

JUNE 12, 1975

1 PRESIDENT:

2 The hour of nine having arrived, the Senate will come to
3 order. Will our guests in the gallery please stand as we have
4 the prayer by the Reverend Rudolph S. Shoultz, Union Baptist
5 Church, Springfield, Illinois.

6 REVEREND SHOULTZ:

7 (Prayer given by Reverend Shoultz)

8 PRESIDENT:

9 Reading of the Journal. Senator Johns.

10 SENATOR JOHNS:

11 Good morning, Mr. President. I move that the reading and
12 approval of the Journals of Wednesday, June the 4th, Thursday,
13 June the 5th, Friday, June the 6th, Monday, June the 9th, Tuesday,
14 June the 10th and Wednesday, June the 11th all 1975 be postponed
15 pending arrival of the printed Journals.

16 PRESIDENT:

17 You heard the motion. All in favor will say Aye, opposed
18 Nay. The Ayes have it. The motion carries. Committee reports.

19 SECRETARY:

20 Senator Donnewald, Chairman of Assignment of Bills assigns
21 the following to Committee: House Bills 1172, 1360, 1552, 2013,
22 2970, 3005 and 3017. Judiciary: House Bill 334. Pensions,
23 Personnel and Veterans Affairs: House Bill 1831.

24 Senator Savickas, Chairman of Labor and Commerce reports
25 out House Bill 2074 with the recommendation Do Pass. House Bill
26 2400 with the recommendation Do Not Pass.

27 Senator McCarthy, Chairman of Finance and Credit Regulations
28 reports out House Bills 772, 1041, 1328, 1354, 1900, 1902, 1921,
29 1938, 1942, 2209 and 2590 with the recommendation Do Pass. House
30 Bills 773, 952, 1103, 1939 and 2576 with the recommendation Do
31 Pass as Amended.

32 Senator Romano, Chairman of Insurance and License Activities
33 reports out House Bills 45, 668, 761, 820, 821, 822, 1094, 1144,

1 1399, 1428, 1430, 1431, 1432, 1434, 1876, 1968, 2043, 2050, 2264,
2 2270, 2741, 2851 and 2915 with the recommendation Do Pass. House
3 Bills 583, 1785 and 1821 with the recommendation Do Pass as
4 Amended. House Bill 1687 and 1850 with the recommendation Do
5 Not Pass. House Bill 1886 with the recommendation Do Not Pass
6 as Amended.

7 Senator Hynes, Chairman of Appropriation Committee reports
8 out Senate Bills 554, 555, 635, 1492 and 1498 with the recommendation
9 Do Pass as Amended. House Bill ... House Bills 497, 944, 1046,
10 1056, 1879 and 3014 with the recommendation Do Pass. House Bill
11 2066 with the recommendation Do Pass as Amended.

12 Senator Course, Chairman of Revenue Committee reports out
13 House Bills 825, 1063, 1146, 1155, 1170, 1545, 1546, 1551, 1561,
14 1761, 2318, 2804, 2830 and 3026 with the recommendation Do Pass.
15 House Bills 1539 and 1670 with the recommendation Do Pass as
16 Amended. House Bills 1265 and 2000 with the recommendation Do
17 Not Pass.

18 Senator Newhouse, Chairman of Pensions, Personnel and Veterans
19 Affairs reports out House Bills 1122, 1533, 1668, 1831, 1837, 2260
20 and 2784 with the recommendation Do Pass. House Bill 2290 with the
21 recommendation Do Pass as Amended. House Bill 2370 with the
22 recommendation Do Not Pass.

23 Senator Smith, Chairman of Public Health, Welfare and Corrections
24 Committee reports out House Bills 598, 607, 611, 681, 737, 741,
25 779, 871, 939, 985, 997, 1592, 1599, 1659, 1964, 2054, 2099, 2193,
26 2278, 2692, 2693 and 2694 with the recommendation Do Pass. House
27 Bills 1450, 1587, 2473 and 2916 with the recommendation Do Pass
28 as Amended. House Bill 128 with the recommendation Do Not Pass
29 as Amended.

30 PRESIDENT:

31 Message from the House.

32 SECRETARY:

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

1. Mr. President - I am directed to inform the Senate that the
2. House of Representatives has concurred with the Senate in the
3. passage of a bill with the following title, Senate Bill 162
4. together with House Amendment No. 1, Senator Rock is the Senate
5. sponsor.

6. PRESIDENT:

7. Secretary's Desk. House Bills on 1st reading. House
8. Bill 235, Senator Partee.

9. SECRETARY:

10. House Bill 235.

11. (Secretary reads title of bill)

12. 1st reading of the bill.

13. PRESIDENT:

14. Is there leave to move this bill to the order of 2nd reading?

15. Leave is granted. 2nd reading. House Bill 2 ... 603, Senator
16. Carroll. Read the bill.

17. SECRETARY:

18. House Bill 603.

19. (Secretary reads title of bill)

20. 1st reading of the bill.

21. PRESIDENT:

22. House Bill 1129, Senator Donald Moore.

23. SECRETARY:

24. House Bill 1129.

25. (Secretary reads title of bill)

26. 1st reading of the bill.

27. PRESIDENT:

28. House Bill 1633, Senator Palmer.

29. SECRETARY:

30. House Bill 1633.

31. (Secretary reads title of bill)

32. 1st reading of the bill.

33. PRESIDENT:

1. House Bill 1635, Senator Palmer.
2. SECRETARY:
3. House Bill 1635.
4. (Secretary reads title of bill)
5. 1st reading of the bill.
6. PRESIDENT:
7. House Bill 1636, Senator Palmer.
8. SECRETARY:
9. House Bill 1636.
10. (Secretary reads title of bill)
11. 1st reading of the bill.
12. PRESIDENT:
13. House Bill 1640, Senator Palmer.
14. SECRETARY:
15. House Bill 1640.
16. (Secretary reads title of bill)
17. 1st reading of the bill.
18. PRESIDENT:
19. House Bill 1641, Senator Palmer.
20. SECRETARY:
21. House Bill 1641.
22. (Secretary reads title of bill)
23. 1st reading of the bill.
24. PRESIDENT:
25. 1711, Senator Lemke.
26. SECRETARY:
27. House Bill 1711.
28. (Secretary reads title of bill)
29. 1st reading of the bill.
30. PRESIDENT:
31. House Bill 1713, Senator Lemke.
32. SECRETARY:
33. House Bill 1713.

1. (Secretary reads title of bill)
2. 1st reading of the bill.

3. PRESIDENT:
4. House ... yes, for what purpose does Senator Mitchler arise?
5. SENATOR MITCHLER:
6. Mr. President, I noticed that we're on the order of 1st
7. reading and I notice that House Bill 235 was advanced to 2nd read-
8. ing without reference to committee. I'd like to make note that
9. there is absolutely not one of the leadership of the Republican
10. side of the aisle on the Floor. And I think before any bill is
11. advanced and by-pass committee I think that we ought to at least
12. have one member of the Republican leadership on the Floor to
13. response to some questions that are asked by some members on
14. this side of the aisle. Could we take that one out of the record
15. until we do get some leadership on the Floor?
16. PRESIDENT:
17. Lets let this be a lesson to everybody, Senator.
18. SENATOR MITCHLER:
19. Well I ... I take it as a lesson. I'm here and I'm critical
20. that my leaders aren't here so that they can give me some advice if
21. this is to by-pass committee. Thank you.
22. PRESIDENT:
23. Well I won't join you in the criticism of your leaders. They
24. have many other tasks to perform other than to being here. And when
25. they're ably represented by persons such as yourself here, I'm
26. sure they know that the ship will still run its true course and
27. the rudder will be maintained. What is the number of the next
28. bill, please? Senate Bill 1735, Senator Lemke.
29. SECRETARY:
30. Senate Bill 1735.
31. (Secretary reads title of bill)
32. 1st reading of the bill.
33. PRESIDENT:

1. House Bill 173...Senate Bill, no, I'm sorry, House Bill 1737,
2. Senator Lemke.

3. SECRETARY:

4. House Bill 1737.

5. (Secretary reads title of bill)

6. 1st reading of the bill.

7. PRESIDENT:

8. House Bill 1862, Senator Carroll.

9. SECRETARY:

10. House Bill 1862.

11. (Secretary reads title of bill)

12. 1st reading of the bill.

13. PRESIDENT:

14. House Bill 2019, Senator Donald Moore.

15. SECRETARY:

16. House Bill 2019.

17. (Secretary reads title of bill)

18. 1st reading of the bill.

19. PRESIDENT:

20. House Bill 2020, Senator Donald Moore.

21. SECRETARY:

22. House Bill 2020.

23. (Secretary reads title of bill)

24. 1st reading of the bill.

25. PRESIDENT:

26. House Bill 2259, Senator Vadalabene.

27. SECRETARY:

28. House Bill 2259.

29. (Secretary reads title of bill)

30. 1st reading of the bill.

31. PRESIDENT:

32. House Bill 2283, Senator Morris.

33. SECRETARY:

1. House Bill 2283.
2. (Secretary reads title of bill)
3. 1st reading of the bill.
4. PRESIDENT:
5. House Bill 236, Senator Partee.
6. SECRETARY:
7. House Bill 236.
8. (Secretary reads title of bill)
9. 1st reading of the bill.
10. PRESIDENT:
11. Is there leave to move this bill to the order of 2nd reading
12. without reference to committee? Senator Mohr.
13. SENATOR MOHR:
14. Mr. President, I think we'd like this bill to go to committee,
15. maybe waive the six day notice and here it in Executive today, if
16. that would be in order.
17. PRESIDENT:
18. And 237 the same.
19. SENATOR MOHR:
20. Right.
21. PRESIDENT:
22. Fine. Alright take 236 and 237 out of the record. We'll
23. just read 236. You've read it. Read 237. Please.
24. SECRETARY:
25. House Bill 237.
26. (Secretary reads title of bill)
27. 1st reading of the bill.
28. PRESIDENT:
29. Senator Johns, did you ... you desire to make a request
30. that these two bills be heard in committee today?
31. SENATOR JOHNS:
32. Yes, Sir.
33. PRESIDENT:

1. Thank you, Sir. That's very fine of you. Senator Johns has
2. seeks leave to without posting here, 236 and 237 House Bills in
3. Executive Committee today. Is there leave? Leave is granted.
4. House Bills on 2nd reading. House Bill 3, Senator Lemke. House
5. Bill 6, Senator Egan. House Bill 72, Senator Daley. House Bill
6. 119, Senator Schaffer. Read the bill.

7. SECRETARY:

8. House Bill 119.

9. (Secretary reads title of bill)

10. 2nd reading of the bill. No committee amendments.

11. PRESIDENT:

12. Any amendments from the Floor? There is an amendment.
13. Senator Schaffer.

14. SENATOR SCHAFFER:

15. It's up there, I believe. For 119.

16. SECRETARY:

17. Floor Amendment No. 1 offered by Senator Schaffer.

18. SENATOR SCHAFFER:

19. This amendment, Senator Shapiro you should perk your ears
20. up, is the amendment that we agreed to put on. Was drawn up by
21. the Office of Education that more carefully defines ... retardees,
22. I guess is the best way to phrase it ... that apply to the bill.

23. PRESIDENT:

24. Any further discussion on this amendment? Senator Schaffer
25. moves the adoption of Amendment No. 1 to House Bill 119. All in
26. favor will say Aye, opposed Nay. Amendment is adopted. Any further
27. amendments? 3rd reading. House Bill 6, Senator Egan. I misread
28. his gesticulations.

29. SECRETARY:

30. House Bill 6.

31. (Secretary reads title of bill)

32. 2nd reading of the bill. No committee amendments.

33. PRESIDENT:

1. Any amendments from the Floor? 3rd reading. House Bill
2. 141, Senator Kenneth Hall. Harber Hall, I'm sorry. Read the bill.
3. SECRETARY:
4. House Bill 141.
5. (Secretary reads title of bill)
6. 2nd reading of the bill. No committee amendments.
7. PRESIDENT:
8. Any amendments from the Floor? 3rd reading. House Bill
9. 152, Senator Nimrod. Read the bill.
10. SECRETARY:
11. House Bill 152.
12. (Secretary reads title of bill)
13. 2nd reading of the bill. No committee amendments. One Floor
14. amendment offered by Senator Nimrod.
15. PRESIDENT:
16. Senator Nimrod.
17. SENATOR NIMROD:
18. Mr. President, fellow Senators, this amendment is in compliance
19. with the request of the committee which asked to remove that
20. option which might have for the ... tenure the board mem-
21. bers by board resolution and it allows only by referendum and I
22. would move for the adoption of this amendment.
23. PRESIDENT:
24. Any further discussion? Senator Nimrod moves the adoption
25. of Amendment No. 1 to House Bill 152. Those in favor will vote
26. Aye, opposed Nay. The Ayes have it. Amendment is adopted. Any
27. further amendments? 3rd reading. House Bill 160, Senator Knuppel.
28. Read the bill.
29. SECRETARY:
30. House Bill 160.
31. (Secretary reads title of bill)
32. 2nd reading of the bill. The Committee on Labor and Commerce
33. offers two amendments.

1. PRESIDENT:

2. Senator Knuppel. Senator Knuppel moves Amendment No. ...
3. this a Committee Amendment? Committee Amendment No. 1 to
4. Senate Bill 1... House Bill 160. Any discussion? All in favor
5. of adoption of Amendment No. 1 say Aye, opposed Nay. Ayes have
6. it. Amendment No. 1 is adopted. Amendment No. 2, Senator Knuppel.
7. Senator Knuppel moves the adoption of Amendment No. 2 to House
8. Bill 160. Any discussion? All in favor will say Aye, opposed
9. Nay. The Ayes have it. Amendment No. 2 is adopted. Any further
10. amendments? 3rd reading. House Bill 170, Senator Course. House
11. Bill 199, Senator Rock. House Bill 210, Senator Egan. Read the
12. bill.

13. SECRETARY:

14. House Bill 210.

15. (Secretary reads title of bill)

16. 2nd reading of the bill. The Committee on Judiciary offers
17. one amendment.

18. PRESIDENT:

19. Senator Egan:

20. SENATOR EGAN:

21. Thank you, Mr. President; members of the Senate. The ... the
22. amendment would remove fresh produce from the ... the enforcement
23. of the Act and I ask that the Senate adopt the amendment.

24. PRESIDENT:

25. Senator Egan moves the adoption of Amendment No. 1 to House
26. Bill 210. Any further discussion? Those in favor will.... say
27. Aye, opposed Nay. The Ayes have it. Amendment No. 1 is adopted.
28. Any further amendments?

29. SECRETARY:

30. One Floor amendment offered by Senator Lane.

31. PRESIDENT:

32. Senator Lane. Are you familiar with the amendment? 3rd
33. reading with the understanding we can bring it back when he's on

1. the Floor. 3rd-reading. House Bill 222, Senator Newhouse.
2. House Bill 330, Senator Buzbee. House Bill 484, Senator Egan.
3. Read the bill.

4. SECRETARY:

5. House Bill 484.

6. (Secretary reads title of bill)

7. 2nd reading of the bill. No committee amendments.

8. PRESIDENT:

9. Any amendments from the Floor? 3rd reading. House Bill 449,
10. Senator Dougherty. House Bill 525, Senator Newhouse. House Bill
11. 534, Senator Davidson and Brady. Read the bill.

12. SECRETARY:

13. House Bill 534.

14. (Secretary reads title of bill)

15. 2nd reading of the bill. The Committee on Education offers
16. two amendments.

17. PRESIDENT:

18. Senator Davidson.

19. SENATOR DAVIDSON:

20. Move the adoption of Committee Amendments 1 and 2.

21. PRESIDENT:

22. Any discussion on Amendment No. 1? Senator Morris.

23. SENATOR MORRIS:

24. I would like to know what this amendment does. This is a
25. pretty critical area.

26. PRESIDENT:

27. Senator Davidson will explain Amendment No. 1.

28. SENATOR DAVIDSON:

29. Amendment No. 1 is a technical amendment when the Reference
30. Bureau put the word "shall" in they forgot to underline it and they
31. left the word "transportation" out that's already in the Statutes.
32. That's what Amendment No. 1 does.

33. PRESIDENT:

1. Senator Davidson moves the adoption of Amendment No. 1 to
2. House Bill 534. All in favor will say Aye, opposed Nay. The Ayes
3. have it. The amendment is adopted. Amendment No. 2, Senator
4. Davidson may explain the amendment.

5. SENATOR DAVIDSON:

6. Amendment No. 2 is ... applies only to this coming year. This
7. bill has a date of June 20th to report by the school districts to
8. the Office of Education. That's going to be impossible this year.
9. So to keep the school districts from losing a whole year's funding.
10. This amendment puts that after the effective date, the school
11. districts have 10 days to notify the Office of Education.

12. PRESIDENT:

13. Any further discussion? Senator Davidson moves the adoption
14. of Amendment No. 2 to House Bill 534. All in favor will say Aye,
15. opposed Nay. Ayes have it, Amendment No. 2 is adopted. Any
16. further amendments? Any amendments from the Floor? 3rd reading.
17. House Bill 574, Senator Newhouse. House Bill 581, Senator Nimrod.
18. House Bill 626, Senator Palmer. House Bill 645, Senator Latherow.
19. House Bill 646, Senator Latherow. House Bill 658, Senator
20. Demuzio. Read the bill.

21. SECRETARY:

22. House Bill 658.

23. (Secretary reads title of bill)

24. 2nd reading of the bill. No committee amendments. One Floor
25. amendment offered by Senator Demuzio.

26. PRESIDENT:

27. Senator Demuzio.

28. SENATOR DEMUZIO:

29. Yes, the... Mr. President, the ... the amendment that's on
30. the Secretary's ... Desk ... was it Amendment No. 1?

31. PRESIDENT:

32. Yes.

33. SENATOR DEMUZIO:

1. Amendment No. 1 would ... change the ... the times of ...
2. from 9 p.m. to 7 a.m. from June the 1st to Labor Day or between
3. 7 p.m. and 7 a.m. through the rest of the year. What in ... what
4. in fact that does is it brings ... it brings the ... House Bill
5. 658 which includes 14 and 15 year old students in the State
6. sponsored Work Experience Career Education Programs in conformity
7. with the ... with the federal law. That's all that it does. And
8. I ask for the adoption of the amendment.

9. PRESIDENT:

10. Senator Demuzio moves the adoption of Amendment No. 1 to
11. House Bill 658. All in favor say Aye, opposed Nay. The amendment
12. is adopted. Any further amendments? Any amendments from the Floor?
13. 3rd reading. House Bill 663, Senator Rock. House Bill 665,
14. Senator Donnewald. Read the bill.

15. SECRETARY:

16. House Bill 665.

17. (Secretary reads title of bill)

18. 2nd reading of the bill. No committee amendments. One Floor
19. amendment offered by Senator Donnewald.

20. PRESIDENT:

21. Senator Donnewald.

22. SENATOR DONNEWALD:

23. Yes Mr. President, this is a technical amendment ... I under-
24. stand that there may be more amendments forthcoming ... and I
25. would certainly pull it back if that be the case for discussion
26. or debate. I move the adoption of Amendment No. 1 to ...

27. PRESIDENT:

28. ... Any further discussion ...

29. SENATOR DONNEWALD:

30. ... Senate Amendment No. 1 to House Bill 665.

31. PRESIDENT:

32. Any further discussion? Senator Donnewald moves the ...
33. adoption of Amendment No. 1 to House Bill 665. All in favor say

1. Aye, opposed Nay. Amendment No. 1 is adopted. 3rd reading.
2. House Bill 679, Senator Carroll. House Bill 696, Senator Nimrod.
3. For what purpose does Senator Harber Hall rise?
4. SENATOR HARBER HALL:
5. Mr. President, yesterday I voted yes on House Joint Resolution
6. 60. I wish the record could show that I made a mistake and should
7. have voted No.
8. PRESIDENT:
9. (Machine cut off) mistake made yesterday are determined today
10. to be a mistake. Just for the record. In any event the record
11. will show your language as employed. Senator Shapiro.
12. SENATOR SHAPIRO:
13. Mr. President, I would just like to follow up Senator Hall's
14. remarks and invite my colleagues in the Senate to do likewise.
15. Many of them may wish to do so particularly after last night.
16. PRESIDENT:
17. Let the record show that you said precisely what you did.
18. (Machine cut off) Graham.
19. SENATOR GRAHAM:
20. I think what we're trying to say was the mistake was made
21. last night.
22. PRESIDENT:
23. The record will also reflect that, without intonations. Any
24. further discussion? (Machine cut off) retake the record. House
25. Bill 696, Senator Nimrod. House Bill 707, Senator McCarthy. Read
26. the bill.
27. SECRETARY:
28. House Bill 707.
29. (Secretary reads title of bill)
30. 2nd reading of the bill. The Committee on Labor and Commerce
31. offers one amendment.
32. PRESIDENT:
33. Senator McCarthy moves the adoption of Amendment No. 1. Any

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1. discussion? All in favor of the adoption of the amendment say
2. Aye. Would you like to adopt it, Senator? Opposed Nay. The
3. Ayes have it. The amendment is adopted. Any further amendments?
4. 3rd reading. House Bill 729, Senator Rock and Philip. House Bill
5. 736, Senator Hickey. House Bill 742, Senator Knuppel. Read the
6. bill.

7. SECRETARY:

8. House Bill 742.
9. (Secretary reads title of bill)

10. 2nd reading of the bill. No committee amendments.

11. PRESIDENT:

12. Any amendments from the Floor? 3rd reading. House Bill 771,
13. Senator Morris. Read the bill.

14. SECRETARY:

15. House Bill 771.
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. House Bill 787,
20. Senator Nimrod. House Bill 789, Senator Harris. 789. Read the
21. bill.

22. SECRETARY:

23. House Bill 789.
24. (Secretary reads title of bill)

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

26. PRESIDENT:

27. Any amendments from the Floor? Senator Morris.

28. SENATOR MORRIS:

29. I would like to request of the sponsor that he would bring
30. this back from 3rd reading. I took in a proposed Amendment to the
31. Reference Bureau two days ago and it's not here yet and if ...
32. Senator Harris would agree I would like an attempt to offer that
33. amendment when it's ready.

1. PRESIDENT:

2. Senator Harris, he has an amendment in preparation, ... fine.
3. He'll bring it back. Any further amendments? 3rd reading. House
4. Bill 818, Senator Johns. Read the bill.

5. SECRETARY:

6. House Bill 818.

7. (Secretary reads title of bill)

8. 2nd reading of the bill. No committee amendments.

9. PRESIDENT:

10. Any amendments from the Floor? 3rd reading. House Bill 787,
11. Senator Nimrod.

12. SECRETARY:

13. House Bill 787.

14. (Secretary reads title of bill)

15. 2nd reading of the bill. No committee amendments. One Floor
16. amendment offered by Senator Nimrod.

17. PRESIDENT:

18. Senator Nimrod.

19. SENATOR NIMROD:

20. Yes, Mr. President, fellow Senators, this amendment is ... in
21. compliance again with the committee's request of limiting it to ...
22. population of four hundred thousand to one million for providing
23. an opportunity for them to purchase these park areas and I would
24. move for the adoption of this amendment.

25. PRESIDENT:

26. Any further discussion? Senator ... Senator Morris.

27. SENATOR MORRIS::

28. Senator Nimrod, I'd like to ask if you would consider moving
29. that population figure to two hundred thousand which is the federal
30. definition of an urban county. I believe there are six urban
31. counties in Illinois and I think this type of legislation is what
32. we're looking for in the urban county.

33. PRESIDENT:

1. Senator Nimrod.

2. SENATOR NIMROD:

3. I ... I would have no objection but if you would just clear
4. that with Senator Dougherty lets hold this amendment and if
5. you'd just clear it with Senator Dougherty I'd be glad to do it.

6. PRESIDENT:

7. Take it out of the record. House Bill 818, Senator Johns.
8. Oh, you read that one. House Bill 843, Senator Bruce. Read the
9. bill.

10. SECRETARY:

11. House Bill 843.

12. (Secretary reads title of bill)

13. 2nd reading of the bill. No committee amendments.

14. PRESIDENT:

15. Any amendments from the Floor? 3rd reading. House Bill 852,
16. Senator Joyce. House Bill 85... I thought the farmers got up early...8
17. ...House Bill 853, Senator Morris. Read the Bill. Alright, House
18. Bill 854, Senator Morris.

19. SECRETARY:

20. House Bill 854.

21. (Secretary reads title of bill)

22. 2nd reading of the bill. No committee amendments.

23. PRESIDENT:

24. Any amendments from the Floor? Senator Merritt.

25. SENATOR MERRITT:

26. I think, Mr. President, members of the Senate, I think on this
27. bill that we asked for a fiscal note and I don't believe it's been
28. supplied as yet.

29. PRESIDENT:

30. Senator Merritt is right, there is request for a fiscal note.

31. Senator Morris.

32. SENATOR MORRIS:

33. This is the first knowledge I had of a request for a fiscal

1. note and I would be happy to comply with his request. I will get
2. the information.

3. PRESIDENT:

4. No, it just came up five minutes ago. But take it out of
5. the record. Senator Bruce.

6. SENATOR BRUCE:

7. Well, I filed a fiscal note yesterday and I told the sponsor
8. of that and I think in the next couple of days and weeks here, it
9. might be appropriate that when a fiscal note is filed that the
10. sponsor be notified. There is no present provision for doing so
11. and I think it would be appropriate so that we could get on with
12. the business. We'll run into this time after time. The bill
13. comes up on 2nd reading, the sponsor is not aware of fiscal note
14. and he will then lose 2 or 3 days. I don't think that's the
15. intention but I think you ought to extend the courtesy to the
16. sponsor, informing them that you have filed a fiscal note.

17. PRESIDENT:

18. I would agree and let me just advise the membership that in
19. the future when a request for a fiscal note is filed, if the
20. sponsor is not simultaneously notified with the filing of that
21. notice the Chair is not going to honor it. The sponsor should
22. be notified. Now we'll take this out of the record but that's a
23. future ruling. Senator Morris.

24. SENATOR MORRIS:

25. There ... there is in a sense no need for a fiscal note on
26. this if I understand a fiscal note because there is no money in-
27. volved with this. Now, you know, I'll be happy to get the De-
28. partment of Transportation to provide us a letter that says there's
29. no money involved but ... I ... this is just to give them authority
30. in the event they can purchase right-of-way for bicycle trails.
31. This is to clarify the Vadalabene Bill of the last Session. Now
32. there ... there is no ... no money involved at this point and I
33. can get that letter and bring that in tomorrow. I ... I'm kinda

1. surprised, Senator Merritt was in the committee that heard this
2. bill and didn't make that request there.

3. PRESIDENT:

4. Let me just ... may the Chair have your attention? This is
5. going to say that Senator Lemke and Senator Welsh could I have
6. your attention? This is going to save us some time because I can
7. see that we're going to encounter this problem again. I want to
8. point out that Chapter 63 Section 42.33 reads as follows, "whenever
9. the sponsor of any measure is of the opinion that no fiscal note is
10. necessary any member of either House may thereafter request that
11. a note be obtained and in such case the matter shall be decided by
12. a majority vote of those present and voting in the House of which
13. he is a member." So that gives two alternatives to a sponsor of
14. a bill when a fiscal note is required, requested. He may either
15. proper that fiscal note or he may ask for a vote on the question
16. based on his assertion that no fiscal note is necessary. You are
17. advised that that is the procedure this ... this House will follow.
18. That is the law. Senator Morris.

19. SENATOR MORRIS:

20. Well I'll be willing to take this out of the record but I ...
21. based on your earlier comments and Senator Bruce's comments we're
22. going to run into a terrible time problem here with legislative
23. days and I will get the Department of Transportation today to get
24. a copy of a fiscal note but I ... I really would 2nd what you
25. have said that it's very imperative that we know ahead of time so
26. we don't end up legislative daying ourself out of business. Thank
27. you very much.

28. PRESIDENT:

29. House ... Senator Bruce.

30. SENATOR BRUCE:

31. The suggestion would be that we move Senator Morris' bill to
32. 3rd reading, and then ... since he's the first one caught in the
33. trap then he can resolve it with Senator Merritt prior to calling

1. on 3rd reading and we would not lose a legislative day.

2. PRESIDENT:

3. Is that agreeable, Senator Merritt? Or was it Senator Mitchler
4. who filed the request? Yes, was that agreeable to you that we
5. move to 3rd with the understanding that we would deal with the
6. question as it arises, if you two cannot agree. Read the bill.
7. The bill has been read. 3rd reading. Senator Merritt.

8. SENATOR MERRITT:

9. It really wasn't my request in committee at all, Senator
10. Mr. President and Senator Morris. It actually in committee was
11. requested by Senator Mitchler and the only reason I'm mentioned
12. it here on the Floor was ... he was off the Floor temporarily.
13. I was merely calling it to your attention.

14. PRESIDENT:

15. Well the leadership was here while he was off the Floor.
16. House Bill 870, Senator Wooten. Read the bill.

17. SECRETARY:

18. House Bill 870.

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. House Bill 898,
23. Senator Knuppel. House Bill 919, Senator Lemke.

24. SECRETARY:

25. House Bill 919.

26. (Secretary reads title of bill)

27. 2nd reading of the bill. The Committee on Pensions, Personnel and
28. Veterans Affairs offers one amendment.

29. PRESIDENT:

30. Senator Lemke.

31. SENATOR LEMKE:

32. I move for the adoption of the amendment.

33. PRESIDENT:

1. Any discussion? Senator Lenke moves the adoption of Amend-
2. ment No. 1 to House Bill 919. Those in favor will say Aye, opposed
3. Nay. Ayes have it. Amendment No. 1 is adopted. Any further
4. amendments? 3rd reading. House Bill 959, Senator Demuzio. House
5. Bill 968, Senator Don Moore. Read the bill.

6. SECRETARY:

7. House Bill 968.

8. (Secretary reads title of bill)

9. 2nd reading of the bill. No committee amendments.

10. PRESIDENT:

11. Any amendments from the Floor? 3rd reading. House Bill
12. 969, Senator Don Moore.

13. SECRETARY:

14. House Bill 969.

15. (Secretary reads title of bill)

16. 2nd reading of the bill. No committee amendments.

17. PRESIDENT:

18. Any amendments from the Floor? 3rd reading. House Bill
19. 973, Senator Johns. Read the bill.

20. SECRETARY:

21. House Bill 973.

22. (Secretary reads title of bill)

23. 2nd reading of the bill. No committee amendments.

24. PRESIDENT:

25. Any amendments from the Floor? 3rd reading. House Bill
26. 975, Senator Carroll. Read the bill.

27. SECRETARY:

28. House Bill 975.

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. House Bill
33. 983, Senator Brady. House Bill 984, Senator Brady. House Bill

1. 992, Senator Kenneth Hall. Read the bill.
2. SECRETARY:
3. House Bill 992.
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. House Bill
8. 996, Senator Carroll. Read the bill.
9. SECRETARY:
10. House Bill 996.
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. House Bill
15. 1053, Senator Lemke. Read the bill.
16. SECRETARY:
17. House Bill 1053.
18. (Secretary reads title of bill)
19. 2nd reading of the bill. No committee amendments.
20. PRESIDENT:
21. Any amendments from the Floor? 3rd reading. House Bill
22. 1097, Senator Don Moore. Read the bill.
23. SECRETARY:
24. House Bill 1097.
25. (Secretary reads title of bill)
26. 2nd reading of the bill. The Committee on Local Government offers
27. one amendment.
28. PRESIDENT:
29. Senator Don Moore. Senator Moore moves the adoption of
30. Amendment No. 1 to House Bill 1097. Any discussion? Those in favor
31. will say Aye, opposed Nay. Amendment No. 1 is adopted. Any
32. further amendments? 3rd reading. Let the record show that
33. sponsorship is Senator Moore and Soper. House Bill 1098, Senator

1. Welsh. Read the bill.
2. SECRETARY:
3. House Bill 1098.
4. (Secretary reads title of bill)
5. 2nd reading of the bill. No committee amendments. One Floor
6. amendment offered by Senator Dougherty.
7. PRESIDENT:
8. Senator Dougherty. Senator Welsh.
9. SENATOR WELSH:
10. Mr. Speaker, it's a Dougherty Amendment. Senate Bill 1098,
11. I move its adoption.
12. PRESIDENT:
13. Any discussion? Senator Welsh moves the adoption of Amend-
14. ment No. 1 to House Bill 1098. All in favor will say Aye, opposed
15. Nay. Amendment No. 1 is adopted. Any further amendments? 3rd
16. reading. House Bill 1133, Senator Brady. Read the bill.
17. SECRETARY:
18. House Bill 1133.
19. (Secretary reads title of bill)
20. 2nd reading of the bill. The Committee on Education offers one
21. amendment.
22. PRESIDENT:
23. Senator Brady. Senator Brady moves the adoption of Amendment
24. No. 1 to House Bill 1133.. Any discussion? Those in favor say Aye,
25. opposed Nay. The Ayes have it. The amendment is adopted. Any
26. further amendments? 3rd reading. House Bill 1164, Senator Buzbee.
27. Read the bill.
28. SECRETARY:
29. House Bill 1164.
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. House Bill

1. 1174, Senator Morris. Read the bill.
2. SECRETARY:
3. House Bill 1174.
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. House Bill 1176,
8. Senator Vadalabene. House Bill 1207, Senator Knuppel. House Bill
9. 1207, Senator Knuppel. Read the bill.
10. SECRETARY:
11. House Bill 1207.
12. (Secretary reads title of bill)
13. 2nd reading of the bill. No committee amendments.
14. PRESIDENT:
15. Any amendments from the Floor? 3rd reading. House Bill
16. 1257, Senator Knuppel. Read the bill.
17. SECRETARY:
18. House Bill 1257.
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. House Bill
23. 1284, Senator Demuzio. House Bill 1292, Senator Bruce. Read the
24. bill.
25. SECRETARY:
26. House Bill 1292.
27. (Secretary reads title of bill)
28. 2nd reading of the bill. No committee amendments.
29. PRESIDENT:
30. Any amendments from the Floor? 3rd reading. House Bill
31. 1322, Senator Philip. House Bill 1323, Senator Philip. House
32. Bill 1371, Senator Knuppel. Read the bill.
33. SECRETARY:

6-12-75
H.B. 1381
2nd Reading

1. House Bill 1371.
2. (Secretary reads title of bill)
3. 2nd reading of the bill. The Committee on Executive offers one
4. amendment.
5. PRESIDENT:
6. Senator Knuppel is recognized on Committee Amendment No. 1.
7. Do you move the adoption of the amendment, Senator? Any discussion?
8. Senator Knuppel moves the adoption of Committee Amendment No. 1 to
9. House Bill 1371. Those in favor say Aye, opposed Nay. The Ayes
10. have it. Amendment No. 1 is adopted. Any further amendments?
11. 3rd reading. House Bill 1375, Senator Glass. House Bill 1322.
12. Read the bill.
13. SECRETARY:
14. House Bill 1322.
15. (Secretary reads title of bill)
16. 2nd reading of the bill. No committee amendments.
17. PRESIDENT:
18. Any amendments from the Floor? 3rd reading. House Bill
19. 1323.
20. SECRETARY:
21. House Bill 1323.
22. (Secretary reads title of bill)
23. 1st reading of the bill. Or 2nd reading of the bill. No committee
24. amendments.
25. PRESIDENT:
26. Any amendments from the Floor? 3rd reading. House Bill
27. 1381, Senator Dougherty. Read the bill.
28. SECRETARY:
29. House Bill 1381.
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. House Bill

1. 1385, Senator Kosinski.

2. SECRETARY:

3. House Bill 1385.

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. House Bill

8. 1391, Senator Welsh. Read the bill. Senator Welsh is recognized.

9. SENATOR WELSH:

10. Mr. President, I'm listed as the House sponsor of 1391. That
11. honor should go to Senator Clarke. When I checked with him this
12. morning he told me to move it, if ... if it was called.

13. PRESIDENT:

14. You desire that the Calendar from this point show Clarke-Welsh
15. as sponsors?

16. SENATOR WELSH:

17. Right.

18. PRESIDENT:

19. Is there leave? Leave is granted. Read the bill. 1391.

20. SECRETARY:

21. House Bill 1391.

22. (Secretary reads title of bill)

23. 2nd reading of the bill. No committee amendments.

24. PRESIDENT:

25. Any amendments from the Floor? 3rd reading. House Bill

26. 1392, Senator Roe. Read the bill.

27. SECRETARY:

28. House Bill 1392.

29. (Secretary reads title of bill)

30. 2nd reading of the bill. The Committee on Local Government offers
31. one amendment.

32. PRESIDENT:

33. Senator Roe moves the adoption of Amendment No. 1 to House

1 Bill 1392. Those in favor will say Aye, opposed Nay. Committee
2 Amendment No 1 is adopted. Any further amendments? Any amendments
3 from the Floor? 3rd reading. House Bill 1402, Senator Savickas.
4 1401, I'm sorry. House Bill 1401, Senator Savickas. House Bill 1422,
5 Senator McCarthy. Read the bill. For what purpose does Senator
6 Regner arise?

7 SENATOR REGNER:

8 I'd just like to make note, I did file a request for a fiscal
9 note, and I did tell Senator McCarthy also.

10 PRESIDENT:

11 Senator McCarthy is recognized on House Bill 1422.

12 SENATOR MCCARTHY:

13 Well yes, has the bill been read?

14 PRESIDENT:

15 Not yet. Read the bill. No, the fiscal note is on the bill, and
16 we deal with that question prior to reading the bill.

17 SENATOR MCCARTHY:

18 Oh.

19 PRESIDENT:

20 Senator McCarthy is recognized.

21 SENATOR MCCARTHY:

22 Alright, Mr. President...my motion ultimately, is that the demand
23 for a fiscal note is out of order because Section 1 of the Act relating
24 to fiscal notes, reads thusly, it says, "every bill except those making
25 a direct appropriation", and this one does not, "the purpose or effect
26 of which is to expend any State funds or to increase or decrease the
27 revenues of the State either directly or indirectly shall have prepared
28 for it prior to 2nd reading in the House of introduction...in the House
29 of introduction, a brief explanatory statement of note which shall in-
30 clude a reliable estimate of the anticipated change". Now, Mr. Presi-
31 dent, that's the Section and this is not the House of introudction, this
32 being a House Bill. So I'd rule that the request for the fiscal note is
33 out of order. If there was a request, it should have been done in the
34 House, not here in the Senate.

1 PRESIDENT:

2 The point is well taken...do you want to argue that, Senator
3 Regner? This is not the House of origin. Think the law is pretty
4 clear on the subject.

5 SENATOR REGNER:

6 In other words, we're saying that if a House bill comes over we
7 cannot request a fiscal note, or it's out of order if we do?

8 PRESIDENT:

9 We...we...we are not saying it. It is being said statutorily.
10 That is the statute.

11 SENATOR REGNER:

12 In other words filing fiscal notes on House bills...is out of
13 order?

14 PRESIDENT:

15 ...Is ineffective. Is ineffective and consequently, unfortunately
16 out of order. Take the...Senator Graham.

17 SENATOR GRAHAM:

18 What we're really saying is then that we're unwilling to...in a
19 case where there is a need perhaps to have a better understanding that
20 we are denying a fellow Senator the courtesy of offering a fiscal note
21 after he is required, ask it. Is that what we're saying?

22 PRESIDENT:

23 Well, we're not really saying that Senator. We are saying that
24 the Legislature in passing the statute made a determination that
25 when a fiscal note was offered, it should be offered in the House
26 of origin. The peripheral fall out of that is, that in the other
27 House when the bill arrives, be it House or Senate, that the
28 question is a concluded one and it...what cannot be involved in
29 at that point. That's a legislative determination previously made.
30 If that becomes a problem for us the option of course is to change
31 the law, but we're only going by what the law is. Senator
32 Harris.

33 SENATOR HARRIS:

1. Well, Mr. President, ... I don't quite understand this ...
2. there is a paragraph of the law that states very clearly that a
3. member of either House may request such note but such request
4. has to be exceeded to by a vote of that member's House, it seems
5. to me. Now ... I think ...

6. PRESIDENT:

7.Senator ... Senator you are, you're very right, that there
8. is a paragraph that requests or sets forth a procedure for de-
9. termining by vote whether a fiscal note is necessary....

10. SENATOR HARRIS:

11. ... Yes.

12. PRESIDENT:

13. ... which may be done in either House, but that factual
14. situation presupposes that in the first instance the question
15. was raised and the fiscal note was attached in the House of
16. origin. So they're not mutually exclusive. Statute's very clear.
17. Strike the fiscal note. Read the bill.

18. SECRETARY:

19. House Bill 1422.

20. (Secretary reads title of bill)

21. 2nd reading of the bill. The Committee on Labor and Commerce
22. offers one amendment.

23. PRESIDENT:

24. Senator McCarthy.

25. SENATOR MCCARTHY:

26. Yes, the amendment offered by the Committee...states that:
27. before new rules or amendment to rules may be adopted that there
28. must be a public hearing thereon. And ... I move the adoption of
29. the Committee Amendment.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator McCarthy moves the adoption of the Committee Amend-
32. ment. Any discussion? All those in favor say Aye, all opposed.
33. Amendment is adopted. Any further amendments? 3rd reading.

1. House Bill 1439, Senator Egan. Read the bill.
2. SECRETARY:
3. House Bill 1439.
4. (Secretary reads title of bill)
5. 2nd reading of the bill. No committee amendments.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Any amendments from the Floor? 3rd reading. Senate Bill
8. 1443, Senator Schaffer. Read the bill.
9. SECRETARY:
10. House Bill 1443.
11. (Secretary reads title of bill)
12. 2nd reading of the bill. No committee amendments.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Any amendments from the Floor? 3rd ...
15. SECRETARY:
16. One Floor amendment offered by Senator Schaffer.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Senator Schaffer.
19. SENATOR SCHAFFER:
20. The members of the Education Committee will recall there was
21. some objection to this bill because the additional costs of
22. publication of the information. This bill ... this amendment
23. deletes the requirement for the extra information to be published
24. and states that it shall be available at the office of the
25. school district and thereby avoids the ... what some members of
26. the Education Committee thought was an unnecessary expenditure of
27. public funds.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Is there further discussion? Senator Schaffer moves the
30. adoption of Amendment No. 1. All those in favor say Aye, all
31. opposed. The amendment is adopted. Any further amendments? 3rd
32. reading. House Bill 1445, Senator Don Moore.
33. SECRETARY:

1. House Bill. 1445.
2. (Secretary reads title of bill)
3. 2nd reading of the bill. No committee amendments.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Any amendments from the Floor? 3rd reading. House Bill
6. 1480, Senator Lane. Senator Lane. 1480, read the bill.
7. SECRETARY:
8. House Bill 1480.
9. (Secretary reads title of bill)
10. 2nd reading of the bill. No committee amendments.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Any amendments from the Floor? 3rd reading. House Bill
13. 1487, Senator Savickas. Read the bill.
14. SECRETARY:
15. House Bill 1487.
16. (Secretary reads title of bill)
17. 2nd reading of the bill. The Committee on Labor and Commerce
18. offers one amendment.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Senator Savickas moves the adoption of the Committee Amendment
21. No. 1. All those in favor say Aye, all opposed. Amendment is
22. adopted. Any further amendments? 3rd reading. House Bill
23. 1512, Senator Glass. Read the bill.
24. SECRETARY:
25. House Bill 1512.
26. (Secretary reads title of bill)
27. 2nd reading of the bill. The Committee on Agriculture, Conserva-
28. tion and Energy offers one amendment.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Senator Glass moves the adoption of the Committee Amendment.
31. All in favor say Aye, all opposed. Amendment is adopted. Any
32. further amendments? 3rd reading. House Bill 1513, Senator
33. Glass. Read the bill.

1. SECRETARY:
2. House Bill 1513.
3. (Secretary reads title of bill)
4. 2nd reading of the bill. No committee amendments.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Any amendments from the Floor? 3rd reading. House Bill
7. 1524, Senator Roe. Read the bill.
8. SECRETARY:
9. House Bill 1524.
10. (Secretary reads title of bill)
11. 2nd reading of the bill. No committee amendments.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Any amendments from the Floor? 3rd reading. House Bill
14. 1543, Senators Brady and Hynes. Read the bill.
15. SECRETARY:
16. House Bill 1543.
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. House Bill
21. 1564, Senator Shapiro. Read the bill.
22. SECRETARY:
23. House Bill 1564.
24. (Secretary reads title of bill)
25. 2nd reading of the bill. No committee amendments.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Any amendments from the Floor? 3rd reading. Senate Bill ...
28. House Bill 1568, Senators Bruce and Knuppel.
29. SECRETARY:
30. House Bill 1568.
31. (Secretary reads title of bill)
32. 2nd reading of the bill. No committee amendments.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Any amendments from the Floor? 3rd reading. House Bill
2. 1576, Senator Morris. Read the bill.

3. SECRETARY:

4. House Bill 1576.

5. (Secretary reads title of bill)

6. 2nd reading of the bill. No committee amendments.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Any amendments from the Floor? 3rd reading. House Bill
9. 1577, Senator Morris. Read the bill.

10. SECRETARY:

11. House Bill 1577.

12. (Secretary reads title of bill)

13. 2nd reading of the bill. No committee amendments. One Floor
14. amendment offered by Senator Morris.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Morris.

17. SENATOR MORRIS:

18. This amendment ... clarifies the language. The intention
19. of the bill is to allow the construction of a public library and
20. park land if the park district agrees without having to go to a
21. referendum. This strictly says that if the park district wants
22. to lease the land to the library for construction, it can do it with-
23. out a referendum of public policy. This amendment just clarifies that
24. language which is the original intention of the bill.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Morris moves the adoption of Amendment No. 1. All
27. those in favor say Aye, all opposed. The amendment is adopted.
28. Any further amendments? 3rd reading. House Bill 1586, Senators
29. Buzbee and Shapiro. Read the bill.

30. SECRETARY:

31. House Bill 1586.

32. (Secretary reads title of bill)

33. 2nd reading of the bill. No committee amendments.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Any amendments from the Floor? Senator Buzbee.

3. SECRETARY: 1

4. One Floor amendment offered by Senator Buzbee.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Buzbee.

7. SENATOR BUZBEE:

8. This amendment ... Mr. President, ... says that the total
9. survivors annuity payable on account of the death of the member
10. shall be 50% of the earned retirement allowance computed under
11. Section 16-133.... which would have been Tabled as of the latter
12. of ... attainment of age 60 or date of death, when death occurs
13. prior to retirement or 50% of the retirement allowance when death
14. occurs while in retirement. I would move adoption of Amendment
15. No. 1.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Any discussion? Senator Buzbee moves the adoption of the
18. Committee ... the Amendment No. 1. All in favor say Aye, all
19. opposed. Amendment is adopted. House Bill 1589, Senator ...
20. 3rd reading on House Bill 1586. 1589, Senator Shapiro. Hold.
21. House Bill 1591, Senator Daley. House Bill 1597, Senator
22. Demuzio. Read the bill.

23. SECRETARY:

24. House Bill 1597.

25. (Secretary reads title of bill)

26. 2nd reading of the bill. The Committee on Education offers two
27. amendments.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Demuzio moves the adoption of Committee Amendment
30. No. 1. All in favor say Aye, all opposed. The amendment is
31. adopted. Committee Amendment No. 2. Is there discussion?
32. Senator Demuzio moves the adoption of Committee Amendment No. 2.
33. All in favor say Aye, all opposed. The amendment is adopted.

1. Any further amendments? 3rd reading. House Bill 1598, Senators
2. Berning and Glass. Read the bill.
3. SECRETARY:
4. House Bill 1598.
5. (Secretary reads title of bill)
6. 2nd reading of the bill. No committee amendments.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Any amendments from the Floor? 3rd reading. House Bill
9. 1605, Senator Savickas. Read the bill.
10. SECRETARY:
11. House Bill 1605.
12. (Secretary reads title of bill)
13. 2nd reading of the bill. No committee amendments.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Any amendments from the Floor? 3rd reading. House Bill
16. 1613, Senator Bloom. Read the bill. 1613, House Bill.
17. SECRETARY:
18. House Bill 1613.
19. (Secretary reads title of bill)
20. 2nd reading of the bill. No committee amendments.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Any amendments from the Floor? 3rd reading. House Bill
23. 1649, Senator Rock. Read the bill.
24. SECRETARY:
25. House Bill 1649.
26. (Secretary reads title of bill)
27. 2nd reading of the bill. The Committee on Executive offers one
28. amendment.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Senator Rock moves the adoption of Committee Amendment No. ...
31. Committee Amendment No. 1. All ... all in favor say Aye, all
32. opposed. Amendment is adopted. Any further amendments? 3rd
33. reading. House Bill 1654, Senator McCarthy. Read the bill.

1. SECRETARY:
2. House Bill 1654.
3. (Secretary reads title of bill)
4. 2nd reading of the bill. No committee amendments.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Any amendments from the Floor? 3rd reading. House Bill
7. 1656, Senator Egan. Senator Egan on the Floor? House Bill
8. 1683, Senator Palmer. Read the bill.
9. SECRETARY:
10. House Bill 1683.
11. (Secretary reads title of bill)
12. 2nd reading of the bill. The Committee on Local Government offers
13. one amendment.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Senator Palmer moves the adoption of Amendment No. 1. All
16. in favor say Aye, all opposed. Amendment ... is adopted. Any
17. further amendments? 3rd reading. House Bill 1697, Senator Glass.
18. Read the bill.
19. SECRETARY:
20. House Bill 1697.
21. (Secretary reads title of bill)
22. 2nd reading of the bill. No committee amendments.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Any amendments from the Floor? 3rd reading. House Bill
25. 1703, Senator Glass. Read the bill.
26. SECRETARY:
27. House Bill 1703.
28. (Secretary reads title of bill)
29. 2nd reading of the bill. No committee amendments.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Any amendments from the Floor? 3rd reading. House Bill
32. 1704, Senator Knuppel. Senator Knuppel ... Read the bill.
33. SECRETARY:

1. House Bill 1704.

2. (Secretary reads title of bill)

3. 2nd reading of the bill. No committee amendments.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Any amendments from the Floor? 3rd reading. House Bill

6. 1716, Senator Partee. Read the bill.

7. SECRETARY:

8. House Bill 1716.

9. (Secretary reads title of bill)

10. 2nd reading of the bill. The ... no committee amendments.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Any amendments from the Floor? Senator Partee.

13. SENATOR PARTEE:

14. Yes, this amendment simply says that it applies to persons
15. in the 11th and 12th grades instead of the 9th and 10th grades and
16. I'd moves its adoption.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Partee moves the adoption of Amendment No. 1. All
19. in favor say Aye, all opposed. Amendment is adopted. Any further
20. amendments? 3rd reading. House Bill 1717, Senator Partee. This
21. would be the appropriation for 1716. Do you wish to advance 1717?

22. SENATOR PARTEE:

23. Yes, read the bill please.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Read the bill.

26. SECRETARY:

27. House Bill 1717.

28. (Secretary reads title of bill)

29. 2nd reading of the bill. No committee amendments.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Any amendments from the Floor? 3rd reading. 17 ... House
32. Bill 1743, Senator Romano. Read the bill.

33. SECRETARY:

1. House Bill 1743.
2. (Secretary reads title of bill)
3. 2nd reading of the bill. The Committee on Executive offers one
4. amendment.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Senator Romano moves the adoption of ... Committee Amendment
7. No. 1. All in favor say Aye, all opposed. Amendment is adopted.
8. Any further amendments? 3rd reading. House Bill 1795, Senator
9. Wooten. Excuse me gentlemen ... if we could just have a little
10. order. We're starting to mill around a bit too much. Senator
11. Wooten on 1795.
12. SECRETARY:
13. House Bill 1795.
14. (Secretary reads title of bill)
15. 2nd reading of the bill. No committee amendments.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Any amendments from the Floor? 3rd reading. House Bill
18. 1807, Senator Shapiro. House Bill 1809, Senator Shapiro. Read
19. the bill.
20. SECRETARY:
21. House Bill 1809.
22. (Secretary reads title of bill)
23. 2nd reading of the bill. No committee amendments.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Any amendments from the Floor? 3rd reading. House Bill
26. 1840, Senator Palmer. Read the bill.
27. SECRETARY:
28. House Bill 1840.
29. (Secretary reads title of bill)
30. 2nd reading of the bill. No committee amendments.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Any amendments from the Floor? 3rd reading. House Bill
33. 1841, Senator Palmer.

H.B. 1845
2nd Reading
6/12/1915

1. SECRETARY:
2. House Bill 1841.
3. (Secretary reads title of bill)
4. 2nd reading of the bill. No committee amendments.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Any amendments from the Floor? 3rd reading. House Bill
7. 1845, Senator Philip. Read the bill.
8. SECRETARY:
9. House Bill 1845.
10. (Secretary reads title of bill)
11. 2nd reading of the bill. The Committee on Judiciary offers two
12. amendments.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Senator Philip moves the adoption of Amendment No. 1. Is
15. there discussion? All in favor say Aye, all opposed. Amendment
16. is adopted. Senator Philip moves the adoption of Committee
17. Amendment No. 2. Any discussion? All in favor say Aye, all opposed.
18. Amendment No. 2 is adopted. Any further amendments? 3rd read-
19. ing. House Bill 1880, Senator Carroll. Read the bill.
20. SECRETARY:
21. House Bill 1880.
22. (Secretary reads title of bill)
23. 2nd reading of the bill. No committee amendments.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Any amendments from the Floor? 3rd reading. House Bill
26. 1884, Senator ... Senators Brady and Buzbee. Okay. ... House Bill
27. 1890, Senator Demuzio. Read the bill.
28. SECRETARY:
29. House Bill 1890.
30. (Secretary reads title of bill)
31. 2nd reading of the bill. No committee amendments.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Any amendments from the Floor? 3rd reading. House Bill

1. 1930, Senator McCarthy. Read the bill.
2. SECRETARY:
3. House Bill 1930.
4. (Secretary reads title of bill)
5. 2nd reading of the bill. No committee amendments.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Any amendments from the Floor? 3rd reading. House Bill
8. 1935, Senator Philip. Senator Philip. Read the bill.
9. SECRETARY:
10. House Bill 1935.
11. (Secretary reads title of bill)
12. 2nd reading of the bill. The Committee on Local Government offers
13. one amendment.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Senator Philip moves the adoption of Committee Amendment
16. No. 1. Is there discussion? All in favor say Aye, all opposed.
17. Amendment is adopted. Any further amendments? 3rd reading.
18. House Bill 1966, Senators Knuppel and Clarke. Read the bill.
19. SECRETARY:
20. House Bill 1966.
21. (Secretary reads title of bill)
22. 2nd reading of the bill. No committee amendments.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Any amendments from the Floor? 3rd reading. House Bill
25. 1978, Senator Joyce. Read the bill.
26. SECRETARY:
27. House Bill 1978.
28. (Secretary reads title of bill)
29. 2nd reading of the bill. No ... no committee amendments.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Any amendments from the Floor? 3rd reading. House Bill
32. 2015, Senator Hynes. Read the bill.
33. SECRETARY:

1. House Bill 2015.
2. (Secretary reads title of bill)
3. 2nd reading of the bill. No committee amendments.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Any amendments from the Floor? 3rd reading. House Bill
6. 2031, Senator Morris. Read the bill.
7. SECRETARY:
8. House Bill 2031.
9. (Secretary reads title of bill)
10. 2nd reading of the bill. No committee amendments.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Any amendments from the Floor? 3rd reading. House Bill
13. 2041, Senator Wooten. Read the bill.
14. SECRETARY:
15. House Bill 2041.
16. (Secretary reads title of bill)
17. 2nd reading of the bill. No committee amendments.
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Any amendments from the Floor? 3rd reading. House Bill
20. 2047, Senator Buzbee. Read the bill.
21. SECRETARY:
22. House Bill 2047.
23. (Secretary reads title of bill)
24. 2nd reading of the bill. The Committee on Education offers one
25. amendment.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Senator Buzbee moves the adoption of ... Committee Amendment
28. No. 1. All in favor say Aye, all opposed. Amendment is adopted.
29. Any further amendments? 3rd reading. House Bill 2058, Senator
30. Harris. Senator Harris. 2058, Commerce Commission to authorize
31. and regulate ... read the bill.
32. SECRETARY:
33. House Bill 2058

1. (Secretary reads title of bill)

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

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Any amendments from the Floor? 3rd reading. House Bill

5. 2065, Senator Howard Mohr. Read the bill.

6. SECRETARY:

7. House Bill 2065.

8. (Secretary reads title of bill)

9. 2nd reading of the bill. The Committee on Local Government offers

10. one amendment.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Mohr moves the adoption of the Committee Amendment

13. No. 1. Is there discussion? All in favor say Aye, all opposed.

14. Amendment is adopted. Any further amendments?

15. SECRETARY:

16. Amendment No. 2 offered by Senator Howard Mohr.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Mohr.

19. SENATOR MOHR:

20. Yes, Mr. President this is ... some cleanup language that's ...

21. approved and suggested by Chapman and Cupler on this bill. I

22. move the adoption.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Mohr moves the adoption of Amendment No. 2. All in

25. favor say Aye, all opposed. Amendment is adopted. House Bill

26. 2071, Senator Harris. House Bill 2065 is moved to 3rd reading.

27. House Bill 2071, Senator Harris. Read the bill. Take it out of

28. the record. House Bill 2072, Senator Harris. 2072, Senator

29. Harris, do you wish to advance that?

30. SENATOR HARRIS:

31. Okay. 2072, yes.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Read the bill.

1. SECRETARY:
2. House Bill 2072.
3. (Secretary reads title of bill)
4. 2nd reading of the bill. No committee amendments.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Any amendments from the Floor? 3rd reading. House Bill
7. 2096, Senator Bloom. Read the bill.
8. SECRETARY:
9. House Bill 2096.
10. (Secretary reads title of bill)
11. 2nd reading of the bill. No committee amendments.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Any amendments from the Floor? 3rd reading. House Bill
14. 2097, Senator Dougherty. Read the bill.
15. SECRETARY:
16. House Bill 2097.
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. House Bill
21. 2098, Senator Dougherty. Read the bill.
22. SECRETARY:
23. House Bill 2098.
24. (Secretary reads title of bill)
25. 2nd reading of the bill. No committee amendments.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Any amendments from the Floor? 3rd reading. House Bill
28. 2104, Senator Savickas. Senator Savickas on the Floor? House
29. Bill 2105, Senator McCarthy. Hold. House Bill 2132, Senator
30. Harber Hall. Read the bill.
31. SECRETARY:
32. House Bill 2132.
33. (Secretary reads title of bill)

1. 2nd reading of the bill. No committee amendments.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Any amendments from the Floor? 3rd reading. House Bill
4. 2140, Senator Davidson. Read the bill.
5. SECRETARY:
6. House Bill 2140.
7. (Secretary reads title of bill)
8. 2nd reading of the bill. No committee amendments.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Any amendments from the Floor? 3rd reading. House Bill
11. 2142, Senator Knuppel. Read the bill.
12. SECRETARY:
13. House Bill 2142.
14. (Secretary reads title of bill)
15. 2nd reading of the bill. No committee amendments.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Any amendments from the Floor? 3rd reading. House Bill
18. 2149, Senator Kenneth Hall. Read the bill.
19. SECRETARY:
20. House Bill 2149,
21. (Secretary reads title of bill)
22. 2nd reading of the bill. No committee amendments.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Any amendments from the Floor? 3rd reading. House Bill
25. 2157, Harber Hall. Read the bill.
26. SECRETARY:
27. House Bill 2157.
28. (Secretary reads title of bill)
29. 2nd reading of the bill. No committee amendments.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Any amendments from the Floor? 3rd reading. House Bill
32. 2160, Senator Brady. Hold. House Bill 2181, Senator Harber Hall.
33. Read the bill.

1. SECRETARY:

2. House Bill 2181.

3. (Secretary reads title of bill)

4. 2nd reading of the bill. No committee amendments.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Any amendments from the Floor? 3rd reading. House Bill

7. 2249, Senator Dougherty. Read the bill.

8. SECRETARY:

9. House Bill 2249.

10. (Secretary reads title of bill)

11. 2nd reading of the bill. No committee amendments.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Any amendments from the Floor? 3rd reading. House Bill

14. 2252, Senator Lane. House Bill 2253, Senator Lane. House Bill

15. 2313, Senator Carroll. Read the bill.

16. SECRETARY:

17. House Bill 2313.

18. (Secretary reads title of bill)

19. 2nd reading of the bill. No committee amendments. One Floor

20. amendment offered by Senator Carroll.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Carroll.

23. SENATOR CARROLL:

24. Thank you, Mr. President. This is an amendment that was

25. discussed in committee. They...Reference Bureau accidentally took

26. out some language that was supposed to be left in. It puts that

27. back in and adds an effective date. I would move the adoption of

28. the amendment.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Carroll moves the adoption of the amendment. All in

31. favor say Aye, all opposed. Amendment is adopted. Any further

32. amendments? 3rd reading. House Bill 2328, Senator Dougherty.

33. Read the bill.

1. SECRETARY:

2. House Bill 2328.

3. (Secretary reads title of bill)

4. 2nd reading of the bill. The Committee on Local Government offers
5. one amendment.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Dougherty moves the adoption of Amendment No. 1. All
8. in favor say Aye, all opposed. Amendment is adopted. Any further
9. amendments? 3rd reading. House Bill 2366, Senator Welsh. Read
10. the bill.

11. SECRETARY:

12. House Bill 2366.

13. (Secretary reads title of bill)

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

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Any amendments from the Floor? 3rd reading. House Bill
17. 2395, Senator Knuppel. Is there order ... is there leave to go
18. to the order of House Bills 3rd reading? For House Bill 2999?
19. Is there leave? Leave is granted.

20. SECRETARY:

21. House Bill 2999.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Hickey.

26. SENATOR HICKEY:

27. Supplemental appropriation bill that involves three hundred and
28. ninety-four thousand dollars ...

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. ... Excuse me gentlemen we are on 3rd reading. Could we have
31. some order please. Senator Hickey:

32. SENATOR HICKEY:

33. This is a supplemental appropriation bill for the Vocational of

1. Rehabilitation Department that involves three hundred and ninety-four
2. thousand dollars of General Revenue and ten million dollars of
3. Federal Revenue. It passed through committee unanimously. They
4. are in need of this money because of the troubles they got caught
5. on last summer when the Comptroller decided that all Federal
6. funds had to be appropriated and they had to make pay outs out of
7. \$75 into '74 and now that needs to be put back in. I ask for a
8. favorable roll call.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Is ...further discussion? Senator Glass.

11. SENATOR GLASS:

12. Senator Hickey, do you think we should cut this by 6%?

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Hickey:

15. SENATOR HICKEY:

16. I am not so recommending at this moment.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Any further ... debate. The question is shall House Bill
19. 2999 pass? Those in favor vote Aye, those opposed vote Nay. The
20. voting is open. Have all voted who wish? Gentlemen we are on
21. 3rd reading on final passage. Have all voted who wish? Take the
22. record. On that question the Ayes are 57, the Nays are none, none
23. Voting Present. House Bill 2999 having received the constitutional
24. majority is declared passed. Is there leave to go to the order
25. of the Secretary's Desk? Is there leave? Leave is granted.
26. Secretary's Desk for Senate Bill 1488, Senator Regner.

27. SENATOR REGNER:

28. Yes, Mr. President and members of the Senate this is a
29. supplemental appropriation for the Legislative Information Systems
30. Committee. It's an additional fifty thousand dollars that was
31. put on in the House and ... do to the fact that the various and
32. numerous extra reports that were required of the System for the
33. House and I move that the Senate do concur in House Amendment No.

1. 1 to Senate Bill 1488.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is there debate? The question is shall the Senate concur in
4. House Amendment No. 1 to Senate Bill 1488? Those in favor vote
5. Aye, those opposed vote Nay. The voting is open. Have all voted
6. who wish? Take the record. On that question the Ayes are 48,
7. the Nays are 3, 2 Voting Present. The Senate concurs in House
8. Amendment No. 1 to Senate Bill 1488 and the bill having received
9. the required constitutional majority is declared passed. Senator
10. Buzbee for what purpose do you rise?

11. SENATOR BUZBEE:

12. Well, Mr. President, I ... I'm.... I'm rising on a point of
13. inquiry. Are we going to adhere to our schedule or not? It's
14. now 10:30 and it's time for committee meetings to start and I
15. get tired of this ... put off and off and off ...

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. It is the intention of the Chair, I have 10:29. We will be
18. out of here in one minute, Senator Buzbee ...

19. SENATOR BUZBEE:

20. Very good. Thank you, Mr. President.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Partee, the question is to what time will we adjourn
23. tomorrow morning?

24. SENATOR PARTEE:

25. Mr. President and members of the Senate, if I might have your
26. attention would obviate your asking this question again.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. If you will excuse me Senator Partee?

29. SENATOR PARTEE:

30. If we get Senator Nudelman out ... Senator Knuppel ...

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. ... if we can break up the caucus ...

33. SENATOR PARTEE:

1. ... out of that strip mine there, we would be...

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. ... excuse me, if we could break up the caucus to the left
4. we'll have a chance to get the time for commencement in the morning.
5. Senator Partee.

6. SENATOR PARTEE:

7. Mr. President and members of the Senate, I always have some
8. real sensitivity about the schedules of the members of this Body
9. and the plans they make for weekends and other off days. At the
10. beginning of the morning it occurred to us that we should have an
11. additional meeting of the full Senate on another day this week
12. other than a day that appears on the schedule. Saturday seemed
13. like a likely day. The House is meeting on Saturday and if you'll
14. look at our Calendar we have a large number of bills on 3rd
15. reading. I think however we can obviate that by two specific
16. approaches. One would be to meet this evening, Thursday, June 12th,
17. from 6 to 8 in full Session and address ourselves to a large
18. number of bills on 3rd reading and we can also offer to the members
19. tomorrow a list of bills which may well be on an agreed bill list,
20. utilizing the same process for the members who would have that
21. list over the weekend who could come in on Monday and indicate to
22. the Secretary their negative or their positive position toward
23. those bills. And we could be journalized in that fashion and a
24. roll call could be taken on Monday on that list of bills. We
25. could have a meeting tonight from 6 to 8. We could do the thing
26. which I've just eluded to with reference to an agreed bill list
27. for Monday. I think without ... unnecessary harassing ourselves
28. or working ourselves into a state of frenzy with meetings every
29. night next week we could accomplish what is expected of us. So
30. I'm suggesting that we will come back tomorrow morning at 9 and
31. that there will not be a 7 p.m. Session on Friday night. We will
32. come back ... we will stand in recess when we leave now until
33. 6 o'clock. We will work until 8 o'clock tonight. Again at

1. 9 o'clock tomorrow, being given a list of agreed bills before
2. we adjourn tomorrow and we'll come back on Monday, but not at
3. 9, at Noon.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Is there further business to come before the Senate? Senator
6. Hynes was first recognized.

7. SENATOR HYNES:

8. Mr. President, members of the Senate, we previously had
9. scheduled an appropriations committee meeting for tonight from 5
10. until 7. We will have the meeting at 5 o'clock and move as
11. many bills as possible in that hour that is available to us.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Vadalabene.

14. SENATOR VADALABENE:

15. Yes, I would like to have leave to discharge from further
16. action the Committee on Licensing and Regulation on House Bill
17. 823.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Vadalabene has moved that the Committee on Licensed
20. Activity be discharged from further consideration of House Bill
21. 823. All in favor say Aye, all opposed. The bill is discharged.
22. Senator Vadalabene moves that the bill be placed on the order of
23. 2nd reading. All in favor say Aye, all opposed. House Bill 823
24. is on the order of 2nd reading. Senator Vadalabene.

25. SENATOR VADALABENE:

26. Now Mr. Chairman, I'd like to Table House Bill 823.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Vadalabene moves to Table House Bill 823. All in
29. favor say Aye, all opposed. House Bill 823 is Tabled. Senator
30. Morris.

31. SENATOR MORRIS:

32. I would like leave of the Body to have ... House Bill 2283
33. which was ... I picked up on 1st reading this morning assigned to

1. the Education Committee so that it may be heard today because
2. this could be the last meeting of the Education Committee ...

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Is there leave to have House Bill 2283 ... assigned to the
5. Committee on Education? Is there leave? Leave is granted. House ...
6. Senator Hynes again.

7. SENATOR HYNES:

8. Mr. President, I'm informed that the substantive committees
9. that are meeting this afternoon are probably going to finish up
10. a little earlier so we will begin appropriations at 4:30, 4:30
11. this afternoon.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Appropriations at 4:30. Senator Clarke.

14. SENATOR CLARKE:

15. Mr. President ...

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Gentlemen if we could have some order these are announcements
18. that we'll all be asking about in five minutes. Senator Clarke.

19. SENATOR CLARKE:

20. I'm ... I'm listed as sponsor on House Bill 1801 and I would
21. ask leave to have Senator Hickey listed as that because the bill
22. is up in Education today.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Is there leave? Leave is granted. Senator McCarthy.

25. SENATOR MCCARTHY:

26. Yes, Mr. President this has to do with an announcement of a
27. schedule ... of a scheduled committee meeting tomorrow. ...
28. Finance ...

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. ... Excuse me, Senator McCarthy. Senator Glass, Representative
31. Keller I wonder, we cannot hear the announcements. Senator Lemke,
32. Senator Nudelman, Senator Morris. Senator McCarthy is recognized.

33. SENATOR MCCARTHY:

1. Yes, this has to do with an announcement of a committee
2. meeting which was been heretofore set for 9 o'clock tomorrow
3. morning. As I understand the message from President Partee is
4. that we're going to meet on the Floor at 9 so I would make this
5. announcement, that is that the Committee on Finance and Credit
6. Regulation will not start at 9 o'clock but will start immediately
7. upon adjournment in the morning and I presume there might be some
8. other meetings that are scheduled the same way, might ...

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. The Committee on Finance will meet immediately after adjourn-
11. ment tomorrow. Senator Smith, you seek recognition? Senator
12. Smith.

13. SENATOR SMITH:

14. Mr. President and members of the Committee on Public Health
15. and Welfare, the Committee will meet at 12:00 o'clock noon today
16. in Room 400. We have 5 or 6 bills and it shouldn't take overly
17. long today.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Course.

20. SENATOR COURSE:

21. Yes, Mr. President. The Revenue Committee will meet this
22. afternoon at 5:00 o'clock on the Floor of the Senate and I would
23. like to make an announcement that the following bills will be
24. heard: 569, 859, 990, 2440, 2818 and 519.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Course has moved that those bills will be heard in
27. Committee. Senator Rock then Senator Chew. Senator Rock.

28. SENATOR ROCK:

29. Thank you, Mr. President and Ladies and Gentlemen of the
30. Senate on the order of House Bills on 2nd reading I'm going to
31. ask leave that we go back to that order of business. There is a
32. bill, the last one on the Calendar is 3060. It is of an emergency
33. nature to the Secretary of State and I would ...

1. PRESIDING OFFICER: SENATOR BRUCE)

2. Senator Rock has asked leave to return to the order of
3. House Bills 2nd reading. Is there leave? Leave is granted.
4. House Bill 3060, Senator Rock. Read the bill.

5. SECRETARY:

6. House Bill 3060.

7. (Secretary reads title of bill)

8. 2nd reading of the bill. No committee amendments.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Any amendments from the Floor? 3rd reading. Any further
11. announcements? Senator Chew.

12. SENATOR CHEW:

13. Thank you, Mr. President. The Committee on Transportation
14. will meet at 2:30 this afternoon in Room A1 in the State Office
15. Building. All members please be present.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Knuppel.

18. SENATOR KNUPPEL:

19. Mr. Chairman, I'd like to ask for suspension of the rules
20. add to take from the Table House Bill 2239 and re-refer the same
21. to the Committee on Agriculture.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Knuppel has asked leave to take House Bill 2239 from
24. the Secretary's Table and re-refer it to the Committee on
25. Agriculture. Is there leave? Leave is granted. Senator Kosinski.

26. SENATOR KOSINSKI:

27. Mr. Chairman and members of the Senate ... the Elections
28. and Reapportionment would like to meet at 1:00 o'clock instead of
29. 2:30. Because I understand there is another Committee that wishes
30. to use the ... the Room and we can do the job very quickly and
31. with good order.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Elections at 1 p.m. Senator Nudelman.

1. SENATOR KOSINSKI:

2. In Room 212.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. In Room 212. Senator Nudelman.

5. SENATOR NUDELMAN:

6. Mr. President, the Insurance Committee which is scheduled to
7. meet at 9:00 o'clock tomorrow morning will meet in fact immediately
8. after the Session tomorrow morning.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Insurance tomorrow immediately following adjournment. Senator
11. Palmer.

12. SENATOR PALMER:

13. Mr. President and members, Education Committee will meet on
14. Senate Floor 15 minutes after adjournment.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Is that today, Senator Palmer?

17. SENATOR PALMER.

18. Today.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Today. Education on the Floor of the Senate 15 minutes after
21. adjournment. Is there further business to come before the Senate?
22. Senator Newhouse moves that the Senate stand in recess until
23. 6:00 p.m. this evening. All in favor say Aye, all opposed. Senate's
24. in recess until 6:00 p.m.

25. (RECESS)

26. (AFTER RECESS)

27.

28.

29.

30.

31.

32.

33.

1. PRESIDENT:

2. The hour of six having arrived, the Senate will come to
3. order. Committee reports.

4. SECRETARY:

5. Senator Donnewald, Chairman of Assignment of Bills assigns
6. the following to committee: Appropriation: House Bill 1711,
7. Education: House Bill 2283, Executive: House Bills 236 and 237,
8. Finance and Credit Regulation: House Bill 603, Insurance and
9. Licensed Activities: House Bill 1713, 1735 and 1737, Judiciary:
10. House Bills 1129, 1633, 1635, 1636, 1640, 1641, 1862, 2019 and
11. 2020, Transportaion: House Bill 2259.

12. PRESIDENT:

13. Message from the Governor.

14. SECRETARY:

15. A Message from the Governor by Michael P. Duncan, Assistant to
16. the Governor.

17. Mr. President - The Governor directs me to lay before the
18. Senate the following message.

19. To the Honorable members of the Senate, 79th General Assembly,
20. I hereby withdraw the name of Roel Barendregt of Washington Park
21. to be a member of the Southwest Regional Port District Board for
22. a term expiring July 1, 1977, which nomination was previously
23. communicated to you in my message dated May 13, 1975 and recorded
24. in the Senate Journal of May 14, 1975.

25. Respectfully submitted, Governor Walker

26. PRESIDENT:

27. Message from the House.

28. SECRETARY:

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

30. Mr. President - I am directed to inform the Senate that the
31. House of Representatives has concurred with the Senate in the
32. passage of various bills along with the following amendments:
33. Senate Bill 55 with House Amendment NO. 1, Senator Nudelman is

1. the chief sponsor; Senate Bill 155 with House Amendment No. 2,
2. Senator Berning is the chief sponsor; Senate Bill 183 with House
3. Amendment No. 1, Senator Harris is the chief sponsor; Senate Bill
4. 184 with House Amendment No. 1, Senator Schaffer is the chief
5. sponsor; Senate Bill 208 with House Amendment No. 1, Senator
6. Nimrod is the chief sponsor; Senate Bill 302 with House Amendment
7. No. 1, Senator Buzbee is the chief sponsor; Senate Bill 343 with
8. House Amendments No. 1 and 2, Senator Palmer is the chief sponsor;
9. Senate Bill 344 with House Amendments No. 1 and 2, Senator Palmer
10. is the chief sponsor; Senate Bill 355 with House Amendment No. 1,
11. Senator Knuppel is the chief sponsor.

12. PRESIDENT:

13. All on the Secretary's Desk. Introduction of bill.

14. SECRETARY:

15. Senate Bill 1502 introduced by the Committee on Elections
16. and Reapportionment, chief sponsor is Senator Kosinski.

17. (Secretary reads title of bill)

18. 1st reading of the bill.

19. PRESIDENT:

20. Is there leave to move this bill to the order of 2nd reading?

21. Leave is granted. House Bills on 1st reading. House Bill 2200,
22. Senator Mitchler.

23. SECRETARY:

24. House Bill 2200

25. (Secretary reads title of bill)

26. 1st reading of the bill.

27. PRESIDENT:

28. House Bills on 2nd reading. House Bill 2395, Senator
29. Knuppel. House Bill 2398, Senator Kosinski. Read the bill.

30. SECRETARY:

31. House Bill 2398.

32. (Secretary reads title of bill)

33. 2nd reading of the bill. No committee amendments.

1. PRESIDENT:

2. Any amendments from the Floor? 3rd reading. House Bill
3. 2401, Senator Harber Hall. House Bill 2541, Senator Knuppel
4. and ... pardon me, I'm sorry I didn't see you, Senator. Read
5. the bill. 23 ... 2401 isn't it?

6. SECRETARY:

7. Yes.

8. PRESIDENT:

9. Is your bill? 2401.

10. SECRETARY:

11. House Bill 2401.

12. (Secretary reads title of bill)

13. 2nd reading of the bill. No committee amendments.

14. PRESIDENT:

15. Any amendments from the Floor? 3rd reading. House Bill
16. 2541, Senators Knuppel and Mitchler. Read the bill.

17. SECRETARY:

18. House Bill 2541.

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. House Bill
23. 2560, Senator Graham. Read the bill.

24. SECRETARY:

25. House Bill 2560.

26. (Secretary reads title of bill)

27. 2nd reading of the bill. The Committee on Executive offers one
28. amendment.

29. PRESIDENT:

30. Senator Graham. The Committee on Executive offered one
31. amendment to House Bill 2560. Senator Graham moves the adoption
32. of Amendment No. 1 to House Bill 2560. Any discussion? All in
33. favor say Aye, opposed Nay. Ayes have it. The amendment is

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1. adopted. Any further amendments? 3rd reading. House Bill
2. 2571, Senator Weaver. House Bill 2620, Senator Egan. House Bill
3. 2720, Senator Wooten. House Bill 2788, Senator Demuzio. House
4. Bill 2815, Senator Vadalabene. House Bill 2825, Senator Rock.
5. Read the bill.

6. SECRETARY:

7. House Bill 2825.

8. (Secretary reads title of bill)

9. 2nd reading of the bill. No committee amendments.

10. PRESIDENT:

11. Any amendments from the Floor? Senator Glass.

12. SENATOR GLASS:

13. Mr. President, I am advised by staff that we would like to
14. offer an amendment. Perhaps we could have an agreement to bring
15. the bill back for that purpose.

16. PRESIDENT:

17. On his behalf, I'll make that agreement. Any further amend-
18. ments? 3rd reading. House Bill 2868, Senator Savickas. House
19. Bill 2876, Senator Glass or Schaffer. Read the bill.

20. SECRETARY:

21. House Bill 2876.

22. (Secretary reads title of bill)

23. 2nd reading of the bill. No committee amendments.

24. PRESIDENT:

25. Any amendments from the Floor? Senator Glass. Glass has
26. an amendment here.

27. SECRETARY:

28. One Floor amendment offered by Senator Glass.

29. PRESIDENT:

30. Senator Glass.

31. SENATOR GLASS:

32. Thank you, Mr. President. I have given a copy of this
33. amendment to Senator Dougherty and indicated that I didn't add

1. it in Committee but the House sponsor requested that it be added.
2. It better describes ... the approach to determine the fee to be
3. paid by nonresidents of the Library District and ... I would
4. move its adoption.

5. PRESIDENT:

6. Any further discussion? Senator Glass moves the adoption
7. of Amendment No. 1 to House Bill 2876. All in favor say Aye,
8. opposed Nay. Amendment No. 1 is adopted. Any further amendments?
9. 3rd reading. House Bill 2885, Senator Glass. Read the bill.

10. SECRETARY:

11. House Bill 2885.

12. (Secretary reads title of bill)

13. 2nd reading of the bill. No committee amendments.

14. PRESIDENT:

15. Any amendments from the Floor? 3rd reading. House Bill
16. 2891, Senator Brady and Hynes. Read the bill.

17. SECRETARY:

18. House Bill 2891.

19. (Secretary reads title of bill)

20. 2nd reading of the bill. The Committee on Education offers one
21. amendment.

22. PRESIDENT:

23. Senator Brady. Senator Brady moves the adoption of....

24. SENATOR BRADY:

25. ... I move the adoption ...

26. PRESIDENT:

27. ... Committee Amendment No. 1 to House Bill 2891. Any
28. discussion? All in favor will say Aye, opposed Nay. Amendment
29. is adopted. Any further amendments? Any amendments from the
30. Floor? 3rd reading. House Bill 2892, Senator Brady.

31. SECRETARY:

32. House Bill 2892.

33. (Secretary reads title of bill)

1. 2nd reading of the bill. No committee amendments.
2. PRESIDENT:
3. Any amendments from the Floor? 3rd reading. House Bill
4. 3025, Senator Knuppel. Read the bill.
5. SECRETARY:
6. House Bill 3025.
7. (Secretary reads title of bill)
8. 2nd reading of the bill. No committee amendments.
9. PRESIDENT:
10. Any amendments from the Floor? 3rd reading. House Bill
11. 3060, Senator Rock. That's moved. House Bill 1591 on page 29,
12. Senator Daley.
13. SECRETARY:
14. House Bill 1591.
15. (Secretary reads title of bill)
16. 2nd reading of the bill. No committee amendments.
17. PRESIDENT:
18. Any amendments from the Floor? 3rd reading. (Machine cut
19. off) have one of our committee ... of our members are still in
20. the Appropriations Committee, the Chair notes that some of them
21. have bills. If these are bills without amendments we will call
22. them. If there are problems we will take them out of the record.
23. We'll move them for them. Senator Daley.
24. SENATOR DALEY:
25. (Machine cut off) regards to House Bill 72. 2nd reading.
26. PRESIDENT:
27. House Bill 72 on page 23. 2nd reading Senator Daley. Read
28. the bill.
29. SECRETARY:
30. House Bill 72.
31. (Secretary reads title of bill)
32. 2nd reading of the bill. No committee amendments.
33. PRESIDENT:

1. Any amendments from the Floor? 3rd reading. (Machine cut
2. off) Course. House Bill 170. Read the bill.

3. SECRETARY:

4. House Bill 170.

5. (Secretary reads title of bill)

6. 2nd reading of the bill. No committee amendments.

7. PRESIDENT:

8. Any amendments from the Floor? 3rd reading. (Machine cut
9. off) 2571. Any amendments? House Bill 2571, Senator Weaver.

10. SECRETARY:

11. House Bill 2571.

12. (Secretary reads title of bill)

13. 2nd reading of the bill. No committee amendments.

14. PRESIDENT:

15. Any amendments from the Floor? 3rd reading. 266 ...
16. 2620, Senator Egan.

17. SECRETARY:

18. House Bill 2620.

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. (Machine cut
23. off) 2720. House Bill 2720, Senator Wooten. Read the bill.

24. SECRETARY:

25. House Bill 2720.

26. (Secretary reads title of bill)

27. 2nd reading of the bill. The Committee on Agriculture, Conserva-
28. tion and Energy offers two amendments.

29. PRESIDENT:

30. Senator Wooten.

31. SENATOR WOOTEN:

32. I must confess I can remember only one, which is technical
33. in nature and I move the adoption of Amendment No. 1 ... Committee

1. Amendment No. 1.

2. PRESIDENT:

3. Senator Wooten moves the adoption of Committee Amendment No.
4. 1 to House Bill 170. Senator Wooten.

5. SENATOR WOOTEN:

6. Yes, the second amendment ...

7. PRESIDENT:

8. ... No, let me finish that. All in favor say Aye, opposed
9. Nay. Amendment No. 1 is adopted. Senator Wooten.

10. SENATOR WOOTEN:

11. As I recall the second amendment specifies information to
12. be given to the three proper units of State government, the
13. Department of Public Health, that's the right one, okay, it
14. specifies to whom the reports are to be given. I move the
15. adoption of the amendment.

16. PRESIDENT:

17. What we're discussing is House Bill 2720. That is correct.
18. Alright. The first amendment adopted was to House Bill 2720 ...
19. 2720 which was a technical amendment. That amendment is adopted
20. and we're now considering Committee Amendment No. 2 on House
21. Bill 2720. Senator Wooten moves the adoption of Amendment No. 2.
22. Those in favor will say Aye, opposed Nay. The Ayes have it.
23. Amendment No. 2 is adopted. Any further amendments? Senator
24. Wooten.

25. SENATOR WOOTEN:

26. Yes, there's an amendment to answer a point raised by Senator
27. Glass that in specifying the report immediately, Senator Glass
28. felt that should not be left to interpretation and so we have
29. offered an amendment which was distributed earlier which says as
30. promptly as possible but in any case not to exceed 6 hours. I
31. move the adoption of that amendment.

32. PRESIDENT:

33. Senator Wooten moves the adoption of Amendment No. 3 to

1. House Bill 2720. Those in favor say Aye, opposed Nay. Amendment
2. No. 3 is adopted. Any further amendments? 3rd reading. (Machine
3. cut off) recognizes Senator Harber Hall.
4. SENATOR HARBER HALL:
5. Mr. President, I would like to go to the order of 3rd and bring
6. from 3rd to 2nd House Bill 2157 for purpose of an amendment.
7. PRESIDENT:
8. Is there leave? Leave is granted. House Bill 2157 is now
9. on the order of 2nd reading, Senator Harber Hall is recognized.
10. SENATOR HARBER HALL:
11. This bill permits school boards to sell school buildings
12. that they ... or to lease school buildings that they aren't
13. using. This amendment to the bill would insure that the school
14. board would provide for adequate insurance, liability and property
15. damage and reasonable ... charges for maintenance and depreciation
16. of these buildings while they are under lease. I move adoption.
17. PRESIDENT:
18. Any discussion? The motion is shall Amendment No. 1 by
19. Senator Harber Hall be adopted? Those in favor will say Aye,
20. opposed Nay. Ayes have it. The amendment is adopted. Any further
21. amendments? 3rd reading. House Bill 2105, Senator McCarthy.
22. SECRETARY:
23. House Bill 2105.
24. (Secretary reads title of bill)
25. 2nd reading of the bill. No committee amendments. One Floor
26. amendment offered by Senator Merritt.
27. PRESIDENT:
28. Senator Merritt.
29. SENATOR MERRITT:
30. Yes, Mr. ... President, members of the Senate. Amendment No.
31. 1 to House Bill 2105 merely adds the language of the Danville ...
32. Metropolitan Exposition Auditorium and Office Building Authority
33. into the bill. It makes it identical to Senate Bill 836 that went

1. out of here and Senator McCarthy is aware of it and is acceptable
2. to it. I would move the adoption of the amendment.

3. PRESIDENT:

4. Senator McCarthy.

5. SENATOR MCCARTHY:

6. Yes, Senator Merritt's representations are correct. The
7. amendment is acceptable and I would vote for the adoption of
8. the amendment.

9. PRESIDENT:

10. Senator Merritt moves the adoption of Amendment No. 1 to
11. House Bill 2105. Those in favor will say Aye, opposed Nay. The
12. amendment is adopted. Any further amendments? 3rd reading.
13. House Bill 645 on page 24 by Senator Latherow.

14. SECRETARY:

15. House Bill 645.

16. (Secretary reads title of bill)

17. 2nd reading of the bill. No committee amendments. One Floor
18. amendment offered by Senator Latherow.

19. PRESIDENT:

20. Senator Latherow. Now just a minute, Ladies and Gentlemen.
21. Lets hear the gentleman.

22. SENATOR LATHEROW:

23. Mr. President, this is a technical amendment that adds ...
24. that's noncontroversial that we had to put on it. I move the
25. adoption.

26. PRESIDENT:

27. Any discussion? Senator Latherow moves the adoption of
28. Amendment No. 1 to House Bill 645. All in favor will say Aye,
29. opposed Nay. The amendment is adopted. Any further amendments?
30. 3rd reading. House Bill 1176, Senator Vadalabene. Read the
31. bill.

32. SECRETARY:

33. House Bill 1176.

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1. (Secretary reads title of bill)

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

3. PRESIDENT:

4. Any amendments from the Floor? 3rd reading. (Machine cut
5. off) Latherow still on the Floor? You had a companion bill 646,
6. occurs to us you might want to move the two of them together.
7. Read 646 please.

8. SECRETARY:

9. House Bill 646.

10. (Secretary reads title of bill)

11. 2nd reading of the bill. No committee amendments.

12. PRESIDENT:

13. Any amendments from the Floor? 3rd reading. House Bill
14. 2815 on page 32 of your calendar, Senator Vadalabene.

15. SECRETARY:

16. House Bill 2815.

17. (Secretary reads title of bill)

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

19. PRESIDENT:

20. Any amendments from the Floor? 3rd reading. Any other bills
21. desired to be moved on 2nd reading? We're getting to the nitty
22. gritty now, you'll be wanting them. Senator Egan. Some of you
23. gentlemen we moved some of your bills in your absence ... call it ...

24. SENATOR EGAN:

25. Well ... did ... did you move 2620?

26. PRESIDENT:

27. Yes we did Senator.

28. SENATOR EGAN:

29. Thank you.

30. PRESIDENT:

31. Took care of you. Senator Rock.

32. SENATOR ROCK:

33. 2825?

HB 853
2nd Reading
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1. PRESIDENT:

2. We moved it Senator. We're solicitous to our friends.
3. 2140 was moved this morning Senator. Senator Morris.

4. SENATOR MORRIS:

5. Senator Partee, I ... I would like to request, Senator Bell
6. I have ... Bill 853 on 2nd reading which I've given him some
7. amendments that we've talked about in the Agriculture Committee
8. and I've also given them to Senator Knuppel if ... it's alright
9. with them we could move it now and amend it or we could hold
10. it for tomorrow

11. PRESIDENT:

12. Senator Bell he seeks you attention on Senate Bill ... on
13. House Bill 853.

14. SENATOR BELL:

15. Would he rather, would you rather have me hold that until
16. tomorrow?

17. PRESIDENT:

18. I would but maybe ... Senator Bell. Read the bill.

19. SENATOR BELL:

20. Go ahead with it.

21. PRESIDENT:

22. Read the bill.

23. SECRETARY:

24. House Bill 853.

25. (Secretary reads title of bill)

26. 2nd reading of the bill. No committee amendments. Amendment No.
27. 1 by Senator Morris.

28. PRESIDENT:

29. Senator Morris is recognized.

30. SENATOR MORRIS:

31. This is the amendment that we'd talked about in committee.
32. This bill is the Township Open Space Act. This amendment we had
33. talked about in committee. The purpose of it is to limit the

1. Township Open Space Act as designed to counties of two hundred
2. thousand and above. Originally the bill was for all counties in
3. Illinois with the exception of Cook. Some of the rural members
4. were concerned about this bill in those areas and this will
5. limit it to the urban counties.

6. PRESIDENT:

7. Any discussion? Shall Amendment No. 1 be adopted? Those in
8. favor will say Aye, opposed Nay. The Ayes have it. The amendment
9. is adopted. Any further amendments? Send them down to the
10. Secretary. Amendment No. 2, Senator Morris.

11. SENATOR MORRIS:

12. This ... this No. 2 Amendment is one that clarifies that the
13. only way the tax levy could be issued would be by referendum.
14. That they could not issue the bonds unless it was by referendum,
15. puts in clarification language.

16. PRESIDENT:

17. Any discussion? Senator Morris moves the adoption of
18. Amendment No. 2 to House Bill 853. Those in favor will say Aye,
19. opposed Nay. The voting ... the Ayes have it. The Amendment No.
20. 2 is adopted. Any further amendments? Amendment No. 3, Senator
21. Morris.

22. SENATOR MORRIS:

23. Amendment No. 3 is an amendment which ... if ... if it's the
24. one that I have on the desk now, it deletes the definition of
25. wild lands. This was in the bill. Senator Latherow questioned
26. it. We asked the Reference Bureau why it was in and the fellow
27. in the Reference Bureau said he thought it was kinda cool and as
28. a result we've taken it out because there's absolutely no need
29. in the bill for a definition of wild land.

30. PRESIDENT:

31. Any further discussion? Senator Bell.

32. SENATOR BELL:

33. Yes, Senator have you amended out the condemnation powers in

1. reference to ... well on any of these amendments?

2. SENATOR MORRIS:

3. Now that will be the 4th amendment which ...

4. SENATOR BELL:

5. ... Okay ...

6. SENATOR MORRIS:

7. ... changes the eminent domain ...

8. SENATOR BELL:

9. ... alright, I'm jumpin' ahead. I'm sorry.

10. PRESIDENT:

11. Any further discussion on Amendment No. 3? Senator Morris
12. moves the adoption of Amendment No. 3 to House Bill 853. Those
13. in favor will say Aye, opposed Nay. The Ayes have it. The
14. amendment is adopted. Amendment No. 4, Senator Morris.

15. SENATOR MORRIS:

16. ... Amendment ... let me get my things together here. I've
17. got papers all over my desk. That is not okay, Amendment No.
18. 4, which has just been handed to the Secretary, is the one that
19. deals with eminent domain. Many members of the committee were
20. concerned that the eminent domain powers in this proposed legisla-
21. tion were too strong. We have checked and we have found that by
22. using the Illinois Revenue Act of 1939 we are protecting active
23. farms from eminent domain powers under the Township Open Space
24. Act by saying that the eminent domain powers will be allowed
25. except where real estate qualifies for additional valuation under
26. Sections 20A-1 and 20A-3 in the Revenue Act of 1939 because of
27. its use for farming or agricultural purposes. In other words
28. they would not be able to condemn an active farm for part of this
29. forest preserve proposal.

30. PRESIDENT:

31. Any further discussion? Senator Bell.

32. SENATOR BELL:

33. I see no problems with this at the time. I would like to

1. stress this particular point, Senator Morris. We'd like to have
2. an opportunity to have the staff make some analysis of these
3. amendments. You just brought them over to me maybe 10 minutes
4. ago and I would hope with the adoption of these amendments that
5. if there is that question that you'd be willing to bring it
6. back from 3rd to 2nd reading.

7. PRESIDENT:

8. He indicates he will. Question is shall Amendment No. 4
9. be adopted? Those in favor will say Aye, opposed Nay. The
10. amendment's number adopted. The Amendment No. 4 is adopted. 3rd
11. reading. Senator Bell.

12. SENATOR BELL:

13. Are we in fact now done with 853 for the time being?

14. PRESIDENT:

15. For the moment, yes Sir.

16. SENATOR BELL:

17. As the Minority Spokesman on that on Agriculture, it has
18. been brought to my attention that an action took place this morning
19. while there were few Senators on the Floor that ... that I
20. think should be brought to your attention, Mr. President, and
21. maybe ... maybe you should comment on it and the propriety of it.

22. PRESIDENT:

23. Will the members be in their seats? Senator Bell is recognized
24. on a point of personal privilege. Senator Bell.

25. SENATOR BELL:

26. Thank you, Mr. President. I ... I'm talking with reference
27. to a notice that was just delivered to me where we're concerned
28. with a House Bill 2239 that was heard yesterday in the Agriculture'
29. Committee which I'm Minority Spokesman of. That bill was killed in
30. Committee and ... the next thing I know it's been resurrected.
31. How does that happen, Mr. President?

32. PRESIDENT:

33. It happened obviously because someone made a motion to

1 resurrect the bill, which motion was not contested and the motion
2 carried. The Chair has an obligation to recognize everyone on
3 this Floor who desires to be heard on any question. The Chair
4 cannot recognize people who are not on the Floor who are interested
5 on questions that are being dealt with on this Floor.

6 SENATOR BELL:

7 Well, thank you, Mr. President, that answers my question.
8 I'd just bring it to the attention of the Body, we'll have to...
9 come back to hear 2239 in Committee that was killed previously.

10 PRESIDENT:

11 That is why I think the word has gotten around that we
12 start at the time we indicate and a great deal of business tran-
13 spires from the moment we start. It behooves the members to be
14 present when the meetings start. Is there leave to go to the
15 Secretary's Desk for nonconcurrency in Senate Amendments to House
16 Bills? For what purpose does Senator Nudelman arise? Would
17 you gentlemen give Senator Nudelman an unobstructive view?

18 SENATOR NUDELMAN:

19 Mr. President, before you get to that order of business, I
20 have a request of this Body. At the meeting before the last of
21 the Local Government Committee we voted Do Not Pass on House Bill
22 2028 and I have made a motion in that Committee and would move
23 now that that bill be removed from...from the Table be referred
24 back to that Senate Committee, Local Government for the purpose
25 of putting it in a subcommittee for consideration.

26 PRESIDENT:

27 Any discussion on the motion? You've heard the motion. All
28 in favor will say Aye, opposed Nay. The motion is carried.
29 Senator Savickas for what purpose do you arise?

30 SENATOR SAVICKAS:

31 Before we change order of business, could I have leave of
32
33

1. the Senate to move House Bill 1790 back from 3rd reading to
2. 2nd reading for the purposes of an amendment?

3. PRESIDENT:

4. Is there leave? Leave is granted. Senator Savickas is
5. recognized on House Bill 1790 now on the order of 2nd reading.
6. Senator Graham. Senator Graham.

7. SENATOR GRAHAM:

8. Mr. President, are we in Session or are we having a joint
9. caucus? It's kind of hard to tell.

10. PRESIDENT:

11. There are ladies present and I won't answer the question
12. directly, I will only say, will the members be in their seats.
13. Senator Savickas has offered an amendment to House Bill 1790.
14. I'm not certain if he explained it or if he desires to. Did you
15. explain the amendment, Senator?

16. SENATOR SAVICKAS:

17. No, I just sent it up to the Secretary's Desk.

18. PRESIDENT:

19. You're recognized.

20. SENATOR SAVICKAS:

21. The amendment is the wording for the Home Rule Amendment...
22. for Chicago and Cook County, it's the Home Rule Amendment and
23. I would offer its adoption.

24. PRESIDENT:

25. Any discussion? Senator Glass.

26. SENATOR GLASS:

27. Well, I ... I would just ask if I might, Mr. President, why
28. Senator Savickas would want this amendment. I understand this
29. is ... is an obscenity bill and is there some reason for excluding
30. Cook County?

31. PRESIDENT:

32. Senator Savickas.

33. SENATOR SAVICKAS:

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1. Well, we didn't feel we could pass it. We didn't have the
2. votes to pass it so we just included Chicago and Cook County in it.

3. PRESIDENT:

4. There's your salacious answer. Senator Glass.

5. SENATOR GLASS:

6. Well, I ... I'm just looking at the Calendar but it says
7. that the bill prohibits discrimination of obscene matter and
8. regulates distribution of matter harmful to minors. Now if your
9. amendment passes that would exclude Cook County, is that right?

10. PRESIDENT:

11. Senator Savickas.

12. SENATOR SAVICKAS:

13. Yes, but they would be able to pass their own laws on it.

14. PRESIDENT:

15. Any further discussion? Senator Savickas moves Amendment No.
16. 2 for adoption to House Bill 1790. All in favor will say Aye,
17. opposed No. Roll call. House Bill 1790, Amendment No. 2, Senator
18. ... Senator Savickas offers Amendment No. 2. Those in favor
19. will vote Aye, opposed Nay. The voting is open. Have all
20. voted who wish? Take the record. On this question the Ayes are
21. 25, the Nays are 20, with 1 Voting Present. The amendment is
22. adopted. Any further amendments? 3rd reading. Is there leave
23. to go to the order of the Secretary's Desk for nonconcurrence
24. in Senate Amendments to House Bills, for the purpose of appointing
25. Conference Committees? House Bill 221, Senator Vadalabene.
26. House Bill 221, Senator Vadalabene. Senator Vadalabene moves that
27. the Senate refuse ... Senator Vadalabene, what is your pleasure?
28. Senator Vadalabene moves that the Senate refuse to recede from
29. the adoption of Amendment No. 1 to House Bill 221 and that a
30. Conference Committee be appointed. All in favor say Aye, opposed
31. Nay. The motion carries, and the Secretary shall so inform the
32. House. House Bill 496, Senator Palmer. House Bill 585, Senator
33. Kosinski. Senator ...

1. SENATOR KOSINSKI:

2. Mr. Chairman and members of the Senate, I refuse to recede
3. from House Bill 585 with the first...with the Amendment No. 1 and ask...
4. your indulgence to choose a Conference Committee.

5. PRESIDENT:

6. Senator Kosinski moves that the Senate refuse to recede
7. from the adoption of Amendment No. 1 to House Bill 585 and that
8. a Conference Committee be appointed. Those in favor will say
9. Aye, opposed Nay. The motion carries and the Secretary shall so
10. inform the House. Senator Mitchler.

11. SENATOR MITCHLER:

12. Well I was going to ask what the amendment did and why we
13. should refuse to recede. I didn't hear the Senator make an
14. explanation of what the amendment did.

15. PRESIDENT:

16. Well it is too ...

17. SENATOR MITCHLER:

18. ... It is too late now.

19. PRESIDENT:

20. ... yes, it is too late now and ...

21. SENATOR MITCHLER:

22. ... but I was trying to get attention here ...

23. PRESIDENT:

24. ... Senator ... Senator ... May I have the attention of the
25. membership? Senator Mitchler has raised a viable point on these
26. kinds of motions. It becomes, it seems to me, the obligation of
27. the membership to inquire if they are interested in what the
28. amendment is, in case you have forgotten. So that the sponsor
29. can then make a statement as to the amendment and why he takes
30. the position that he does, either to recede or to adopt. The
31. membership is entitled to that information. That information can
32. be requested. Time will be allotted for that on every single
33. one of these. All you have to do is ask. House Bill 1173,

1. Senator Buzbee..

2. SENATOR BUZBEE:

3. Mr. President, on Senator Hynes advice I do not wish to
4. call that right now.

5. PRESIDENT:

6. Take it out of the record. Senator Palmer on the Floor?
7. Senator Schaffer what ... what purpose do you rise?

8. SENATOR SCHAFFER:

9. Well, Mr. President if we're on the order of Secretary's
10. Desk, I believe I have a noncontroversial one ... Senate Bill 146.

11. PRESIDENT:

12. Well we were on the order of nonconcurrences on the
13. Secretary's Desk, but ... is there leave to go to the order of
14. the Secretary's Desk? Leave is granted. Senate Bill 146, Senator
15. Schaffer.

16. SENATOR SCHAFFER:

17. Senate Bill 146, to refresh everyone's memory, was the ...
18. electronic voting machine bill that would allow the blue ballot
19. on the constitutional ballots to be put on a electronic voting
20. machines. The House Amendment No. 1 which I discussed with
21. Senator Kosinski before the bill left the Senate, is nothing more
22. than a ... a severability clause saying that if any portion of
23. the bill is declared unconstitutional the remainder remains
24. intact.... as per our discussions before the bill left the Senate.
25. I'd move to concur in Senate ... or House Amendment No. 1 to.
26. Senate Bill 146.

27. PRESIDENT:

28. The question is ... any further discussion? The question is
29. shall the Senate concur in Amendment No. 1 to Senate Bill 146?
30. Those in favor vote Aye, those opposed vote Nay. The voting is
31. open. Have all voted who wish? Take the record. On that question
32. the Ayes are 45, the Nays are 1, with none Voting Present. The
33. Senate concurs in Amendment No. 1 to Senate Bill 146 and the

1. bill having received the required constitutional majority is
2. declared passed. For what purpose does Senator Mitchler rise?

3. SENATOR MITCHLER:

4. Mr. President, on the Secretary's Desk is Senate Bill 4.

5. PRESIDENT:

6. Senator Howard Mohr for what purpose do you rise?

7. SENATOR HOWARD MOHR:

8. Mr. President, I don't know how we got over here so fast,
9. I know there wasn't any objection when you called it but I would
10. just point out to the membership that we're going to get ... if
11. we're going to stay on the Secretary's Desk why ... all of these
12. bills have been heard and ... and ... and several occasions as
13. a matter of fact and I think it would be best for us to get
14. back on the Calendar and move the bills that haven't been heard.

15. PRESIDENT:

16. What is the pleasure of the Body? That we go back to the
17. Calendar on 3rd reading for bills that have not been heard in this...
18. is there leave? Leave is granted..

19. SENATOR HICKEY:

20. My ... the account of the amendment for concurrence and
21. there, it will get lost unless it's handle now on the Secretary's
22. Desk on 35.

23. PRESIDENT:

24. The problem, Senator, is that the point has been made and
25. I think rightfully that we have several bills that we have not
26. addressed on 3rd reading and we should get to the Secretary's
27. Desk after we have had an opportunity to go through the
28. regular Calendar. I'm sorry and I would hope that you would not
29. lose what Senator Hickey has distributed for your edification.
30. Put it in your drawer and keep it so that you'll have it when
31. the bill is called. House Bills on 3rd reading. Starting
32. where we left off Monday. House Bill 422, Senator Don Moore.
33. Read the bill.

1. ACTING SECRETARY: (MR. FERNANDES)

2. House Bill 422.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDENT:

6. Senator Don Moore.

7. SENATOR MOORE:

8. Thank you, Mr. President, members of the Senate. House Bill
9. 422 amends the criminal code. It makes violations of any criminal
10. statute of any jurisdiction while on bail a violation of the
11. condition of bail. Provides that the defendant has ... if the
12. defendant has reached such condition the court may hold the defend-
13. ant without bail pending a hearing on such breach for not to
14. exceed ten days. The defendant retains his constitutional rights
15. as to the hearing and if the court finds by a preponderance of
16. the evidence that the defendant has committed a felony while on
17. bail, the court may revoke the defendant bail and hold him for
18. trial without bail, however such findings of the court is not
19. admissable in the trial of the offense committed while on bail.
20. This is a matter I think the members of the General Assembly are
21. aware of. I believe it is a constitutional bill that does do
22. something when someone is out on bail and they do commit a
23. criminal offense which we have had many occasions of in the
24. State. I'd appreciate a favorable roll call.

25. PRESIDENT:

26. Any further discussion? Question is shall House Bill 422
27. ... Senator Nudelman. Senator Savickas and Senator Daley. Senator
28. Nudelman.

29. SENATOR NUDELMAN:

30. Mr. President, Gentlemen and Ladies, I respectfully rise
31. in opposition to this bill. I think it creates a situation where
32. subjectively and not objectively and not controlled, people can
33. be charged with crime, can be placed in jail for temporary

1. periods as a harassment without any real reason for that. I
2. think that to be able to put somebody away I realize there are
3. situations where people claim that it's constitutional but I
4. think not. I don't think that people should be not denied bail
5. under situations merely on an allegation or merely on a ... on a
6. premise that they've committed a crime. I think it's a dangerous
7. precedent to be ... to be set and I think overall we're ... we
8. are much better off without this kind of statute on the book
9. which permits so much mischief by so many people and I strongly
10. urge a no vote on this legislation.

11. PRESIDENT:

12. Any further discussion? Question is shall Senate Bill 4 ...
13. House Bill 422 pass? Those in favor will vote Aye, opposed Nay
14. the voting is open. Have all voted who wish? What's the matter?
15. Have all voted who wish? Take the record. On that question
16. the Ayes are 35, the Nays are 11, with 2 Voting Present. House
17. Bill 422 having received the constitutional majority is declared
18. passed. House Bill 425, Senator Netsch. House Bill 437,
19. Senator Weaver. Read the bill.

20. SECRETARY:

21. House Bill 437.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDENT:

25. Senator Weaver.

26. SENATOR WEAVER:

27. Thank you, Mr. President, members of the Senate, this does
28. just as the Calendar indicates. Provides for the entire salaries
29. of judges and associate judges in the circuit court to be paid by
30. the State. Appreciate a favorable roll call.

31. PRESIDENT:

32. Any further discussion? Senator Mitchler.

33. SENATOR MITCHLER:

1. What additional cost would this be to the State of Illinois?
2. PRESIDENT:
3. Senator Weaver. Senator Weaver.
4. SENATOR WEAVER:
5. About two million dollars.
6. PRESIDENT:
7. Any further discussion? The question is shall House Bill
8. 437 pass? Those in favor will vote Aye, opposed will vote Nay.
9. The voting is open. Have all voted who wish? Take the record.
10. On this question the Ayes are 40, the Nays are 2, with 2 Voting
11. Present. House Bill 437 having received the constitutional
12. majority is declared passed. House Bill 454, Senator Davidson.
13. Read the bill.
14. SECRETARY:
15. House Bill 454.
16. (Secretary reads title of bill)
17. 3rd reading of the bill.
18. PRESIDENT:
19. Senator Davidson.
20. SENATOR DAVIDSON:
21. Mr. President, members of the Senate, this bill does
22. exactly as it's shown on the Calendar. This is brought about
23. when we gave the airport police ... airport security force police
24. powers last year. It only applies to seven airports in the
25. State because City of Chicago and DuPage County are part of a
26. municipality and they don't have to have this police power. It's
27. just to make sure that the guys going to be a policeman that if
28. he hasn't had his police training he'll have attended so he'll know
29. what he's doing ... his weapons as a policeman. I urge a
30. favorable roll call.
31. PRESIDENT:
32. Any further discussion? The question is shall House Bill
33. 454 pass? Those in favor will vote Aye, opposed Nay. The

1. voting is open. Have all voted who wish? Take the record. On
2. this question the Ayes are 39, the Nays are 1, with 1 Voting
3. Present. House Bill 454 having received the constitutional
4. majority is declared passed. House Bill 467, Senator Knuppel.
5. Read the bill.

6. SECRETARY:

7. House Bill 467.

8. (Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDENT:

11. Senator Knuppel.

12. SENATOR KNUPPEL:

13. Mr. President and members, this designates certain routes
14. on either side of the Illinois River from Starved Rock or Joliet
15. down as far as Grafton and the Routes of the Voyageurs, no budget
16. or anything else with it.

17. PRESIDENT:

18. Any further discussion? Senator Netsch. Just a moment,
19. just a minute Senator. Will the members be in their seats and
20. Senator Netsch.

21. SENATOR NETSCH:

22. One question of the sponsor, if he will yield. Senator
23. Knuppel ...

24. PRESIDENT:

25. ... He indicates he will yield.

26. SENATOR NETSCH:

27. The ... you say there are no fiscal implications to this
28. at all. Well the marking itself, which I assume would be minimal
29. once the road is designated this way there is not assumed a
30. State responsibility for maintaining it that does not exist now?

31. PRESIDENT:

32. Senator Knuppel.

33. SENATOR KNUPPEL:

1. No ... no additional maintenance ... these are State
2. routes, for instance Route 78, Route 67, Route 100 and so forth
3. and so on. They're all State routes and there's a responsibility
4. for the State to maintain them now.

5. PRESIDENT:

6. Senator Netsch.

7. SENATOR NETSCH:

8. Then the only costs involved at all would be just simply
9. the markings and nothing else could conceivably result from it?
10. Thank you.

11. PRESIDENT:

12. Any further discussion? The question is shall House Bill
13. 467 pass? Those in favor will vote Aye, opposed Nay. The
14. voting is open. Have all voted who wish? Take the record.
15. On this question the Ayes are 48, the Nays are none, with none
16. Voting Present. House Bill 467 having received the constitutional
17. majority is declared passed. House Bill 470, Senator Bloom.
18. Read the bill.

19. SECRETARY:

20. House Bill 470.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDENT:

24. Senator Bloom.

25. SENATOR BLOOM:

26. Thank you, very much Mr. President and fellow Senators.
27. House Bill 470 does exactly what the majority staff analysis
28. says it does. It provides that the school board elections in
29. school districts adopting Article 33, that's a hundred to five
30. hundred thousand, may be held at the same time as the general
31. election for city or county officials conducted by the county
32. clerk or board. This attempts to coordinate elections and is
33. optional for the school boards of such districts.

1. PRESIDENT:

2. Any further discussion? The question is shall House Bill
3. 470 pass? Those in favor will vote Aye, opposed Nay. The
4. voting is open. Have all voted who wish? Take the record.
5. On this question the Ayes are 55, the Nays are none, with none
6. Voting Present. House Bill 470 having received the constitutional
7. majority is declared passed. House Bill 487, Senator Demuzio.
8. House Bill 491, Senator Bloom. Read the bill.

9. SECRETARY:

10. House Bill 491.

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDENT:

14. Senator Bloom.

15. SENATOR BLOOM:

16. Well thank you very much Mr. President and fellow Senators.
17. This bill does exactly what it says it does. It regulates
18. hawkers and peddlers in the unincorporated areas of downstate
19. counties. It passed out of Local Government with no negative
20. votes, let's see... it passed the House 124 to 10. It's to
21. meet certain problems of door to door peddler it's ... it's
22. permissive. It allows the county boards to regulate the peddlers
23. in unincorporated areas. It came from a resolution from the
24. Will County board and I'd appreciate a favorable roll call.

25. PRESIDENT:

26. Any further discussion? The question is shall House Bill'
27. 491 pass? Those in favor vote Aye, opposed will vote Nay. The
28. voting is open. Have all voted who wish? Take the record. On
29. this ... let the record show that Senator Bloom goofed and that
30. he desired to vote for his bill. Is that correct, Senator?
31. Senator Bloom, you want to put your own words in the record?

32. SENATOR BLOOM:

33. Mr. President, oddly enough it turned from green to red as

1. I was explaining this bill to Senator Latherow and I'd like to
2. be recorded as being in favor of the bill.

3. PRESIDENT:

4. Senator Clarke.

5. SENATOR CLARKE:

6. I thought if this was such a bad bill the sponsor didn't
7. vote for it, I'd vote no too. So change my vote to Aye please,
8. if I could.

9. PRESIDENT:

10. Senator Harber Hall. The question ... yes, Senator Buzbee.

11. SENATOR BUZBEE:

12. Well I'd just like to say that I intended to vote no.

13. PRESIDENT:

14. Let the record show that on this question the Ayes are 47,
15. the Nays are 4, with 4 ... with none Voting Present. And House
16. Bill 470 having received the constitutional majority ... 491
17. having received the constitutional majority is declared passed.
18. House Bill ... House Bill 487, Senator Demuzio.

19. SECRETARY:

20. House Bill 487.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDENT:

24. Senator Demuzio.

25. SENATOR DEMUZIO:

26. Thank you, Mr. President, members of the Senate. House
27. Bill 487 amends the School Code and permits a district to amend
28. a claim for equalization aid back to the inception of bankruptcy
29. when a owner of a property consisting of ... comprised of at least
30. 3% of the assessed value of all taxable property of the district,
31. is involved in a bankruptcy and hasn't paid taxes for three or
32. more years. Now I've passed out for all of the members a ... a
33. letter a ... from Robert Clark, Director of Legislative Research

AB 504
Recalled
6-12-75

1. for the Illinois Office of Education concerning this problem.
2. I think that most of all of the members will construe this as
3. being a ... a fiscal note. It only involves so far seven
4. school districts. It will not in any way, shape or form ...
5. have any effect on the school formula as is now nor will it
6. have. It is a ... a bill that has been here before the general
7. assembly for ... for the last two sessions. It was vetoed by
8. the Governor in the previous session because of the fact that they
9. did not know how many school districts it would effect. It is
10. one that has been here on numerous occasions and I think that
11. many of the members would have much more knowledge about the
12. bill than what I do and I'll be happy to attempt to answer any
13. questions. I know that Senator Schaffer had ... and I had been
14. discussing this bill for the last several hours and it's
15. determined Jack that you got to roll as...roll with it as it is,
16. so if there's any questions I'd be happy to answer them.

17. PRESIDENT:

18. Any further discussion? The question is shall House Bill
19. 487 pass? Those in favor will vote Aye, opposed Nay. The
20. voting is open. Have all voted who wish? Take the record.
21. On this question the Ayes are 48, the Nays are none, with 3
22. Voting Present. House Bill 487 having received the constitutional
23. majority is declared passed. House Bill 494, Senator Soper.
24. House Bill 495, Senator Knuppel. House Bill 504, Senator Lemke.
25. Read the bill. Is there leave to return the House Bill 504
26. from the order of 3rd reading to the order of 2nd reading for the
27. purpose of an amendment? Leave is granted. Senator Lemke is
28. recognized.

29. SENATOR LEMKE:

30. Senator Savickas has an amendment.

31. PRESIDENT:

32. Senator Savickas.

33. SENATOR SAVICKAS:

1. Yes, Mr. President, members of the Senate I have discussed
2. this amendment with Senator Lemke and I would like to move for
3. its adoption. What it does, it adds to House Bill 504 includes
4. not only the single family dwelling but now it will include the
5. existing owner-occupied-multi-family residents of five or fewer
6. units in order to preserve his lien to notify the occupancy...
7. personally. In my area it's basically two and three story and
8. four ... unit buildings and I think that this would provide a
9. measure of protection in those areas where it is not just single
10. family residences and I would move for adoption of this amend-
11. ment.

12. PRESIDENT:

13. Any further discussion? Senator Lemke.

14. SENATOR LEMKE:

15. Amendment conforms the House Bill to the Senate Bill ...
16. that we passed out of here!

17. PRESIDENT:

18. Any further discussion? Senator Savickas moves the adoption
19. of Amendment No. 1 to House Bill 504. All in favor will say
20. Aye, opposed Nay. The Ayes have it. Amendment No. 1 is adopted.
21. Any further amendments? 3rd reading. House Bill 516, Senator
22. Lemke.

23. SECRETARY:

24. House Bill 516.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDENT:

28. Senator Lemke.

29. SENATOR LEMKE:

30. This is a bill that amends Workmen's Compensation Act to
31. provide compensation for partial loss of hearing.

32. PRESIDENT:

33. Any further discussion? Senator Graham.

1 SENATOR GRAHAM:

2 I talked to Senator Lemke before and suggested to him that I
3 would like to have an opportunity to amend these bills and I thought
4 we had an agreement that would go back to 2nd reading for that purpose
5 and I do request that at this time. I'm sorry, but this snuck up
6 on me before I was ready ...

7 PRESIDENT:

8 Senator Lemke seeks leave to remove House Bill 516 from the order
9 of 3rd...Senator Lemke seeks leave to move House Bill 516 from the
10 order of 3rd reading to the order of 2nd reading for the purposed of an
11 amendment. Is there leave? Leave is granted. Senator Graham is
12 recognized for an amendment.

13 SENATOR GRAHAM:

14 ... Amendments...Mr. President, members of the Senate were dis-
15 tributed last week and the amendments are on the Secretary's Desk for
16 two of these bills, and in fact, what they do, very briefly they say,
17 in the event that this bill is adopted and these provisions are met that
18 the Industrial Commission shall adopt and publish medical standards for
19 determining the loss of hearing under this section. In other words, it
20 leaves it up to the Industrial Commission to publish and adopt such rules
21 that are available for people considering this action as provided on
22 this bill and I ask...or I move its adoption.

23 PRESIDENT:

24 Senator Lemke.

25 SENATOR LEMKE:

26 Mr. President, members of the Senate, we...I resist this...amend-
27 ment. This is the same amendment that was attempted many times to be
28 put on...on similar bills last Session and this Session and it's a
29 bill to provide something that is not for any other member in the...
30 in the Act and that'sfor...something they let...doctors decide
31 and not for the trier to fact to decide and the Act at the
32 present time is for the trier to fact to decide as to what the
33

1. partial loss of hearing is on competent evidence offered by both
2. sides and I resist the amendment.

3. PRESIDENT:

4. Any further discussion? Senator Graham.

5. SENATOR GRAHAM:

6. Mr. President, I don't think the adoption of this amendment ...

7. PRESIDENT:

8. Just a moment. Just a moment.

9. SENATOR GRAHAM:

10. ... the adoption of this amendment would preclude the doctor
11. from making this sort of an analyzation. I think he should. It
12. only says that the Industrial Commission shall adopt and publish
13. such rules which would not preclude the doctor's participation in
14. this and I ask for a roll call in the adoption.

15. PRESIDENT:

16. Any further discussion? Senator McCarthy.

17. SENATOR MCCARTHY:

18. Yes, Mr. President ...

19. PRESIDENT:

20. Senator McCarthy.

21. SENATOR MCCARTHY:

22. ... Senator Lemke has explained the position of this
23. heretofore and that is that they have resisted on many occasion
24. the impositions of any type of medical standards to be imposed
25. in this matter and this is ...

26. PRESIDENT:

27. Just a moment. Just a moment. Just a moment. The ... the
28. conference here disturbs me also. We just can't hear the gentle-
29. man. Will the members be in their seats? Senator Graham.

30. SENATOR GRAHAM:

31. (Machine cut off) remarking that I couldn't hear the Senator
32. from Decatur.

33. PRESIDENT:

1. Senator McCarthy.

2. SENATOR MCCARTHY:

3. Yes, well, I was just rather recasting in my own language
4. that what Senator Lemke has already stated and that is while he
5. did bring the bill back for the purpose of considering an amendment.
6. He wishes that the amendment be defeated, and I share his sympathies
7. in that this amendment is nothing more than ... than an attempt
8. to impose medical standards into the Workmen's Compensation Act.
9. This type of an attempt has been defeated by this Legislative
10. Body and principally by the members on this side of the aisle,
11. many times in the past two years. And I don't think it's
12. probably an order for me to make the motion, perhaps Senator
13. Lemke could make the motion to have Senator Graham's amendment
14. lay upon the table and in that way a roll call could be held and
15. we could get the bill back in the posture where it was.

16. PRESIDENT:

17. Senator Philip.

18. SENATOR PHILIP:

19. Thank you, Mr. President. I'd like to rise and support
20. this amendment. Now there is no definition in the bill what a
21. partial loss of hearing is. Now how are you going to determine
22. that? Is that a natural thing? Has it happened because of
23. noise from the working conditions? And I think it's a very
24. technical, sensitive area and it should go back and somebody
25. ought to set some rules and regulations. This is a good amend-
26. ment. We ought to support it.

27. PRESIDENT:

28. Senator Lemke.

29. SENATOR LEMKE:

30. I move that the amendment lie upon the Table.

31. PRESIDENT:

32. Senator Graham has moved the adoption of Amendment No. 1
33. to House Bill 516. Senator Lemke moves to Table the amendment.

AB 504
3rd Reading

1 Those in favor of Tabling the amendment will vote Aye, opposed
2 will vote Nay. The voting is open. Have all voted who wish? Take
3 the record. On this question, the Ayes are 33, the Nays are 24,
4 with none Voting Present. The amendment is Tabled. Senator Graham.

5 SENATOR GRAHAM:

6 Mr. President, I had the intention of asking Senator Lemke to...
7 bring back 517. I can see the obstinate in an organization of non-
8 understanding with regards to the importance of this, so I'll not
9 obligate us to that time. I want the record to show that I had
10 intended to offer the amendment to 517. The Senator from Barrington
11 understands the numbers game. Probably, always won't be the same.
12 I will not ask him to do that to 517.

13 PRESIDENT:

14 Any further amendments? 3rd reading. House Bill 504, Senator
15 Lemke.

16 SENATOR LEMKE:

17 House Bill 504 amends the Mechanic...Mechanics...what we on, 504?

18 PRESIDENT:

19 504 was moved from the order of 3rd reading to 2nd reading for
20 the purpose of an amendment. An amendment was adopted. We then
21 went to 516 which is intervening business. We are now back to 504
22 on 3rd reading. Senator Lemke is recognized after the third reading
23 of the bill.

24 SECRETARY:

25 House Bill 504

26 (Secretary reads title of bill)

27 3rd reading of the bill.

28 PRESIDENT:

29 Senator Lemke.

30 SENATOR LEMKE:

31 House Bill 504 amends the Mechanics Lien Act to provide for
32
33

1 notice to the ... owner of a building, fourteen days after delivery
2 of merchandise or work has started. This protects both the home
3 owner and the material man or contractor by requiring that this
4 notice is not to make payment of them...of the bill until he gets
5 a waiver of lien or proof of payment and I urge its passage.

6 PRESIDENT:

7 Senator Berning.

8 SENATOR BERNING:

9 Yes, I wonder if Senator Lemke would help me understand? I just
10 ...this is in an effort to protect the subcontractors retainage item
11 from an indefinite holding. Is that about what this is for?

12 PRESIDENT:

13 Senator Lemke.

14 SENATOR LEMKE:

15 What this bill does is make sure that the homeowner doesn't
16 pay out money to the general contractor until he gets proof of payment
17 or proof of satisfaction of a subcontractor or materials man lien.
18 In other words, what you have now is the general contractor collects
19 all the money and then the subcontractor don't get...goes get paid.
20 He files a lien. They go to court and generally what happens is
21 there's a compromise made where the homeowner and the subcontractor
22 end up losing money but the general contractor walks away with
23 the purse and usually goes bankrupt.

24 PRESIDENT:

25 Senator Berning.

26 SENATOR BERNING:

27 I... I...I understand, but my point is, do you interpret this
28 as being explicit enough to prevent the prime contractor from holding
29 indefinitely that portion of the subcontractor's payment which has
30 been commonly known as the retainage, which sometimes is held for not
31 months, but up to a year or more even after the job is completed.
32 Do you feel that this would eliminate that

33

1 bad practice?

2 PRESIDENT:

3 Senator Lemke.

4 SENATOR LEMKE:

5 I think it would because what would happen here is the contractor
6 wouldn't get paid until he showed a satisfaction of lien and it's the
7 subcontractor material man that has to find that satisfaction. If he
8 doesn't sign the satisfaction or the lien, nobody gets paid, and I
9 assume that the money will be held until it is paid. And as long as
10 he provides this notice his lien is perfected, and there's also in
11 this provision a clause which...which after fourteen days if he
12 doesn't notify them, if he notifies them after fourteen days his
13 lien is still good for the balance owed on that particular job. This
14 only applies to mostly designed to apply to owner-occupied single
15 family existing dwellings which are mostly remodeling contractors
16 who we know that most of the generals go out of business and the
17 subcontractor material men are usually shortchanged as well as the
18 homeowner.

19 PRESIDENT:

20 Senator Berning.

21 SENATOR BERNING:

22 One last comment that came out there was, this is only remodeling.
23 This is not new work?

24 PRESIDENT:

25 Senator Lemke.

26 SENATOR LEMKE:

27 Well, it's got to be a existing structure. So if it's new
28 work, it has to be an addition, but it can't be a new building,
29 entirely new building. We don't get into problem with that because
30 usually when you build a new building, you go through a savings
31 and loan or a bank and they hold the money and they do this. They
32 don't pay out to the subcontractor or the general until the
33

1 general brings in that release of lien and generally what happens is
2 the subcontractor comes in with his release of lien and they notify
3 the general, the general comes in usually at the end of the week,
4 and they pay some and if there's a problem, they bring both parties
5 into the bank and they settle it. Well, this is to ... this is to
6 give the homeowner the same type of protection when he makes cash
7 payments.

8 PRESIDENT:

9 Senator Glass.

10 SENATOR GLASS:

11 Senator Lemke, I am familiar with this problem, and I know there
12 are subcontractors who are hurt by not filing their liens in time
13 and then having the owner pay the general. But what about the
14 owner who pays the contractor? In other words, he gets this notice
15 and the contractor comes to him and says now the works done, pay
16 the contract. He is liable then to have to pay the subcontractor
17 also. In other words, once he gets this notice from the subcontractor,
18 I take it the onus is on the owner to make sure the subcontractor is
19 paid. Is that correct?

20 PRESIDENT:

21 Senator Lemke.

22 SENATOR LEMKE:

23 That is correct. The owner has to make sure that that payment
24 isn't made. Now, if the subcontractor doesn't notify the owner
25 which we all know he will because he's going to go in the house
26 or make a delivery and deliver that merchandise at a house that's
27 existing and there's going to be somebody there and they're going
28 to know his whereabouts and they're ... and he's going to give them
29 that notice and it's going to have on there a warning which was
30 prepared by the attorney, Jim Ottis, by the subcontractor which
31 they wanted specified as the wording in the bill, see. And this
32 will give them the notice and no payment will be made until there is
33 a satisfaction of ... or proof of payment as being made.

1. We also in this bill, just to make a reference to it, it has a
2. means of changing this ... the name of this Act which is
3. Mechanics Lien which the contractor everybody agreed it's kind of
4. silly because most laymen think of mechanics as a guy that fixes
5. a car and not a house and what we do is change this to a contractor
6. material man's lien known ... formally known as the Mechanics Lien.
7. So this makes it more clear for the homeowner that this is for
8. his building and not for his car.

9. PRESIDENT:

10. Senator Glass.

11. SENATOR GLASS:

12. Well, I ... I will support the bill. I only ... would hope
13. that the notice that the owner gets is adequate to notify him
14. because he of course stands to be ... he stands to be injured if
15. he goes ahead and pays that ... pays the general. Senator Lemke
16. just one final question, if ... if the owner pays the subcontractor
17. is he then protected against the claim by the contractor?

18. PRESIDENT:

19. Senator Lemke... may close the debate.

20. SENATOR LEMKE:

21. No what you have here is the owner will not pay the sub-
22. contractor unless he gets this release of lien and if he gets a
23. release from the subcontractor for a specific amount of money and
24. that is what the actual amount of money the subcontractor had on
25. that contract then I believe that if the contractor goes after
26. the homeowners that this would be set off and deducted from that
27. amount and he doesn't have to pay that. And I can't see any
28. general contractor doing this because if he's reputable and he's
29. in business he's not going to have this problem with the home-
30. owner, he's going to pay the subcontractor and get the lien and
31. get the money from the homeowner and there'll be no problem in-
32. volved.

33. PRESIDENT:

1. The question is shall House Bill 504 pass? Those in favor will
2. vote Aye, opposed will vote Nay. The voting is open. Have
3. all voted who wish? Take the record. On this question the
4. Ayes are 44, the Nays are 5, with none Voting Present. House
5. Bill 504 having received the constitutional majority is declared
6. passed. House Bill 516, Senator Lemke.

7. SECRETARY:

8. House Bill 516.

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDENT:

12. Senator Lemke.

13. SENATOR LEMKE:

14. I move for the passage of this bill. This is the bill I
15. have been working on for several years and we have been working on
16. ... with the employees to allow to set the act up to every other
17. member in the Body. It allows for partial loss of hearing and I
18. urge for the adoption and passage of the bill.

19. PRESIDENT:

20. Any further discussion? Question is shall House Bill 516
21. pass? Those in favor will vote Aye, opposed Nay. The voting is
22. open. Have all voted who wish? Take the record. On this
23. question the Ayes are 37, the Nays are 9, with none Voting Present.
24. House Bill 516 having received the constitutional majority is
25. declared passed. For what purpose does Senator Course rise?

26. SENATOR COURSE:

27. Yes, Mr. President I would like to know if this is a first?
28. We have ... the House sponsor is Lemke and the Senate sponsor
29. is Lemke. Is this a first for the State of Illinois to your
30. knowledge, Mr. President?

31. PRESIDENT:

32. I think we made mention of that last week and I think it
33. was with reference to House Bill 504. We pointed out that it

1. is a rare incident when a sponsor in the same Session of the
2. legislature has the opportunity to serve the populous from both
3. vantage points. Both as a House member and a Senate member.

4. SENATOR COURSE:

5. Mr. President, it's a pleasure to vote for Senator Lemke's
6. bill ...

7. PRESIDENT:

8. Or Representative Lemke as the case may be. Senator Regner.

9. SENATOR REGNER:

10. Yes, when the vote was taken Mr. President, I was busy with
11. one of our staff people in figuring out a budget reduction of
12. 6% on the legislative agency and I'd like to be shown that I would
13. have voted no on 516 if I would not have been working on the
14. budget cut.

15. PRESIDENT:

16. The record will reflect your negative. Senator Schaffer.

17. SENATOR SCHAFFER:

18. Senator Lemke, I'll be really impressed if you can figure
19. a way to get into the Governor's mansion in time to sign this one.

20. PRESIDENT:

21. House Bill 517, Senator Lemke.

22. SECRETARY:

23. House Bill 517.

24. (Secretary reads title of bill)

25. 3rd reading of the bill.

26. PRESIDENT:

27. Senator Lemke.

28. SENATOR LEMKE:

29. This is a similar bill to 516, only thing is it amends the
30. Workmen's Occupational Disease Act to ... to provide for com-
31. pensation of partial loss of hearing, similar to 516 which...

32. PRESIDENT:

33. Question is shall House Bill 517 pass? Those in favor will

1. vote Aye, opposed Nay. The voting is open. Have all voted who
2. wish? Take the record. On this question the Ayes are 35, the Nays
3. are 16, with none Voting Present. House Bill 517 having
4. received the constitutional majority is declared passed. House
5. Bill 527, Senator Knuppel. House Bill 537, Senator Bell. Read
6. the bill.

7. SECRETARY:

8. House Bill 537.

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDENT:

12. Senator Bell.

13. SENATOR BELL:

14. Thank you, Mr. President, members of the Senate. Currently
15. the grain dealers law requires a surety bond equal to 6% to the
16. nearest one thousand dollars of the aggregate dollar amount
17. paid for grain during the past year with a twenty-five thousand
18. dollar minimum and a hundred thousand dollar maximum. This
19. would allow the substitution of a certificate of deposit of like
20. amount and of course interest on the C.D. is payable to the
21. purchaser. Now the need for this...this legislation is derived
22. from the fact that many bonding companies require the posting of
23. cash or other securities for the bond. Mr. President members of
24. the Senate, cosponsor of this bill in the Senate is Senator
25. Bruce. Senator Bruce has had the privilege of spending a great
26. deal of time in reference to study on this particular problem
27. and issue and he would like to address himself in support of
28. the bill. I'd like with your leave to turn it over to Senator
29. Bruce.

30. PRESIDENT:

31. Senator Bruce is recognized.

32. SENATOR BRUCE:

33. Yes, Mr. President, members of the Senate, I rise in support

1. of this bill. Senator Latherow and I two years ago cosponsored
2. legislation requiring a mandatory surety bond. Since that time
3. we found surety coming throughout the State requiring that a
4. certificate of deposit be placed on account in the same amount
5. of the surety bond and if the surety has to pay they then collect
6. on the certificate of deposit. What this says is they can put
7. a C.D. up with Department of Agriculture showing as a trustee
8. in the event there's a failure, they martial the assets and act
9. as trustee and ... distribution of those assets. It's a very
10. fine piece of legislation.

11. PRESIDENT:

12. The question is shall ... Senator Latherow.

13. SENATOR LATHEROW:

14. Well Mr. President and members, I'd ...I'd like to recognize
15. the fact that I did not support this bill in committee and to let
16. you know the part that worries me. I don't want to try to in-
17. fluence your vote one way or the other but in many cases when a
18. person takes a hundred thousand dollars out of his equity and
19. puts it in a lock box under the control of someone else he reduces
20. his operating capital considerably. And I think in a case like
21. that and a person happens to ... have his company or the elevator
22. turn out to be in a poor financial condition instead of having
23. what would be a portion of that one hundred thousand dollars left
24. in that operating capital that could have helped to save him and
25. have a bond of one hundred thousand to help pay off the creditors
26. ... was my objection. I ... would like to support this bill but
27. I ... I just don't believe I can.

28. PRESIDENT:

29. Any further discussion? Senator Merritt.

30. SENATOR MERRITT:

31. Yes, Mr. President. Senator Bell, isn't the real threat to
32. this legislation the fact that while the C.D., certificate of
33. deposit, is put up with the Department of Agricultural the interest

1. accrues to the ... individual elevator operator, isn't that correct?
2. So ... in reality he hasn't lost as much as he would by purchasing
3. the bond.

4. PRESIDENT:

5. Senator Graham.

6. SENATOR GRAHAM:

7. Mr. President, I can't hear Senator Merritt and he's right
8. next to me.

9. PRESIDENT:

10. I can certainly understand that. Now will the members be
11. in the seat? Will the staff find seats also? Can we have some
12. order so that at least a Senator can hear another Senator who is
13. contiguous to him? Senator Bell.

14. SENATOR BELL:

15. Yes, thank you. Senator Merritt the answer to your question
16. is yes, to the best of my understanding in the contents of the
17. bill. I think Senator Bruce would agree with that and that is,
18. that the interest would accrue to the purchaser.

19. PRESIDENT:

20. Senator ... Senator Merritt.

21. SENATOR MERRITT:

22. Even though the certificate itself is payable to, am I
23. correct in that?

24. PRESIDENT:

25. Yes, they say you are, Senator.

26. SENATOR BELL:

27. That is right, Senator Merritt.

28. PRESIDENT:

29. Any further discussions? Senator Bruce.

30. SENATOR BRUCE:

31. I would like to clarify the comments of Senator Latherow.
32. The C.D. will be held by the Department not in some safe deposit
33. box and they are named as trustee, they will have physical

1. possession of it, so that it will be there for the farmer.

2. PRESIDENT:

3. The question is shall House Bill 537 pass? Those in favor
4. will vote Aye, opposed Nay. The voting is open. Have all voted
5. who wish? Take the record. On this question the Ayes are 49,
6. the Nays are none, with 3 Voting Present. House Bill 537 having
7. received the constitutional majority is declared passed. House
8. Bill 540, Senator Rock. Read the bill.

9. SECRETARY:

10. House Bill 540.

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDENT:

14. Senator Rock.

15. SENATOR ROCK:

16. Thank you, Mr. President, Ladies and Gentlemen of the
17. Senate. This is an amendment to the Pension Code and it allows
18. former members of the General Assembly who were last members
19. prior to the 75th General Assembly to transfer or ... or allow ...
20. allow them service credits for time in the Illinois Municipal
21. Fund. I know of no objection. I think the bill is a good one
22. and deserves our support.

23. PRESIDENT:

24. Senator Berning.

25. SENATOR BERNING:

26. Well Mr. President and members of the Body, I just want
27. to explain my position. This applies to a former member and
28. does not conform to the normal pension processes whereby an
29. active member of the General Assembly may transfer credits. I
30. think while this is not going to be catastrophic in its impact
31. it again is an unfortunate precedent. Maybe it's only to
32. accomodate someone individual but that in itself is no defense
33. and more importantly it establishes that one opening that we

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3rd reading

1. are constantly fighting to close.

2. PRESIDENT:

3. Any further discussion? The question is shall House Bill
4. 540 pass? Those in favor will vote Aye, opposed Nay. The
5. voting is open. Have all voted who wish? Take the record. On
6. this question the Ayes are 38, the Nays are 7, with 2 Voting
7. Present. House Bill 540 having received the constitutional
8. majority is declared passed. House Bill 542, Senator Glass.

9. SECRETARY:

10. House Bill 542.

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDENT:

14. Senator Glass.

15. SENATOR GLASS:

16. Thank you, Mr. President and Senators. This ... a bill
17. establishing a two dollar salmon stamp. The proceeds from the
18. sale of the salmon stamp would be used solely for the propagation
19. and conservation of salmon for use in the construction and
20. maintenance of the very much needed cold water hatchery. Bill
21. is supported by the Illinois Wildlife Federation. Be happy to
22. answer any questions and ask for a favorable roll call.

23. PRESIDENT:

24. Senator Carroll.

25. SENATOR CARROLL:

26. Would the sponsor yield for a question?

27. PRESIDENT:

28. He indicates he will.

29. SENATOR CARROLL:

30. I've had several messages from my district, they want to know
31. if this had anything to do with smoked salmon.

32. SENATOR GLASS:

33. Certainly, Senator.

June 12, 1955
HB 542
3rd reading

1. SENATOR CARROLL:

2. Does this prohibit the sale or use or eating of smoked
3. salmon or charge up tax for buying it or anything?

4. SENATOR GLASS:

5. No, it only has to do with the catching thereof.

6. PRESIDENT:

7. Any further discussion? Question is shall House Bill 542
8. pass? Those in favor vote Aye, opposed Nay. The voting is
9. open. Have all voted who wish? Take the record. On this
10. question the Ayes are 52, the Nays are 2, with 1 Voting Present.
11. House Bill 542 having received the constitutional majority is
12. declared passed. House Bill 554, Senator Graham.

13. SECRETARY:

14. House Bill 554.

15. (Secretary reads title of bill)

16. 3rd reading of the bill.

17. PRESIDENT:

18. Senator Graham.

19. SENATOR GRAHAM:

20. Mr. President, members of the Senate, we discussed this
21. bill the other day. There was little discussion about me asking
22. to postpone and I did not properly portray what this bill did
23. so probably it's better this way. This bill refers itself to
24. the number of signatures required for the purchase of land by
25. a municipality. The genesis of this bill comes about as a
26. seldom fact that a municipality wants to buy some property which
27. contained a water supply unit that was desperately needed by
28. the municipality. It so happens that one man in a tavern could
29. get fifteen signatures which place this municipality in the
30. position of going through a referendum that costs about a hundred
31. thousand dollars. It has been amended so that it takes 5% now
32. for a backdoor referendum for the purchase of land. I think all
33. of us might be affected adversely by this matter sometime if it

1. isn't passed and I ask for a favorable roll call.

2. PRESIDENT:

3. Any further discussion? Question is shall House Bill 554
4. pass? Those in favor vote Aye, opposed Nay. The voting is
5. open. Have all voted who wish? Take the record. On this
6. question the Ayes are 49, the Nays are 4, with none Voting
7. Present. House Bill 554 having received the constitutional
8. majority is declared passed. House Bill 580, Senator Bell.
9. Read the bill.

10. SECRETARY:

11. House Bill 580.

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDENT:

15. Any ... Senator Bell.

16. SENATOR BELL:

17. Well with that introduction from the Secretary of the Senate
18. I'd better be good. I think it's a pretty good bill. 580
19. addresses itself to a situation that has some ... commonality
20. today and I hope I haven't coined a new word like the President
21. of the Senate so often does, but ... I'm laughing about that
22. Senator Partee, but any way ... House Bill 580 addresses itself
23. to the situation of group insurance, accident and health wise
24. in reference to a decree of divorce. Now it's pretty common
25. knowledge that divorces are increasing today and ... and we do
26. have a problem in the State of Illinois in reference to the
27. continuation of group insurance benefits for the divorced spouse.
28. This bill would require insurance companies writing accident and
29. health insurance to provide to a divorced spouse who was previously
30. covered under his or her spouse's policy. A policy for such
31. insurance without proof of insurability after having made application
32. within 60 days following an entry of decree of divorce. The
33. company would be allowed to have access to the appropriate

1. premium and the bill requires that the insurance offer be that
2. most closely identified, most closely identified with the policy
3. held by the spouse prior to the divorce. Mr. President and
4. members of the Senate ... I don't know of any significant problems
5. with the bill in the form that you have it here before you and
6. I would ask for a favorable roll call.

7. PRESIDENT:

8. Any further discussion? The question is shall House Bill
9. 580 pass? Those in favor will vote Aye, opposed Nay. The voting
10. is open. Have all voted who wish? Take the record. On this
11. question the Ayes are 44, the Nays are 1, with 6 Voting Present.
12. House Bill 580 having received the constitutional majority is
13. declared passed. House Bill 582, Senator Palmer. Could ... I
14. really can't see Senator Palmer even if he is on his ladder.

15. SECRETARY:

16. House Bill 582.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDENT:

20. Senator Palmer.

21. SENATOR PALMER:

22. Mr. President and members of the Senate, House Bill 582 ...
23. was introduced for the purpose of eliminating the Trust Depart-
24. ment in the Torrens Office of the Recorder of Deeds in the
25. County of Cook. What it would do is eliminate the necessity of
26. holding thousands and thousands of trust agreements which are not
27. at the present time nor under the present system is not necessary
28. and it certainly would relieve a great deal of storage space
29. and also relieve men for other duties and I move for its favorable
30. adoption.

31. PRESIDENT:

32. Question is shall House Bill 582 pass? Those in favor will
33. vote Aye, opposed Nay. The voting is open. Have all voted who

1. wish? Take the record. On this question the Ayes are 50, the
2. Nays are none, with 2 Voting Present. House Bill 582 having
3. received the constitutional majority is declared passed. House
4. Bill 600, Senator Weaver. Read the bill.

5. SECRETARY:

6. House Bill 600.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDENT:

10. Senator Weaver.

11. SENATOR WEAVER:

12. Thank you, Mr. President. This bill provides that notice
13. of zoning hearings must be published in the newspaper in the
14. county in which the municipality is located and having general
15. circulation in the municipality. If there's any questions I'll
16. be happy to try to answer them. I appreciate a favorable roll
17. call.

18. PRESIDENT:

19. Any discussion? Question is shall House Bill 600 pass?
20. Those in favor will vote Aye, opposed Nay. The voting is open.
21. Have all voted who wish? Take the record. On this question the
22. Ayes are 53, the Nays are 1, and 1 Voting Present. House Bill
23. 600 having received the constitutional majority is declared
24. passed. House Bill 601, Senator Weaver.

25. SECRETARY:

26. House Bill 601.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDENT:

30. Senator Weaver.

31. SENATOR WEAVER:

32. Thank you, Mr. President. House Bill 601 does the same as
33. House Bill 600 but applies to the County Zoning Act.

H.B. 631
6-12-75

1 PRESIDENT:

2 Question is, shall House Bill 601 pass? Those in favor will
3 vot Aye, opposed Nay. The voting is open. Take the record. On this
4 question, the Ayes are 46, the Nays are none, with 1 Voting Present.
5 House Bill 601 having received the constitutional majority is declared
6 passed. House Bill 622, Senator Daley. For what purpose does Senator
7 Savickas rise?

8 SENATOR SAVICKAS:

9 Mr. President, I would request that Senator Daley not call this
10 bill yet, there are some problems with it, and I would like to get them
11 resolved with the House sponsor, and I would request that he hold this bill.

12 PRESIDENT:

13 Senator Daley is recognized.

14 SENATOR DALEY:

15 Yes, I will. I'll hold the bill on 622.

16 PRESIDENT:

17 Take it out of the record. House Bill 623, Senator Savickas.
18 Senator Daley.

19 SENATOR DALEY:

20 I have some problems with the bill. I'd like to talk to the
21 House sponsor.

22 PRESIDENT:

23 Senator Savickas.

24 SENATOR DALEY:

25 I wish you would hold the bill.

26 SENATOR SAVICKAS:

27 I'll hold it.

28 PRESIDENT:

29 Take it out of the record. That's called tit for tat. House
30 Bill 631, Senator Vadalabene.

31 SECRETARY:

32 House Bill 631.

33 (Secretary reads title of bill)

34 3rd reading of the bill.

HB 631
6-18-75

1. PRESIDENT:

2. Senator Vadalabene.

3. SENATOR VADALABENE:

4. Yes, thank you, Mr. President and members of the Senate. I
5. would like to ...

6. PRESIDENT:

7. Just a minute Senator. We just can't hear the gentleman.

8. SENATOR VADALABENE:
We have a problem. Senator Vadalabene.

9. SENATOR VADALABENE:

10. Yes, Mr. President, members of the Senate, 631 and 632 and
11. 634 are all companion bills and are all interrelated and I
12. would like to have leave to have them all heard at one time and
13. then on separate roll calls, I imagine that's the rules.

14. PRESIDENT:

15. Is there leave for discussion of the three bills simultaneously?

16. Leave is granted. There will be separate roll calls on each.

17. 631, Senator Vadalabene.

18. SENATOR VADALABENE:

19. House Bill 631 amends the Downstate Police Pension Act. This
20. would increase the escalator benefits from 2% per year to 3%
21. per year for all members, both annuitants and present active
22. members. This is ... increase is in keeping with the recommend-
23. ation of the Illinois Pension Laws Commission. The additional
24. contribution by the policemen to support this increase is
25. contained in House Bill 632, a companion bill. House Bill 632,
26. this bill amends the Downstate Police Pension Act. It increases
27. the policemen's contribution by 1% from a total of 7 1/2% to 8%.
28. This increase in the police officer's contribution will cover
29. the cost of House Bill 631 and House Bill 634. House Bill 634
30. also amends the Downstate Police Pension Act. This bill would
31. provide the downstate police with an opportunity to reach the
32. 75% of salary in pension. Presently they are the only group who receive
33. a maximum of 60%. This bill brings them in conformity with the other

H B 31
6-17-75

1. police groups by increasing by 1% the amount earned after 20
2. years of service to a total of 2% and I would appreciate a
3. favorable vote on all three bills.

4. PRESIDENT:

5. Any discussion on these bills? May the Chair have your
6. attention for a moment? John Elmer and persons from the Chicago
7. Tribune have sought leave to take some still photographs. Is
8. there leave? Leave is granted. The question is shall House Bill
9. 631 pass? Those in favor will vote Aye, opposed Nay. The
10. voting is open. Have all voted who wish? Take the record. On
11. this question the Ayes are 56, the Nays are none, with none
12. Voting Present. House Bill 631 having received the constitutional
13. majority is declared passed. Read House Bill 632.

14. SECRETARY:

15. House Bill 632.
16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDENT:

19. The question is shall House Bill 632 pass? Those in favor
20. will vote Aye, opposed Nay. The voting is open. Have all voted
21. who wish? Take the record. On this question the Ayes are 53,
22. the Nays are none, with none Voting Present. House Bill 632
23. having received the constitutional majority is declared passed.
24. House Bill 634. Read the bill.

25. SECRETARY:

26. House Bill 634.
27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDENT:

30. The question is shall House Bill 634 pass? Those in favor
31. will vote Aye, opposed Nay. The voting is open. Have all voted
32. who wish? Take the record. On this question the Ayes are 53,
33. the Nays are none, with none Voting Present. House Bill 634

H B 1631
6-12-75

1. having received the constitutional majority is declared passed.
2. Is there leave to go to the order of the Secretary's Desk for
3. nonconcurrence of Senate Amendments to House Bills? There's an
4. emergency bill yet to be heard. Is there leave? Leave is
5. granted. House Bill 1173, Senator Buzbee.

6. SENATOR BUZBEE:

7. Mr. President, the House refused to concur in our Senate
8. amendment and I would move that we ... that we accept their
9. action. They recede from our amendment ...

10. PRESIDENT:

11. The question ...

12. SENATOR BUZBEE:

13. ... yes ...

14. PRESIDENT:

15. ... will you explain the amendment and your position,
16. Senator?

17. SENATOR BUZBEE:

18. It was approximately ...

19. PRESIDENT:

20. Senator ... I'm sorry, did...you are seeking to recede from
21. the amendment?

22. SENATOR BUZBEE:

23. Yes.

24. PRESIDENT:

25. Thank you. Would you explain your position.

26. SENATOR BUZBEE:

27. Yes, that's what I'm trying to figure out the exact figures
28. here. It adds in ... it adds in about another eight thousand
29. dollars for, we had named three individuals who would not receive
30. any money from ... this particular bill and the total amount
31. of the cut was ... is less than eight thousand and the amendment
32. cuts off three Governor's action office and office of reflecting
33. bargaining employees for the last two months of FY '75. This particu-

1. lar bill is a transfer of funds within the Department of Mental
2. Health and again I would move that we recede.

3. PRESIDENT:

4. Any discussion? Senator Shapiro.

5. SENATOR SHAPIRO:

6. Mr. President, would the sponsor explain that amendment
7. again?

8. PRESIDENT:

9. Senator Buzbee. Now just a moment ...

10. SENATOR BUZBEE:

11. Yes ... I apologize Senator ...

12. PRESIDENT:

13. ... Just a moment. Just a moment, please. Just a moment.
14. Senator Buzbee is recognized.

15. SENATOR BUZBEE:

16. I apologize. My first explanation was a lousy one. I will
17. try to give a better one this time. This amendment cuts off
18. three Governor's action office and office of collective bargaining
19. employees for the last two months of FY '75. The total dollar
20. amount cut by this amendment is less than eight thousand dollars
21. and the House refused to accept that amendment of ours and I
22. would now move that we recede from our amendment.

23. PRESIDENT:

24. Senator Shapiro.

25. SENATOR SHAPIRO:

26. Well, Mr. President, Ladies and Gentlemen of the Senate,
27. what the sponsor is asking us to do is to recede from an amend-
28. ment that was placed on this bill and Senate Appropriations and
29. confirmed by this Senate and it involves ghost employees and
30. they pay that they would receive for the last two months of the
31. year. Now, the Governor had a special message to the General
32. Assembly last night concerning the fiscal prices. This is a
33. good way for us to go right along with his thinking and this

1 Senate should refuse to recede from this Senate Amendment No. 1.

2 PRESIDENT:

3 Any further discussion? Senator Rock.

4 SENATOR ROCK:

5 Well, I rise in support of Senator Buzbee's motion. The
6 appropriation is a necessary one and it seems to me futile to
7 refuse to recede from an amendment which the House will not accept
8 and the reason they will not accept it, as Senator Shapiro well knows,
9 is that we have already sent three or four bills to the Governor
10 with similar amendments contained therein delineating by name and
11 in some instances title of these employees. It has been determined
12 by the Comptroller's office that in the opinion of the Comptroller,
13 this amounts to a bill of attainder, and the Governor has requested
14 that the Comptroller, in fact, ignore the action of the General
15 Assembly as null and void and for that reason to send it back to
16 this point just seems to me to be an exercise in futility and I
17 would rise in support of Senator Buzbee's motion to recede from
18 Senate Amendment No. 1.

19 PRESIDENT:

20 Senator Harris.

21 SENATOR HARRIS:

22 Well, Mr. President, it's an exercise in futility if we give
23 up, but as a matter of fact, there are named continuing ghost
24 employees in that Department and at some point in time, particularly
25 in the light of the management crisis that we're facing, management
26 is going to have to come from this branch of government it seems
27 to me. Now, we've acted on this affirmatively and it seems to me
28 that if we stick to our guns, we're finally going to dislodge these
29 ghost employees. I would urge the Senate to not recede, but to
30 stick to our guns and finally see this terrible visitation of mis-
31 management by the executive department brought to an end as it
32 ought to be.

33 PRESIDENT:

1. Any further discussion? The question is shall the Senate
2. recede from Amendment No. 1 to House Bill 1173? Those in favor
3. will vote Aye, those opposed will vote Nay. The voting is
4. open. Have all voted who wish? Take the record. On this
5. question the Ayes are 25, the Nays are 25, with 1 Voting
6. Present. The Senate refuses to recede, it taking 30 votes to
7. recede. The Secretary will ... advise the House and request a
8. ... and request a Conference Committee. On the Secretary's
9. Desk still on nonconcurrence of Senate Amendments, House Bill
10. 496, Senator Palmer.

11. SENATOR PALMER:

12. Mr. President and members of the Senate, I move that the
13. Senate recede from our amendment to House Bill 496. Amendment
14. No. 1 was just a word change amendment which ...

15. PRESIDENT:

16. ... would you explain the word ... Pardon me.

17. SENATOR PALMER:

18. I move to...that we recede from our amendment.

19. PRESIDENT:

20. Any discussion? Senator they're asking ... Senator ...
21. Senator Palmer. Members are asking for a ...

22. SENATOR PALMER:

23. ...this ... this ...

24. PRESIDENT:

25. ... more developed explanation of our position. Senator
26. Harris. ...

27. SENATOR PALMER:

28. I brought the bill with me but ...

29. SENATOR HARRIS:

30. Well, this is a very significant amendment I hope that ...

31. PRESIDENT:

32. ... that's what I was saying, Senator. The members are
33. asking for a more developed ...

1. SENATOR HARRIS:

2. ... okay ... good.

3. PRESIDENT:

4. ... explanation of the amendment and our position. Senator
5. Palmer.

6. SENATOR PALMER:

7. I ... I.... I advise the Senate to recede because the amend-
8. ment is inclusive as to the question of ... summer school ...
9. tuition or the charge for handicapped children leaving the
10. discretion to the Board. And all they're doing is to say and
11. instead of or.

12. PRESIDENT:

13. Any further discussion? Senator Harris.

14. SENATOR HARRIS:

15. Well I think the Senate very wisely amended this bill to
16. make it conjunctive and not disjunctive. This bill provides that
17. the Board may waive the charges for this summer school service.
18. If the pupil is indigent or that the educational needs of the
19. pupil require his attendance at such summer school courses. Now,
20. I just raised this point. Where do we quit, to take care of a
21. pupil who is indigent and requires the benefit of these courses,
22. fine and dandy. And that's the attitude that the Senate has
23. taken, but if we go back to the original language of the House
24. then it can be waived in either of those circumstances. I call to
25. your attention that the schools of Illinois are having difficulty
26. getting their bills paid and this bill will require them to
27. extend these summer school courses which are expensive in these
28. two circumstances rather than in the conjunctive circumstance
29. and I think we ought to stand put and ... and ... and insist
30. that our amendment be observed by the two Houses.

31. PRESIDENT:

32. Any further discussion? Senator Palmer.

33. SENATOR PALMER:

1. Just like to answer the ... the Honorable Senator Harris
2. that the making a big passionate plea when we should quit, I
3. think we should quit denying ... children their needs. This is
4. the time we should quit when we have to deny them and all that
5. this bill is providing that the Board have the right to determine
6. whether the ... the family is in need of this ... of this
7. help and ... and when it says the individual pupil is indigent
8. or that the educational needs require this help. Now is this a
9. big, big thing that ... you think ... we should stop? This is
10. the time we should quit.

11. PRESIDENT:

12. Senator Harris.

13. SENATOR HARRIS:

14. Well, I've been asked this question and the answer is, for
15. a hundred and eighty-one or two days a year we provide the cost
16. of education for everyone. This amendment relates to summer
17. school courses and it seems to me that those families that ...
18. that can pay ought to pay for this special attention. Now, if
19. the student is indigent and needs the courses fine, then they
20. can waive the cost of the courses. But for those families that
21. can afford it, then it seems to me that they ought to pay. We're
22. not talking about the regular course of instruction, we're talking
23. about special courses and summer school and I think ... maybe
24. this is not a monumental dollar amount but it's just one more
25. indication of the attitude of this General Assembly of fixing
26. expenses on the local school district in occasions when in fact
27. I don't believe they should be fixed there.

28. PRESIDENT:

29. Any further discussion? Senator Palmer moves that the
30. Senate recede from Amendment No. 1 to House Bill 1173. The
31. question is ... pardon me, ... House Bill 496. The question is
32. shall the Senate recede from Amendment No. 1 to House Bill 496?
33. Those in favor vote Aye, those opposed vote Nay. The voting is

1. open. Have all voted who wish? Take the record. On that
2. question the Ayes are 14, the Nays are 35, with none Voting
3. Present. The Senate refuses to recede from Amendment No. 1 to
4. House Bill 496 and the Secretary will so inform the House and
5. request the appointment of a Conference Committee. Any further
6. business to come before the Senate? Elections Committee report.

7. SECRETARY:

8. Senator Kosinski, Chairman of Elections and Reapportionment
9. reports out the following bills: House Bill 1388, 1389, 1499,
10. 1730, 1925, 2073, 2561, 2596, 2622, 2826 and 2988 with the
11. recommendation Do Pass. House Bill 2435 with the recommendation
12. Do Pass as Amended. House Bills 50 and 2621 with the recommend-
13. ation Do Not Pass. House Bill 1755 with the recommendation
14. Do Not Pass as Amended.

15. PRESIDENT:

16. The Chair wishes to announce that a brown key case was
17. found in the Treasurer's office today. It bears several keys
18. which are issued by the General Motors Motor Corporation. Check
19. to see if you have lost your keys. They are there for you if
20. you have. The Chair would also like to announce that some
21. rather significant bills will be heard beginning at the beginning
22. of the morning tomorrow. And the Chair admonishes each of you
23. and suggests to each of you that you arrive at the appointed
24. hour of nine, so that business can be conducted in that vain.
25. It will be rather significant. Senator Philip for what purpose
26. do you rise?

27. SENATOR PHILIP:

28. Mr. President, I believe I have a resolution that I'd like
29. to have voted on. House Joint Resolution 52.

30. PRESIDENT:

31. House Joint Resolution 52 on the Secretary's Desk. Senator
32. Philip may explain the resolution.

33. SENATOR PHILIP:

1. Thank you, Mr. Speaker and Ladies and Gentlemen. Mr. President,
2. Ladies and Gentlemen of the Senate, ...

3. PRESIDENT:

4. He's been here a year now, he'll make it.

5. SENATOR PHILIP:

6. ... House Joint Resolution 52 ... proclaims the
7. week of September 29th to October 5th 1975 as Respect Life Week
8. in Illinois. I move the suspension of the appropriate rules
9. and the immediate adoption of House Joint Resolution 52.

10. PRESIDENT:

11. The question is shall House Joint Resolution 52 be adopted?
12. Those in favor will say Aye, opposed Nay. Ayes have it. The
13. resolution is adopted. Any further business to come before the
14. Senate? The Senate will stand adjourned until 9:00 a.m.
15. tomorrow morning.

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