

79TH GENERAL ASSEMBLY

GENERAL SESSION

MAY 8, 1975

1. PRESIDENT:

2. The hour of 10:30 having arrived, the Senate will come to order.

3. The prayer will be by the Reverend A. R. Roberts, Calvary Baptist

4. Church, Springfield, Illinois. Will our quests in the Gallery please

5. rise? Will our guests in the Gallery please rise?

6. REVEREND ROBERTS:

7. (Prayer given by Reverend Roberts)

8. PRESIDENT:

9. Reading of the Journal. Senator Kenneth Hall.

10. SENATOR HALL:

11. Thank you, Mr. President. I move that reading and approval of
12. the Journals of Wednesday, April 23, 1975, Thursday, April 24, 1975,
13. Friday, April 25th, 1975, Monday, April 28th, 1975, Tuesday, April 29th,
14. 1975, Wednesday, April the 30th, 1975, Thursday, May 1st, 1975, Friday,
15. May 2nd, 1975, Tuesday, May 6th, 1975, Wednesday, May 7th, 1975, be
16. postponed pending arrival of the printed Journal.

17. PRESIDENT:

18. You heard the motion, all in favor will say Aye.

19. SENATOR HALL:

20. Aye.

21. PRESIDENT:

22. Opposed Nay. The Ayes have it. The motion carries. Committee
23. reports.

24. SECRETARY:

25. Senator Donnewald, Chairman of the Assignment of Bills, assigns
26. the following to Committee...the following House Bills to Committee:

27. Agriculture, Conservation and Energy - House Bill 994; Elections
28. and Reapportionment - House Bill 1582; Executive - House Bills 813,
29. 1743, 1759; Judiciary - House Bill 478; Local Government - House Bills
30. 1099 and 1270; Transportation - House Bills 1159 and 1441.

31. Senator Romano, Chairman of Insurance and Licensed Activities, reports
32. out the following bills:

33. House Bills 192, 223, 341, 561 and 593 with the recommendation Do

1. Pass.

2. Senator Hynes, Chairman of Appropriation Committee , reports out
3. the following bills:

4. Senate Bills 524, 634, 637, 1489 with the recommendation Do Pass.

5. Senate Bills 472, 633, 663 and 1048 with the recommendation Do Pass as
6. Amended.

7. Senator Smith, Chairman of Public Health, Welfare and Corrections,
8. reports out the following bills;

9. House Bills 51, 59, 67, 71, 147, 271 and 439 with the recommendation
10. Do Pass. House Bill 149 with the recommendation Do Pass as Amended.

11. PRESIDENT:

12. The House will...the Senate will be at ease for a minute or so
13. while those of you who are here can indicate, come down to the Desk
14. and indicate to the Secretary which of your bills you desire called
15. on the order of Senate Bills on 2nd reading or House Bills on 1st
16. reading. Message from the House.

17. SECRETARY:

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

19. Mr. President - I am directed to inform the Senate that the
20. House of Representatives has adopted the following preamble and joint
21. resolution, in the adoption of which I am instructed to ask the con-
22. currence of the Senate, to-wit:

23. House Joint Resolution No. 46.

24. PRESIDENT:

25. Senator Carroll.

26. SENATOR CARROLL:

27. Thank yo , Mr. President and members of the Senate. I would ask
28. leave to suspend the rules for the immediate consideration and adoption
29. of House Joint Rule 46.

30. PRESIDENT:

31. Senator Carroll moves...

32. SENATOR CARROLL:

33. Would you like...

1. PRESIDENT:

2. ...the suspension of the rules for the immediate consideration
3. of House Joint Resolution 46. All in favor will say Aye. Opposed
4. Nay. The rules are suspended. Senator Carroll now moves the...

5. SENATOR CARROLL:

6. Yeah.

7. PRESIDENT:

8. ...immediate adoption of House Joint Resolution 46. Senator
9. Carroll.

10. SENATOR CARROLL:

11. Thank you, Mr. President. This resolution is for a former member
12. of this Body who used to stand here and talk something like this. And
13. it's a resolution honoring the former, or still present, about to be
14. former, Director of Revenue for the City of Chicago. The Honorable
15. Marshall Korshak, who served with great distinction in this General
16. Assembly as a member of this Body. I would ask leave for all members
17. of the Senate to be added as cosponsors and I think Mr. Korshak would
18. appreciate that greatly.

19. PRESIDENT:

20. And with a cigar in your mouth, all in favor will say Aye. Opposed
21. Nay. The Ayes have it. The resolution is adopted.

22. SECRETARY:

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

24. Mr. President - I am directed to inform the Senate that the
25. House of Representatives has adopted the following preamble and Joint
26. Resolution, in the adoption of which I am instructed to ask the con-
27. currence of the Senate, to-wit:

28. House Joint Resolution 47.

29. PRESIDENT:

30. The...put it on the Secretary's Desk till...till the sponsor gets
31. here. Senator Davidson. Senator Davidson.

32. SENATOR DAVIDSON:

33. Mr. President, and members of the Senate. I'd like to present to

1. you the Eighth Grade Class from Glenwood, Chatham School District and
2. their school teacher Mrs. Jane Stout, who are in the President's
3. Gallery here...because they've been debating ERA in their class room
4. and they're here today that if anything would happen they could see
5. it happen on the Floor of the Senate. Would you please stand so the
6. Senate can recognize you.

7. SECRETARY:

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

9. Mr. President - I am directed to inform the Senate that the
10. House of Representatives has concurred with the Senate in the passage
11. of a bill with the following title:

12. Senate Bill 389.

13. This bill is Senator Davidson's bill and with...together with the
14. following amendment. In the adoption of which I am instructed to ask
15. the concurrence of the Senate, to-wit:

16. PRESIDENT:

17. Senator Davidson.

18. SENATOR DAVIDSON:

19. Yes, I move to concur in the House Amendment on Senate Bill 389.

20. PRESIDENT:

21. We'll have to first move to suspend the rules.

22. SENATOR DAVIDSON:

23. Oh, move to suspend the rules...

24. PRESIDENT:

25. Yes.

26. SENATOR DAVIDSON:

27. ...for immediate consideration.

28. PRESIDENT:

29. Yes. Would you like to explain this amendment.

30. SENATOR DAVIDSON:

31. Yes, what the amendment did was put on in the House so that this
32. would flow through the Department of Corrections directly to Sangamon
33. County. It was a technical amendment requested by the Democratic staff

1. of the House, to put it in order and shape with the other bills that
2. they were passing doing the same type of thing.

3. PRESIDENT:

4. Senator Buzbee.

5. SENATOR BUZBEE:

6. Mr. President, I...a point of inquiry on this particular bill and
7. this sort of thing in general. In the future can we expect to have these
8. sorts of things on the Calendar so we have some...I have no idea what
9. Senate Bill 389 does, or what the amendment does, or anything else.

10. PRESIDENT:

11. Yes, you are absolutely right, it should appear on the Calendar for
12. one day before it is called. That is why I told you the rules would
13. have to be suspended. Senator Davidson, let's just take it out of the
14. record. Put it on the Calendar. We can do it Monday.

15. SENATOR BUZBEE:

16. Thank you.

17. PRESIDENT:

18. Secretary's Desk. Take it out of the record. Secretary's Desk.
19. House Bills on 1st reading. House Bill 78, Senator Berning.

20. SECRETARY:

21. House Bill 78.

22. (Secretary reads title of bill)

23. 1st reading of the bill.

24. PRESIDENT:

25. House Bill 447, Senator Dougherty. Pardon me. House Bill 90,
26. Senator Ozinga.

27. SECRETARY:

28. House Bill 90.

29. (Secretary reads title of bill)

30. 1st reading of the bill.

31. PRESIDENT:

32. House Bill 447, Senator Dougherty.

33. SECRETARY:

34. House Bill 447.

35. (Secretary reads title of bill)

1. 1st reading of the bill.
2. PRESIDENT:
3. House Bill 506, Senator Kenneth Hall.
4. SECRETARY:
5. House Bill 506.
6. (Secretary reads title of bill)
7. 1st reading of the bill.
8. PRESIDENT:
9. House Bill 621, Senator Joyce.
10. SECRETARY:
11. House Bill 621.
12. (Secretary reads title of bill)
13. 1st reading of the bill.
14. PRESIDENT:
15. House Bill 635, Senator Davidson.
16. SECRETARY:
17. House Bill 635.
18. (Secretary reads title of bill)
19. 1st reading of the bill.
20. PRESIDENT:
21. House Bill 772, Senator Carroll.
22. SECRETARY:
23. House Bill 772.
24. (Secretary reads title of bill)
25. 1st reading of the bill.
26. PRESIDENT:
27. House Bill 1070, Senator Savickas.
28. SECRETARY:
29. House Bill 1070.
30. (Secretary reads title of bill)
31. 1st reading of the bill.
32. PRESIDENT:
33. House Bill 1082, Senator Mitchler.

1. SECRETARY:
2. House Bill 1082.
3. (Secretary reads title of bill)
4. 1st reading of the bill.
5. PRESIDENT:
6. House Bill 1299, Senator Knuppel.
7. SECRETARY:
8. House Bill 12...1299.
9. (Secretary reads title of bill)
10. 1st reading of the bill.
11. PRESIDENT:
12. House Bill 1531, Senator Savickas.
13. SECRETARY:
14. House Bill...
15. PRESIDENT:
16. 1531. House Bill 1465, Senator Harber Hall.
17. SECRETARY:
18. House Bill 1465.
19. (Secretary reads title of bill)
20. 1st reading of the bill.
21. PRESIDENT:
22. House Bill 1486, Senator Latherow.
23. SECRETARY:
24. House Bill 1486.
25. (Secretary reads title of bill)
26. 1st reading of the bill.
27. PRESIDENT:
28. House Bill 1531, Senator Savickas.
29. SECRETARY:
30. House Bill 1531.
31. (Secretary reads title of bill)
32. 1st reading of the bill.
33. PRESIDENT:

1. House Bill 1534, Senator Savickas.
2. SECRETARY:
3. House Bill 1534.
4. (Secretary reads title of bill)
5. 1st reading of the bill.
6. PRESIDENT:
7. House Bill 1590, Senator Brady.
8. SECRETARY:
9. House Bill 1590.
10. (Secretary reads title of bill)
11. 1st reading of the bill.
12. PRESIDENT:
13. House Bill 1623, Senator Brady.
14. SECRETARY:
15. House Bill 1623.
16. (Secretary reads title of bill)
17. 1st reading of the bill.
18. PRESIDENT:
19. House Bill 1624, Senator Brady.
20. SECRETARY:
21. House Bill 1624.
22. (Secretary reads title of bill)
23. 1st reading of the bill.
24. PRESIDENT:
25. House Bill 1706, Senator Nimrod.
26. SECRETARY:
27. House Bill 1706.
28. (Secretary reads title of bill)
29. 1st reading of the bill.
30. PRESIDENT:
31. Senate Bills on 2nd reading. Senator Bell, for what purpose do
32. you arise?
33. SENATOR BELL:

1. A point of inquiry and parliamentary procedure. Reference to
2. Senate Bill 231 that's on 2nd reading, I would like to assume prime
3. sponsorship of that bill. I talked to the present prime sponsor,
4. Senator Roe, and I have his concurrence in that, is this the appropriate
5. time for me to ask to be made the principal sponsor.

6. PRESIDENT:

7. Yes, it is Senator. Senator Bell seeks leave to become the prime
8. sponsor of Senate Bill 231, with the approval and approbation of its
9. now prime sponsor...sponsor, Senator Roe. Is there leave? Leave is
10. granted. The Calendar will show you as the prime sponsor. Senate
11. Bills on 2nd reading. Senate Bill 32, Senator Graham.

12. SECRETARY:

13. Senate Bill 32.

14. (Secretary reads title of bill)

15. 2nd reading of the bill. No committee amendments.

16. PRESIDENT:

17. Senator Graham.

18. SENATOR GRAHAM:

19. Page. I have an amendment from the Floor, Mr. President. I'm...
20. I'm sure you can't hear me, but I have an amendment...

21. PRESIDENT:

22. No, it's very difficult, Senator, everybody here is very, very,
23. important and everybody...

24. SENATOR GRAHAM:

25. Maybe we should wait awhile, huh.

26. PRESIDENT:

27. Yeah, probably that's the way to go. If I could get Senator...

28. SENATOR GRAHAM:

29. I have a caucus right behind me here.

30. PRESIDENT:

31. ...Donnewald and Senator Philip from behind you there, perhaps we
32. might be able to reasonably extract some order from this discombobulating
33. group. Senator Graham.

1. SENATOR GRAHAM:

2. This amendment to Senate Bill 32 is a very simple amendment. Changes
3. on page six the Legislative Advisory Committee to this shall meet with
4. the commission, quarterly. It spells out the...Advisory Committee how
5. often they meet with the commission. It spells it out quarterly. I
6. think this is an amendment that was suggested in Judiciary Committee,
7. anyway I got it.

8. PRESIDENT:

9. Senator Netsch.

10. SENATOR NETSCH:

11. Mr. Chairman, has the amendment been distributed? I cannot find a
12. copy of it on my desk.

13. SENATOR GRAHAM:

14. We will get it distributed to you right pronto, Senator Netsch.

15. SENATOR NETSCH:

16. I cannot hear you, Senator Graham.

17. SENATOR GRAHAM:

18. I know, I can't hear you either...

19. PRESIDENT:

20. A just a moment...just a moment. Will the gentleman...Senator
21. Savickas and the gentleman there, would you move out a little bit so
22. that we can hear here now, this is...

23. SENATOR GRAHAM:

24. Senator Netsch, I'm sending one over by Senator Weaver.

25. SENATOR NETSCH:

26. Has it been distributed to all members of the Senate?

27. SENATOR GRAHAM:

28. It's being done, Senator. I didn't know who's...

29. SENATOR NETSCH:

30. Thank you. I would prefer not to vote on it until I see the
31. amendment.

32. SENATOR GRAHAM:

33. I can't get a Page and I can't hear what's going on, and I can't

1. get the amendments distributed.

2. PRESIDENT:

3. Special delivery having been delivered. Senator Rock.

4. SENATOR ROCK:

5. Senator Graham, we have a note in the file that there was a...an
6. amendment required, that apparently was agreed to in committee. I
7. do not sit on that committee, but it was with respect to page 3, lines
8. 32 and 33. And also with respect to sections...well, it's the same
9. Section, 604, with respect to the protection, if any, afforded to
10. home rule units.

11. PRESIDENT:

12. Senator Graham.

13. SENATOR GRAHAM:

14. I don't have that amendment here, I...

15. SENATOR ROCK:

16. No, I...I don't either, that's what I'm saying. We've got a note
17. that it was indicated that somebody...

18. SENATOR GRAHAM:

19. I would like to adopt this amendment while I have it and leave
20. the bill on 2nd reading, if that's your desire Senator, and consider
21. your amendment. I'd just like to get some of this paper off my desk.

22. SENATOR ROCK:

23. I have no quarrel with that.

24. SENATOR GRAHAM:

25. Pardon, move it to 3rd reading after and I'll bring it back either
26. way.

27. PRESIDENT:

28. Any further...any further discussion on Amendment No. 1? The
29. question is shall Amendment No. 1 to Senate Bill 32 be adopted. All
30. in favor will say Aye. Hold on. Senator Rock.

31. SENATOR ROCK:

32. Well I...I'm just looking at a copy of the bill and it appears that
33. it may not be in proper form. Now, there..you know there's sense in adopting

1. if Enrolling and Engrossing is going to kick it back and send it back
2. to us anyway.

3. PRESIDENT:

4. Senator Graham.

5. SENATOR GRAHAM:

6. Well, my legal advice advised me it is in proper form and I've
7. told both Senator Daley and Senator Netsch and others who are interested.
8. Senate...Mr. President, I don't feel like wasting my time and I am.

9. PRESIDENT:

10. Well, just a minute, Senator. Will all not entitled to the Floor,
11. please leave the Floor? Will the members be in their seats?

12. SENATOR GRAHAM:

13. This amendment and others, Senator Rock, Daley, Netsch, et al. This
14. amendment was recommended to me by our legal aid. I have no disposition
15. to try to hurry this bill through, I only suggest that this may be
16. a proper amendment and I suggest that I would like to get this stack
17. of amendments off of my desk. I have no intention, no intention, period,
18. of trying to get this very important bill out of this Senate until it's
19. ready to go. I may not agree with Senator Netsch on everything, but
20. I think we may cooperatively contribute to the passage of this legislation,
21. because it is very important if we believe that the Legislature should
22. be looking over the shoulders of those people who are appointed by the
23. Executive Branch and with that thought in mind, I would like to move
24. the adoption of the amendment. If it needs some correction, we'll do
25. it, but I move its adoption.

26. PRESIDENT:

27. Any further discussion? The question is shall Amendment No. 1
28. to Senate Bill 32 be adopted. All in favor will say Aye. Opposed Nay.
29. The Ayes have it, the amendment is adopted. Now, Mister Senator Graham.

30. SENATOR GRAHAM:

31. If it's agreeable with Senator Daley and he said, he just came by;
32. if you want to move this bill up to 3rd reading, I would be perfectly
33. willing to move it back at any time, as the Senators know, and I think

1. that they realize my word and in that respect is good.

2. PRESIDENT:

3. On that agreement, 3rd reading. Senate Bill 508; Senator Knuppel.

4. Pardon me, for what purpose does Senator Vadalabene arise?

5. SENATOR VADALABENE:

6. Yes, thank you Mr. President and members of the Senate. On a point
7. of personal privilege.

8. PRESIDENT:

9. State your point.

10. SENATOR VADALABENE:

11. To...right behind me in the Gallery is the 6th Grade Class of Granite
12. City School. I'd like for them to rise and their teachers for...to be
13. recognized. Thank you, Mr. President.

14. PRESIDENT:

15. For what purpose does Senator Morris arise?

16. SENATOR MORRIS:

17. Mr. President, I would like the record to show that Senator Joyce
18. is not here today. He is ill and he returned to Kankakee last evening
19. and he's having some tests done and hopefully he'll be back with us
20. on Monday and I'd like the record to show that.

21. PRESIDENT:

22. The record will so reflect. And I might say to the members, the
23. Secretary has indicated to me that we might refer to the Gallery this
24. way as the South Gallery and this one, as the President's Gallery. Rather
25. than, there are persons to my rear and expressions of that nature. Senate
26. Bill 520, Senator Carroll. Oh, I'm sorry, 508. Read the bill.

27. SECRETARY:

28. Senate Bill 508.

29. (Secretary reads title of bill)

30. 2nd reading of the bill. No committee amendments.

31. PRESIDENT:

32. Any amendments from the Floor? 3rd reading. Oh, pardon me, Senator
33. Rock. Did you desire recognition? 3rd reading. Senate Bill 520, Senator

1. Carroll.
2. SECRETARY:
3. Senate Bill 520.
4. (Secretary reads title of bill)
5. 2nd reading of the bill. No committee amendments.
6. PRESIDENT:
7. Any amendments from the Floor? 3rd reading. Senate Bill 521,
8. Senator Carroll.
9. SECRETARY:
10. Senate Bill 521.
11. (Secretary reads title of bill)
12. 2nd reading of the bill. No committee amendments.
13. PRESIDENT:
14. Any amendments from the Floor? 3rd reading. Senate Bill 800,
15. Senator Graham.
16. SECRETARY:
17. Senate Bill 800.
18. (Secretary reads title of bill)
19. 2nd reading of the bill. The Committee on Local Government offers one
20. amendment.
21. PRESIDENT:
22. Senator Graham.
23. SENATOR GRAHAM:
24. Mr. President, and members of the Senate. The day in Local Government
25. that this amendment was proposed by the former mayor of Inverness, I had
26. to leave and go to Executive Committee. I have been told by our staff
27. aid that an incorrect amendment was adopted. I am, therefore, moving to
28. Table, ask leave to Table Amendment No. 1 was adopted to Senate Bill 800
29. and move to adopt, after the Tabling, Amendment No. 2 from the Floor.
30. PRESIDENT:
31. Senator Graham moves to Table Committee Amendment No. 1 to Senate
32. Bill 800. All in favor will say Aye. Opposed Nay. That amendment is
33. Tabled. Senator Graham now offers Amendment No. 1...No. 2, I am sorry.

1. Amendment No. 2. Do you desire to explain the amendment? Senator Graham.

2. SENATOR GRAHAM:

3. What this bill was intended to do, originally, was the...the Barrington
4. area of council of governments or others that are engaged and involved in
5. area planning of their communities, for them to be in a position to have
6. an alternate attend the meetings that the directors of this Bay-Cog
7. unit, I'm speaking in my own area, would be be able to attend. They...it
8. gives them a choice of having an alternate go and express the desires
9. of their appointing officer if this alternate, and this is important,
10. and...and I want to be sure that this bill when it moves to 3rd we have
11. it ready in the proper form, that this alternate must be an elected
12. officer. An elected official. It doesn't give a mayor or a member a
13. right to appoint a village manager or somebody to go do his bidding.
14. The man he sends as an alternate, must be elected officer. We are
15. deleting their responsibility or powers insofar as zoning and planning
16. is concerned and make this only advisory. I'm sure that it's in the proper
17. form now and if there are any suggestions later on, we'll get it in
18. proper form. The only thing I want to do, was have an alternate and
19. have him be an elected official. I move the adoption of Amendment No. 2.

20. PRESIDENT:

21. Any further discussion of this amendment? Senator Graham moves the
22. adoption of Amendment No. 2 to Senate Bill 800. All in favor will say
23. Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any
24. further amendments? 3rd reading. Senate Bill 863, Senator Wooten.

25. SECRETARY:

26. Senate Bill 863.

27. (Secretary reads title of bill)

28. 2nd reading of the bill. The Committee on Education offers one amend-
29. ment.

30. PRESIDENT:

31. Senator Wooten.

32. SENATOR WOOTEN:

33. This is the amendment we discussed yesterday to provide an optional

1. review by the Board of Education of actions taken by the Teacher's
2. Certification Board. After we adopt this amendment, I have a technical
3. amendment which adds the numbers of this section to the preamble. But
4. I would move the adoption of this committee amendment.

5. PRESIDENT:

6. Senator Soper.

7. SENATOR SOPER:

8. Well, I...I don't have the amendment on my desk. I'd like to know
9. what I'm voting on.

10. PRESIDENT:

11. It's a committee amendment.

12. SENATOR SOPER:

13. Well, isn't he supposed to distribute the amendment. No.

14. PRESIDENT:

15. No.

16. SENATOR SOPER:

17. Okay, I'll go blind. I'll be like a...mole.

18. PRESIDENT:

19. Senator Glass.

20. SENATOR GLASS:

21. Well, I...I was going to...if Senator Wooten's going to offer
22. another amendment, I'd like to see a copy of that...if we might. I...
23. and would you again repeat what this amendment does, I'm sorry, Senator
24. Wooten.

25. SENATOR WOOTEN:

26. Yes, this gives those people petitioning the State Certification
27. Board an additional review. In other words, if the Certification Board
28. turns down a proposed educational plan or...or a music certification
29. course, then they have something they did not have before, a...an
30. additional review. They can ask the State Board of Education to review
31. the matter so they have additional course of regress. This was some-
32. thing that the teacher colleges requested, public and private, and we
33. were glad to add the amendment to the bill, just to accede to their

1. request.

2. PRESIDENT:

3. Senator Savickas.

4. SENATOR SAVICKAS:

5. We are not going to vote on this amendment now, or hear it now, are
6. we, until it's printed? As the rules call and be placed on our desk.
7. Cause I would object to that procedure. If we do not have the amend-
8. ments on our desk in front of us, as the rules call for, I would object
9. to hearing any movement on this.

10. PRESIDENT:

11. Senator Wooten.

12. SENATOR WOOTEN:

13. Senator, if we're to embark on that course, all committee amendments
14. must be printed and distributed. I'm as agreeable as the next person,
15. but I will not be singled out as the only one required to meet that. We
16. have not required it thus far, and if you mean from this point on, we
17. insist on that, I will join you in making that request.

18. PRESIDENT:

19. Senator Savickas, I would only point out that if we stick to that
20. course of action, we're going to have some real difficulties in terms
21. of being able to hear all our bills. Now, certainly before any bill is
22. passed on 3rd reading, those amendments which have been offered, will
23. be on the member's desk.

24. SENATOR SAVICKAS:

25. Well, no Sir...

26. PRESIDENT:

27. The bill in its completed form will be on the desk prior to 3rd
28. reading.

29. SENATOR SAVICKAS:

30. Well, Senator I object to these proxy sponsorship of amendments,
31. when we don't have them in front of us. I don't think it's proper that
32. if we are going to vote and judge on this legislation as amended, that
33. we should have the opportunity as Legislators, to see the amendment

1. here, to vote it up or down, before the final reading, before final
2. passage. And...

3. PRESIDENT:

4. But that's what we do, before final passage.

5. SENATOR SAVICKAS:

6. Well, I would object not having the amendment here on my desk.

7. PRESIDENT:

8. For what purpose does Senator Nudelman arise?

9. SENATOR NUDELMAN:

10. I would support Senator Savickas's argument by pointing out some-
11. thing which occurred on another bill, which in fact we do have on our
12. desks, and I think shows the importance of having amendments. There
13. is section...there is Senate Bill 231 sponsored by Senator Roe, which
14. deals specifically with increasing the penalty for kidnapping. And it
15. was made a Class 2 felony, rather than a Class 3. I find on my desk
16. this morning an amendment to Senate Bill 231, which now changes the
17. whole concept of the bill. No longer deals with kidnapping and now is
18. a whole three or four or five page bill on...on increasing, making certain
19. prison sentences mandatory, etc., etc., etc....

20. PRESIDENT:

21. Just a moment, Senator. For what purpose does Senator Rock arise?

22. SENATOR ROCK:

23. Under discussion is Senate Bill 863, not Senate Bill 231, we will
24. get to Senate Bill 231 in due course. 863 is the question, and only
25. 863.

26. PRESIDENT:

27. Senator Nudelman.

28. SENATOR NUDELMAN:

29. I beg to differ with Senator Rock. We are discussing the problem
30. of procedure under rules, and I am making a point about procedure under
31. rules. Senator Roe has...has put in a...an amendment which does every-
32. thing...

33. PRESIDENT:

1. Senator Rock.

2. SENATOR ROCK:

3. As a matter of fact, if the Senator had been on the Floor, he would
4. have known that Senator Bell asked leave to be shown as the chief sponsor
5. and that's Senator Bell's amendment, not Senator Roe's amendment. The
6. fact of the matter is that Senate Bill 231 is not under consideration
7. and I object.

8. PRESIDENT:

9. Senator, I would also point out that there is a difference between
10. the rules or the custom with reference to committee amendments in con-
11. tradistinction to Floor amendments. Committee amendments are not
12. printed. We are asked to adopt or reject them on the Floor. Those
13. amendments offered from the Floor are in fact printed and should be
14. printed and circulated. So there is a basic difference. We're talking
15. about a committee amendment as opposed to a Floor amendment. Now, if
16. you're going to...there's no necessity, there's never been any necessity
17. for printing committee amendments and circulating them. The explanation
18. is made, the members of the committee are extensively present here, and
19. there can be no chance of anyone doing anything untoward with reference
20. to that amendment. Now we're talking about committee amendments and
21. not Floor amendments. There is a difference, and I wish we could get
22. that difference pointed out here. ... (Machine cut-off)...Savickas,
23. did you have something else?

24. SENATOR SAVICKAS:

25. Well, yes, the committee does not speak for the whole Senate, it's
26. just their idea, and I would persist in having these amendments printed
27. and on our disk so that we can compare them into the book.

28. PRESIDENT:

29. Well now Senator, about you know, the percentage of committee amend-
30. ments that are rejected or accepted, differs from committee to committee.
31. Now to insist that all committee amendments be printed, with many of
32. them never being acted on upon the Floor, I think is just a little un-
33. reasonable. Now you...you are a Senator, you are elected. But I would

1. never...that has never been the custom and I think it's unreasonable.
2. Senator Wooten.
3. SENATOR WOOTEN:
4. As I indicated to Senator Savickas, I move the adoption of Committee
5. Amendment No. 1. If there is objection, I understand and accept that
6. objection, but I will maintain that that objection will be carried out
7. on every bill.
8. PRESIDENT:
9. Will you explain the amendment. That is why the Chair asks...
10. SENATOR WOOTEN:
11. All right, be glad to.
12. PRESIDENT:
13. ...for explanations of...committee amendments.
14. SENATOR WOOTEN:
15. Explain...explain the...today.
16. PRESIDENT:
17. Because there are members...there are at least twelve other people
18. on this Floor who are aware of what the amendment does if it's a com-
19. mittee amendment.
20. SENATOR WOOTEN:
21. Yes.
22. PRESIDENT:
23. We asked for explanations of the committee amendment. We asked
24. for further discussion on the amendment. There is ample opportunity
25. to discuss, and dissect, cogitate and debate any amendment that is
26. offered on the Floor. Explain the amendment. Senator Rock.
27. SENATOR ROCK:
28. I wonder if the Senator would be kind enough to take this out of
29. the record. Our file indicates that the amendment that he is wishing
30. to adopt, contains several technical errors, and rather than have it
31. kicked back by Enrolling and Engrossing, why don't we just try to
32. correct it before we adopt it.
33. PRESIDENT:

1. Senator Wooten.

2. SENATOR WOOTEN:

3. I believe...are you referring to the problem of inserting the
4. sections in the preamble, Senator. I'm aware of that, and have a
5. Floor Amendment to add those two numbers. If there are additional
6. technical errors, of course, I will accede to your request.

7. PRESIDENT:

8. Senator Rock. Is that the one you referred to?

9. SENATOR ROCK:

10. There...there are more than one technical drafting flaws. Okay.

11. PRESIDENT:

12. Senator Wooten.

13. SENATOR WOOTEN:

14. No problem, take it out of the record then.

15. PRESIDENT:

16. Take it out of the record. Senator Savickas.

17. SENATOR SAVICKAS:

18. Senator, is this the ruling then of the Chair that committee amend-
19. ments do not have to be printed.

20. PRESIDENT:

21. Unless the rule is complied with, with the requisite number of
22. Senators making such a request, that is the ruling. Senate Bill 879,

23. Senator Fawell.

24. SECRETARY:

25. Senate Bill 879.

26. (Secretary reads title of bill)

27. 2nd reading of the bill. No committee amendments.

28. PRESIDENT:

29. Any amendment...

30. SECRETARY:

31. One...one Floor Amendment offered by Senator Fawell.

32. PRESIDENT:

33. Senator Fawell.

1. SENATOR FAWELL:
2. Mr. President, and members of the Senate. This is a non...non-
3. substantive, in the sense that it...it tempts to make the procedure
4. of the Independent Advisory Hearing Board clearer. It does not, however,
5. change the substance of the bill. The bill was...did not set forth the
6. procedure of the appointment of the three hearing officers, and I...I
7. move the adoption of Amendment No. 1.
8. PRESIDENT:
9. Any further discussion on the amendment? The question is shall
10. Amendment No. 1 to Senate Bill 879 be adopted. All in favor will say
11. Aye. Opposed Nay. Senator Buzbee.
12. SENATOR BUZBEE:
13. Point of personal privilege, Mr. President.
14. PRESIDENT:
15. Let me finish this, please.
16. SENATOR BUZBEE:
17. I'm sorry.
18. PRESIDENT:
19. The Ayes have it, the amendment is adopted. Any further amendments?
20. 3rd reading. Senator Buzbee.
21. SENATOR BUZBEE:
22. Point of personal privilege. Have a group of children from the
23. Lincoln Junior High this afternoon in the South Gallery. I'd like to
24. have them raise...to stand and be recognized by the...by the Senate.
25. PRESIDENT:
26. Senate Bill 970, Senator Lane.
27. SECRETARY:
28. Senate Bill 970.
29. (Secretary reads title of bill)
30. 2nd reading of the bill. The Committee on Public Health, Welfare and
31. Corrections offers one amendment.
32. PRESIDENT:
33. Senator Lane.

1. SENATOR LANE:

2. The...the amendment just simply...revises the representation. It
3. eliminates a couple of the nursing associations and puts on public
4. members.

5. PRESIDENT:

6. Any further discussion on the amendment. Senator Lane moves the
7. adoption of Senate...of Amendment No. 1 to Senate Bill 970. All in
8. favor will say Aye. Opposed Nay. The Ayes have it. The amendment
9. is adopted. Senate Bill 986, Senator Graham. Just a moment. Any
10. further amendments? 3rd reading. Senate Bill 986, Senator Graham.
11. Hold it...hold that...take it out of the record. Senate Bill 1013,
12. Senator Fawell, Senate Bill 1056, Senator Kosinski.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Read the bill.

15. SECRETARY:

16. Senate Bill 1056.

17. (Secretary reads title of bill)

18. 2nd reading of the bill. No committee amendments.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Any amendments from the Floor? 3rd reading. 1032, Senator Egan.

21. Read the bill.

22. SECRETARY:

23. Senate Bill 1032.

24. (Secretary reads title of bill)

25. 2nd reading of the bill. No committee amendments.

26. PRESIDENT:

27. Any amendments from the Floor? Senator Egan.

28. SENATOR EGAN:

29. I have an amendment, Mr. President and members of the Senate.
30. The amendment restores the lid for relocation for fifteen thousand
31. dollars, but allows the Secretary at his option, to increase that
32. sum, if necessary. There have been about forty-one similar cases
33. since the relocation program began, 1969, costing a total amount of

1. only forty thousand dollars. It's not anticipated that this will cost
2. very much for the next few years, but it's necessary insofar as those
3. few cases which arise, that the need is there to increase the...the re-
4. location sum above the limit of fifteen thousand. I would move its
5. adoption.

6. PRESIDENT:

7. Any further discussion on the amendment? Senator Egan moves the
8. adoption of Amendment No. 1 to Senate Bill 1032. All in favor say
9. Aye. Opposed Nay. The amendment is adopted. Any further amendments?
10. 3rd reading. 1066, Senator Berning. ...Battle of Hastings.

11. SECRETARY:

12. Senate Bill 1066.

13. (Secretary reads title of bill).

14. 2nd reading of the bill. No committee amendments.

15. PRESIDENT:

16. Any amendments from the Floor? Senator Carroll.

17. SENATOR CARROLL:

18. There is an amendment on the Secretary's Desk, Mr. President.

19. SECRETARY:

20. One...one Floor Amendment offered by Senator Carroll.

21. PRESIDENT:

22. Senator Carroll may explain the amendment.

23. SENATOR CARROLL:

24. Thank you, Mr. President. This was an amendment agreed to in com-
25. mittee with Senator Berning and the Committee on Revenue, and it states
26. that the Energy Resources Commission shall give notice of the certifi-
27. cation of the value of the solar energy system to the County Assessor,
28. Supervisor of Assessments or Board of Assessors, as the case may be,
29. where the property is located. It gives the local assessment to the
30. local assessor. I move the adoption of the amendment.

31. PRESIDENT:

32. Just one moment.

33. SENATOR CARROLL:

1. Amendment No. 2.

2. PRESIDENT:

3. The...the Secretary has found a Committee Amendment, which would
4. of course be Amendment No. 1.

5. SECRETARY:

6. Right.

7. PRESIDENT:

8. We will first adopt it...then incorporate by reference your
9. remarks on this amendment, which would be Amendment No. 2. You're
10. offering a Floor Amendment are you?

11. SENATOR CARROLL:

12. Yes, I'm not sure what the Committee Amendment was though.

13. PRESIDENT:

14. Read the...read the Committee Amendment.

15. SECRETARY:

16. (Secretary reads Committee Amendment)

17. PRESIDENT:

18. We are now moving, Senator Berning is moving, the adoption of the
19. Committee Amendment to Senate Bill 1066. This is Amendment No. 1. All
20. in favor of the adoption of that amendment say Aye. Opposed Nay. The
21. amendment is adopted. Now, Senator Carroll has offered Amendment No. 2
22. from the Floor. They have discussed that amendment. Is there any further
23. discussion on Amendment No. 2? Senator Carroll moves the adoption of
24. Amendment No. 2. All in favor will say Aye. Opposed Nay. Amendment
25. No. 2 is adopted. Are there any further amendments? 3rd reading. Senator
26. Buzbee. Before you...Senator Buzbee, I'd just like to say that 1066 has
27. always caused trouble in the world. That was the day of the Battle of
28. Hastings. Senator Buzbee.

29. SENATOR BUZBEE:

30. Thank you, Mr. President, I take your admonition and will fight it
31. along with your others that I have collected. I would like to introduce
32. the other half of the Lincoln Junior High School Class from Carbondale
33. to the Gallery, in the Gallery facing the President, which I believe is

1. in the Southeast corner of the Chamber. I'd like to have them stand
2. and be recognized.

3. PRESIDENT:

4. Senate Bill 1120, Senator Donnewald.

5. SECRETARY:

6. Senate Bill 1120.

7. (Secretary reads title of bill)

8. 2nd reading of the bill. No committee amendments. One Floor Amendment
9. offered by Senator Donnewald.

10. PRESIDENT:

11. Senator Donnewald.

12. SENATOR DONNEWALD:

13. This amendment is strictly clean-up language. It does not provide
14. for any increase. But when the bill was drawn, the twelve thousand
15. dollars allowed had not been printed in the statutes. This amendment
16. correctly puts the bill in form the best rule making power in the
17. Senate Operations Commissions. It also provides that the Act become
18. law upon the signature of the Governor. I move for its adoption.

19. PRESIDENT:

20. Any further discussion? Senator Donnewald moves the adoption of
21. Amendment No. 1 to Senate Bill 1120. All in favor will say Aye. Opposed
22. Nay. The amendment is adopted. Any further amendments? 3rd reading.
23. Senator Buzbee, I don't want to be the one to tell you that that's the
24. Southwest, not Southeast Gallery. Senate Bill 1131, Senator Vadalabene.
25. Oh, pardon me, Senator Donnewald. Oh, 1121, I'm sorry. Read the bill.

26. SECRETARY:

27. Senate Bill 1121.

28. (Secretary reads title of bill)

29. 2nd reading of the bill. No committee amendments. One Floor Amendment
30. offered by Senator Donnewald.

31. PRESIDENT:

32. Senator Donnewald.

33. SENATOR DONNEWALD:

1. ... (Machine cut-off)... this amendment provides that the bill become
2. effective upon signature. I move its adoption.
3. PRESIDENT:
4. Any further discussion? Senator Donnewald moves the adoption of
5. Amendment No. 1 to Senate Bill 1121. All in favor will say Aye. Opposed
6. Nay. The Ayes have it. The amendment is adopted. Any further amendments?
7. 3rd reading. Senator Buzbee.
8. SENATOR BUZBEE:
9. Mr. President, under your expert guidance, I'm sure that some day
10. eventually I will learn my way around here and learn East from West and
11. up from down. Thank you.
12. PRESIDENT:
13. And Aye from Present. Senate Bill 1131, Senator Vadalabene.
14. SECRETARY:
15. Senate Bill 1131.
16. (Secretary reads title of bill)
17. 2nd reading of the bill. No committee amendments.
18. PRESIDENT:
19. Any amendments from the Floor? 3rd reading. Senate Bill 1141,
20. Senator Vadalabene.
21. SECRETARY:
22. Senate Bill 1141.
23. (Secretary reads title of bill)
24. 2nd reading of the bill. No committee amendments.
25. PRESIDENT:
26. Any amendments from the Floor? 3rd reading. Senate Bill 1255,
27. Senator Knuppel.
28. SECRETARY:
29. Senate Bill 1255.
30. (Secretary reads title of bill)
31. 2nd reading of the bill. No committee amendments.
32. PRESIDENT:
33. Any amendments from the Floor? 3rd reading. Senate Bill 1282,

1. Senator Vadalabene.
2. SECRETARY:
3. Senate Bill 1282.
4. (Secretary reads title of bill)
5. 2nd reading of the bill. The Committee on Pensions, Personnel and
6. Veterans Affairs offers one amendment.
7. PRESIDENT:
8. Senator Vadalabene. The amendment...Committee Amendment...explain
9. it please. Read the amendment, please.
10. SECRETARY:
11. (Secretary reads Committee Amendment)
12. PRESIDENT:
13. Any further discussion of the amendment? Senator Vadalabene moves
14. the adoption of Amendment No. 1 to Senate Bill 1282. All in favor will
15. say Aye. Opposed Nay. The amendment is adopted. Any further amend-
16. ments? 3rd reading. Senate Bill 1468, Senator Glass.
17. SECRETARY:
18. Senate Bill 1468.
19. (Secretary reads title of bill)
20. 2nd reading of the bill. No committee amendments.
21. PRESIDENT:
22. Any amendments from the Floor? 3rd reading. Nobody...I...are there
23. any amendments from the Floor? Yes, there is an amendment.
24. SECRETARY:
25. One Floor Amendment offered by Senator Wooten.
26. PRESIDENT:
27. Senator Wooten.
28. SENATOR WOOTEN:
29. Mr. President and colleagues, there has been considerable discussion
30. about the purpose of this bill and the arguments have gone back and
31. forth about the need to develop energy resources, powers of BED, this
32. amendment represents a compromise worked out between BED and those
33. who had environmental concerns. To tell you very briefly, it says the

1. power of condemnation shall be exercised solely for the purposes of siding,
2. rights of way, easements appertinent to coal utilization, coal conver-
3. sion projects. The Department shall not exercise its powers of condem-
4. nation until it has used reasonable good faith efforts to acquire such
5. property before filing a petition for condemnation, and may thereafter
6. use such powers when it determines that such condemnation of property
7. rights is necessary to avoid unreasonable delay, or economic hardship.
8. And after June 30, 1985, the Department shall not exercise its power
9. of condemnation for a project which does not receive State or U.S.
10. Government funding. That's the meat of the amendment. The plain
11. fact is, that the principal project which is being...which is before
12. us, is one which does not require the use of eminent domain at all.
13. As I say, this is a compromise that has been worked out with Senator
14. Glass' knowledge. Copies have been distributed to all the members
15. and I would ask the adoption of this amendment.

16. PRESIDENT:

17. Senator Glass.

18. SENATOR GLASS:

19. Mr. President...a...as Senator Wooten has stated, this amendment has
20. been worked out and is acceptable to BED as well as the environmental
21. concerns. It is acceptable to me, and I would urge its adoption.

22. PRESIDENT:

23. Any further discussion on the amendment? Senator Fawell.

24. SENATOR FAWELL:

25. My...my apologies for not listening as well as I should have, but
26. the power...the limited power of eminent domain is granted to whom here?

27. PRESIDENT:

28. Senator Wooten or Glass would either of you care to answer the
29. question.

30. SENATOR GLASS:

31. Well, under the energy resources legislation, Senator Fawell, BED
32. is given the power of eminent domain. A number of concerns developed
33. over the unlimited, unlimited exercise of this power. So what the bill

1. does is limit the power of eminent domain. Bureau of Economic Develop-
ment.

2. PRESIDENT:

3. Any further discussion? The question is shall Amendment No. 1 to
4. Senate Bill 1468 be adopted. All in favor will say Aye. Opposed Nay.
5. Amendment is adopted. Any further amendments? 3rd reading. Senate
6. Bills on 3rd reading. Senate Bill 209, Senator Nimrod. Senate Bill 210,
7. Senator Wooten. Senate Bill 220, Senator Fawell. Senator Wooten.

8. SENATOR WOOTEN:

9. I'm sorry, I was standing right there when you called 210. I would
10. like to...leave of the Body to move Senate Bill 210 back to the order of
11. 2nd reading for the purpose of an amendment.

12. PRESIDENT:

13. Is there leave? Leave is granted.

14. SENATOR WOOTEN:

15. The amendment was circulated to desks yesterday, the Secretary has
16. copies. The practical effect of the amendment is to...first of all
17. I should say the bill concerns the...it grants the power to register
18. voters in their homes. It's a controversial subject, admittedly. What
19. this amendment does is something I discussed doing and simply didn't get
20. around to doing on 2nd reading, and that is amending out Cook County
21. and the City of Chicago. It was...that was my intention and that is
22. the purpose of the amendment, and it is before you now.

23. PRESIDENT:

24. Any further formal discussion on this amendment? Senator Davidson.

25. SENATOR DAVIDSON:

26. Mr. President, I would like to rise in opposition to this amendment,
27. because when we had this bill in Election and Reapportionment Committee
28. it was given to us by the sponsor of the bill that this was a necessary
29. item so that people could be appointed to register people in the home,
30. etc., etc.. Now, suddenly, fifty percent of the population in the
31. State of Illinois do not need this service. And if it's good for we
32. in Downstate, I know it would be good for people in Cook County and City
33.

1. of Chicago and I'm sure that they don't want to have the opportunity
2. of missing this excellent bill. It's a terrible bill in any shape,
3. but I'm...urge all of you to vote against this amendment cause if we
4. need to register them in the homes downstate, I know they've got to
5. register them in Cook County and the City of Chicago cause they got
6. more stair steps to climb up and down in some of those places.

7. PRESIDENT:

8. Senator Wooten.

9. SENATOR WOOTEN:

10. Mr. President, I offered this amendment because I said I would, and
11. of course it is up to the Senate itself to decide whether or not the
12. amendment will be adopted. I...I might mention that I have another
13. bill and the two in my mind dovetail rather neatly. They're going to
14. apply to precinct committeemen, but that is another bill, we must deal
15. with this one. It simply says you may register voters in their home.
16. This amendment takes out Cook County and Chicago. I move the adoption
17. of the amendment.

18. PRESIDENT:

19. Senator Fawell.

20. SENATOR FAWELL:

21. ...Senator Wooten, I have just one question.

22. PRESIDENT:

23. Just one minute. Senator Fawell.

24. SENATOR FAWELL:

25. Senator Wooten, you say the reason you're...you're presenting
26. this amendment is because you said you would present it. But, my
27. question is, do you believe in it? Is this your idea? Is this some-
28. thing that you want?

29. PRESIDENT:

30. Senator Wooten.

31. SENATOR FAWELL:

32. Do you believe that this is good government?

33. SENATOR WOOTEN:

1. Absolutely. I suppose it's going to be necessary for me to
2. make reference to SB 1036, because the two go together to achieve
3. one effect. Outside of Cook County the precinct committeemen are
4. elected by the people in Primary Elections. My hope would be that
5. those precinct committeeman could be named Deputy Registrars, and
6. that people could be registered in their homes. The situation is
7. quite different in Cook County where precinct committeemen are not
8. elected, and so that's why to conform this bill to my wishes of the
9. other, Cook County is eliminated. However, if Cook County wants
10. it, and if that side of the aisle wants the power to register voters
11. in their homes in Cook County, okay, but my bill 1036 is absolutely
12. limited to counties outside of Cook. My concern has always been
13. that we have the easiest possible means of registering voters, and
14. then I don't care if really how the district is shaped or all the
15. rest, as long as we have the maximum opportunity to register voters
16. and have them participate, then their judgments are okay with me.

17. PRESIDENT:

18. Senator Fawell.

19. SENATOR FAWELL:

20. Well, let me ask you then, still why the distinction. In one
21. area the precinct captains are appointed and in the other area the
22. precinct captains or we call them committeemen downstate are elected.
23. I still don't understand why that should make a difference. If your
24. concept that you are presenting here, which has some merit about re-
25. gistration in homes as I understand it, why should there be a dif-
26. ferentiation. I don't believe you've explained yourself yet, Senator.

27. PRESIDENT:

28. Senator, the Byzantine convolutions of my own mind sometimes
29. puzzle me, and I can understand how they would puzzle other people,
30. but this seems to be fairly straightforward. Precinct committeemen
31. downstate are elected, they are not elected in Cook County. That's
32. the distinction, and to me it seems a fairly important one. Plus
33. the fact, let me also tell you this that's kinda off the record, Cook

1. ...Cook County members on this side said, we are accused of all sorts
2. of shenanigans and we'd just as soon not have this on the books as
3. another weapon to beat us with. The publicity war is carried on and
4. we think unfairly. If we have this power, it's just going to be
5. another accusation of a shady practice, we'd just as soon not be
6. saddled with it. I thought that's a fairly straightforward statement
7. and I respect it. My intent was to make downstate elected precinct
8. committeemen deputy registrars and to give them the power to register
9. people in their precinct. That's exactly what I want, it's going to
10. take two steps to do it. This is step one.

11. PRESIDENT:

12. Senator Fawell, does that answer your question?

13. SENATOR FAWELL:

14. Well, I...I can only say, Senator Wooten, usually your explanations
15. are better than what I've heard this morning.

16. PRESIDENT:

17. Any further discussion? Senator Nimrod.

18. SENATOR NIMROD:

19. Yes...Mr. President, as long as Senator Wooten has mentioned 1036
20. just for a matter of information, he'd also agreed to bring that back
21. for amendment. And I just want him to know and everyone else to know
22. that that bill will have the amendment opportunity to include Cook
23. County. So, if you're thinking of making these uniform, when 1036
24. comes up again, we are going to have a chance to include Cook County
25. back in that bill. So, if you oppose this amendment then we'll have
26. a chance to include Cook County in 1036 also.

27. PRESIDENT:

28. Well, the Chair proposes to call 1036 next, because I think in these
29. instances, as I pointed out to Senator Moore this morning, Senator Don
30. Moore, where a bill of a series is called, we will call the entire
31. series because I think it's easier for the Body to follow it, it elim-
32. inates double debate on the same question and were going to call 1036
33. next. Any further discussion? ... (Machine cut-off)... Senator Davidson.

1. SENATOR DAVIDSON:

2. Senator Wooten... since you're working on an amendment, and we're
3. now working on an amendment, when you get this bill amended and back
4. to 3rd reading and when we have our amendment ready, would you do us
5. the courtesy of bringing it back to 2nd or leave it on 2nd until our
6. amendment is ready so we can make our attempt on the amendment and
7. you can either adopt it or reject it?

8. PRESIDENT:

9. Senator Wooten.

10. SENATOR WOOTEN:

11. Senator Davidson, it was my intention merely to amend this bill
12. today and not seek final action on it until some time next week,
13. possibly Tuesday. I figure that will give you ample opportunity
14. to prepare whatever amendments you have.

15. SENATOR DAVIDSON:

16. We can make the attempt. All I want to know is you'll bring
17. it back, return it, so we can make the attempt.

18. SENATOR WOOTEN:

19. I am in no mood to try to ram anything through without the
20. fullest possible debate.

21. PRESIDENT:

22. The answer is yes. The question is shall Amendment No. 1 to
23. Senate Bill 210 be adopted. All in favor will vote Aye. Opposed
24. will vote Nay. The voting is open. Have all voted who wish?
25. Take the record. ...this question the Ayes are 36, the Nays are
26. none. The amendment is adopted. ...Soper, for what purpose do
27. you arise?

28. SENATOR SOPER:

29. Verification of that roll call, please.

30. PRESIDENT:

31. Senator Soper desires a verification of the roll call. The
32. affirmative votes. Call the affirmative votes. The members be
33. in their seats.

1. SECRETARY:

2. The following voted in the affirmative: Bruce, Buzbee, Carrpll,
3. Chew, Course, Daley, Demuzio, Donnewald, Dougherty, Egan, Kenneth
4. Hall, Hickey, Hynes, Johns, Kosinski, Lane, McCarthy, Morris, Netsch,
5. Newhouse, Palmer, Rock, Romano, Saperstein, Savickas, Smith, Lemke,
6. Vadalabene, Welsh, Wooten, Mr. President.

7. PRESIDENT:

8. Let the record show where Saperstein appears, that it would be
9. Brady. Senator Johns on the Floor? Take him off the roll call.
10. Senator Egan on the Floor? He's here. Senator Newhouse is on
11. the Floor. What is the final vote? On that question, the Ayes are
12. 30, the Nays are 26. The amendment is adopted. Any further amend-
13. ments? 3rd reading. Senate Bill 1036, Senator Wooten. You do not
14. desire to call it. Fine. Senate Bill 220, Senator Fawell. Read the
15. bill.

16. SECRETARY:

17. Senate Bill 220.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDENT:

21. Senator Fawell.

22. SENATOR FAWELL:

23. Mr. President, if...with leave of the Senate, I would like to ask
24. that the Floor debate on 220 be deemed to suffice for 221 also. These
25. are identical bills. 220 pertains to the Park District Code and 221
26. pertains to the Municipal Code.

27. PRESIDENT:

28. Is there leave? Leave is granted.

29. SENATOR FAWELL:

30. This legislation...220...yes...

31. PRESIDENT:

32. We're...we're dealing with Senate Bill 220.

33. SENATOR FAWELL:

1. Yes, Senate Bill 220 and 221 are bills which remove the front
2. door referendum requirement for a special two cent levy, in order
3. to finance joint agreement programs for recreational needs of handi-
4. capped children. As a very practical matter in order for a program
5. such as this to be able to work, the cost involved insofar as the
6. joint agreements are concerned, the cost involved for the referendum
7. procedures, almost nulify the amount of the tax that can be acquired.
8. What we have therefore done, the Committee Amendment specifies that
9. no levy can be made until a public notice is published by the Park
10. District that's a part of the joint agreement. I frankly don't know of
11. any opposition to this. The Taxpayer's Federation has...has seen fit
12. now to endorse this legislation. It has the back-door referendum to
13. it and as I've indicated, no levy can be made unless there is publication
14. for at least a ten day period, and then you have to have a, then if
15. there is a...petition signed by fifteen percent of the voters or by
16. three hundred voters in the particular park district, then a referendum
17. is required. And I would hope that we can recognize that the mentally
18. retarded and the handicapped children have for a long time been ig-
19. nored insofar as recreational programs are concerned. And this is
20. something I think we should have long ago done because the park dis-
21. tricts really have not been able to expand their programs here. This
22. again, is only in circumstances of a joint agreement between several
23. park districts or several park districts and a municipality or several
24. municipalities.

25. PRESIDENT:

26. Senator Morris.

27. SENATOR MORRIS:

28. Would the sponsor yield to a question? Senator Fawell, how many
29. of these cooperative districts are there in Illinois?

30. SENATOR FAWELL:

31. I...I'm not sure, exactly, how many there are. I do know in North
32. Cook...Cook County and in the Northern Chicago suburban land area is
33. where these districts have...have arisen. There's been one basic

1. problem and that is the fact that you have let's say fourteen or
2. fifteen park districts that get together and a number are necessary
3. before you have the sufficient quantity to be able to have the ex-
4. cellence of program and so forth and so on. The problem of having
5. a specific referendum pass for a relatively small tax in each of
6. these districts, has really been the major stumbling block. The
7. joint agreements that are in being right now are under financed.
8. These are the kids that, you know, have really only what is barely left
9. over from the regular corporate fund levies. These districts, in effect,
10. haven't even, I don't believe really any of them have even attempted
11. to put together the...the referendum procedures, because it is just
12. so darn difficult to do, and expensive, I might add. Thank you.

13. PRESIDENT:

14. Senator Nimrod.

15. SENATOR NIMROD:

16. Yes, Mr. President and fellow Senators. I come from a district
17. which has this, main Niles district. We just had a referendum and
18. it was certainly overwhelmingly approved. I, however, find myself
19. in a real dilemma. I approve of the idea, but I think this is a
20. bad, bad procedure. What we're really doing is really taxing people
21. without a referendum and it's calling for a tax increase in the ten days
22. which are allowed is just an impossible task to acquire those kinds
23. of signatures. For example, in the main Niles complex, it would
24. mean that in ten days we would have to acquire thirty nine thousand,
25. seven hundred and fifty signatures. Now, that's practically an im-
26. possibility to do in that limited amount of time. I...I would strongly
27. suggest that this bill is a needed one, but if you really want to pass
28. it, you're serious about doing something, and giving the people a
29. chance to get off, I think you ought to take this bill back to second
30. reading and amend it and change the time element here to give the
31. people an opportunity to object to it. If you don't do that, then I
32. would have to strongly request that this is really taxation without
33. any kind of representation on the whole thing, and I think you'd be

1. destroying a good idea which is needed.

2. PRESIDENT:

3. Senator Clarke.

4. SENATOR CLARKE:

5. Mr. President, I just want to concur with Senator Nimrod. It's my
6. understanding that there are about twenty three different bills to elim-
7. inate or to pass without referendum tax increases on the people. Now, I
8. think that the new constitution provides that home rule units can do
9. this, and that's fine, but if we're going to go to this type of pro-
10. cedure for everybody, then it's a great departure from what we've
11. done in the past, and I think, I would concur, this should be amended
12. to a front door referendum or defeated.

13. PRESIDENT:

14. Senator Harber Hall. Any further discussion? Senator Daley.

15. SENATOR DALEY:

16. Mr. President, and fellow Senators. I was on the committee that
17. heard the testimony, as well as Senator Fawell's testimony in regards
18. to this bill. There are a number of people coming down from every
19. part of this State that are really interested in this concept in re-
20. gards to helping handicapped children and this is one way whereby we
21. can provide some...some impetus to the unfortunate people of our
22. State to help the handicapped children by a back door referendum in
23. regards to the park districts, I think it's a good bill and deserves
24. recognition.

25. PRESIDENT:

26. Any further discussion? Senator Mitchler.

27. SENATOR MITCHLER:

28. Mr. President and members of the Senate. What Senator Daley just
29. said is exactly why this bill is in. Now, I certainly am as in-
30. terested in the handicapped and the mentally retarded children as
31. the other Senators are, and I think we are all in the same position
32. on that, but to have them because you have a group of people interested
33. in a special group of citizens, no matter what it is, to come down and

1. be able to get a tax put on the people of an area, without referendum,
2. is wrong. Now, the next thing somebody will come down and they'll
3. want it for the baseball players, or somebody here, we all believe
4. in them too. But to have it without a referendum is wrong. If the
5. people of the area want this, then they can do it by a referendum,
6. and I...I...I'm surprised Senator Fawell, that you would try to go
7. the back door referendum route and cause a problem on the people, the
8. taxpayers that are going to pay this, just to protect a certain group
9. of people that want something.

10. PRESIDENT:

11. Any further discussion? Senator Fawell may close the debate.

12. SENATOR FAWELL:

13. Ladies and Gentlemen, the only point I'd like to make is that
14. these are children that have been left out of the corporate fund
15. long ago. When the corporate tax rates were first established, with-
16. out referendums, we didn't even think...that the retarded and the
17. handicapped even had any rights to education, to recreation, to anything.
18. We spend a great deal of money for Little League and swimming and all
19. the other activities for the kids who've got everything going for them.
20. And these are the kids who have been heretofore in the back rooms and
21. the basements and the attics. They've just begin to come into the light,
22. and all we're saying is what we...we should do now what we should have
23. done long ago, and that is to extend the corporate rate really, so that
24. by joint agreement only, we can have various park districts get to-
25. gether to begin to do something in a recreational nature for these
26. children. I'd appreciate your support. Thank you.

27. PRESIDENT:

28. The question is shall Senate...the question is shall Senate Bill
29. 220 pass. All in favor will vote Aye. The opposed will vote Nay.
30. The voting is open. Have all voted who wish? Have all voted who
31. wish? Take the record. On this question the Ayes are 30...motion
32. for verification. Who's offering the motion? Who offers the motion
33. for verification? Senator Nimrod. On the question the Ayes are 30

1. the Nays are 14, 2 Voting Present. Call the affirmative vote.

2. SECRETARY:

3. The following voted in the affirmative: Bell, Bloom, Carroll,
4. Chew, Course, Daley, Dougherty, Fawell, Glass, Hynes, Kosinski, Lane,
5. McCarthy, Mohr, Howard Mohr, Don Moore, Palmer, Roe, Ramano, Brady,
6. Savickas, Schaffer, Shapiro, Smith, Sommer, Soper, Lemke, Vadalabene,
7. Weaver, Welsh, Mr. President.

8. PRESIDENT:

9. Is Senator Shapiro within the well of the Senate? Take him off
10. the roll. Senator Howard Mohr is here. Senator Chew is right here.
11. On this question the Ayes are 29, the Nays are 14, the motion is
12. to postpone consideration. Do you desire to call the 221 or wait
13. until you call them together? Senate Bill 229, Senator Roe. Read
14. the bill.

15. SECRETARY:

16. Senate Bill 229.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDENT:

20. Senator Roe.

21. SENATOR ROE:

22. Mr. President, and Ladies and Gentlemen of the Senate. This is
23. a very simple bill. It creates the office of vice chairman to be
24. elected for two years, the same term that the Chairman of the County
25. Board is elected to and at the same time the vice chairman is to
26. serve in the...in the place of the chairman, when the chairman is
27. absent for meetings. This bill does not apply to Cook County, it
28. does not apply to Downstate Counties under commission form of govern-
29. ment and has been requested by various County Board Chaimen and
30. County Board members. There is no statutory authority at the present
31. time for a vice chairman and I would appreciate a favorable roll call
32. and be willing to answer any questions.

33. PRESIDENT:

1. Any further discussion? The question is shall Senate Bill 229
2. pass. All in favor vote Aye. Opposed will vote Nay. The voting
3. is open. Have all voted who wish? Take the record. On this
4. question the Ayes are 53, the Nays are none. Senate Bill 229 having
5. received a constitutional majority is declared passed. Senator
6. Buzbee.

7. SENATOR BUZBEE:

8. Mr. President, on a point of personal privilege. A...a rather
9. strange request. Not very often do Representative Weber Borchers and I
10. see eye to eye, but he came to me this morning with a request that
11. I...I make an announcement on the Floor of the Senate. As you know,
12. Representative Borchers is quite a historian and he has evidence, he
13. believes, that the original colonies, that there were not thirteen
14. colonies, but fourteen colonies, including the Illinois territory.
15. And he has done extensive research on this and in...in connection
16. with the Bicentennial Celebration, he intends to write an article and
17. in fact pass a resolution through the House concerning this. He has
18. asked for any Senators who have any French descent...in their ancestry,
19. that's not right, anybody who has any French blood, that he would like
20. to have them be shown, I...I'm going to take...allocution lessons
21. from you Mr. President, he would like to have them be shown as Senate
22. sponsors. And if you would give your names to me...and Representative
23. Borchers and I will see that your name is put on as the Senate sponsors
24. for this...for this Bicentennial thing. Thank you.

25. PRESIDENT:

26. Give him the name, "Parta", will you?

27. SENATOR BUZBEE:

28. What...what part of France are you...

29. PRESIDENT:

30. Southern France. While we're on the order of announcements, let
31. me announce to you that the Gold Coast Chamber Orchestra will have
32. its inaugural concert on Sunday, June 1st, at 3:30 in the afternoon
33. at Thorn Hall, which is at Northwestern University's Chicago Campus,

1. 710 North Lake Shore Drive. Milton Preeves is the conductor, and hold
2. on to your hats, the guest soloist is former Senator Bernard Neistein
3. with violin. Admission is \$5.00. Senate Bill 234, Senator McCarthy.
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5. Senate Bill 235, Senator McCarthy. Senate Bill 241, Senator Chew.
6. Move the bill. Read it.
7. SECRETARY:
8. Senate Bill 241.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Senator Chew.
13. SENATOR CHEW:
14. 241 was heard in committee, it has been amended to satisfy all
15. parties involved. The...CTA people, it has been restricted to the
16. CTA and not the RTA. The RTA is totally deleted and the wording is
17. now as it has been pertaining to the Chicago Police Department. I
18. would ask for a favorable vote. If there are any questions, I'll be
19. glad to answer them.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. Is there further discussion? Senator Mohr, Howard Mohr.
22. SENATOR MOHR:
23. Is this the amendment that Chairman Pikarsky okayed, Senator?
24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. Senator Chew.
26. SENATOR CHEW:
27. This is the amendment, Senator.
28. SENATOR MOHR:
29. Now, how does the bill read now? Can you describe who qualifies
30. for these...this free transportation.
31. SENATOR CHEW:
32. The language in the old Act was for the Chicago Police Department.
33. The amendment restricts it to the Chicago Police Department and the

1. Cook County Sheriff's sworn personnel. That's the entire bill now.

2. It does not cover the entire RTA.

3. SENATOR MOHR:

4. It does not cover the entire RTA?

5. SENATOR CHEW:

6. No, No, the amendment deleted the entire RTA because it was dis-

7. cussed by the Chairman of RTA and the Sheriff of Cook County and it

8. was agreed that the problems existing were in the RTA system, in the

9. CTA system, and not the RTA system.

10. SENATOR MOHR:

11. All right, as it stands now then it's sworn police officers in

12. Cook County riding the CTA only.

13. SENATOR CHEW:

14. Correct, Senator.

15. SENATOR MOHR:

16. Okay, thank you.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Mitchler.

19. SENATOR MITCHLER:

20. I appreciate Senator Chew explaining that and recognizing that

21. this is going to cover the CTA and Cook County. Now, if, if, if, we

22. ever get any RTA service out in the collar counties then can we have

23. your assurance that you'll amend that so our police officers can ride

24. the buses and that if we get that out in our area?

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Chew.

27. SENATOR CHEW:

28. Senator, I'll be willing to work with you in any way to make

29. your area as safe and as comfortable as any other area in the RTA

30. system.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there further discussion? Senator Chew may close the debate.

33. SENATOR CHEW:

34. Mr. President, we worked with all parties concerned to work

1. this out where it is agreed upon. There are no further discussions,
2. I would appreciate a favorable roll call.
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. The question is shall Senate Bill 241 pass. All those in favor
5. vote Aye. All those opposed No. The voting is open. Have all
6. those voted who wish? Take the record. On that question the Ayes
7. are 46, the Nays are 1. Senate Bill 241 having received a constitu-
8. tional majority is declared passed. Senate Bill 246, Senator Sommer.
9. Read the bill.
10. SECRETARY:
11. Senate Bill 246.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Senator Sommer.
16. SENATOR SOMMER:
17. Mr. President and Members of the Senate. What this bill does, it
18. establishes a commission for the area of Creve Coeur. Creve Coeur in
19. a few years will celebrate its three hundredth anniversary as a settle-
20. ment in the State. All we're...and currently the State owns some of
21. the property down on the river where the people originally settled, it's
22. a run down area. And the local people simply want to get down there
23. and put up a fort and fool around and do what they have to do. They
24. do not want any State money. I will never be in here asking for any State
25. money for this, nor will any Representative from my district. All they
26. want is the authorization and the cooperation of the various State
27. departments involved so they can get out there and work on this property.
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. Is there further discussion? The question is shall Senate Bill 246
30. pass. All those in favor of...vote Aye. All those opposed No. The
31. voting is open. Have all those voted who wish? Take the record.
32. On that question the Ayes are 52, the Nays are none. Senate Bill 246
33. having received a constitutional majority is declared passed. Senate

1. Bill 254, Senator Carroll. Read the bill.

2. SECRETARY:

3. Senate Bill 254.

4. (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Carroll.

8. SENATOR CARROLL:

9. Thank you, Mr. President. This is an amendment to the Medical
10. Services Plan Act, which is really the Blue Shield Act, to allow for
11. freedom of choice by taking out the restriction that it be a licensed
12. physician, licensed to practice medicine in all of its branches. We
13. have done this in the other areas of the insurance code, not in past
14. sessions, not recognizing that the Blue Shield was under separate act
15. than the other insurance companies of our State. The Illinois em-
16. ployees, the State of Illinois employees' contract, already by contract
17. provides for this. This is to provide for it in all other situations,
18. to give freedom of choice to those who are within the plans. I would
19. be willing to answer any questions and ask for a favorable roll call.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Is there further debate? On that question...oh strike that...all
22. those in favor of Senate Bill 254 vote Aye, those opposed No. The
23. voting is open. Have all those voted who wish? Take the record. On
24. that question, the Ayes are 53, the Nays are 1. Senate Bill 254 having
25. received a constitutional majority is declared passed. Senate Bill
26. 255, Senator Carroll. Read the bill.

27. SECRETARY:

28. Senate Bill 255.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Carroll.

33. SENATOR CARROLL:

34. Thank you, Mr. President. Senate Bills 255, 256 and 258 are basically

1. the same with three different acts of the Civil Practice Act. What
2. we're doing is taking out in this case of the quo warranto action, the
3. starting off on a pleading that it says people ex rel. Because what
4. you have is the people verses the people. If an inmate is suing the
5. warden, the Supreme Court of the State of Illinois held that when they
6. reversed the case recently, when you go back, strike the people ex rel
7. from the pleading. So we're taking it out of the statute. This goes
8. back several hundred years as Senator Sours used to tell us, and is
9. now no longer needed. I would ask for a favorable roll call.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Is there further discussion? All those in favor of...of Senate
12. Bill 255 indicate by voting Aye. All those opposed No. The voting is
13. open. Have all those voted who wish? Take the record. On that ques-
14. tion the Ayes are 48, the Nays are 1. Senate Bill 255 having received
15. a constitutional majority is declared passed. Senate Bill 256, Senator
16. Carroll. Read the bill.

17. SECRETARY:

18. Senate Bill 256.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Carroll.

23. SENATOR CARROLL:

24. Thank you, Mr. President. This bill does the same thing in the
25. habeas corpus action whereby we take out the legal fiction that the
26. people are suing the people, in the case of suing the State's attorney
27. or sheriff or custodian. And I would ask for a favorable roll call.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there further discussion? The question is shall Senate Bill
30. 256 pass. All those in favor say Aye...vote...indicate by voting
31. Aye. All those opposed No. The voting is open. Have all those
32. voted who wish? Take the record. On that question the Ayes are 50,
33. the Nays are none. Senate Bill 256 having...and 1 Present...Senate

1. Bill 256 having received the constitutional majority is declared
2. passed, Senator Hall, Senate Bill 257. Read the bill.

3. SECRETARY:

4. Senate Bill 257.

5. (Secretary reads title of bill)

6. 3rd reading of the bill.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Hall. Senator Kenneth Hall.

9. SENATOR HALL:

10. Thank you, Mr. President and members of the Senate. Senate Bill
11. 257 appropriates fifty thousand dollars to the Department of Conserva-
12. tion to acquire and develop as a State Memorial the Jarrot Mansion
13. in the Village of Cahokia. Now, I've passed out on all of your
14. desks an outline of the historical importance of the Jarrot Mansion
15. in Cahokia, Illinois. This building is a brick building and it was
16. built in 1798 by then the Major Nicholas Jarrot. Since that time,
17. of course, that...there's been a lot of historical importance behind
18. this, and if you've read down farther, you'll find out that Colonel
19. Jarrot served as an adjutant of the Illinois troops with the Black
20. Hawk War where he became acquainted with Abraham Lincoln. They served
21. together right here in Springfield in the General Assembly of Illinois.
22. They campaigned together for William Henry Harrison in 1840 and in the
23. General Assembly of 1861, Colonel Jarrot was Chairman of the Federal
24. Affairs Committees just before the outbreak of the Civil War. Now,
25. it takes...this money goes to the Department of Conservation. It
26. takes twenty five thousand to purchase the building and it's in need
27. of...it needs to be purchased right away. It takes twenty five thou-
28. sand to renovate and then the City of Cahokia will pay all the upkeep
29. and expenses that are incurred from that day on. I would ask your
30. most favorable support of this bill.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there further debate? Senator Berning.

33. SENATOR BERNING:

1. Just one question of the sponsor. Since this is to become a
2. State Memorial, who is responsible then, the Department of Conser-
3. vation?

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Kenneth Hall.

6. SENATOR HALL:

7. Senator, after it is acquired, there is machinery now going on
8. to work out that with the Department of Conservation, that the City
9. of Cahokia is agreeing to, that once this is purchased and to have
10. a lease agreement, that they will...the City itself, it will be
11. no further expense to the State, the City will take care of all the
12. expenses incurred from that day forward.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Berning.

15. SENATOR BERNING:

16. Well...my...my question is, first does the Department of Con-
17. servation approve of this? If so, we ought to have had some kind of
18. advice to that effect, and...and secondly, if the Department, the State
19. of Illinois does acquire by fee simple is what I would imagine, how
20. can we then turn it over to another municipality or governmental unit,
21. has that been determined?

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Kenneth Hall.

24. SENATOR HALL:

25. Yes...yes, Senator. We've talked to the Department of Conservation.
26. They're in right now in the process of working with the Mayor and the
27. village people of the City of Cahokia. They're...talked to me here
28. the other day and they said that they're in the process of working
29. out an agreement of how, that this has been done before and then once
30. they acquire...that they can turn it over to the city because it would
31. cost over two hundred and some thousand dollars if the Department of
32. Conservation had to take over and operate. So they have agreed to this
33. and a matter-of-fact that this...they have some little minor things
that there are details they're in the process of working out as of today.

1. SENATOR BERNING:

2. One final question. What happens if the agreement is not finalized
3. and legal and binding and the State owns this and it's going to cost
4. two hundred thousand dollars to rehabilitate it, then will the State
5. have to assume that.

6. SENATOR HALL:

7. The Department of Conservation informed me that they saw no way,
8. no hang-ups in this matter. They said that by the time that this bill
9. had, before it cleared the House, that they would have a clear working
10. agreement on how this is to operate.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there further discuss...Senator Vadalabene.

13. SENATOR VADALABENE:

14. Yes, Senator Hall is...absolutely correct in his analysis of the
15. working agreement between the Department of Conservation and his bill
16. and I would encourage all my colleagues to support Senator Hall in
17. this bill.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Is there further debate? The question is shall Senate Bill 257
20. pass. All those in favor vote Aye. All those opposed No. The voting
21. is open. Have all those voted who wish? Take the record. On that
22. question the Ayes are 46, the Nays are none, 1 Voting Present. Senate
23. Bill 257 having received a constitutional majority is declared passed.
24. Senate Bill 258, Senator Carroll. Read the bill.

25. SECRETARY:

26. Senate Bill 258.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Carroll.

31. SENATOR CARROLL:

32. Thank you Mr. President. This is the third bill in that series
33. that Senator Hall snuck in between in our attempt at partially law

1. and order to clean up the statutes and get rid of the legal fictions
2. that take out the people ex rel in the case of mandamus so that the
3. people are not on both sides of the same case. I would ask for a
4. favorable roll call.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there further discussion? The question is shall Senate Bill
7. 258 pass. All those in favor vote Aye. All those opposed No. The
8. voting is open. Have all those voted who wish? Take the record. On
9. that question the Ayes are 48, the Nays are none. Senate Bill 258
10. having received the constitutional majority is declared passed. Senate
11. Bill 264, Senator Schaffer. Senate Bill 266, Senator Glass. Read
12. the bill.

13. SECRETARY:

14. Senate Bill 266.

15. (Secretary reads title of bill)

16. 3rd reading of the bill.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Glass.

19. SENATOR GLASS:

20. Thank you, Mr. President. Senate Bill 266 would cure a problem
21. now faced by numerous police officers and firemen who are over the
22. age of 35. They may transfer from one municipality to another, but
23. they may not get into the pension fund. And this...this would allow
24. them to do that. It would also provide that when a widow of a fire-
25. man or a policeman mandatorily retired with less than twenty years
26. service, who now receives no pension, would be eligible for a pension.
27. It is supported by the Insurance Department Pension Division, Mr.
28. Anderson and the Pension Laws Commission approved it and it was ap-
29. proved by the committee unanimously. I would urge a favorable roll
30. call.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there further discussion? The question is shall Senate Bill
33. 266 pass. Those in favor of the bill, vote Aye. Those opposed No.
34. The voting is open. Have all those voted who wish? Take the record.

1. On that question the Ayes are 52, the Nays are none. Senate Bill 266
2. having received a constitutional majority is declared passed. Senate
3. Bill 273, Senator Hickey. Senate Bill 286, Senator Rock. Senate Bill
4. 290, Senator Fawell. Read the bill.
5. ACTING SECRETARY: (MR. FERNANDES)
6. Senate Bill 290.
7. (Secretary reads title of bill)
8. 3rd reading of the bill.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Senator Fawell.
11. SENATOR FAWELL:
12. Mr. President, and members of the Senate. The summary in the
13. Calendar I think tells the story and I would ask for a favorable roll
14. call.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Is there further discussion? The question is shall Senate Bill
17. 266 pass. All those in favor vote Aye. Those opposed No. The voting
18. is open. Just...just a moment, 290, I'm sorry, the...the bill under
19. consideration is Senate Bill 290. The voting is open. On that question
20. the Ayes...have all...have all voted who wish? Take the record. On
21. that question the Ayes are 51, the Nays are none. Senate Bill 290
22. having received a constitutional majority is declared passed. Senate
23. Bill 293, Senator Fawell. Senate Bill 295, Senator Dougherty. Read
24. the bill.
25. SECRETARY:
26. Senate Bill 295.
27. (Secretary reads title of bill)
28. 3rd reading of the bill.
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Senator Dougherty.
31. SENATOR DOUGHERTY:
32. Mr. President, Senate Bill 295 and 296 are companion bills that
33. provide for a change in the pension formula of the employees of Cook

1. County...Employee Benefit Annuity Fund. These bills have the approval
2. of the Pension Laws Commission and it provides for broader definition
3. of a child born out of wedlock, subsequently he becomes a legal child
4. by virtue of a...subsequent marriage or adoption. It further provides
5. for an implementation of the formula for widows of annuitants, reduces
6. the time factor from twenty years to ten years. It...provides for
7. maximum pension for those, it increases from four hundred to five hundred
8. dollars per month. There's also an amendment...there's also a change
9. by virtue of the Workmen's Compensation Act which clarifies it. And
10. the...has to do with an annuitant may collect refund. These bills have
11. been approved by the Pension Laws Commission. It provides further
12. for an increase in the inclement, the cost of living inclement from
13. two to three percent. There is within the bills, enough money to...to
14. take care of the increased cost, the multiple increase from 80 to 1.33
15. over a period of about six years. There's also an amendment there that
16. provides that the employee's contribution should be increased from one
17. half to one percent in order to keep the pension solvent. I would
18. move that both the same bills, the twin bills, and ask a favorable vote.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is there further discussion? The question is shall Senate Bill
21. 295 pass. Those in favor vote Aye. Those opposed No. The voting is
22. open. Have all those voted who wish? Take the record. On that
23. question the Ayes are 54, the Nays are none. Senate Bill 295 having
24. received a constitutional majority is declared passed. Senator
25. Dougherty, I believe, has explained Senate Bill 296 and is there any
26. further discussion on Senate Bill 296? I think you have to read the
27. bill, Mr. Secretary.

28. SECRETARY:

29. Senate Bill 296.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Is there further discussion on Senate Bill 296? On that question,

1. the question is shall Senate Bill 296 pass. Those in favor vote Aye.
2. Those opposed No. The voting is open. Have all those voted who wish?
3. Take the record. On that question the Ayes are 53, the Nays are none.
4. Senate Bill 296 having received a constitutional majority is declared
5. passed. ... (Machine cut-off)... 297, Senator Graham. Read the bill.

6. SECRETARY:

7. Senate Bill 297.

8. (Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Graham.

12. SENATOR GRAHAM:

13. Mr. President, and members of the Senate. This bill is an attempt
14. to try to do something for the retirement possibilities of people who
15. have served on volunteer fire departments in our heavy populated sub-
16. urban areas, who have put in a considerable amount of time as on call
17. firemen for and have subsequently been put on as a paid fulltime
18. firemen as the...the communities have grown. It allows them to get
19. a one for two years credit into their pension fund for the time served
20. as a volunteer fireman and it says also in the bill that they would
21. have to serve as ten years as a fulltime paid fireman before they'd
22. be eligible for this pension credit. Also, it is mandatory that they
23. pay in to the pension fund and the participating municipality would
24. also make an equal payment participation in the fund and provides further
25. that they will be on fulltime fireman basis in the municipality in
26. which they were engaged as a part-time fireman. This will affect about
27. fifteen, twenty, twenty-five people in Northwest, Northeastern Illinois
28. who have given a considerable amount of time, effort, clothes, hours,
29. to the service of their fellow men on an on call basis for many, many
30. years and have now dedicated the rest of their life to being a full-
31. time fireman and have a...I have a strong feeling that as we talk about
32. pensions and as we talk about retirement benefits, that these people
33. as well as many others, deserve our attention in this matter. I think

1. it also will be a further inducement to the volunteer firemen, recruit-
2. ment in the areas that still depend upon volunteer firemen to protect
3. the property and health of their people. I ask for a favorable roll
4. call.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there further discussion? The question is shall Senate Bill
7. 297 pass. Those in favor vote Aye, those opposed no, the voting is
8. open. Have all those voted who wish? Take the record. On that ques-
9. tion the Ayes are 48, the Nays are none. One Present. Senate Bill
10. 297 having received a constitutional majority is declared passed. Senate
11. Bill 301, Senator Regner. Read the bill.

12. SECRETARY:

13. Senate Bill 301.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Regner.

18. SENATOR REGNER:

19. Mr. President and members of the Senate. What this bill does,
20. it requires that the Illinois Housing Development Authority notify
21. the Legislators and the local officials in that area where they
22. have projects pending, it's very similar to legislation we passed
23. several years ago requiring Northeastern Illinois Planning Commission
24. to do the same thing and I'd ask for a favorable roll call.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there further debate? The question is shall Senate Bill 301
27. pass. Those in favor vote Aye. Those opposed no. The voting is open.
28. Have all those voted who wish? Take the record. On that question,
29. the Ayes are 47, the Nays are none, 2 Voting Present. Senate Bill 301
30. having received a constitutional majority is declared passed. Senate
31. Bill 302. Senate Bill 306. Read the bill.

32. SECRETARY:

33. Senate Bill 306.

1. (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Roe.

5. SENATOR ROE:

6. Mr. President and Ladies and Gentlemen of the Senate. This bill
7. makes the commission of kidnapping while armed with a dangerous weapon
8. one of the...it would then make...there would then be five categories
9. constituting aggravated kidnapping. I'll relate to you what the other
10. four are - kidnapping for ransom - kidnapping a child under the age
11. of thirteen - inflicting great bodily harm or - concealing ones iden-
12. tity when...when kidnapping. Now, this would add a section when you
13. use a dangerous weapon in performing or not in performing but in...in
14. making a kidnapping, it would also be a Class I felony, which is a
15. minimum of four years. The bill also raises the classification for
16. simple kidnapping from a Class III to a Class II felony, that's from
17. one to ten years up...up to one...it would now be one to twenty years
18. for simple kidnapping.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is there further discussion? The question is shall Senate Bill
21. 306 pass. Those in favor vote Aye, those opposed no. The voting is
22. open. Have all those voted who wish? Take the record. On that ques-
23. tion the Ayes are 54, the Nays are none. Senate Bill 306 having
24. received a constitutional majority is declared passed. Senate Bill
25. 310, Senator Roe. Read the bill.

26. SECRETARY:

27. Senate Bill 310.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Roe.

32. SENATOR ROE:

33. Mr. President and Ladies and Gentlemen of the Senate. This bill

1. does what the synopsis indicates. It requires the State to disclose
2. under our alibi statute to the defendant, any names and addresses
3. of witnesses that the State intends to call to rebut defendant's alibi
4. witnesses. Our present alibi statute has been declared unconstitu-
5. tional by the United States Supreme Court in Wardius versus Oregon
6. and also by the Illinois Supreme Court by inference in People versus
7. Fields. It is...this bill is supported by the Illinois State's
8. Attorneys Association and I think also Senator Nudelman.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there further debate? The question is shall Senate Bill 310
11. pass. All those in favor vote Aye. All those opposed no. The voting
12. is open. Have all those voted who wish? Take the record. On that
13. question the Ayés are 53, the Nays are none. Senate Bill 310 having
14. received a constitutional majority is declared passed. Senate Bill
15. 314, Senator Johns. Senate Bill 315, Senator Buzbee. Read the bill.

16. SECRETARY:

17. Senate Bill 315.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Buzbee.

22. SENATOR BUZBEE:

23. Mr. President, thank you. Apologies to Senator Carroll, I know
24. he usually handles all the standard retrocession bills, but...this
25. one happens to be a retrocession that will take place in my district
26. and it's an Act to accept from the United States Government, the retro-
27. cession of certain jurisdiction over the Crab Orchard National Wildlife
28. Refuge. This bill allows both State and Local Enforcement Officials
29. to have Civil and criminal jurisdiction over the Crab Orchard National
30. Wildlife Refuge. The reason for the bill is that the Federal Govern-
31. ment is desirous of Retroceding to the State such jurisdiction. It
32. is felt that this will facilitate law enforcement practices on the
33. refuge area. The Federal Government however, will retain full power

1. and authority to make all need for rules and regulations to promote
2. and protect the federal uses and purposes to which the area shall
3. be devoted. The Department of Conservation tells me that this is
4. something that the Federal Government and they have agreed to as
5. far back as the Kerner Administration and through...because of one
6. reason or another it was never accomplished. This same bill passed
7. the Senate last Session unanimously and died in the House on the
8. Calendar at the end in the crunch. And I would ask for a favorable
9. roll call.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Palmer.

12. SENATOR PALMER:

13. Will the sponsor yield to a question?

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Oh, he indicates he will.

16. SENATOR PALMER:

17. Yeah...I...I...I think the reason why the bill died in the
18. House because they failed to explain what means that retrocession

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Buzbee.

21. SENATOR BUZBEE:

22. Well, what means that retrocession is simply that the Federal
23. Government is going to recede, retrocede the control back to the
24. State.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there further debate? The question is shall Senate Bill 315
27. pass. All those in favor vote Aye. All those opposed no. The voting
28. is open. Have all those voted who wish? Take the record. Senator
29. Carroll for what purpose do you arise?

30. SENATOR CARROLL:

31. Just ask leave to be a cosponsor on Senate Bill 315.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Leave is granted. On that question the Ayes are 50, the Nays

1. are none. Senate Bill 315 having received a constitutional majority
2. is declared passed.

3. SECRETARY:
4. House Bill 258.
5. (Secretary reads title of bill)
6. 1st reading of the bill.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator Glass is recognized.

9. SENATOR GLASS:
10. Thank you, Mr. President. I would like to move that Senate
11. Bill 266 which I am the chief sponsor, discharge the Pensions, Per-
12. sonnel, and Veterans Affairs Committee...(Machine cut-off)...

13. SENATOR BRUCE:
14. ...requiring some aircraft in Illinois to be dually registered
15. both with the Illinois Aeronautics Board and the Department of Aer-
16. onautics. That was not the intent of Section 2245 when we created
17. the board. This bill would remove the requirement of registration
18. both with the Department and Illinois Aeronautics Board and I would
19. ask for a favorable roll call.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. Is there further discussion? The question is shall Senate Bill
22. 316 pass. Those in favor vote Aye. Those opposed no. The voting is
23. open. Have all those voted who wish? Take the record. The...the
24. Ayes are 49, the Nays are none. Senate Bill 316 having received a
25. constitutional majority is declared passed. Senate Bill 320, Senator
26. Course. Read the bill.

27. SECRETARY:
28. ...Bill 320.
29. (Secretary reads title of bill)
30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)
32. Senator Course.
33. SENATOR COURSE:

1. Thank you, Mr. President and members of the Senate. Senate
2. Bill 320 amends the Public Meetings Act to include the Aeronautics
3. Board from the requirement of open meetings to the public when the
4. Board is deliberating prior to making a decision. Now, Ladies and
5. Gentlemen, this is the identical bill which was the version...which
6. the version...version which was passed in last Session. It was Senate
7. Bill 1650 and the Governor's Office wanted it amended. I did amend
8. it, then the Governor's Office...the Governor defeated the...vetoed the
9. bill and in his veto message he indicated that the approach was em-
10. bodied in Senate Bill 320 which will be acceptable to him, and this
11. is the version that we have now.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Netsch.

14. SENATOR NETSCH:

15. Would the sponsor yield for a question?

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. He indicates he will.

18. SENATOR NETSCH:

19. Could you explain why it is essential at least from the perspective
20. of those who proposed this bill that these deliberations be held in
21. private?

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Course.

24. SENATOR COURSE:

25. Senator Netsch, it is when that they're discussing the financial
26. matters of the airline and they thought...the Board thinks that while
27. this is imperative that they do not spread this information to other
28. airlines so they can use it.

29. PRESIDING OFFICER: SENATOR DONNEWALD)

30. Senator Netsch.

31. SENATOR NETSCH:

32. I can understand if...if the airline business were in the tradi-
33. tional sense a free and open competitive business, but it really

1. isn't in the first place, because it is regulated, both with respect
2. to rates, roots, and all of the other essential elements. And in
3. addition, in most of the financial information is a matter of public
4. record anyway because they are public corporations and subject to
5. this kind of public regulation. And those are the reasons why I
6. can't really see why the...the deliberations or the information should
7. be kept behind closed doors in this case. Can you just further en-
8. lighten me.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Course.

11. SENATOR COURSE:

12. Senator Netsch, the meetings are open to the public and only in
13. final deliberation are the...is the meeting closed, and that's when
14. the board is making its final determination. Other than that the
15. meetings are open to the public to anybody that wants to attend.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Netsch.

18. SENATOR NETSCH:

19. Well, I...I'm aware of the fact that the...the law already
20. provides for deliberations of decisions of the Illinois Commerce
21. Commission to be made in private, but, I still do not see the neces-
22. sity for it, in fact I guess it is at that stage almost more than
23. any other that it seems to me the public should have an opportunity
24. to know the basis on which the critical economic and public decisions
25. are being made and I don't really see the point in expanding it to
26. the Illinois Aeronautics Board.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Any further discussion? Senator Harber Hall.

29. SENATOR HALL:

30. Would the sponsor yield?

31. PRESIDING OFFICER: (SENATOR ROCK)

32. He indicates he will yield. Senator Hall.

33. SENATOR HALL:

1. At least two members of the Illinois Advisory...of the General
2. Assembly Advisory Board to the Illinois Aeronautics Board, have not
3. discussed this bill. I wonder if the sponsor would hold this up
4. for a little bit till we can discuss it.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Course.

7. SENATOR COURSE:

8. Well, Senator Hall, this bill was introduced, it's the same version
9. that was introduced last Session of the Legislation. I believe you
10. voted on it then. It hasn't changed one bit. It's the same identical
11. bill and a, vote it up or down, if they don't...if they don't want it,
12. well, then let it go down.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Hall.

15. SENATOR HALL:

16. I'm...all I ask is assurance that it is exactly the same. I...I
17. don't understand why we haven't talked about this.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Course.

20. SENATOR COURSE:

21. I didn't understand that question, Senator Hall.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Hall.

24. SENATOR HALL:

25. You're assuring us that this is identical with the previous bill
26. of last year.

27. SENATOR COURSE:

28. It's identical to the bill that was introduced last Session. I
29. amended the bill at the request of the Governor's office. The Governor
30. vetoed the bill because he...the amendment, he didn't approve of the
31. amendment. He said in the original form he would of...he would of
32. signed the bill. This is the original version of the bill that was
33. introduced, Senate Bill 1650, which we...which I introduced last Session.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Any further discussion? Senator Course, you wish to close the
3. debate?

4. SENATOR COURSE:

5. This is an administration bill, Ladies and Gentlemen, it's not
6. my bill, it's the Governor's bill. I request a favorable roll call.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. The question is shall Senate Bill 320 pass. Those in favor will
9. vote Aye, those opposed will vote Nay. The voting is open. Have all
10. voted who wished? Take the record. On that question, the Ayes are
11. 36, the Nays are 10, 2 Voting Present. Senate Bill 320 having received
12. a constitutional majority is hereby declared passed. 321, Senator
13. Carroll. 321, Mr. Secretary.

14. SECRETARY:

15. Senate Bill 321.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Carroll.

20. SENATOR CARROLL:

21. Thank you, Mr. President. This Senate Bill 321 allows the Direc-
22. tor of the Department of Revenue to allow a thirty one day extension
23. on the filing of taxes under the Gas Revenue Tax Act and Public Utilities
24. Act and allows for him to also set the requirement that they...the tax-
25. payer pay a deposit prior to his giving the extension. It's been re-
26. quested by the department for their ease in administrating their func-
27. tions. I would ask for a favorable roll call.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Any discussion? The question is shall Senate Bill 321 pass. Those
30. in favor will vote Aye. Those opposed will vote Nay. The voting is
31. open. Have all voted who wish? Take the record. On that question the
32. Ayes are 50, the Nays are none, 1 Voting Present. Senate Bill 321 having
33. received a constitutional majority is hereby declared passed. 322,

1. Senator Hickey. Senator Bruce, 325. 325, Mr. Secretary.

2. SECRETARY:

3. Senate Bill 325.

4. (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Bruce.

8. SENATOR BRUCE:

9. Yes, Mr. President, and members of the Senate. This legislation
10. relates to the unitization of fields of oil in the State of Illinois
11. and would require and allow secondary recovery operations. In the
12. energy crisis we are facing, it is possible that this type of legis-
13. lation would allow us to recover additional amounts of oil from exist-
14. ing fields. The bill is important, it allows for hearings, the Depart-
15. ment of Mines and Minerals will conduct the hearings and fields will be
16. developed. Then the procedure of unitization will occur and secondary
17. recovery will happen. One of the reasons that this bill should pass
18. besides all the safeguards involved, is the fact that the Federal
19. Government is going to require unitization and failure to pass this
20. legislation may very well require us to come under the Federal Law.
21. I know of no opposition to the bill. It was prepared with the full
22. cooperation of the Department of Mines and Minerals and the Illinois
23. Oil and Gas Association. No one has indicated any opposition to the
24. legislation.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Donnewald.

27. SENATOR DONNEWALD:

28. Yes, Mr. President, and members of the Senate. This legislation
29. has been in the hopper for over eight years and it is long overdue
30. here. We...we do...we are one of the last, if not the last, oil
31. producing states in this country, that does not have legislation
32. such as this. This will probably increase the production in...in
33. the Illinois basin, which is principally Illinois, appreciably. It

1. will...it will encourage secondary and tertiary recovery and really
2. help the energy shortage in the immediate area. I would urge all my
3. colleagues to support this legislation.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Any further discussion? Senator Bruce, do you wish to close?
6. The question is shall Senate Bill 325 pass. Those in favor will
7. vote Aye, those opposed will vote Nay. The voting is open. Have
8. all voted who wish? Take the record. On that question, the Ayes
9. are 51, the Nays are none, none Voting Present. Senate Bill 325
10. having received a constitutional majority is hereby declared passed.
11. 327, Senator McCarthy. 327, Mr. Secretary.

12. SECRETARY:

13. Senate Bill 327.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator McCarthy.

18. SENATOR McCARTHY:

19. Yes, Mr. President and members. This bill was given to me by
20. the Department of Revenue. And what it does would allow the Division
21. of Unemployment Compensation to give to the Department of Revenue in-
22. formation concerning their claims. They presently have the power to
23. give this to the Internal Revenue Service and the representation was
24. made in the Executive Committee by the assistant director. The passage
25. of this Act would allow the State of Illinois to pick up additional
26. revenues through its Income Tax Law. There was no opposition the
27. second time the bill was heard when the assistant from the Department
28. of Revenue was present in Executive Committee. I know of no opposition
29. to the bill..think it probably has... some good effects. I recommend
30. its adoption by, or the approval by the Body.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Nimrod.

33. SENATOR NIMROD:

1. Yeah, Mr. President, in following up what Senator McCarthy has
2. said here, I did question this because I felt these...this information
3. was available from the FEIN so called listing that's there. But since
4. then I have followed up Senator McCarthy with the assistant director
5. and I have found out that what this would do is for those employers
6. who are collecting and are out of State or are not reporting, they
7. would not have a number and so in those cases it would probably help.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Is there further discussion? Senator McCarthy may close the
10. debate. The...the question is shall Senate Bill 327 pass. Those
11. in favor vote Aye, those opposed vote Nay. The voting is open. Have
12. all voted who wish? Take the record. On that question the Ayes are
13. 50, the Nays are none. Senate Bill 327 having received a constitutional
14. majority is declared passed. Senate Bill 330, Senator Carroll.

15. SECRETARY:

16. Senate Bill 330.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Carroll.

21. SENATOR CARROLL:

22. Thank you, Mr. President. This bill deal...is brought to us by
23. the Department of Revenue and it's to increase from one percent to
24. five percent the triggering point for which the Department can deny
25. a corporate license in cigarette manufacturing and out of State manu-
26. facturing corporations. We already amended the instate two years
27. ago when they did that they by mistake, did not amend the out of
28. state also, this brings the two into par with each other and I would
29. ask for a favorable roll call.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Is there further debate? The question is shall Senate Bill 330
32. pass. Those in favor vote Aye, those opposed vote Nay. The voting
33. is open. Have all voted who wish? Take the record. On that question

1. the Ayes are 37, the Nays are 1, 11 Voting Present. Senate Bill 330
2. having received a constitutional majority is declared passed. Senate
3. Bill 331, Senator Hall. Senator Kenneth Hall.

4. SECRETARY:

5. Senate Bill 331.

6. (Secretary reads title of bill)

7. 3rd reading of the bill.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Hall.

10. SENATOR HALL:

11. Thank you, Mr. President, and members of the Senate. Senate
12. Bill 331 amends the Illinois Municipal Code and the Counties Acts.
13. It authorizes municipalities and counties to receive Federal Funds
14. and to disburse these...those funds and other funds for community
15. development program activities. Now, the reason for this bill, it
16. amends the Municipal Code and Counties Act to specifically authorize
17. non-home rule municipalities and counties to receive Federal Funds
18. pursuant to the Housing and Community Development Act of 1974 and to
19. **disburse** those funds and other Municipal Funds for the Community
20. Development Program specified in Section 105 of the Act. Under the
21. purposed Federal Rules, applications for larger municipalities and
22. counties for funds under this Act must be made between December 1st,
23. 1974, and April 1, 1975. In addition, other units eligible for dis-
24. cretionary grants must initiate the pre-application procedure for
25. March 1st, 1975. In both instances Federal Review procedures require
26. that HUD be assured of the basis of authority for municipalities
27. and counties before the application will be processed. I ask your
28. most favorable support of this bill.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there further debate? The question is shall Senate Bill 331
31. pass. Those in favor vote Aye, those opposed vote Nay. The voting
32. is open. Have all voted who wished? Take the record. On that
33. question the Ayes are 48, the Nays are none. None Voting Present.

1. Senate Bill 331 having received a constitutional majority is declared
2. passed. Senate Bill 333, Senator Dougherty.

3. SECRETARY:

4. Senate Bill 333.

5. (Secretary reads title of bill)

6. 3rd reading of the bill.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Dougherty.

9. SENATOR DOUGHERTY:

10. This bill, Senate Bill 333, is merely a housekeeping proposal to
11. clean up some of the different bureaus that have been established
12. from the Department of Governmental Affairs, Local Government rather,
13. merely provides that such duties may be assigned and to such staff
14. as under the direction of the Director of Local Government. I know
15. of no opposition to the bill. I would appreciate a favorable roll
16. call.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Harris.

19. SENATOR HARRIS:

20. Well, this may be a bill that meets the test of good administra-
21. tive planning, but I'm really troubled by the occupant of the office
22. of the director. They've done an absolutely terrible job as far as
23. their responsibilities in equalization of our assessments on the
24. county level. This very similar legislation was considered two years
25. ago, we rejected it then, what this does of course is delete from the
26. statutory delineation of the office of the Department of Local Govern-
27. ment Affairs the offices of and office of Community Service, and
28. office of Research and Planning, and office of Housing and Buildings,
29. and office of Financial Affairs, and such operating and staff divisions
30. as the director shall determine. Now, what this bill does is just
31. delete those existing statutory directives and place complete autonomy
32. and authority in the hands of the director. There are some directors
33. I'd be willing to do that for, but I'm sorry, not this one.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there further debate? Senator Dougherty.

3. SENATOR DOUGHERTY:

4. I'm...I will...and I'll say what Senator Harris has said is
5. true, that these divisions had been eliminated, however, I have a
6. great deal of confidence in the director. I don't think that any
7. mortal sin is being committed by the elimination of these offices,
8. I would ask a favorable roll call.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Further debate? The question is shall Senate Bill 333 pass.
11. Those in favor vote Aye, those opposed vote Nay. The voting is
12. open. Have all voted who wished? Take the record. On that question
13. the Ayes are 31, the Nays are 14, 6 Voting Present. Senate Bill 333
14. having received a constitutional majority is declared passed. Senate
15. Bill 334, Senator Kenneth Hall.

16. SECRETARY:

17. Senate Bill 33...334.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Hall.

22. SENATOR HALL:

23. Thank you, Mr. President, and members of the Senate. Senate
24. Bill 334 amends the State Housing Act. The Housing Fund may be
25. used for the expense of allocating, administering, and auditing
26. grants for the local Housing Authorities and the Land Clearance
27. Commission. This bill amends the State Housing Act to permit the
28. housing funds to be used for administration and audits of grants
29. from the funds now made to the local housing authorities and the
30. Land Clearance Commission. The Legislative Audit Commission
31. has recommended that more frequent audits be made of outstanding
32. grants and suggest that legislating...legislation permitting use
33. of the housing funds for that purpose. The commission recommendation

1. is that audits be made not less often than every two years, within
2. funds heretofore appropriated, we would only be able to perform
3. such audits on the average of once every ten years. This was not
4. deemed adequate by the commission, so I would ask your most favorable
5. support of this bill.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Is there further debate? The question is shall Senate Bill 334
8. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
9. is open. Have all voted who wished? Take the record. On that ques-
10. tion the Ayes are 42, the Nays are 1, 3 Voting Present. Senate Bill
11. 334 having received a constitutional majority is declared passed.
12. Senate Bill 335, Senator Carroll.

13. SECRETARY:

14. Senate Bill 335.

15. (Secretary reads title of bill)

16. 3rd reading of the bill.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Carroll.

19. SENATOR CARROLL:

20. Thank you, Mr. President. This bill deals with the Revenue Act
21. and amendments thereto dealing with the oath of office for the asses-
22. sor and the notice requirements for appealing the assessment of the
23. assessor. What we've done is we've amended the oath to take into
24. account today's situation where we now base the assessment on the
25. fair market value as opposed to the other approaches used in the past
26. In addition, thereto, we have changed the notice requirement to say
27. that you will have twenty days from the publication of the assessment
28. to file your notice of complaint, rather than presently twenty days
29. from the time the books go up to the next level, and many cases the
30. taxpayer does not know when that takes place. I would ask for a
31. favorable roll call and be willing to answer questions.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Nimrod.

1. SENATOR NIMROD:

2. Yes, Mr. President. Senator Carroll, I...I think that when we
3. agreed with this in committee that we, and my notes show here that
4. we're to have an amendment on lines seventeen, eighteen, and nineteen,
5. which DLG, Local Government, was going to put back in on those lines
6. that were deleted and I think it was general agreement.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Carroll.

9. SENATOR CARROLL:

10. Senator Nimrod, at least our file doesn't show that, if that's
11. the case I'll hold the bill. Hold the bill.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Take it out of the record. Senate Bill 336, Senator Carroll.

14. SECRETARY:

15. Senate Bill 336.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Carroll.

20. SENATOR CARROLL:

21. Thank you, Mr. President, and members of the Senate. Senate
22. Bill 336 is brought to us by Mr. Dale Young of the Department of
23. Local Governmental Affairs and it's to clarify a situation in the
24. extending of tax rates because of a recent court case decision where
25. they held that our statute was vague and it says that, although there's
26. a cap on corporate tax, that where the statute was intended to allow
27. for an extension of tax, in the case of setting up a record system or
28. setting up a preparation of assessment maps, the court held that that
29. section was unclear whether that was in addition to or included in,
30. the intent was to be in addition to and that's what this bill does.
31. I would ask for a favorable roll call.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Is there debate? Senator Latherow.

1. SENATOR LATHEROW:

2. I wonder if the sponsor would yield to a question?

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. He indicates he'll yield. Senator Latherow.

5. SENATOR LATHEROW:

6. In your determination, where you mark out estimated, you have
7. it based upon the price it would bring at a fair valuable sale. How
8. you...

9. SENATOR CARROLL:

10. Senator Latherow, that was the last bill. We're on 336 now,
11. that...that's 335. We pulled 335 from the record.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senate Bill 336 in under debate. Is there further discussion
14. of Senate Bill 336? Senator Carroll, do you wish to close?

15. SENATOR CARROLL:

16. I'd ask for a favorable roll call.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. The question is shall Senate Bill 336 pass. Those in favor vote
19. Aye, those opposed vote Nay. The voting is open. Have all voted who
20. wished? Take the record. On that question the Ayes are 40, the Nays
21. are 2, 3 Voting Present. Senate Bill 336 having received the constitu-
22. tional majority is declared passed. Senate Bill 341, Senator Hickey.
23. Senate Bill 342, Senator Buzbee.

24. SECRETARY:

25. Senate Bill 342.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Buzbee.

30. SENATOR BUZBEE:

31. Thank you, Mr. President, this is the regular ordinary and con-
32. tingent expenses of the Institute of Environmental Quality. It's
33. an appropriation of a total of one million, nine hundred and forty

1. thousand dollars. It was amended in committee, in Appropriations
2. Committee by the Republican side which we found perfectly acceptable
3. that said that no more than sixty five percent of these funds may
4. be used for personal services. I would ask for a favorable roll call.
5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Is there further debate? The question is shall Senate Bill 342
7. pass. Those in favor vote Aye, those opposed vote Nay. The voting
8. is open. Have all voted who wished? Take the record. On that
9. question, the Ayes are 44, the Nays are 6. Senate Bill 342 having
10. received a constitutional majority is declared passed. Senate Bill
11. 343, Senator Palmer.

12. SECRETARY:

13. Senate Bill 343.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Palmer.

18. SENATOR PALMER:

19. Yeah, Mr. President and members of the Senate. Senate Bill 343
20. is the annual appropriation for the Office of Commissioner of Savings
21. and Loans. It received favorable vote from the Appropriation Committee
22. and I ask for a favorable roll call from the Senate.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Is there further debate? The question is shall Senate Bill 343
25. pass. Those in favor vote Aye, those opposed vote Nay. The voting
26. is open. Have all voted who wished? Take the record. On that ques-
27. tion the Ayes are 51, the Nays are none. Senate Bill 343 having
28. received a constitutional majority is declared passed. Senate Bill
29. 344, Senator Palmer.

30. SECRETARY:

31. Senate Bill 344.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Palmer.

3. SENATOR PALMER:

4. Mr. President, and members of the Senate. Senate Bill 344 is
5. the annual appropriation for the Commissioner of Banks and Trust
6. Companies and I ask for a favorable roll call.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Is there further debate? The question is shall Senate Bill 344
9. pass. Those in favor vote Aye, those opposed vote Nay, the voting
10. is open. Have all voted who wished? Take the record. On that ques-
11. tion the Ayes are 50, the Nays are none, Senate Bill 344 having received
12. a constitutional majority is declared passed. Senate Bill 345, Senator
13. Dougherty.

14. SECRETARY:

15. Senate Bill 345.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Dougherty.

20. SENATOR DOUGHERTY:

21. Mr. President and members of the Senate. This is the annual
22. appropriation for the Pollution Control Board, seven hundred and
23. fifty six thousand, three hundred dollars. Now there has been
24. no objection and...on the Floor, I would appreciate a favorable
25. roll call.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Is there further discussion? The question is shall Senate
28. Bill 345 pass. Those in favor vote Aye. Those opposed vote Nay.
29. The voting is open. Have all voted who wished? Take the record.
30. On that question the Ayes are 44, the Nays are 6, 2 Voting Present.
31. Senate Bill 345 having received the constitutional majority is
32. declared passed. Senate Bill 350, Senator Lane.

33. SECRETARY:

1. Senate Bill 350.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Lane.

6. SENATOR LANE:

7. Mr. President and members of the Senate. Senate Bill 350 amends

8. the Stray Animal Act to comply with the Animal Control Act. Excuse me,

9. Senator Hynes, will you take care of those animals in the back. And

10. what it does, it allows the Animal Control Administrator to waive the

11. impoundment requirements. If there's no questions from the Floor, I'd

12. appreciate a favorable roll call.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Glass.

15. SENATOR GLASS:

16. Will sponsor yield for a question?

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. He indicates he'll yield.

19. SENATOR LANE:

20. Yes.

21. SENATOR GLASS:

22. Senator Lane, up in the first District, particularly in the

23. Village of Glencoe, we have a lot of trouble with cats, and I wonder

24. if this bill applies to cats as well as dogs.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Lane.

27. SENATOR LANE:

28. Yes, it does, Senator.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Sommer.

31. SENATOR SOMMER:

32. Mr. President, could we characterize this bill as a cat and dog

33. bill?

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Lane.
3. SENATOR LANE:
4. Yes, a nice dog and cat bill.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Senator Morris.
7. SENATOR MORRIS:
8. Senator Lane, there's been a lot of talk about possum in Illinois,
9. and I wondered if this would apply to pet possum?
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Senator Lane.
12. SENATOR LANE:
13. Up until the time we make that the State animal.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Is there further debate? Senator Latherow.
16. SENATOR LATHEROW:
17. The question I have, Mr. President, is to Senator Lane. What
18. is the compliance with the Act, what do you have to do if a dog or
19. a cat bites a person?
20. SENATOR LANE:
21. As it is today, I believe you have to have the animal impounded,
22. or observed for ten days by a veterinarian. This will alleviate that
23. requirement and leave it to the discretion of the Animal Control Ad-
24. ministrator, whereby home confinement would be allowed.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Senator Latherow.
27. SENATOR LATHEROW:
28. The real question I have, does this particular owner have to
29. deliver that to a veterinarian or to the animal control officer,
30. that's the real question I have.
31. SENATOR LANE:
32. Yes, he does.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Is there further discussion? The question is shall Senate Bill
2. 350 pass. Those in favor vote Aye, those opposed vote Nay. The
3. voting is open. Have all voted who wished? Take the record. On that
4. question the Ayes are 38, 5 Nays, 5 Present. Senate Bill 350 having
5. received a constitutional majority is declared passed. Senate Bill
6. 353, Senator Newhouse. Senate Bill 354, Senator Palmer.

7. SECRETARY:

8. Senate Bill 354.

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Palmer.

13. SENATOR PALMER:

14. Mr. President, and members of the Senate. Senate Bill 354 does
15. exactly what the Calendar states. It requires the Department of
16. Transportation to make available to the Commerce Commission, reports
17. concerning bus accidents. It's agreed between the...the Department
18. and the Commerce Commission and by amendment entered and offered by
19. the...and by the committee, all objections have been removed and
20. it's acceptable by all.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Is there further debate? Senator Bell.

23. SENATOR BELL:

24. Well, I just, Mr. President, and members of the Senate, I'd just
25. like to make an observation that all of these inter-agency reports
26. constitute just more paper work and certainly there's a proliferation
27. of paper work in the various departments in the State of Illinois and
28. why do we...why is this necessary, Senator Palmer?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Palmer.

31. SENATOR PALMER:

32. Why, what? Why is it necessary? Is that your question?

33. SENATOR BELL:

1. Right.

2. SENATOR PALMER:

3. Well, it seems that the expertize that are handling the Department
4. of Commerce and the Department of Transportation thought it was necessary
5. who know a good deal about the operation of their departments, and they
6. presented it to our committee and the committee thought it was proper,
7. and that's why it's necessary, and it seems to be very effective for
8. a better operation of State Government for the benefit of the people
9. of the State of Illinois.

10. SENATOR BELL:

11. Well, I...I certainly have...

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Bell.

14. SENATOR BELL:

15. I certainly have no objections to it other than the fact that
16. just the observation that it just propagates more paper work between
17. agencies and I thought I'd bring it to the attention of the members
18. of this Body.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Is there further debate? The question is shall Senate Bill 354
21. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
22. is open. Have all voted who wished? Take the record. On that ques-
23. tion the Ayes are 35, 7 Noes, 4 Present. Senate Bill 354 having
24. received a constitutional majority is declared passed. Senate Bill
25. 355, Senator Knuppel. Senate...356, Senator Wooten.

26. SECRETARY:

27. Senate Bill 356.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Wooten.

32. SENATOR WOOTEN:

33. Mr. President and colleagues, This is an amendment in the current

1. statutes which now state that before a change may occur in the out-
2. standing stock of any state bank, a change that would result in a
3. ...control, or change in control of the bank, the commissioner
4. has to determine that the management is responsible and that the
5. prospects for future earnings are good. What this amendment does
6. is to clarify that the commissioner must also be satisfied if there
7. is going to be a change in control of a holding company, having
8. control of the outstanding stock of a state bank which will result
9. in control or a change in control of the bank or holding company.
10. Clarification of the present definition of the statutes. If there
11. are no questions, I'd move for a favorable roll call.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Is there further debate? The question is shall Senate Bill 356
14. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
15. is open. Have all voted who wished? Take the record. On that
16. question the Ayes are 43, the Nays are none, none Voting Present.
17. Senate Bill 356 having received a constitutional majority is declared
18. passed. Senate Bill 357, Senator Demuzio.

19. SECRETARY:

20. Senate Bill 357.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Demuzio.

25. SENATOR DEMUZIO:

26. Thank you, Mr. President and members of the Senate. The Bill,
27. 357, does exactly what it says on the Senate Calendar. It abolishes
28. the Assistant Commissioner Officer...Office in Illinois Commerce
29. Commission, transfers the duties to the hearing examiners and...provides
30. for procedures for holding hearings. The bill was amended by Senator
31. Glass and the amendment calls that the commission shall hold hearings
32. in the county in which the subject matter for the hearing is being
33. held. The proposal is simply a housekeeping amendment. Assistant

1. commissioners exist only in the books. They have not been appointed
2. for the last seven years. I would ask for a most favorable roll call.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Is there further debate? The question is shall Senate Bill 357
5. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
6. is open. Have all voted who wish? Take the record. On that question
7. the Ayes are 45, none voting in the negative, no Voting Present.
8. Senate Bill 357 having received the constitutional majority is de-
9. clared passed. Senate Bill 358, Senator Demuzio.

10. SECRETARY:

11. Senate Bill 358.

12. (Secretary reads title of the bill)

13. 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Demuzio

16. SENATOR DEMUZIO:

17. Thank you, Mr. President, members of the Senate. Senate Bill 358
18. is simply a clean up amendment designed to replace the Illinois Building
19. Authority representation on the Capital Development Commission, with
20. that of the Capital Development Board. The CDB has been by law charged
21. with the responsibility for nearly all of the former functions of the
22. IBA, and this bill merely provides for the necessary statutory authority
23. to complete the goal as far as the Capital City Planning Commission is
24. concerned. There was an amendment that was added. It was simply a
25. technical error in the draft of the bill. It changed the...or the
26. Chairman of the Capital Development Board is the proper replacement
27. for the Chairman of the IBA. It is simply again a housekeeping amend-
28. ment. I know of no great opposition, and I ask a most favorable roll
29. call.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Is there further debate? The question is shall Senate Bill 358
32. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
33. is open. Have all voted who wish? Take the record. On that question

1. the Ayes are 47, the Nays are none, 1 Voting Present. Senate Bill 358
2. having received the constitutional majority is declared passed. Senate
3. Bill 360, Senator Knuppel. Senate Bill 362, hold. Senate Bill 364,
4. Senator Knuppel. Senate Bill 369, Senator Carroll.

5. SECRETARY:

6. Senate Bill 369.

7. (Secretary reads title of the bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Carroll.

11. SENATOR CARROLL:

12. Thank you, Mr. President and members of the Senate. This is a
13. request from the Commissioner of Banks and Trusts of the State of
14. Illinois, who is requesting an amendment to allow the Federal Reserve
15. Bank to hold U.S. Government obligations for its member banks in a
16. fiduciary capacity or in a co-fiduciary capacity, by way of amendment.
17. This is a request, we have a lot of other banks that's now allowing
18. the Federal Reserve to serve in that capacity, and I would ask for a
19. favorable roll call.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Is there further debate? The question is...The question is shall
22. Senate Bill 369 pass. Those in favor vote Aye. Those opposed vote Nay.
23. The voting is open. Have all voted who wish? Take the record. On
24. that question the Ayes are 49, the Nays are none, none Voting Present.
25. Senate Bill 369 having received a constitutional majority is declared
26. passed. Senate Bill 370, Senator Bell.

27. SECRETARY:

28. Senate Bill 370.

29. (Secretary reads title of the bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Bell.

33. SENATOR BELL:

1. Yes, thank you, Mr. President, members of the Senate. Senate
2. Bill 370 repeals the requirement that a resident agent countersign
3. every policy of insurance, covering property or risk in Illinois.
4. Now, at the present time, a policy written by an out-of-state insur-
5. ance company must contain the countersignature of a resident agent.
6. Any policy that's written within the State of Illinois must contain
7. the signature of that resident agent. The Department of Insurance
8. feels that this is a consumer bill, that it will in effect by re-
9. ducing that requirement mean certain costs would be passed on to...
10. certain reduced costs would be passed on to the consumer in the form
11. of lowering the cost of insurance. The policies...there is an amend-
12. ment to 370 that was drafted in...and committee amendment that there
13. would be stamped on the policy or plainly evident in the policy, who
14. the agent or the broker is so that the servicing and the claims pro-
15. cedure would go forth in...in a proper manner.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there further debate? Senator Palmer.

18. SENATOR PALMER:

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

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. The sponsor indicates he'll yield.

22. SENATOR PALMER:

23. This bill provides that the provision requiring the register agent...
24. I mean that repeals that provision - no longer requires it. Can you
25. explain to me how that would help a consumer?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Bell.

28. SENATOR PALMER:

29. Seems to me that that's a convenience for the industry and not in
30. any way, shape or form, any aid to a consumer and yet you represented
31. to us that it helps the consumer.

32. SENATOR BELL:

33. I'm sorry, Senator Palmer. I didn't understand the first

1. part of your question. Would you repeat it?

2. SENATOR PALMER:

3. The bill provides the repeal of the provision requiring that the
4. registered agent countersign the insurance application. This created,
5. in my opinion, some sort of responsibility to the consumer. By re-
6. pealing that requirement, how did it help the consumer?

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Bell.

9. SENATOR BELL:

10. Well, in this, in this State, as in many, many other States, of
11. course, you have some large companies that do a lot of...of their
12. insurance by mail and it gets to be a very difficult thing to have
13. those policies actually countersigned. They can be, according to this
14. bill, stamped, a...a facsimile signature can be attached, and it helps
15. the administrative process - the logistical process of getting policies
16. out, and that's where the Department, the Department of Insurance feels
17. that the cost thereby would be in essence, certainly partially passed
18. on to the consumer, thereby reducing his cost of insurance. I'm not
19. sure I answered your question. I'm not sure if I really understood
20. the thrust of it, but...

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Palmer.

23. SENATOR PALMER:

24. I'd like for you to explain to me what administrative processes
25. are necessary for the consumer to engage in. You say it helps the
26. administrative process. What does a consumer do in an administrative
27. way?

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Bell.

30. SENATOR BELL:

31. I...don't understand your question again, Mr. Palmer...Senator
32. Palmer. What does a consumer have to engage in? That's a, you know,
33. such a broad question. I'm not sure I understand the thrust.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Palmer.

3. SENATOR PALMER:

4. You represented that this bill and the provision of deleting this
5. requirement, helps the consumer. And, then you talked about an admini-
6. strative process. How does that help the consumer? I don't...I don't
7. know of any administrative...a...a...big companies...you're talking
8. about big companies having some administration problems there.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Bell.

11. SENATOR BELL:

12. There are certain things that make up the cost of insurance. One
13. of which is an administrative cost. All right, if you change that ad-
14. ministrative procedure so that it is more automatized, it's going to
15. consume less man hours, and less expense, therefore. That's what I'm
16. talking about there. Now, to answer your question from another per-
17. spective - there are in this State, and have been, some agents that
18. receive an additional two or three dollars, or five dollars for counter-
19. signing policies, by formally affixing their signature thereto. This
20. is a...you know, this is an additional cost there. Now, the provision
21. of countersigning can be met from a standpoint of what the Department
22. of Insurance is interested in, as to who is going to service the
23. policy, who the broker is, or who the agent is, by printing in by
24. facsimile stamp, and that is in the bill now by amendment.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Palmer, I would indicate that your time has expired and
27. I...

28. SENATOR PALMER:

29. Oh, this is a very important bill...its...I...

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Well, I...I know, Senator...

32. SENATOR PALMER:

33. ...it's very troublesome to me, because...

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. I have other...I have three other Senators who wish to discuss
3. this...four now. So, if...if you will make a brief question, I am sure
4. you will be allowed by the Senate, but your time has expired.

5. SENATOR PALMER:

6. I need...wait, I need another stool here. Will you please ex-
7. plain the amendment, Senator Bell. I heard your report to an amend-
8. ment that reminded me. And, also, I'd like you to tell me if there
9. anything in the bill that provides that the saving of administrative
10. costs will inure to the benefit of the consumer.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Bell.

13. SENATOR BELL:

14. Well, the first question as to explaining the amendment, that was
15. done when we moved the bill from second reading, as I recall, and I've
16. addressed myself once to it already here in third reading. Now...are
17. you...you didn't understand the answer to that question previously, in
18. which I stated that on every policy in the State of Illinois, even with
19. a countersignature provision being removed if this law goes through -
20. every policy will still have affixed to it the name of the resident
21. agent or the broker or the servicing agency, so that the policyholder
22. will indeed know who to go to to receive the servicing that's necessary.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Wooten.

25. SENATOR WOOTEN:

26. Senator Bell, do I understand you to say that you have by amend-
27. ment taken out the provisions of the bill that are stated in the Calen-
28. dar?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Bell.

31. SENATOR BELL:

32. Don't understand the question.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Wooten.

2. SENATOR WOOTEN:

3. That I don't understand the explanation of your amendment. It
4. says here - repeals provision requiring that resident agent counter-
5. sign insurance applications and policies. You said in your amendment,
6. you provide that the...a resident agents...I guess they don't have to
7. sign it, but their name, address and all that stuff is still...all
8. right. The thing that interests me...I think this bill...there's a
9. little bit more to it than appears on the surface. Are there recipro-
10. cal arrangements of this kind in neighboring states?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Bell.

13. SENATOR BELL:

14. Six...as I understand it, Senator Wooten. Six states at this
15. time. In other words, similar law is in the books of six different states.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Wooten.

18. SENATOR WOOTEN:

19. Well, my problem is, I'm just hearing and I haven't seen anything
20. in writing, but I hear that we don't have quite the same kind of re-
21. ciprocal arrangement with other states. I think that is a fairly im-
22. portant consideration. Would not the practical effect of this be that
23. insurance agencies and agents from other states can come into Illinois
24. and do business without the requirement of involving local, Illinois,
25. resident insurance agents?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Bell.

28. SENATOR BELL:

29. Well, you're getting at a situation that the Department of Insur-
30. ance, in fact, addresses itself to right now, in that they have to
31. presently be licensed to do business in the State of Illinois. I mean...

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Wooten.

1. SENATOR WOOTEN:

2. Clarify that for me. I'm talking about...insurance agencies and
3. agents in another state. Are they required to have a license in
4. Illinois?

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Bell.

7. SENATOR BELL:

8. Well, as I understand it from my legal counsel here, only com-
9. panies are.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Wooten.

12. SENATOR WOOTEN:

13. Well, I think there's the problem with the bill right there...
14. only companies are required. You're giving, I think, problems to
15. resident insurance agents in Illinois, and unless it is clear that
16. they have the same kind of rights in adjacent states, I don't see why
17. we should be so eager to grant non-state resident agents this privilege.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Gentlemen, I would point out that we have done well up to this
20. point. We have passed 37 bills off of third reading. According to
21. Senator Regner, we need to do 53 bills a day to get done. I would just
22. point that out to you. We have not reached 53 yet today. Senator
23. Merritt.

24. SENATOR MERRITT:

25. Yes, Mr. President, members of the Senate. Perhaps in my own
26. little small way as a cosponsor of the bill with Senator Bell, my...
27. the matter of thirty seconds...begin to clarify this by citing a
28. particular example. There are many of those agents in the State that
29. border other state lines, where you're writing a risk, for instance
30. in Illinois, I mean in Indiana...you're an Illinois agent, the policy
31. has to be shipped over there for countersignature by an Indiana agent.
32. There have been many practices in the past of either taking five per-
33. cent from the agent for the privilege of countersigning it, but in

1. recent years the practice has become not to charge them at all. So,
2. it's just a complicated procedure that does nothing but usurp time
3. and paperwork and actually ends up to be a disservice to the client.
4. I think it's a good bill and deserves the support of all.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Senator Hickey.
7. SENATOR HICKEY:
8. Would the sponsor yield for a question?
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Indicates he'll yield.
11. SENATOR HICKEY:
12. I'd like to know if the six states which do have this law are
13. ones surrounding Illinois, or are they far away.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Senator Bell.
16. SENATOR BELL:
17. Senator Hickey, I don't have that information readily at hand.
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Senator Hickey.
20. SENATOR HICKEY:
21. So, you don't know whether Wisconsin and Indiana...you don't...
22. you don't know about that. Thank you.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Senator Savickas. Senator Carroll.
25. SENATOR CARROLL:
26. I was just going to ask Senator Bell how many jobs this would
27. take away from people in Illinois.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Senator Bell.
30. SENATOR BELL:
31. It wouldn't take any away, Senator Carroll, that I can see, nor
32. that the Department of Insurance can see.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Carroll.

2. SENATOR CARROLL:

3. Well, how many countersignatories are there in Illinois?

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Bell.

6. SENATOR BELL:

7. I...I would say as many as there are licensed resident agents,
8. and I don't know how many there are off hand. I imagine several thousand.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Carroll.

11. SENATOR CARROLL:

12. Sorry, I didn't hear that.

13. SENATOR BELL:

14. I said as many as there are licensed resident agents, and officials
15. I suppose, company officials, too, that might be in that category. So,
16. I would assume there's several thousand.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Carroll.

19. SENATOR CARROLL:

20. So by this Act you would be taking away one of their duties...one
21. of their job functions of those several thousand people.

22. SENATOR BELL:

23. No, not really, because the job that a licensed resident agent
24. does has very little to do with just signing a policy. If it can be
25. facsimile stamped or if it's carrying a trademark of the, of the par-
26. ticular firm on there - that's according to the Department of Insurance
27. fully adequate. And, I might add, Senator Carroll, that the agent's
28. associations are fully in support of the bill, too.

29. SENATOR CARROLL:

30. And by adding the requirement of the amendment of adding this
31. additional information, I'm sure there's a cost involved in adding
32. that additional information. It would seem to me that that cost
33. would outweigh any savings of reducing the facsimile...whatever it's
34. called, signature.

1. SENATOR BELL:

2. Well, yeah...that's...that's a good point, but not necessarily,

3. because now on a declaration's page of an insurance policy, or on the

4. back of the policy or on various other locations on the front of the

5. policy, almost always there is the name of the agency that you're re-

6. ceiving the policy from.

7. SENATOR CARROLL:

8. Okay. Thank you.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Rock.

11. SENATOR ROCK:

12. Thank you, Mr. President, Ladies and Gentlemen of the Senate.

13. I rise in opposition to Senate Bill 370, and if the sponsor will yield,

14. I would like to ask a question.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Indicates he will yield.

17. SENATOR ROCK:

18. Section 1 - I am definitely opposed to. Will you tell me what

19. Amendment No. 1 purports to do by adding Section 2 to that bill?

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Bell.

22. SENATOR BELL:

23. Well, if Senator Rock would just hold for a bit, I'll find it

24. and we'll see what he's talking about.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Rock, did you have other comments pending Section 2?

27. SENATOR ROCK:

28. Pardon me.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Did you have other comments...

31. SENATOR ROCK:

32. No. I just wanted to know what the purpose of Amendment No. 1...

33. I have, I have a printed copy of it and it purports to add a new section

1. the Insurance Code, and I wonder where it came from and why we
2. need it, and what's it...what does it purport to do?
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Bell.
5. SENATOR BELL:
6. Now, that's in...your question is in reference to Amendment No.
7. 2...Amendment No. 1? That's all there is on this Amendment No. 1.
8. Yeah. Senator Rock, would you restate your question in reference
9. to that amendment please.
10. SENATOR ROCK:
11. Most certainly.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Senator Rock.
14. SENATOR ROCK:
15. The bill as introduced just repeals the countersignatory provision,
16. and then by Amendment No. 1, you are adding Section 2, and it says
17. Section 510.1 is added to the Illinois Insurance Code as amended as
18. follows. And what I want to know is where did it come from and what does
19. it purport to do and why is it necessary?
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. Senator Bell.
22. SENATOR BELL:
23. Well, the amendment came from the Department of Insurance, and was
24. ...it was felt on the part of the Department of Insurance that this
25. information as to the disclosure of the name of the agency, or the
26. agent, or the broker, or the limited, what they call under a new pro-
27. vision now in the Department of Insurance limited insurance representa-
28. tive agents that that information should be available to the policy-
29. holder and every policy, and that it doesn't have to constitute formal
30. signature by that agent. That's, of course, what the countersignature
31. ...bill here addresses itself to, but by printing on the policy or fac-
32. simile signature that this would meet the test of giving knowledge to
33. the policyholder of who his agent is.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Is there further discussion? Senate...House Bill 370. Senator
3. Bell may close the debate.
4. SENATOR BELL:
5. I think we pretty well covered it, Mr. President.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. The question is...
8. SENATOR BELL:
9. Appreciate a favorable roll call.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. The question is shall Senate Bill 370 pass. Those in favor vote
12. Aye. Those opposed vote Nay. The voting is open. Have all voted who
13. wish? Take the record. On that question, the Ayes are 25, the Nays
14. are 15, 4 Voting Present. Senate Bill 370 having failed to receive
15. the constitutional majority is declared lost. Senate Bill 371, Senator
16. Morris.
17. SECRETARY:
18. Senate Bill 371.
19. (Secretary reads title of bill)
20. 3rd reading of the bill.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Senator Morris.
23. SENATOR MORRIS:
24. This bill is a result of problems that people within our society
25. and primarily in Illinois have with reading. We have a high illiteracy
26. rate and the reading level in our schools is not what it should be.
27. According to the Illinois certification laws, anybody teaching sixth
28. grade on up does not necessarily need any training in the teaching of
29. reading. People who teach in the elementary schools only need two
30. hours. What this bill tries to do is get at the problem by requiring
31. six semester hours for teachers in the elementary school and methods
32. of teaching reading as well as diagnosing reading problems and corrective
33. techniques so that the problems can found early and corrected. And

1. for secondary teachers, the junior high and high school teachers, it
2. requires two hours in the fundamentals of teaching so that if there
3. is a reading problem, they can identify it and work on it. It's a...
4. would bring Illinois into compliance with most other States in this
5. area, and I would be willing to ask any...answer any questions you
6. have, and we appreciate a favorable roll call.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Is there further debate? Senator Rock.
9. SENATOR ROCK:
10. Two questions - cannot the Illinois Office of Education do this
11. now by rule?
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Senator Morris.
14. SENATOR MORRIS:
15. It is my understanding the Illinois Office of Education, through
16. the Board of Certification, could do this by law. It's been requested
17. that they do that and they have not done it. I have talked to members of
18. the Department since January about this, and they said they will put
19. this on the agenda possibly at their next Certification Board meeting
20. and see what they can do, but they have not yet moved on this. This
21. has been a problem for several years.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Senator Rock.
24. SENATOR ROCK:
25. Well, I...I think they can do it. Frankly, I think the legislation
26. is unnecessary. My second question is if it's necessary, why do we
27. wait until July of 1977?
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Senator Morris.
30. SENATOR MORRIS:
31. That's to allow the students who are currently juniors or better
32. in college an opportunity to finish their program since they would not
33. be able to work this into their program in that time.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Is there further debate? The question is shall Senate...Senator
3. Hynes.
4. SENATOR HYNES:
5. Would this...if the sponsor would yield to a question. Would this
6. bill,if it becomes effective,require any teacher who had any...any
7. person otherwise qualified whose certificate might have lapsed to then
8. pick up these additional hours in order to qualify as a...for a teaching
9. certificate?
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Senator Morris.
12. SENATOR MORRIS:
13. As...as I understand it, it would not if it lapsed within that
14. category of three years that you have to renew. If it had lapsed for
15. five or ten years, you would be required to go back and receive this
16. ...education.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Senator Hynes. Is there further debate? The question is shall
19. Senate Bill 371 pass. Those in favor vote Aye. Those opposed vote
20. Nay. The voting is open. Have all voted who wish? Take the record.
21. On that question, the Ayes are 25, the Nays are 13, 4 Voting Present.
22. Motion by Senator Morris to postpone consideration, Senate Bill 371.
23. The bill is postponed. Senate Bill 373, Senator Mitchler.
24. SECRETARY:
25. Senate...
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Senator Mitchler.
28. SENATOR MITCHLER:
29. Yes, Mr. President, I agreed to take this back to 2nd reading.
30. Senator Bloom was that you...Senator Bloom had asked when I advanced
31. it if I would bring it back, and I said that I would. So, I would like
32. leave to take...
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Mitchler moves...

2. SENATOR MITCHLER:

3. ...the bill back to...

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. ...that Senate Bill 373 be taken back to the order of 2nd reading.

6. The bill is on 2nd reading. Any amendments? Senator Bloom.

7. SECRETARY:

8. One...one amendment by Senator Bloom.

9. SENATOR BLOOM:

10. Thank you, Mr. President and members of the Body. Yes, this amend-

11. ment merely removes a laundry list of exceptions to the reporting of

12. expenses and puts lobbyists on the same footing as Legislators as to

13. ...like just as we have to report everything, we expend campaigning for

14. our seats. They should report everything they expend campaigning for

15. and against bills, and I'd urge its adoption, and there's no badge.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Bloom moves the adoption of Amendment No. 2. Is there dis-

18. cussion? All those in favor say Aye. Opposed. I would say the Noes

19. have it unless there's a request for a roll call. Roll call is requested.

20. The question is on the adoption of Amendment No. 2 to Senate Bill 373.

21. Those in...the voting is open. It will require a majority of those

22. voting on the issue. Have all voted who wish? Take the record. On

23. that question, the Ayes are 19, the Nays are 21. Amendment No. 2 having

24. received a...having failed to receive a majority is declared lost. Any

25. further amendments? 3rd reading. Since there was no intervening

26. business...no amendment adopted, Senator Mitchler, we may go to Senate

27. Bill 373 if you wish. Senate Bill 373.

28. SECRETARY:

29. Senate Bill 373.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Mitchler.

1. SENATOR MITCHLER:

2. Mr. President and members of the Senate, Senate Bill 373 does
3. just what the synopsis says. It provides for a ten dollar...annual
4. registration fee for lobbyists. It requires the Secretary of State
5. to prepare and distribute a bulletin showing the registered lobbyists.
6. This is not required under the present statute, and I'd ask for a
7. favorable roll call. There's no opposition to this from the Secretary
8. of State, in fact, he concurs in it.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Buzbee.

11. SENATOR BUZBEE:

12. Well, that's not exactly what the synopsis says. The synopsis
13. says that it provides for ten dollars annual fee for the preparation
14. and distribution of list of registered lobbyists. Does that mean that
15. everybody who wants a list of registered lobbyists has to pay a ten
16. dollar fee?

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Mitchler.

19. SENATOR MITCHLER:

20. Under the present Act, there is no charge to register as a lobbyist
21. with the Secretary of State, and that's what I say here. This provides
22. for a ten dollar annual registration fee for a lobbyist with the Secre-
23. tary of State.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Buzbee.

26. SENATOR BUZBEE:

27. You missed my point, Senator. The synopsis says that it provides
28. for ten dollar annual fee for preparation and distribution of list of
29. registered lobbyists. Does that mean that anybody who wants a list of
30. a registered lobbyist has to pay ten dollars to get the list or is it
31. simply that the lobbyist has to pay ten dollars to register?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Mitchler.

1. SENATOR MITCHLER:

2. Well, I don't know where you're reading, but I have the bill in
3. front of me and it says on the bill - provides for a ten dollar annual
4. registration fee. Now, if you're reading the Calendar, then you're
5. reading something else. Read the bill, that's what you're voting on,
6. not the Calendar.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Buzbee.

9. SENATOR BUZBEE:

10. My question has not been answered yet. I persist. Anybody who
11. wants a copy of the list of registered lobbyists - do they have to
12. pay a ten dollar fee? Yes or no.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Mitchler.

15. SENATOR MITCHLER:

16. Yes, other than members of the General Assembly. Are you talking
17. about the registration fee or the cost for the book after it's prepared?

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Buzbee.

20. SENATOR BUZBEE:

21. My question is singlefold. If anybody wants a copy of the list of
22. registered lobbyists, under your bill, do they or do they not have to
23. pay a ten dollar fee to obtain said list?

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Mitchler.

26. SENATOR MITCHLER:

27. Those that do not get it for free have to pay, yes.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Buzbee. That...that shall go down with the...

30. SENATOR BUZBEE:

31. It's...it's...it's my understanding, Mr. President, that there are
32. ten thousand stand-up comedians that are now in the unemployment lines,
33. and yet here we have another who wants to join their ranks. I still

1. have not gotten an answer to my question, and I continue to persist
2. until the Chair rules me out of order.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. The...the question has been asked and answered. If...if you wish,
5. Senator Buzbee, you may ask the question again. I just...trying to
6. get things moving here again. Senator Buzbee.
7. SENATOR BUZBEE:
8. If my wife comes in off the street and tells the Secretary of State
9. that she would like to have a list of the registered lobbyists, does
10. she have to pay ten dollars to obtain that list?
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Senator Mitchler.
13. SENATOR MITCHLER:
14. Under the amendment to the Lobbyist Act, it shall provide as
15. follows and I quote from the bill - "copies shall be distributed to
16. others only upon the request for such bulletin to the Secretary of
17. State, and only upon payment of ten dollars for each such bulletin
18. requested."
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Senator Buzbee, your time has expired, but I...Senator Netsch.
21. SENATOR NETSCH:
22. Well, I was...
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Senator Buzbee.
25. SENATOR BUZBEE:
26. Thank you.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. No...Senator Netsch.
29. SENATOR NETSCH:
30. I was simply trying to answer Senator Buzbee's question for him.
31. The answer is that everyone must, under this amendment, pay ten dollars
32. except members of the General Assembly, registered lobbyists and the
33. Press. So, your wife would have to pay ten dollars. The answer to

1. your question is yes.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is there further debate? The question is shall Senate Bill 373
4. pass. Those in favor vote Aye. Those opposed vote Nay. For what
5. purpose does Senator Buzbee arise?

6. SENATOR BUZBEE:

7. Point of order, Mr. President...parliamentary inquiry I guess I
8. should say. In my original exchange with the Senator, I was asking
9. questions. Am I now allowed to speak to the point of on the bill?

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Buzbee, our rules require that each Senator is allowed one
12. opportunity to speak and after we have spoken once, any Senator seeking
13. recognition may speak a second time. And, under those rules you would
14. be recognized for the purpose of speaking one time, but Senator Harris
15. has sought recognition. If it is a...if it is not a parliamentary in-
16. quiry, he would have the opportunity to speak before you. Senator Harris.

17. SENATOR HARRIS:

18. Well, I just thought that maybe Senator Buzbee could loan his wife
19. his copy.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Is there further debate? Now, Senator Buzbee, you are recognized.

22. SENATOR BUZBEE:

23. Thank you, Senator Harris, I will plan to do that if she has any
24. interest. She may want her own copy, however. Well, it just seems to
25. me the charges, the cost of the publication of these sorts of lists, is
26. minimal, and the lobbyist registration fee, it seems to me should be
27. sufficient to pay for these kind of costs. And, I don't understand
28. why we're trying to preclude the public from being privy to who it is
29. that's here in Springfield lobbying us. I...that just doesn't make any
30. sense to me, and I am very much opposed to this bill.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Partee.

33. SENATOR PARTEE:

8 BEE
May 8-75
3 hd

1. This is just such interesting debate I thought I might add that,
2. Senator Buzbee, Sunday is Mother's Day and you could give her a gift
3. certificate for one.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Yes, Senator Buzbee, we'd also point out again that those who don't
6. get it free will have to pay for it, however. That will go down in
7. the line of Senator Mitchler's earlier statement to...Paul Simon that
8. the amendment removed the clarifying language. I think you've hit a
9. second now, Senator Mitchler. Is there further debate? The question
10. is shall Senate Bill 373 pass? Those in favor vote Aye. Those op-
11. posed vote Nay. The voting is open. Have all voted who wish? Take
12. the record. On that question the Ayes are 25, the Nays are 22, none
13. Voting Present. Senate Bill 373 having failed to receive the consti-
14. tutional majority is declared lost. Senate Bill 375, Senator Mohr.
15. Senate Bill 379, Senator Rock. Senate Bill 382, Senator Berning.
16. Senator Berning, 382.

17. SECRETARY:

18. Senate Bill 382.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Berning.

23. SENATOR BERNING:

24. Thank you, Mr. President. First, may I inform the Body that the
25. Calendar is inaccurate. This does not provide for a six dollar stamp,
26. it is a two dollar stamp. With that in mind, Mr. President, let me just
27. briefly point out that this bill is a small effort to provide for some
28. additional revenue for the sport fishing on Lake Michigan. And, I
29. should point out that it is restricted to Lake Michigan. At the present
30. time, there is a vast shortage of parking and launching facilities, and
31. if I might, let me quote from the recent letter from the...and report
32. from the Waukegan Port District - The harbor activities have increased
33. at an alarming rate, due to the increase in boat launchings occasioned

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1. by the increase in sport fishing activities. We have launched as many
2. as 700 boats a day...on weekends and holidays. The demand for slip
3. space and anchorage by the season continues and our waiting list now
4. exceeds 400 active applications. This won't do a great deal toward
5. relieving this, but it is a step in the right direction. Has the
6. support of the Department of Conservation, Mr. President, I solicit
7. a favorable roll call. This came out of committee without a dis-
8. senting vote. If there are questions, I'll attempt to answer them.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Sommer.

11. SENATOR SOMMER:

12. Would the sponsor of the bill yield?

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Indicates that he will yield. Senator Sommer.

15. SENATOR SOMMER:

16. Senator Berning, what's the penalty for having one of these gems
17. in your possession?

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Berning.

20. SENATOR BERNING:

21. Penalty for what, Senator?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Sommer.

24. SENATOR SOMMER:

25. Having one of these fish?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Berning.

28. SENATOR BERNING:

29. There is no penalty that I am aware of, Senator. There is a penalty
30. for the possession of lake trout, according to what my understanding is
31. of the Department of Conservation regulations at this time. But, this
32. does not address itself to that particular issue. This is an effort to
33. raise a little additional revenue to be divided equally between the use

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1. of...use for ramp and parking facilities, and for the propegation of
2. fingerlings.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Sommer.
5. SENATOR SOMMER:
6. Well, Senator Berning, if you don't buy the stamp, what's the
7. penalty?
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. Senator Berning.
10. SENATOR BERNING:
11. Same penalty that the Department of Conservation would impose for
12. lack of a fishing license.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Senator Egan, then Senator Davidson, then Senator Soper. Senator
15. Egan. Oh...excuse me, Senator Sommer.
16. SENATOR SOMMER:
17. I think Senator Latherow had a question right behind me that ties
18. in with this. Could he be recognized?
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. In turn he will be recognized. Senator Egan.
21. SENATOR EGAN:
22. Thank you. I'd like to ask a question of the sponsor if I may.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. He indicates that he will yield.
25. SENATOR EGAN:
26. Senator Berning, this apparently is the same as having a migratory
27. water fowl stamp with your license. Is that the idea?
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Senator Berning.
30. SENATOR BERNING:
31. Yes, Sir, it is essentially the same idea as the Ducks Unlimited
32. stamp. Correct..
33. PRESIDING OFFICER: (SENATOR BRUCE)

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1. Senator Egan.
2. SENATOR EGAN:
3. Well, when you're shooting migratory water fowl, you can see what
4. you're shooting at and if you don't want to shoot, you don't get a duck...
5. a...a...a duck stamp is what they're commonly known as. But when I'm
6. out fishing and I don't have a salmon stamp and I'm fishing for walleye,
7. and I catch a salmon, do I have to throw it back?
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. Senator Berning.
10. SENATOR BERNING:
11. That's my understanding at the present time for lake trout - it
12. would then be the case here with salmon, I am sure. But in Lake
13. Michigan you wouldn't be fishing for walleye, Senator.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Senator Egan.
16. SENATOR EGAN:
17. That's correct, Senator Berning. But if I were fishing in the
18. Mississippi River I could catch walleye.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Senator Berning.
21. SENATOR BERNING:
22. This applies only to Lake Michigan.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Senator Egan.
25. SENATOR EGAN:
26. That isn't what the digest says...or the Calendar. It says - all
27. Illinois waterways.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Senator Berning.
30. SENATOR BERNING:
31. Senator, the original bill was that broad. The amendment restricts
32. it to Lake Michigan.
33. PRESIDING OFFICER: (SENATOR BRUCE)

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1. Senator Egan.

2. SENATOR EGAN:

3. Now, if I'm a Michigan resident and I'm fishing on the Illinois side
4. of the Lake, do I need a salmon stamp?

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Berning.

7. SENATOR BERNING:

8. Yes, Sir. The same as you would need an Illinois fishing license
9. or hunting license.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Egan.

12. SENATOR EGAN:

13. Well, what if I'm three miles off shore?

14. PRESIDING OFFICER:

15. Senator Berning, but Senator Egan, your time has expired.

16. Oh...I'm sorry. It has not expired. Senator Berning.

17. SENATOR BERNING:

18. I...I'm sorry, I didn't get that.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Egan, would you repeat the question please.

21. SENATOR EGAN:

22. Yes. My question is, if I'm a Michigan resident and I'm fishing
23. three miles off shore off of the shore from, let's say, Deerfield,
24. do I need a salmon stamp to be fishing there?

25. PRESIDENT:

26. Senator Soper.

27. SENATOR SOPER:

28. Well, if you've got a Michigan license and you're in Lake Michigan
29. and you're fishing, you can fish off the shore of Illinois, but don't
30. land with the fish in Illinois. You'll have a long way to row back to the
31. Michigan side. But I would advise you that Michigan also has a salmon
32. stamp. And this is a...of course we're having a lot of fun with this,
33. but this is very important. They want to put in some cold water hatcheries
34. and this is the only way you can do it. Michigan now has rearing ponds

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1. and they, and they take the eggs from the females and...and they...and the
2. spawn from the females and the milk from the males and we can get
3. these eggs, and if we hatch them in cold water hatcheries, and that's
4. what this bill is for. And, it's very necessary. You wouldn't have
5. to have a salmon stamp if you're fishing in the Mississippi River,
6. because there are no salmon in the Mississippi River, and this is...
7. this is the coho or the...or the other larger salmon that we're talking
8. about. And, I wish we'd get along with this...on this bill, because
9. I'm the cosponsor of this and notwithstanding the excellent dissertation
10. by Senator Berning, who's never been fishing in his life, I think we
11. ought to get a favorable vote on this. I move the previous question.
12. PRESIDENT:

13. Senator Soper's moved the previous question. All in favor will say
14. Aye. The motion is not debatable. Senator Soper, we have three other
15. fellows on the list, you persist the motion, we'll have to take a vote
16. on it. All right, Senator Savickas.

17. SENATOR SAVICKAS:

18. Thank you, Mr. President. It's very thoughtful. The comment was
19. made that this bill is exactly like Ducks Unlimited. Does this mean
20. that a portion of this fee will go to Canada?

21. PRESIDENT:

22. Senator Berning.

23. SENATOR BERNING:

24. No, it will not. I'm sorry if you...if the comment was construed
25. as being exactly like the Ducks Unlimited. The purpose...the purpose
26. of this is the same as the duck stamp, to assure an adequate supply of
27. the game fish just as the duck stamp is to assure a supply of ducks.
28. This...the fees, I should point out, are divided equally. There is a
29. two dollar fee. One dollar goes into the Facilities Acquisition and
30. Construction Program. The other goes into the propegation of fish, as
31. Senator Soper outlined. Incidentally, Illinois, to the best of my know-
32. ledge, is the only Great Lakes State at this time which does not have
33. a salmon stamp. I invite your support. This is a laudable objective,

10
20
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1. and will immeasurably increase the availability of this new found
2. sport fishing activity.

3. PRESIDENT:

4. Senator Latherow.

5. SENATOR LATHEROW:

6. I have a couple of questions. First of all, I want to recognize
7. it's not only salmon if you go trout fishing, you're also subject to
8. the license fee of two dollars. Senator Berning, does someone under
9. sixteen years of age have to buy this stamp?

10. PRESIDENT:

11. Senator Berning.

12. SENATOR BERNING:

13. Someone under sixteen or sixty did you say?

14. PRESIDENT:

15. Sixteen he said.

16. SENATOR BERNING:

17. I think the age limit for a fishing license is twelve, and anyone
18. who buys a fishing license would buy one of these if he is going to
19. fish on Lake Michigan for salmon or lake trout.

20. PRESIDENT:

21. Senator Latherow.

22. SENATOR LATHEROW:

23. The other question I have - what is the penalty if you're caught
24. fishing for salmon or trout and catching them, if you're caught.

25. PRESIDENT:

26. Senator Latherow...Berning...Senator Berning.

27. SENATOR BERNING:

28. Senator, there are no penalties incorporated in this measure. That
29. is a rules and regulation prerogative of the Department of Conservation.
30. As I indicated earlier, they do have a penalty for the possession of
31. lake trout at this time. I am not sure whether they have gotten around
32. to imposing a penalty on salmon...possession of salmon. I would assume
33. that if this becomes a problem, they will so regulate.

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1. PRESIDENT:

2. Senator Latherow, have you finished?

3. SENATOR LATHEROW:

4. Well I'd just like to recognize a...I wonder how successful a
5. volunteer program will be.

6. PRESIDENT:

7. Senator Morris. Any further discussion? Senator Graham.

8. SENATOR GRAHAM:

9. Only want to suggest that if these members get the fish so as
10. confused as they are with this bill, they'd probably go for salmon
11. and come back with bluegills. Let's do something with it.

12. PRESIDENT:

13. Any further discussion? The question is shall Senate Bill 382
14. pass. All in favor will vote Aye. Opposed will vote Nay. The
15. voting is open. Have all voted who wish? Take the record. On this
16. question the Ayes are 31, the Nays are 2, 3 Present. Senate Bill 382
17. having received the constitutional majority is declared passed. Senate
18. Bill 383, Senator Knuppel. Senate Bill 384, Senator Schaffer. Read
19. the bill.

20. SECRETARY:

21. Senate Bill 384.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDENT:

25. Senator Schaffer.

26. SENATOR SCHAFFER:

27. Senate Bill 384 would allow a school board which feels it has a
28. hazardous transportation problem within the mile and a half limit, to
29. petition the Office of Education for a ruling on whether it is a hazar-
30. dous situation, and if the Office of Education deems it a hazardous
31. situation, the Office would authorize the local school board to pick
32. up the children within...affected by the situation. I believe there
33. was a fiscal statement from the Office of Education given to Senator

1. Rock, and I gave a copy to Senator Egan. I've had numerous school
2. boards from all over the State contact me on this problem. I know
3. of no opposition to the bill as amended.
4. PRESIDENT:
5. Any further discussion? Senator Sommer.
6. SENATOR SOMMER:
7. Senator Schaffer, would this affect anything except the mile and
8. a half area from the school to the home?
9. PRESIDENT:
10. Senator Schaffer.
11. SENATOR SCHAFFER.
12. No.
13. PRESIDENT:
14. Any further discussion? Senator Latherow.
15. SENATOR LATHEROW:
16. Well, Mr. President and members of the Senate. I just want to
17. recognize something in this. You allow a determination here, if I
18. read Amendment No. 2 correctly, that says the school board makes a
19. determination that such hazardous conditions exist. Now if they make
20. an observation that that hazardous condition does not exist and someone
21. gets hurt under this Act if it passes, I wonder just what the insur-
22. ance effect is going to be on that particular body and so on as a
23. responsibility section might be.
24. PRESIDENT:
25. Senator Schaffer.
26. SENATOR SCHAFFER:
27. The determination whether it...a hazardous situation exists, is
28. made by the Office of Education - not the local school board. All the
29. local school board does is request the Office of Education to lend its
30. expertise.
31. PRESIDENT:
32. Senator Latherow.
33. SENATOR LATHEROW:

1. Certainly if the school board fails to make this observation and
2. also make the request to the Office of Education, and they in turn fail...
3. I think you're opening up a big set of mousetraps here that the boards
4. of education and along with the Office of Education, are going to be in
5. a sad condition from now on. How are you going to make a determination
6. of whether or not a highway is hazardous? That's a...under what pro-
7. visions I want to know do they make that determination.

8. PRESIDENT:

9. Senator Schaffer.

10. SENATOR SCHAFFER:

11. Senator, obviously, this type of decision is subjective. The
12. problem today is that there is no way for school boards to solve the
13. problem. The reason I'm interested, in my own locale a major highway
14. and a train track close to a school separate part of the school popu-
15. lation. We have had a very dangerous situation and near tragedy. My
16. school board's hands have been tied. They want to help these children,
17. and this was the procedure that appeared to be most appropriate in the
18. views of the educators and the people who consulted me. I'm not trying
19. to do anything less than diminish the chances for tragedy.

20. PRESIDENT:

21. Any further discussion? Senator Latherow.

22. SENATOR LATHEROW:

23. I don't want to delay this, Mr. President, but I do also want to
24. recognize that I wonder where the Office of Education and the Board of
25. Education get their expertise to make these determinations.

26. PRESIDENT:

27. Senator Savickas.

28. SENATOR SAVICKAS:

29. Well, not to be factitious, but this bill affects Chicago in Cook
30. County and I'm wondering how about children walking to school through
31. areas that could be considered dangerous, and something happens to
32. those children. Now are we going to have this Board of Education go
33. out and determine in some particular neighborhoods where children, it's

1. on record, have been stopped, beaten up, on their way to and from
2. school, that this is a hazardous situation and what the... what the
3. liabilities are, and what should be done.

4. PRESIDENT:

5. Senator Graham. Well, I thought perhaps you would, in closing
6. the...all right. Senator Schaffer wants to answer this one now.

7. SENATOR SCHAFFER:

8. Well, Senator, I guess my comment is, if children are being robbed
9. and raped and murdered on the way to school - shouldn't we do something?

10. PRESIDENT:

11. Senator Graham.

12. SENATOR GRAHAM:

13. Mr. President, I think some of the conversation relative to children
14. going through the dangerous areas is something that concerns all of us.
15. I might suggest that they're going through the dangerous areas on side-
16. walks. I might also suggest that in the suburban areas, hundreds and
17. hundreds of children are walking along the sides of the highways after the
18. snowplows have gone by, with less than eighteen inches of territory to
19. walk on, and if they slip they're under a car, and you have to admit
20. our motorists are not too kind in that respect. I think that the school
21. board has to be able to make this kind of a determination and I would
22. feel awful badly to see this Senate, by failing to pass this kind of a
23. bill and considered as being important, to be the cause of the death of
24. one child. I think this is an important piece of legislation for those
25. in suburban area, and I urge your support.

26. PRESIDENT:

27. Senator Glass.

28. SENATOR GLASS:

29. Mr. President and members of the Senate, I would briefly second
30. what Senator Graham said. And, I would remind the Senators that this
31. is permissive with the local school boards. I think we ought to give
32. them the right to recognize a hazardous condition and make this re-
33. quest and provide free transportation where those conditions exist.

1. I know in my areas there certainly are many of them and I've received
2. letters in support of this bill. And, in the interests of children
3. who are forced to walk to school where there are no sidewalks, this is
4. good legislation and I would hope the Senate would support it.

5. PRESIDENT:

6. Senator Buzbee.

7. SENATOR BUZBEE:

8. Mr. President, inquiry, first of all. Is there a fiscal note
9. attached to this bill?

10. PRESIDENT:

11. Senator Schaffer.

12. SENATOR SCHAFFER:

13. Senator Buzbee, I don't know. I don't think it fits the character-
14. ization of a fiscal note. The Office of Education sent a letter, based
15. on my request, which I sent copies to Senator Rock and Senator Egan, who
16. had mentioned it. They come up with an estimate...first year estimate
17. of a hundred and sixty-seven thousand dollars. Now, they based their
18. estimate, and I, frankly, don't agree with it, on every school district
19. in the State submitting five problems. Now, I've talked to my educators
20. and the people who are directly affected, and they think if one school
21. district in five submitted one problem...the Office of Education also
22. included in school districts that already transport all of their
23. children and some school districts that don't have transportation at
24. all, because of the locale. So, I think that's a high estimate, but
25. their figures that's that the absolute maximum it could, and they say
26. that they feel after the first year that would fall off dramatically.
27. I think that's a high estimate and I think there would be some initial...
28. an initial surge and after that it would be a relatively small type of
29. expenditure.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Buzbee.

32. SENATOR BUZBEE:

33. Well, Senator Schaffer, as you know, we are working on a...what we

1. think is a compromise solution to the extra money going into the
2. School Aid Formula. Now, our staff, someway...I'm not sure where
3. they get this, but our staff comes up with a possible cost figure
4. of six million dollars. Now that...you may not agree with that at
5. all. I don't know what the basis of it is. I would like to support
6. this legislation. I am wondering - it is 2:30, close to it, the
7. hour of our adjournment. I'm wondering if you would mind to hold
8. this bill and let's talk about it and...and...and get back to it,
9. because I would like to support the bill but I want to know where
10. the money's coming from.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Schaffer.

13. SENATOR SCHAFFER:

14. Well, the only thing...I...I assume that they're talking about
15. the cost of transportation. Now that I'd have to argue with that.
16. They must be basing it on the same type of logic that every district
17. is going to have five requests. Also, since we do pay on the basis
18. of student mile and since most of these students live within, well
19. they all have to live within a mile and a half, some of them only
20. are three blocks away, the cost can't be, in my opinion, that great.
21. In many cases - and this is the utter stupidity of the situation.
22. Half empty buses come back into the school, drive past the children
23. who have to then walk the distance through a hazardous and dangerous
24. situation, when at no cost...or no extra, you know, they just open...
25. make one more stop and open the door and let these kids in so they
26. don't have to risk their lives to cross a highway. That's the utter
27. stupidity of the existing situation.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Buzbee.

30. SENATOR BUZBEE:

31. I empathize with what you're trying to do. Again, I request,
32. would you might to hold the bill and let's see what we can find out
33. further on this. Perhaps, Mr. President, start with it next Monday

1. morning? Is that possible?

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Schaffer.

4. SENATOR SCHAFFER:

5. Senator Buzbee, you know, I...I have the estimate on what the
6. cost would be, and again, I don't agree with it, but I'm willing to
7. accept it. And if that's...that to me is worth the cost of one
8. student's life I'm sorry - I feel that way. I think any figures
9. that come up would be so subjective as to not be worth wasting the
10. time of the Senate by redebating this bill. There is a cost factor.
11. I don't think it will be anywhere near as high as the figures that
12. have been presented by the Office of Education. They freely admit
13. that they...their estimate is based on the absolute top end con-
14. ceivable by human imagination. I would prefer to proceed with the
15. bill, Senator.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Rock.

18. SENATOR ROCK:

19. Well, I think the one hundred and sixty-eight thousand dollar cost
20. that was mentioned, is merely for the increase or conservatively esti-
21. mated increase from IEO as to what their additional staff would be. I
22. think the reimbursement figure to the local districts, you know, for
23. which we do appropriate money, could, in fact, go up as high as six
24. million dollars. I, for one, am not prepared to vote for this today.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Fawell.

27. SENATOR FAWELL:

28. Mr. President, I've talked to Senator Partee and also the Republi-
29. can Leadership, in regard to asking leave at this time...

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. No...Senator Fawell, you sought recognition I thought on this bill.
32. No, I'm sorry then. Is there further debate? Senator Schaffer may
33. close the debate.

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Recalled
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- 1. SENATOR SCHAFFER:
- 2. If I might, I'll hold the bill until Monday, if we can have an
- 3. understanding it be the first item on the agenda. I don't believe
- 4. the type of figures...any figures that either side can't shoot full
- 5. of holes can be objectively put together before then, but if that's
- 6. the wish of the other side, I'm more than willing to do it, because
- 7. this bill is very important and there are a lot of lives on the line
- 8. on this.
- 9. PRESIDING OFFICER: (SENATOR BRUCE)
- 10. The bill will be taken out of the record. Senator Fawell. Now
- 11. Gentlemen, we have three additional bills to clear up before we can
- 12. adjourn. Senate Bill 776. Senate Bill 1468 and House Bill 1090.
- 13. Those three bills will be considered at this time. Senator Harris
- 14. Fawell is recognized. Senate Bill 776.
- 15. SENATOR FAWELL:
- 16. - Yes, first of all, Mr. President...
- 17. PRESIDING OFFICER: (SENATOR BRUCE)
- 18. It is...it is on third reading, I'm sorry.
- 19. SENATOR FAWELL:
- 20. First of all, I'd like to have leave of the Body to have my name
- 21. as the chief sponsor in place of Senator Shapiro, with Senator Shapiro's
- 22. consent.
- 23. PRESIDING OFFICER: (SENATOR BRUCE)
- 24. Is there leave? Leave is granted.
- 25. SENATOR FAWELL:
- 26. And then would ask leave to have the bill returned to the order of
- 27. second reading for purposes of affixing an amendment.
- 28. PRESIDING OFFICER: (SENATOR BRUCE)
- 29. Is there leave? The bill is on second reading.
- 30. SENATOR FAWELL:
- 31. The amendment is on the Secretary's Desk.
- 32. PRESIDING OFFICER: (SENATOR BRUCE)
- 33. Amendment No. 1 by Senator Fawell. Would you explain the amendment

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1. please.

2. SENATOR FAWELL:

3. Yes, this amendment makes the bill entirely different. What it
4. does do is to put the verbatim, Senate Bill 178 which we passed out
5. of this...out of the Senate maybe two weeks ago. The Governor has
6. signed the bill. We find, unfortunately, that the Reference Bureau
7. left out a very important word - transportation in the exceptions to
8. the operating tax rate. So, we are simply trying to rectify that un-
9. fortunate error that could cost the State a little bit of money.
10. Therefore, I ask for adoption of Amendment No. 1.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Fawell moves the adoption of Amendment No. 1. Is there
13. further discussion? All those in favor say Aye. All opposed. The
14. amendment is adopted. Any further amendments? Third reading.
15. Senate Bill 1468, Senator Glass. Senator Glass.

16. SENATOR GLASS:

17. Thank you, Mr. President, I would ask leave of the Body to return
18. Senate Bill 1468 to the order of second reading for purposes of
19. correcting an amendment that was put on.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Is there leave? The bill is on 2nd reading.

22. SENATOR GLASS:

23. I would yield to Senator Wooten.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Amendments from the Floor, Senator Wooten.

26. SENATOR WOOTEN:

27. Mr. President and colleagues, I owe you an apology. This is my
28. day for mistakes in drafting. The amendment that I circulated to you
29. and the one that was adopted had too much underlined. I simply got
30. carried away with that key in the typewriter and Enrolling and En-
31. grossing requested that we put it in proper form. There is no sub-
32. stantive change. The language is the same, so I would move that we
33. reconsider the vote by which Amendment No. 1 was adopted.

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1. PRESIDING OFFICER: (SENATOR BRUCE)
2. You've heard the motion. All those in favor say Aye.
3. SENATOR WOOTEN:
4. Now I move...
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. The motion is reconsidered. Senator Wooten...
7. SENATOR WOOTEN:
8. ...move to Table Amendment No. 1.
9. PRESIDING OFFICER:
10. Senator Wooten moves to Table, Table Amendment No. 1. All in
11. favor say Aye. Opposed. The amendment is Tabled. Amendment No. 2.
12. Senator Wooten moves the adoption...
13. SENATOR WOOTEN:
14. I...now I move the adoption of Amendment No. 2, which is just the
15. same except that the right things are underlined and the others are
16. left out.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. You heard the motion. All those in favor say Aye. All opposed.
19. The amendment is adopted. Any further amendments? 3rd reading.
20. Senate Bill 776 on 3rd reading. Senator Kenneth Hall.
21. SENATOR HALL:
22. Did I hear mention of the hour of 2:30 had arrived?
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. It has not yet arrived in California. Senator Fawell. Senator
25. Savickas, if you will indulge us this one little overage, we'll
26. make it up next week.
27. SECRETARY:
28. Senate Bill 776.
29. (Secretary reads title of bill)
30. 3rd reading of the bill.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Senator Fawell.
33. SENATOR FAWELL:
34. This bill simply inserts the word transportation back into the

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1. definition or the exceptions to the operating tax rate, which inad-
2. vertently was left out in the passage of Senate Bill 178, and I ask
3. the favorable roll call.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Any further discussion? The question is shall Senate Bill 776
6. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
7. is open. Senator Donnewald. Have all voted who wish? Take the
8. record. On that question the Ayes are 43, the Nays are none, none
9. Voting Present. Senate Bill 776 having received the constitutional
10. majority is declared passed. Messages from the House.

11. SECRETARY:

12. Message from the House, Mr. O'Brien, Clerk.

13. Mr. President - I am directed to inform the Senate that the
14. House of Representatives has concurred with the Senate in the passage
15. of a bill with the following title, to-wit. Senate Bill 225, together
16. with the following amendment, in the adoption of which I am instructed
17. to ask concurrence of the Senate, to-wit.

18. This is Senator Egan's bill.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Egan...or Senator Rock.

21. SENATOR ROCK:

22. Well, I thought Senator Partee indicated earlier that those that
23. are coming back for concurrence would be put on the Calendar for one
24. day, so everybody would have a chance to look at them.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. I...

27. SENATOR ROCK:

28. He did...he did rule that way with respect to Senator Davidson's
29. bill this morning. Well..all I'm...that's what he did rule this
30. morning. Senator Davidson had a bill that had a House Amendment, tried
31. to move to concur it, Senator Partee indicated it should be on the Cal-
32. endar for a day.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Let's...let's put it on the Calendar for today. It will be on
2. the Secretary's Desk. House Bill 1090 on 3rd reading, Senator Bruce...
3. or read the bill. Senator Weaver.

4. SENATOR WEAVER:

5. Mr. President, may I ask Senator Bruce - was there an agreement to
6. bring this bill back to 2nd for an amendment?

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Bruce.

9. SENATOR BRUCE:

10. Yes, as soon as the Secretary reads it a 3rd time, I will then
11. move to have it rereferred to the order of 2nd reading.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Well, Senator, the proper procedure would do...would be to return
14. the bill...

15. SENATOR BRUCE:

16. I then ask...

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. ...to the order of 2nd reading.

19. SENATOR BRUCE:

20. I ask leave to have the bill on the order of 2nd reading for the
21. purposes of an amendment.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Is there leave? Leave is granted. Senator Bruce.

24. SENATOR BRUCE:

25. Yes. I now offer Amendment No. 1. This amendment has been seen
26. by both staffs. It is with reference to the Illinois Law Enforcement
27. Commission supplemental appropriation. It now, if the amendment is
28. adopted, will include only money for the Ispem and Leads Radio Pro-
29. gram. They have received in a supplemental grant from the LEAA, and
30. we must act on this today to receive the million dollar Federal money
31. and match it with three hundred and thirty-eight thousand dollars of
32. State hard match. I know of no opposition to the bill, once the
33. amendment is adopted. And I would move the adoption of Amendment No. 1.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Is there further discussion? Senator Bruce moves for the adoption
3. of Amendment No. 1 to House Bill 1090. All those in favor say Aye.
4. All those opposed No. The Ayes have it, the amendment is adopted.
5. Are there further amendments? 3rd reading. I have some intervening
6. business. I want to rerefer to the Committee on Judiciary, House
7. Bill 1769, which is in Executive. Do I have leave? Leave is granted.
8. House Bills on 3rd reading. Senator Bruce. Read the bill.
9. SECRETARY:
10. House Bill 1090.
11. (Secretary reads title of bill)
12. 3rd reading of the bill.
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. Senator Bruce.
15. SENATOR BRUCE:
16. Yes, Mr. President, House Bill 1090 as amended, relates only to
17. the Ispem and Leads Radio Systems for the State Police. I would ask
18. the favorable consideration of this Body.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Is there further discussion? The question is shall House Bill 1090
21. pass. Those in favor vote Aye. Those opposed No. The voting is open.
22. Have all those voted who wish? Take the record. On that question the
23. Ayes are 39, the Nays are none. House Bill 1090, having received the
24. constitutional majority is declared passed. Resolutions. Message
25. from the House.
26. SECRETARY:
27. Message from the House by Mr. O'Brien, Clerk.
28. Mr. President - I am directed to inform the Senate that the
29. House of Representatives has adopted the following Joint Resolution,
30. in the adoption of which I am instructed to ask concurrence of the
31. Senate, to-wit. House Joint Resolution 49.
32. (Secretary reads House Joint Resolution 49)
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Rock.

2. SENATOR ROCK:

3. Thank you, Mr. President, Ladies and Gentlemen of the Senate. I

4. would ask for a suspension of the rules for immediate consideration

5. and adoption of House Joint Resolution 49. This is the Adjournment

6. Resolution, which calls for us when we leave today to come back on

7. Monday at noon. I move for the suspension of the rules and the

8. immediate adoption.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Motion is to suspend the rules for the immediate adoption of House

11. Joint Resolution 49. All those in favor say Aye. All those opposed

12. No. The Ayes have it. The rules are suspended. Senator Rock now

13. moves that House Joint Resolution 49 be adopted. All those in favor

14. say Aye. All those opposed No. The Ayes have it. The Resolution is

15. adopted. Are there announcements? Senator Bruce.

16. SENATOR BRUCE:

17. The Secretary has a resolution I would like to have adopted today.

18. It's congratulatory of a gentlemen that has retired from the Illinois

19. Eastern Junior College Board, and I would ask leave to suspend the rules

20. for the immediate consideration and have all Senators shown as co-

21. sponsors.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Do we have leave? Leave is granted. The rules are suspended.

24. Senator Bruce moves for the adoption of the resolution. All those

25. in favor say Aye. All those opposed No. Resolution is adopted.

26. SECRETARY:

27. Senate Joint...Senate Joint...or Senate Resolution 74.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. That was Senate Resolution 74.

30. SECRETARY:

31. Senate Resolution 75, introduced by Senator...well...

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Are there further announcements? Senator Regner.

1. SENATOR REGNER:

2. Mr. President, members of the Senate, I'd like to ask leave of the
3. Senate to be included as a cosponsor of Senate Bill 1024. Is there
4. leave? Leave is granted. Further announcements? Senator Glass.

5. SENATOR GLASS:

6. Senators are reminded there will be softball practice, weather
7. permitting, Monday.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Further announcements? Senator Brady moves that we adjourn until
10. Monday, 12:00 o'clock noon. All those in favor say Aye. All those
11. opposed No. The Ayes have it. Senate stands adjourned until Monday,
12. May 12, noon.

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