other side of the aisle said he
9. aspired to be a judge, I had six volunteers, excluding myself,
10. to become members of that Judicial Inquiry Board. You know
11. I intend to retire after this Session. I'm looking for a spot,
12. I'm going to vote no and look for a spot on the Judicial
13. Inquiry Board.

14. PRESIDENT:

15. Mr. President, aye. On that question, the yeas are 31, the
16. nays are 9. Those voting present are 2. Senate Bill 186,
17. having received a constitutional majority is declared passed.
18. Senator McBroom.

19. SENATOR MCBROOM:

20. Having voted on the prevailing side, I move to reconsider,
21. Mr. President.

22. PRESIDENT:

23. Senator McBroom moves to reconsider. Senator Merritt
24. moves...

25. SENATOR MERRITT:

26. ...to Table.

27. PRESIDENT:

28. ...to Table. Is ... Senator McBroom's motion. On the
29. question to Table, all those in favor signify by saying aye.
30. Contrary nay. The motion to Table prevails. Are there an-
31. nouncements to come before the Senate? Is there further
32. discussion to come before the Senate? Senator Ozinga.

33. SENATOR OZINGA:

1. Executive Committee meets immediately after the Session.

2. Oh, no, it's 8:30 in the morning.

3. PRESIDENT:

4. Executive tomorrow morning at 8:30. Senator Regner.

5. SENATOR REGNER:

6. ...Mr. President, I'd like to announce that the Local

7. Governments Committee is going to meet at 10:15 on the

8. Floor of the House rather than 212.

9. PRESIDENT:

10. On the Floor of the Senate?

11. SENATOR REGNER:

12. Er ... the Floor of the Senate.

13. PRESIDENT:

14. ... at 10 ... What is that scheduled time, Senator Regner?

15. SENATOR REGNER:

16. 10:15.

17. PRESIDENT:

18. Local Government at 10:15 on the Senate Floor. Senator

19. Nimrod.

20. SENATOR NIMROD:

21. ... Mr. ... Mr. President, I want to thank the members

22. on the other side of the aisle for allowing me to make use

23. of my book on Roberts Rules of Order tonight. And ... it

24. was enjoyable and we certainly learned a good lesson and we

25. thank you for teaching us.

26. PRESIDENT:

27. Senator Bell.

28. SENATOR BELL:

29. Mr. President, I'd like leave of the Senate to dis ...

30. discharge the Judiciary Committee from further consideration

31. of Senate Bill 1134, with the idea in mind of Tabling that bill.

32. PRESIDENT:

33. Senator Bell moves to discharge the Committee on Judiciary

from further consideration of Senate Bill 1134 for purposes of

1. Tabling. All in favor, signify by saying aye. Contrary
2. no. The motion carries. On the Motion, ... the bill is
3. discharged on the motion to Table. SB 1134. All in favor,
4. signify by saying aye. Contrary no. The motion to Table
5. prevails and SB 1134 is Tabled. Senator Sours.

6. SENATOR SOURS:

7. Mr. President, I should like to make the proper motion
8. to consider Senate Bill 893, presently residing in Judiciary.
9. I'd like to have that committee discharged from all further
10. service in that bill for the purpose of Tabling it.

11. PRESIDENT:

12. Senator Sours, moves to discharge the Committee on
13. Judiciary was it, from further consideration of Senate Bill
14. 893 for purposes of Tabling. All in favor, signify by saying
15. aye. Contrary no. The motion to discharge prevails. On
16. Senator Sour's motion to Table. All in favor signify by
17. saying aye. Contrary no. The motion to Table prevails. The
18. bill is Tabled. Senator Merritt. ... Senator Merritt.

19. SENATOR MERRITT:

20. ...Mr. President, Members of the Senate, I'd like to
21. ask leave of the Body to have my name added as co-sponsor to
22. SB 258.

23. PRESIDENT:

24. Is there leave? So ordered. Senator Partee.

25. SENATOR PARTEE:

26. Mr. President, I thought I had previously made this motion,
27. but the record in the Secretary's office does not reflect it. I
28. guess it was another bill. I would like to move since 728 and
29. 729 Senate Bills are companion bills with 728 in Executive and
30. having a lighter load than Judiciary, move to discharge Judi-
31. ciary of Senate Bill 729 for the purpose of having it resigned
32. to Executive.

33. PRESIDENT:

1. PRESIDENT:

2. Senator Partee moves to discharge the Committee on
3. Judiciary from further consideration of SB 729 for the
4. purpose of rereferring to the Executive Committee. All
5. in favor, signify by saying aye. Contrary no. The motion
6. carries. SB 729 is discharge and rereferred. Senator Sours.

7. SENATOR SOURS:

8. I ... seem to have had ... I seem to have no recollec-
9. tion of SB 727 having been discussed with me.

10. PRESIDENT:

11. SB 729.

12. SENATOR SOURS:

13. Well, I certainly would like to object to that. That's
14. peculiarly a legal matter. It ought to remain in Judiciary.
15. And, I would question the reason of taking it from the proper
16. committee. We certainly wouldn't want to put that in the
17. spit-ball committee.

18. PRESIDENT:

19. Well, ... Senator ... the matter has been disposed of ...
20. I ...

21. SENATOR SOURS:

22. sider ...

23. PRESIDENT:

24. Senator Partee.

25. SENATOR PARTEE:

26. Men are not machines. My recollection is that I had
27. made this motion before, I'd talked to Senator Sours about it
28. and the motion had previously been made. I went into the
29. Senate office tonight and it did not reflect that that motion
30. had been made and the bill had been reassigned. That is why
31. I said in the first instance that my recollection was it had
32. been done but I wanted to do again because I wanted the record
33. straight. Nothing offensive to you Senator Sours. This is

1. 728 and 9. Two bills that relate to landlord and tenant
2. problems. I only did it because your ... your committee was
3. completely inundated by a large number of bills and I wanted
4. to get them out so I could get them heard in Executive before
5. the deadline.

6. PRESIDENT:

7. Senator Sours.

8. SENATOR SOURS:

9. We disposed of 41 bills yesterday and, Senator, we'll
10. keep open house for you on these bills because they are
11. basically, essentially, peculiarly and specially involving
12. the law. And, Judiciary takes care of the law rather than
13. sociology.

14. PRESIDENT:

15. Senator do ... do you wish to put the motion to recon-
16. sider? Right. You ... have that right. Senator Sours moves
17. to reconsider the vote by which SB 729 was discharged and
18. rereferred. Senator Partee.

19. SENATOR PARTEE:

20. Let me tell you something. There're two bills that are
21. companion bills. It certainly makes sense that both be in
22. the same committee. Leave one in your committee and leave
23. one in the other committee. I don't care.

24. PRESIDENT:

25. The motion before the Senate is to reconsider the vote
26. by which SB 729 was discharged and rereferred be recon-
27. sidered. On that question. Those in favor will say aye.
28. Those opposed will say no. The motion fails and the pre-
29. vailing ... The ... the ... Are you joined by another Senator
30. for the roll call Senator?

31. SENATOR SOURS:

32. Yes, the learned Senator Walker.

33. PRESIDENT:

1. All right ... all right. ... The Secretary will call
2. the roll on Senator Sours motion to reconsider the vote by
3. which SB 729 was discharged and rereferred. Secretary will
4. call the roll. Senators will be in their seats.

5. SECRETARY:

6. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew,
7. Clarke, Conolly, Course,

8. PRESIDENT:

9. For what purpose does Senator Soper arise? We are on
10. roll call, Senator.

11. SENATOR SOPER:

12. I understand that. ... Parliamentary inquiry. How
13. many votes does this take?

14. PRESIDENT:

15. This is a motion to reconsider. It requires 30 votes.

16. SENATOR SOPER:

17. Thank you.

18. SECRETARY:

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

27. PRESIDENT:

28. The Chair wishes to clarify his response to Senator Sours
29. query about ... how many votes this motion requires. Our rules
30. apply to a bill. And, I am going to rule that a simple majority
31. on a question of a procedural matter is sufficient to carry.
32. Senator Partee.

33. SENATOR PARTEE:

1. On that basis, then, I think in fairness to the members,
2. the ruling having been changed and properly so, the roll call
3. should be retaken.

4. PRESIDENT:

5. I concur. ... Strike the roll call because the under-
6. standing could not have been clear and we will call the roll.
7. The question is to reconsider the vote by which SB 729 was
8. discharged and rereferred. I inaccurately responded to Senator
9. Sours' inquiry. This is ... I'm sorry, Senator Soper's inquiry.
10. This is a procedural matter and a majority of those voting on
11. the question prevails. Senator Ozinga.

12. SENATOR OZINGA:

13. I wonder if Senator Partee would yield to a question? I
14. notice that 7 bill...728, SB 728 is in Executive.

15. PRESIDENT:

16. No ... that ... that ... the matter.

17. SENATOR OZINGA:

18. The only reason I ask is that this is the companion bill.
19. I have no objection if he wants to keep the two of them to-
20. gether.

21. PRESIDENT:

22. Senator Partee.

23. SENATOR PARTEE.

24. I wanted to keep the bills together. I think that's just
25. sort of logical. I'm not going to make a big deal out of this.
26. If the Senator wants to keep the bill in his committee, it's
27. quite all right with me. I would, frankly, like to withdraw
28. the motion I made, and, leave one bill in one committee and
29. one in another. If you have another committee ... you know
30. we'd put it in there. It doesn't matter. It's just a piece
31. of legislation which the members are going to vote on. Senator
32. Sours is a member of both committees. He'll get his chance to
33. question on either bill. It isn't important. I'll be here.

1. PRESIDENT:

2. I think ... I think Senator Ozinga is saying that he
3. has no objection to 728 being referred to Judiciary.

4. SENATOR PARTEE:

5. I have no objection to it's being referred to the moon
6. at this point. ... Let's move it to the Judiciary so that
7. Senator Sours will have an opportunity to place his fine mind
8. on it. So I would now move that Senate Bill ...

9. PRESIDENT:

10. Well, then ...

11. SENATOR PARTEE:

12. That Senate Bill ... whichever one is in Executive ... I
13. think it's 728.

14. PRESIDENT:

15. All right ... well the ...

16. SENATOR PARTEE:

17. ...be discharged of that committee and rereferred to the
18. Judiciary Committee.

19. PRESIDENT:

20. I believe the appropriate course of action then would be
21. if we have an understanding, that we do reconsider the vote by
22. which 729 was referred to Executive. And, then, strike ...
23. The fact is that ... our circumstance is now ... just let me
24. ... our circumstance is now that both bills are in Executive
25. and if you make your motion to discharge Executive from con-
26. sideration of both bills and refer them to Judiciary, our
27. record will be straight. Senator Partee.

28. SENATOR PARTEE:

29. I'll make such a motion.

30. PRESIDENT:

31. The motion is ... the question is shall the Committee on
32. Executive be discharged from further consideration of Senate
33. Bills 728 and 729 and be rereferred to Judiciary. On that
question, those in favor signify by saying aye. Contrary no.

1. The motion carries. The bills are discharged from Executive
2. and rereferred to Judiciary.

3. SENATOR PARTEE:

4. Now, Mr. President, I move that both bills be discharged
5. from the Committee on Judiciary for the purpose of Tabling
6. them.

7. PRESIDENT:

8. Senator Partee moves to discharge the Committee on
9. Judiciary from further consideration of SB 728 and 729 for
10. the purpose of Tabling. All in favor, signify by saying
11. aye. Contrary no. Motion carries. The bills are discharged
12. and Tabled. Senator Mitchler.

13. SENATOR MITCHLER:

14. I rise to ask leave of the Senate to permit me to be co-
15. sponsor of SB 183, 184, 185 and 186. I spoke to the sponsor
16. of the bill.

17. PRESIDENT:

18. Is there leave. So ordered. Is there further business
19. to come before the Senate? The Senate stands adjourned until
20. 12 noon tomorrow.

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