PRESIDING OFFICER (SENATOR WEAVER):

Third Special Session of the 78th General Assembly will come to order. Reading of the Journal.

SECRETARY:


PRESIDING OFFICER (SENATOR WEAVER):

Senator Soper.

SENATOR SOPER:

Mr. President I move that we dispense with the reading of the Journal of November 18th pending...the further reading of the Journal of November 18th and if there are no corrections or additions to be made that the Journal stand approved.

PRESIDING OFFICER (SENATOR WEAVER):

You've heard Senator Soper's motion, all in favor signify by saying aye. Opposed nay. Motion carried.

SENATOR SOPER:

Now Mr. President I move that we postpone the readings of the Journals of Tuesday, November 27th and Wednesday, November 28th pending the arrival of the printed Journals.

PRESIDING OFFICER (SENATOR WEAVER):

You've heard Senator Soper's motion. All in favor signify by saying aye. Opposed nay. Motion carries.

...bills on 3rd reading, Senator Conolly. SB 31. Senator Conolly.

SENATOR CONOLLY:

Mr. President I move at this time that we Table SB 31.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly moves to Table SB 31. All in favor signify by saying aye. Opposed nay. Motion carries.

Senator Bell.

SENATOR BELL:
1. Having just voted on the prevailing side in reference to that...motion to Table SB 31, I'd like to reconsider.
2. the vote by which that was taken and Tabled.
3. PRESIDING OFFICER (SENATOR WEAVER):
4. Senator Bell moves to reconsider the vote by which
5. SB 31 was Tabled. Senator Buzbee.
6. SENATOR BUZBEE:
7. Mr...Mr. President I don't recall a vote having been taken on SB 31 to Table it yet.
8. PRESIDING OFFICER (SENATOR WEAVER):
9. It was a voice vote, Senator Buzbee. Senator Rock.
10. SENATOR ROCK:
11. Mr. President, I think just point of inquiry, a sponsor in this Body has absolute control over his own sponsored bills. If the sponsor wishes to Table I think that wish ought to be respected.
12. PRESIDING OFFICER (SENATOR WEAVER):
13. Senator Bell, your motion is out of order. The motion to Table cannot be reconsidered. Senator Harper Hall.
14. SENATOR HARPER HALL:
15. Well Mr. President a number of us didn't hear the proceeding, it was done very quietly. I think Senator Bell intended to ask for a roll call vote on that and I don't think that's out of the ordinary. We took roll call votes yesterday. I believe we should...bring it back and get a roll call vote on it.
16. PRESIDING OFFICER (SENATOR WEAVER):
17. Senator Mohr.
18. SENATOR HOWARD MOHR:
19. Mr. President, I think that I sense some games being played and I've talked to members on this side of the aisle that are concerned about waiting for amendments
that are coming up from the Reference Bureau. We've
assured them that those amendments will be heard all
at one time, so let's not play the game Gentlemen,
let's proceed with the regular order of business, and
amendments...to SB 27 will all be given a fair and
lengthy hearing. So, we have enough other work to
occupy our time this morning.
PRESIDING OFFICER (SENATOR WEAVER):
Senator Hall.

SENATOR HARBOR HALL:
Mr...Mr. President, I assure you that...many of us
concerned about this topic of the Third Special Session,
are not trying to play games. But I think it's very
appropriate that we have roll call votes and not try
and just...accept the whole program laid out without
a lot of members being aware what's going on. Let's...
let's...treat each bill as we have done previously and
...I think you'll find quite a number that would like
to have a roll call on...on all these bills, that doesn't
take much time, we're not moving very rapidly. You slipped
that one through before any one even heard it.
PRESIDING OFFICER (SENATOR WEAVER):
Senator Hall let me say this, Senator Conolly being
the chief sponsor of SB 31 asked that the bill be Tabled.
I asked for any discussion. Called the question, announced
the...vote. Senator Partee.

SENATOR PARTEE:
I was just going to say Mr. President that you did
in fact call it. You can't make people listen when you
call it, the vote has been taken. It's over. It's a
dead issue. The man has the right to Table his own bill,
and what we're talking about now is nothing. Your...
your Chair is absolutely correct.
1. PRESIDING OFFICER (SENATOR WEAVER):

2. Senator Conolly.

3. SENATOR CONOLLY:

4. At this time...as we have said that we will hold

5. SB 27 so that anyone who'll ...who is having amendment

6. prepared. But there are a few other technical amendments

7. to the companion bill that I'd like at this time to offer.

8. The first one I call now is...

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Senator Conolly asks leave to bring SB 27 back

11. to the order of 2nd ... Are you talking about 27?

12. SENATOR CONOLLY:

13. Now, I'd like leave to have 37 brought back to

14. 2nd reading for the purpose of amendment.

15. PRESIDING OFFICER (SENATOR WEAVER):


17. Senator Conolly, you wish to take 37 out of the record

18. until the amendment is on the Secretary's desk? Senator


20. SENATOR CONOLLY:

21. I beg the pardon of the President, I would like that

22. bill taken back to 3rd reading.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Take it out of the record.

25. SENATOR CONOLLY:

26. ...take it out.

27. PRESIDING OFFICER (SENATOR WEAVER):


29. SENATOR MITCHLER:

30. Mr. President, in regard to SB 31, having voted on

31. the prevailing side on a motion to Table, SB 31 I at

32. this time move to bring SB 31 off the Table and be placed

33. on the order of 3rd reading, in the Third Special Session.
And I believe that motion is in order.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Mitchler moves to take the bill from the Table. The motion is not debatable. All in favor signify by saying aye. Opposed no. The...motion fails.

Senator Mitchler.

SENATOR MITCHELL:

...call. I'd ask for a roll call Mr. President.

PRESIDING OFFICER (SENATOR WEAVER):

Roll call has been requested. The Secretary will call the roll. Those in favor vote aye to take off the Table SB 31.

SECRETARY:

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

PRESIDING OFFICER (SENATOR WEAVER):

Sours, aye. Ozinga, aye. On that question the ayes are seventeen, the nays are twenty. The motion fails.

...Conolly, the Secretary has an amendment to 32 on his desk. Are you ready to go with that? SB 32, amendment.

Senator...

SENATOR CONOLLY:

I would like leave of the House to bring SB 32 back to 2nd reading for the purpose of amendment.

PRESIDING OFFICER (SENATOR WEAVER);
1. Is there leave? Leave is granted.

2. SECRETARY:

3. Amendment No. 1 by Senator Conolly.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Conolly may explain the amendment.

6. SENATOR CONOLLY:

7. The amendment is being passed out now, it just

8. makes a couple grammatical...corrections and...makes

9. this bill 32 be companion to 27 when it is amended.

10. PRESIDING OFFICER (SENATOR WEAVER):


12. SENATOR ROCK:

13. Yes, thank you Mr. President. For the benefit

14. of our members I would rise in support of amendment,...

15. is it number one? Amendment No. 1 to SB 32, it's a

16. technical amendment. It conforms the language of SB 32

17. to that which will be proposed and is proposed in 27

18. and by virtue of Tabling 31. I would urge its adoption.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Is there any further discussion? Senator Conolly

21. moves the adoption of Amendment No. 1 to SB 32. All

22. in favor signify by saying aye. Opposed nay. Motion

23. carries. Any further amendments? 3rd reading. Senator

24. Conolly asks leave to bring SB 33 back to the order of

25. 2nd reading for the purpose of amendment. Is there leave?

26. Leave is granted. Senator Conolly.

27. SECRETARY:

28. Amendment No. 1 by Senator Conolly.

29. SENATOR CONOLLY:

30. This is another technical correction to SB 33 which

31. makes it in line with the whole package that we are putting

32. together here of SB 27.

33. PRESIDING OFFICER (SENATOR WEAVER):
Is there any discussion? Senator Partee.

SENATOR PARTEE:

For the benefit of the members on this side,...

benefit of the members on this side Mr. President, I.

rise in support of this very technical amendment.

PRESIDING OFFICER (SENATOR WEAVER):

Is there further discussion? All in favor of the Amendment No. 1 to SB 33 signify by saying aye. Opposed nay. Amendments adopted. Are there other amendments?

3rd reading. ...Latherow.

SENATOR LATHEROW:

Well Mr. President I understand there'll probably be several amendments offered today and I might suggest that I think we should have these amendments at least so we can see them before they're acted upon. Now, we've adopted two this morning. They passed by here after the amendment's been adopted. Now...

PRESIDING OFFICER (SENATOR WEAVER):

Senator Latherow, it was my understanding that they were passing out the amendments, that was why we have been delaying. If they weren't available last night they certainly should be available this morning. It is my understanding that they had been passed out. Please correct me if I'm in error. ...Latherow.

SENATOR LATHEROW:

I...I understand that also, but I think in the process of passing them out it doesn't mean that we have them. And I think we ought to have the amendment on our desks before you vote on it. And I'm going to object from now on if we don't have them available.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly is asking leave to have SB 37 brought back to the order of 2nd reading for the purpose
2. of an amendment. Is there leave? Leave is granted.
3. Senator Conolly may explain the amendment.
4. SENATOR CONOLLY:
   Mr. President this once again is a technical
5. amendment to SB 37 that makes it conform with how
6. we will amend SB 27. It basically takes care of the
7. purchase of service agreements and the technical
8. amendments are in that area. I move the adoption
9. of this amendment.
10. PRESIDING OFFICER (SENIOR WEAVER):
    Senator Knuepfer.
11. SENATOR KNUEPPER:
    Do...do I have that amendment, or do we have that
12. amendment? We're...we're adopting these...I've got...
13. Oh, you're asking us to approve this so-called technical
14. amendment just on say so, huh? The last one I made no
15. noise about turned out to be...considerably more than
16. simply a technical amendment. Obviously I haven't got
17. time to read this at the present time so I don't know
18. what I can say except that...some of these may be
19. technical and some may be very...substantive.
20. PRESIDING OFFICER (SENIOR WEAVER):
    Senator Conolly.
21. SENATOR CONOLLY:
    I just advise the Senator he's got to have faith.
22. PRESIDING OFFICER (SENIOR WEAVER):
    Any further discussion? Senator Rock.
23. SENATOR ROCK:
    Well, again Mr. President for the benefit of the
24. members on this side, Senator Conolly and I have dis-
25. cussed this and other proposed amendments to SB 37 for
26. about the past ten days. This one is agreeable to us.
27. It does exactly what he says and I would urge its adoption.
PRESIDENT OFFICER (SENATOR WEAVER):

Any further discussion? Senator Conolly moves the adoption of Amendment No. 2 to SB 37. All in favor signify by saying aye. Opposed nay. The amendment is adopted. Senator's asked for a roll call. The Secretary will call the roll.

SECRETARY:

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

PRESIDENT OFFICER (SENATOR WEAVER):

Latherow, no. Daley, aye. Dougherty, aye. Carroll, aye. Buzbee, aye. Johns, aye. Netsch, aye. Hall...Harber Hall, no. On that question the ayes are thirty-two, the nays are six. Amendment No. 2 to SB 37 is adopted. Any further amendments? 3rd reading. ...Conolly.

SENATOR CONOLLY:

Mr. President I would like leave at this time to take back SB 45 back to the order of 2nd reading for the purpose of an amendment.

PRESIDENT OFFICER (SENATOR WEAVER):

Is there leave? Leave is granted.

SECRETARY:

Amendment No. 1 by Senator Conolly.

PRESIDENT OFFICER (SENATOR WEAVER):

Senator Conolly.
1. SENATOR CONOLLY:

   This amendment has been distributed to you. This

2. makes this act which is the...Transportation Bond Act

3. ...only be effective upon the passage of of an RTA.

4. Very technical, just allows that this will not go into

5. effect until the passage by referendum of the RTA.

6. PRESIDING OFFICER (SENIATOR WEAVER):

7. Is there any discussion? Senator Latherow does

8. not have the amendment. Has the amendment been dis-

9. tributed Senator Conolly? Senator Bell.

10. SENATOR BELL:

   Yes Mr. President, you know we're moving along

11. here, we're having amendments being discussed and

12. we just barely get an opportunity to see the amendments

13. and I wonder if it's possible...if it's possible that we

14. could go into recess for a period of time to allow

15. these amendments to get around to us so that we can

16. have an opportunity to properly address ourselves to

17. what's taking place here.

18. PRESIDING OFFICER (SENIATOR WEAVER):

19. Senator, we'll consider that in just a minute.


21. SENATOR KNUEPFER:

   Well, Senator Conolly suggests...is called back SB 45. Now,

22. I have passed around, I just received an amendment to

23. SB 46. Whose on first? Oh, here comes 45 now.

24. PRESIDING OFFICER (SENIATOR WEAVER):


26. SENATOR ROCK:

   Well, Mr. President I rise in support of the adoption

27. of this amendment. I received a copy Senator Bell at the

28. behest of the President who announced last night before

29. we left that copies of all bills and all amendments were
available in his office. I took the time as did Senators Partee and Donnewald and some of the members on our side, and went to his office and secured copies of this and the other amendments which we have today considered. I would think that this point Mr. President everybody is well aware of the substance of this amendment and I would urge its adoption.

PRESIDING OFFICER (SENATOR WEAVER):

Last night I think it was announced that all these amendments were available in the President's office, and Senator Rock is correct. Senator Knuepfer.

SENATOR KNUEPFER:

Senator Rock, if that's to be the criteria that the amendments have been available on any bills then I see no reason for this side...or your side on any occasion to say well, we haven't really had a chance for our staff to look at this yet. Many of us haven't looked at these bills and to suggest simply that they have been available and were available at any time certainly would negate any action on our part. I've heard you rise many...many an occasion to suggest very simply that we haven't had an opportunity to look into this. It's been available, but we haven't looked into this. Now, some of us are in that position at this point in time.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Knuppel.

SENATOR KNUPPEL:

Well, I just want to say that I am inclined to agree with Senator Knuepfer on this. Now, we got out of here at 12:00 o'clock last night, and we're back here at 9:00 o'clock this morning. And I just want to call the attention of this Body once more how badly we treat ourselves and I certainly hope in the three years that's

11
I'm going to raise a little hell on this Floor when this kind of stuff goes on. Now, there's no reason. I move to adjourn this Body sine die when we come in here, and there's no reason that the Governor and the leaderships on both sides shouldn't of worked this out and it should have been here September the... or October the 15th or we should at least have time or anybody in here should have time to read it. Now I just don't think that's right. Now we have to stay here another two weeks, we should stay, and we should do the job. Now, I'm not in opposition to the amendment I've...but I think it's just common courtesy and decency that anybody has a right to read and study these things. And I don't think it's fair when you fellows do it on that side and it's no more fair when we do it on this side. This whole thing and this procedure where you mistreat members has been gone on here for the last three years since I've been here and there's no excuse for it on either side of the aisle.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Mitchler.

SENATOR MITCHLER:

Amen.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Berning.

SENATOR BERNING:

Well, Mr. President I...I just want to respectfully suggest to Senator Rock that he may be all knowing but this one lonely Senator had no idea that there were amendments to be offered to these bills, and if they were available I didn't know it. Now, last of communication may be some of our trouble but we are at this point considering matters that are of manifold implication. And
1. I don't think that stampeding is good for us or those
2. we are going to be imposing our wills on, namely the
3. people of the State.
4. PRESIDING OFFICER (SENATOR WEAVER):
5. Is there further discussion? Senator Conolly you
6. want to close debate? Senator Conolly moves the adoption
7. of Amendment No. 1 to SB 45. All in favor signify by saying
8. aye. Opposed nay. Motion carries. 3rd...any further
9. amendments? 3rd reading. Senator Conolly asks leave
10. to bring SB 46 back to the order of 2nd reading for the
11. purpose of an amendment. Is there leave? Leave is granted.
12. SECRETARY:
13. Amendment No. 1 by Senator Conolly.
14. PRESIDING OFFICER (SENATOR WEAVER):
15. Senator Conolly.
16. SENATOR CONOLLY:
17. Mr. President this is an identical amendment to
18. ...that we just put on SB 45. It states that this act
19. takes effect upon establishment of the Regional Transit
20. Authority pursuant to the referendum. And I move the
21. adoption of this amendment.
22. PRESIDING OFFICER (SENATOR WEAVER):
24. SENATOR KNUPPEL:
25. I...I fail to see why either the one before this
26. one should be made contingent on the...on the referendum.
27. If they're good they ought to stand on their own. And
28. I don't see any reason that if we're going to build roads
29. that we ought not to go ahead and appropriate the 200
30. million dollars to do it, and in this case here whatever
31. taken. I don't see why this ought to have to depend on
32. the referendum and...in your Regional Transit Authority.
33. Could you tell me why it should?
PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly.

SENATOR CONOLLY:

This bill provides $75,000 bond authorization for mass transportation equipment in the six county region.

I would think that it would only be logical that before you buy the equipment that you have it in authority to run the equipment.

PRESIDING OFFICER (SENATOR WEAVER):

Any further discussion? Senator Conolly moves the adoption of Amendment No. 1 to SB 46. All in favor signify by saying aye. Opposed nay. Amendments adopted. Any further amendments? 3rd reading. Senator Knuppel.

SENATOR KNUPPEL:

Well, there doesn't seem to be much going on. There hasn't been for the last thirty minutes. There's been two amendments or three amendments. I'd like to move that we adjourn until 1:30 so that everybody can eat a decent lunch.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Knuppel if you'll hold that for just a minute, we're checking on that. We're checking to see how rapidly the amendments are going to be ready so if you'll hold your motion just a few minutes. Senator Conolly.

SENATOR CONOLLY:

At this time Mr. President, I would like to have leave to take back SB 43 back to 2nd reading for the purpose of amendment.

PRESIDING OFFICER (SENATOR WEAVER):

Is there leave? Leave is granted. Has the amendment been distributed?

SENATOR CONOLLY:

Yes, it...

PRESIDING OFFICER (SENATOR WEAVER):
1. Senator Conolly.

2. SENATOR CONOLLY:
   Yes this is a technical amendment, not technical amendment. Pardon me.

3. PRESIDING OFFICER (SENATOR WEAVER):
   Want to read...

4. SENATOR CONOLLY:
   This is the actual amount of funding for the interim financing of mass transit.

5. SECRETARY:
   Amendment No. 1 by Senator Conolly.

6. PRESIDING OFFICER (SENATOR WEAVER):
   Senator Conolly may explain the amendment.

7. SENATOR CONOLLY:
   This amendment is the puts in the dollar amount of the total funding, interim funding of the transit systems in northeastern Illinois.

8. PRESIDING OFFICER (SENATOR WEAVER):
   Is there any discussion? Any discussion? If not, all in favor signify by saying aye. Opposed nay. Amendment No. 1 to SF 43 is adopted. Any further amendments? Senator Hall. Senator Hall is asking for a roll call on Amendment No. 1 to SB 43. Secretary will call the roll.

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

PRESIDING OFFICER (SENATOR WEAVER):

Kenneth Hall, aye. Bruce...Bruce, aye. Johns, aye.
Palmer, aye. Newhouse, aye. On that question the ayes are thirty-five, the nays are eight. Amendment No. 1 to SB 43 is adopted. Senator Knuppel.

SENATOR KNUPPEL:

I at this time would move that we stand in recess until 1:45. We're doing about one amendment every fifteen minutes and there's no reason that we shouldn't.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Knuppel moves to stand in recess until 1:45.

All in favor signify by saying aye. Opposed nay. Secretary will call the roll.

SECRETARY:

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

PRESIDING OFFICER (SENATOR WEAVER):

Keegan, no. Newhouse, no. McBroom... On that question the ayes are twenty-one, the nays are twenty-eight. The motion fails. Are there further amendments to SB 43? Any amendments from the Floor? 3rd reading.

SB 27. Senator Conolly asks leave to bring SB 27 back to the order of 2nd reading for the purpose of an amendment. Is there leave? Leave is granted.
SECRETARY:
Amendment No. 26 by Senator Conolly.

PRESIDING OFFICER (SENATOR WEAVER):
Senator Conolly.

SENATOR CONOLLY:
Mr. President, this is a very big amendment, very important amendment. This amendment embodies the work of many, many people, the legislative leaders, many legislators of this Body, many of our staff help have gone...many, many hours. This bill is what you can call the give and take, the compromise to accomplish a very important issue. The creation of a Regional Transit Authority in northeastern Illinois. I...we...this is basically with only a few changes is the amend-
ment that was available to you last evening. I would at this time move its adoption of this amendment, it will be the RTA bill that we will be voting upon later today.

PRESIDING OFFICER (SENATOR WEAVER):
Senator Knuepfer.

SENATOR KNUEPFER:
Well, I've got some questions on the amendment, Senator Conolly, if I can ask them. It provides some very sub-
stantial powers, the amendment, among other things in the area of Imminent Domain. It not only gives the... this amendment not only gives the RTA the right of Imminent Domain over every park, forest preserve district, or State forest but as well it gives them as I read it Imminent Domain over the State of Illinois. Because the RTA can designate any land or lanes on any highway as for the use of the RTA only. That means they could go down my street, they could go down the Eisenhower or the Dan Ryan, that is in effect Imminent Domain over the State of Illinois and I want to ask.
what is the necessity for these kinds of Imminent
Domain powers... These are not really nonsubstantive
kinds of things and I sure need a good explanation for
those. We have always been reluctant to grant the kinds
of powers that gives a government... the power of Imminent
Domain over another government. But in this one we
have not only given them Imminent Domain over local
governments, but Imminent Domain over the State of
Illinois.

PRESIDING OFFICER (SENIOR WEAVER):

Senator Connelly.

SENIOR CONOLLY:

This... what you... the point you raise is an extra-
ordinary point. A very important point, and therefore
for it to take such an action this bill provides for
an extraordinary majority of the Regional Transit
Authority Board.

PRESIDING OFFICER (SENIOR WEAVER):

Senator Knuepfer.

SENIOR KNUPEFFER:

... done yet. I'll leave that point alone then.
What that suggests is... an extraordinary majority of
the RTA can overrule the State of Illinois and con-
sequentially this Body. And I find that somewhat hard
to swallow. Senator Conolly, if I can ask you, on
page 12, section 204, I find myself unable to provide
any real meaning for the sentence: starting that first
sentence under there. Can you enlighten me as to what
that will mean. What that is intended to mean?

PRESIDING OFFICER (SENIOR WEAVER):

Senator Conolly. Senator Knuepfer.

SENIOR KNUPEFFER:

I'm sorry, in this very well thought out principal
I turn out to have last night's copy rather than today's copy. I don't know what tomorrow's is going to bring.

Section 204 anyway is the one that...and it may have changed since last night. The first sentence in Section 204, if I can get an explanation of that. What...what is that intended to mean Senator?

PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly.

SENATOR CONOLLY:

The intention of that is the authority will have the opportunity to set fares on the service they pay for.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Knuepfer.

SENATOR KNUEPFEPER:

How...how are they going to specify level of services, the nature and standard of public transportation? I...I'm...It's...it sounds like something written by a...high school sociology student, and I realize it was probably drafted by a...a fairly talented lawyer, but I don't understand what he was trying to say.

SENATOR CONOLLY:

I would certainly think that you would not...you want the authority to at least have this power. I can't see if they didn't have this power how they would be able to set fares, set standards of services. I think it's a normal thing. I can't see how you'd have a bill without it.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Knuepfer, do you have any further questions?

SENATOR KNUEPFPER:

Yeah. But I got...my questions around the other one and...see... I'm not sure of the page, Senator Conolly, cause
my notes are on the other one, but Section 220, under
the A of A which is immediately under Section 220, and
then there is a Roman numeral XII which establishes a
Northeast Illinois Regional Commuter Railway Cor-
poration. Can you explain what that is intended to be?

PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly.

SENATOR CONOLLY:

This...if the RTA were to...decide to operate the
railroads themselves and not have purchase of service
arrangements with...agreements with the railroads, this
would create an entity in which to do this and therefore
not be in conflict with labor relations agreements and
with...of the other entities of the RTA.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Knuepfer.

SENATOR KNUEPFER:

Well, it...I think it does a little more than that.

There are other provisions in the bill as I read them
that give the RTA the power to take over the operation
on any railway line. This seems to set up some other
kind of a transportation which would merge the commuter
facilities of a whole different bunch of railroads. It...
am I correct in reading this as what it's intended to do?

PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly.

SENATOR CONOLLY:

This...this bill provides for either for the...RTA
to be able to contract services with the railroads or if
they were to choose...with an extraordinary vote to
condemn and purchase the railroads of the northeastern
Illinois area. If they do this, they would put those
railroads in this agency so that they would not have
conflict in labor negotiations and so forth that are
covered by the Railroad Labor Relations Act.

PRESIDING OFFICER (SENATOR WEAVER):

Senator...Knuepfer did you have another question?

SENATOR KNUEPFER:

Yeah, I do. Failing a better answer on that, let
me go next to Section 301, Section C which relates or Sec-
tion 301, Part C which relates to the appointment process
by the counties outside of Cook County, how they get
their two nominees. I am unable to read anything relative
to a one man, one vote concept in there which I suspect
the courts would uphold. Is...is that correct that there
is nothing in there on that basis?

PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly.

SENATOR CONOLLY:

...you will have to look at the entire...entirety
of the board to get the one man, one vote. And this is
how the entirety of the board is made up and therefore
that is how we meet the court test...would meet on this.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Knuepfer.

SENATOR KNUEPFER:

I don't think the courts are going to buy that
position Senator. If they did, you would look at the
entire State of Illinois to determine what one man, one
vote meant in my election or your election. Now,...
I've got one more question. I'm sorry it's taking me
so long to find my way. Now, back again, I'm sorry.
Under the method for finance Senator Conolly, in those
taxes similar to taxes levied by the State of Illinois
is there a provision requiring the State to collect
these taxes? Now...Is the RTA acting as a taxing entity
1. unto itself? Will it collect taxes? Will it have its
own enforcement agents?
2. PRESIDING OFFICER (SENATOR WEAVER):
   Senator Conolly.
3. SENATOR CONOLLY:
   The Department of Revenue, the State of Illinois
will do the collection of any taxes for this Agency.
4. PRESIDING OFFICER (SENATOR WEAVER):
   Senator Knuepfer.
5. SENATOR KNUEPFER:
   At your convenience, but not necessarily in the
course of this inquiry, I would like to have you point
out to me where it specifies that the Department is
to do the collecting. Now, are they to do the collecting
as well on the parking tax, if instituted?
6. PRESIDING OFFICER (SENATOR WEAVER):
   Senator Conolly.
7. SENATOR CONOLLY:
   The answer to the first one it's 403-A. Second
answer...answer to the second question is no.
8. PRESIDING OFFICER (SENATOR WEAVER):
   Senator Knuepfer.
9. SENATOR KNUEPFER:
   All right, then under the...second relative to the
second issue where the answer is no, they have the power
to levy taxes on parking facilities. Now, they can do
this in one of two ways as I read the bill. They can
do it by contract with a local government or they can
do it directly. If the local government doesn't buy
this posture then as I read it they would...then have
to go out and get...somewhere establish some kind of
enforcement mechanism, somewhere either bill the local
government or there would be an item...directly to the
parking garage. I'm hard pressed to visualize the
kind of administrative apparatus that it would require
to implement this kind of a concept that you've got in
here. Now, you've got the RTA going into every parking
lot in the six county area. Let me ask a related question,
I haven't got an answer to that yet, but let me ask a
related question too. There is nothing I read in here
that ...that makes the parking facilities of a private
nature only. As I read this bill they could come into
the Oakbrook Shopping Center, they could come into the
Woodfield Mall, they could come into my own private
manufacturing operation of parking lot and put a charge
on there. How are those exempted? I don't see it.

SENATOR CONOLLY:
It's my feeling that this does not provide for
that. But it would be up to the board to interpret that.
PRESIDING OFFICER (SENATOR MOHR):
Senator Shapiro. Senator, the time has run out, will
you wind up, please.

SENATOR KNUEPFER:
Well, I can wind up right now as far as that's
concerned. I...I know there is a time limitation, but
I suggest to you again that you've given us a 58 page
bill. We are not only supposed to intelligently analyze
it then we have time limitations on the kind of process
we have to find out the answer to your question. I'll
wind up. I'm through. I have other questions. I would
like them resolved. I'm in favor of the concept but
I've got problems with a lot of things here and quite
frankly I don't think I've got answers to some of
the inquiries I've made that make a lot of sense to
me.

PRESIDING OFFICER (SENATOR MOHR):
1. Senator Shapiro.

2. SENATOR SHAPIRO:

3. Mr. President will the sponsor yield to a question?

4. PRESIDING OFFICER (SENATOR MOHR):

5. He indicates he will.

6. SENATOR SHAPIRO:

7. Senator Conolly on page 32, Section 306 entitled Territory and...and Annexation, could you explain to me just exactly what this section does?

8. PRESIDING OFFICER (SENATOR MOHR):


10. SENATOR CONOLLY:

11. I basically... sets forth the initial territory and then allows for annexation of other areas if they so declare they want to be annexed.

12. PRESIDING OFFICER (SENATOR MOHR):


14. SENATOR CONOLLY:

15. And it's subject to a referendum of any area that indeed wants to be annexed.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Shapiro.

18. SENATOR SHAPIRO:

19. What you state then is that it is subject to referendum?

20. PRESIDING OFFICER (SENATOR MOHR):


22. SENATOR SHAPIRO:

23. Well, then it appears to me though Senator Conolly that the two paragraphs involved in that section are in conflict with one another because it said...it states that after the initial formation that, concerning the metropolitan region that there can be annexation in part or in whole of contiguous counties on such conditions
as the authority shall by ordinance prescribe, by
ordinance adopted by the County Board of such county
and by approval of the Authority. It says that this
territory may be annexed by that certain procedure
then the second paragraph goes on further to state
that there should be a referendum but it appears to
me that it is ambiguous and that a county could be
annexed strictly by ordinance and I just...could you
clarify this, what appears to me to be a conflict.

PRESIDING OFFICER (SENATOR MOHR):
Senator Conolly.

SENATOR CONOLLY:
I definitely feel that it is a not a conflict, line
9 says no area may be annexed to the Authority except upon
the approval of the majority of electors of such voting
area to the proposition so to annex. Now, how...more
clear can it be than that?

PRESIDING OFFICER (SENATOR MOHR):
Senator Shapiro.

SENATOR SHAPIRO:
Well, Mr. President, Members of the Senate, it...it
does...though that particular paragraph is very definite
preceeding that paragraph it does state that additional
territory or additional county in part or a whole may be
annexed strictly by ordinance under a strict set of
circumstances and it may set some preconditions whereby
no referendum would be required. I...I...feel strongly
that there is a conflict between the two paragraphs and
that it should be clarified before final passage of the
bill.

PRESIDING OFFICER (SENATOR MOHR):
Senator Bell, your name was on the list did you...?

Senator Latherow.
1. SENATOR LATHEROW:

Thank you Mr. President. Senator Conolly, I wonder

do you intend to give powers to purchase airports and so

on in this?

2. PRESIDING OFFICER (SENATOR MOHR):

Senator Conolly.

3. SENATOR CONOLLY:

No.

4. PRESIDING OFFICER (SENATOR MOHR):

Senator Latherow.

5. SENATOR LATHEROW:

Then on page 11 where you say that the Authority

may to meet its purposes construct and acquire any public

transportation facility. Now, would this include air-

ports?

6. PRESIDING OFFICER (SENATOR MOHR):

Senator Conolly.

7. SENATOR CONOLLY:

In the definition of public transportation airports

would not fall in that category.

8. PRESIDING OFFICER (SENATOR MOHR):

Senator Latherow.

9. SENATOR LATHEROW:

What...you mean, defined in this bill.

10. PRESIDING OFFICER (SENATOR MOHR):

Senator Conolly.

11. SENATOR LATHEROW:

I'd also want to recognize that along with the bonding

authority that we had several years ago and it also per-

tains concerning this later on that it does refer to air-

ports as public transportation facilities. And I would

assume then in all probability with this they could

purchase airports if they so desired.
On page 3, the definition of public transportation facilities means all equipment...let's see...it's for service within the metropolitan region and airports would not have to be service within the region. But it...a facility in providing service for that region within the region, and O'Hara field does not do much service within the region.

I might agree with...with that but you still recognize the fact that you could purchase or provide airports and so on if you were a mind to for the region.

Well, the way this bill has been drafted it definitely does not include the purchase of airports.

Mr. President, I'd like to say this reminds me a lot of something we did a few years ago, a many paged...multi-paged amendment that many of us were sorry afterwards we didn't have the time to...to read. Do...in most public bodies there is a requirement that a publication of their income and expenditures be required. Do you require that in this?
SENATOR CONOLLY:
Yes we do.

SENATOR LATHEROW:
Would...would you then in turn interpret page 32, lines 10 through 14 for me.

PRESIDING OFFICER (SENATOR MOHR):
Senator Conolly.

SENATOR CONOLLY:
There is a...special provision in this Act that requires the officers of the Authority to...to have an annual report.

PRESIDING OFFICER (SENATOR MOHR):
Senator Latherow.

SENATOR LATHEROW:
Well, I...I'd like to say in this particular part that I'm referring to it says the officers of the Authority shall not be required to comply with the requirements. Now, undoubtedly there must be some conflict some place then.

PRESIDING OFFICER (SENATOR MOHR):
Senator Conolly.

SENATOR CONOLLY:
That is referring to the other act. We have taken care of that in this act that they do report so there's no need to comply with the other act.

PRESIDING OFFICER (SENATOR MOHR):
Senator Latherow.

SENATOR CONOLLY:
It is in Section 4.05.

SENATOR LATHEROW:
Well, Mr...Mr. President I'd just like to recognize the fact that I don't think in what time we have anybody has the opportunity to recognize whether we're complying
with this act or the other act. Now what do we mean when
we say this act or the other act? Now, where are we...are
we on this amendment then. Where are we when we say this
act or the other act.

PRESIDING OFFICER (SENATOR MOHR):

Senator Conolly.

SENATOR CONOLLY:

This amendment provides for an annual reporting by
the officers of the Authority who as I said was 4.05
and therefore what you refer to is not necessary.

PRESIDING OFFICER (SENATOR MOHR):

Senator Latherow.

SENATOR LATHEROW:

Well, I...thank you Senator Conolly. I'd like to
recognize I haven't...read to 4.05 yet. Maybe I'll catch
up with where...where...knocks out this...proportion
here on this page. I wonder why, if it weren't meant
for something why it was in there.

PRESIDING OFFICER (SENATOR MOHR):

Senator Regner. Senator Regner did you want to be
recognized on this? Your number is up.

SENATOR REGNER:

Just one quick question. I just now got a copy of
the new amendment and several of those that we had pre-
pared do not...were based upon the one that I picked up
this morning, and I just want to ask Senator Conolly
and the President right now, is...I'm trying to get
these things prepared properly. If they're not prepared
can we wait until at that time...

PRESIDING OFFICER (SENATOR MOHR):

Senator Conolly.

SENATOR CONOLLY:

There'll be ample time provided for all amendments
to be offered to this legislation. May I point out
that there are no great changes between the one that
was available last night and the one today. The page
numbers are different but basically the substances of
the bill is the same, the amendment is the same. It's
just the page numbers are different between the one last
evening and the one today and a few grammatical errors
that were caught by proofreading last night.

PRESIDING OFFICER (SENATOR MOHR):

Senator Berning.

SENATOR BERNING:

Mr. President, while I'll have to admit that very
likely the first copy of this amendment and what is the
number by the way?

PRESIDING OFFICER (SENATOR MOHR):

Number 26.

SENATOR BERNING:

There may have been copies of Amendment 26 available
last night but if it...if they were it was perhaps one
minute before midnight. I didn't get a copy of it until
9:00 o'clock or thereabouts this morning. I've been try-
ing to read it and I'll admit that my abilities to absorb
are limited. I don't read too fast. Now we have a changed
copy. Mr. President, I request that Amendment No. 26 be
read by the Secretary.

PRESIDING OFFICER(SENATOR MOHR):

Senator, the Chair would point out that between the
hours of midnight and 9 or 10 this morning you did have
time to read that amendment. Now, it was a long night
last night. It'll be a long night tonight and we'll
make it just as short or as long as you would like it.
I know that some people like to stay in Springfield and
others like to...to go home once in awhile. Any further discussion?
Any further discussion on Amendment No. 26? Senator
Conolly moves the adoption of Amendment No. 6, all
those in favor...26, I'm sorry. All those in favor
signify by saying aye. Opposed. Amendment... Request
for roll call.
SECURITY:
Bartulis, Bell, Berning...Berning, Bruce, Buzbee, Carroll,
Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
Latherow, McBroom, McCarthy, Merritt, Mitchell, Howard
Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
Weaver, Welsh, Wooten, Mr. President.
PRESIDING OFFICER (SENATOR MÖHR):
Course', aye. Fawell, aye. Scholl, aye. Buzbee,
aye. Bruce, aye. On that question the yeas are thirty-
four, the nays are thirteen, one voting present. The
amendment is adopted, Amendment No. 26.
SECRETARY:
Amendment No. 27 by Senator Bell.
PRESIDING OFFICER (SENATOR MÖHR):
Senator Bell. Senator Bell, Amendment No. 27.
SENATOR BELL:
Yes Mr. President, we've addressed ourselves in
reference to this concept week or so back, really did
establish a...one of the strongest points of the RTA
bill as...as the Republican side of the aisle voted.
on it back last week, deals with the dual referendum.
Calls for a referendum in the City of Chicago, calls
for a referendum in suburban Cook County along with
the other five counties. It's a major point with this
Senator in reference to RTA. I think it's a major point
with probably the other suburban and the outlining collar
counties. And I think we could live much better with
the RTA concept with this amendment adopted. I'd call
for the question... on the adoption of the amendment.
PRESIDING OFFICER (SENATOR MOHR):

Senator Partee.

SENATOR PARTEE:

This is a matter that we discussed and debated last
week. I think it's perfectly obvious to all of us that
if we're going to have a regional transportation system,
we ought to have a regional notion and idea of unanimity?
To fragment it and divide it is just not in the best
interest of the Regional Transportation Authority. It's
a matter of setting group against group and county
against county and that is not what one does if one
does indeed seek to have a regional concept. Now, this
matter was discussed at great length. As a matter of fact
it is probably the last matter decided by those of us
who spent every day last week, save the Thanksgiving day
in getting what we thought would be a workable solution
to this problem. Let me say to you that I am one of those
who has been absolutely consistent in that I have not
wanted any referendum because I thought the subject itself
preponderated the waste of time involved in an emergency
situation to wait for a referendum. There were those,
particularly those on your side Senator Harris and
Representative Blair who were insistent upon a referendum.
We compromised our individual desires and although they
wanted the two stage referendum, and we wanted no referendum
we wound up recommending by virtue of this bill that there
does in fact be a referendum, but that the referendum should
be a combined one for the entire area. That in my judgment
is an honorable compromise made by honorable men. And I
think that to go back to what we talked about last week is
not in the interest of a Regional Transit Authority and
if this is what you're doing to scuttle the bill then so
be it. But I think if you want a Regional Transit Authority,
if it has a regional concept that a one stage referendum
though not personally desirable to me, I am willing to go
along with and let the people of that six county area
make that decision in March in the primary. And I move
that this amendment lay upon the Table.
PRESIDING OFFICER (SENATOR MOHR):
That motion is not debatable. Senator Bell.

SENATOR BELL:
Well, Senator Partee, I think your...you have some
points that are certainly worthy of consideration there.
I'd like to draw attention to the members of this side
of the aisle that we had thirty votes in reference to
this particular point, and I'd like to see us hang with
that same approach at this time.
PRESIDING OFFICER (SENATOR MOHR):
The question is shall Amendment No. 27 be Tabled.
All those in favor of... Request a roll call. Roll call.
Those voting to Table the amendment, voting with Senator
Partee will vote aye. Those with Senator Bell will vote no.
SECRETARY:
Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
Dougherty, Fawell, Glass, Graham, Harbor Hall, Kenneth
Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
1. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
2. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
3. Weaver; Welsh, Wooten, Mr. President.
4. PRESIDING OFFICER (SENATOR MOHR):
6. On that question the yea's are thirty-three, the nay's are twenty. Motion to Table prevails. Senator Roe. Request for a verification. Members be in their seats.
7. SECRETARY:
8. The following voted in the affirmative: Bruce,
9. Buzbee, Carroll, Chew, Conolly, Course, Daley, Donnewald,
10. Dougherty, Kenneth Hall, Hynes, Johns, Keegan, Kosinski,
11. McCarthy, Howard Mohr, Netsch, Newhouse, Nudelman, Palmer,
12. Partee, Rock, Romano, Saperstein, Savickas, Scholl, Smith,
13. Soper, Swinarski, Vadalabene, Welsh, Wooten, Mr. President.
14. PRESIDING OFFICER (SENATOR MOHR):
15. Senator Buzbee's on the Floor. McCarthy's in his seat where most people should be.
16. SECRETARY:
17. Senate...Amendment No. 28 by Senators Bell, Mitchler,...
18. PRESIDING OFFICER(SENATOR MOHR):
19. The roll call has been verified on that last motion.
20. SECRETARY:
21. Amendment No. 28 by Senators Bell, Mitchler, Schaffer and Regner.
22. PRESIDING OFFICER (SENATOR MOHR):
23. Senator Bell.
24. SENATOR BELL:
25. Well, it looks the handwriting is definitely on the wall in reference to these collar counties. I guess we knew that last week. But I'm going to try yet again in reference to balancing this RTA board. As the present bill reads we have four members to the board from Chicago, two from suburban...
Cook County and two from the outlying counties, for a total of eight. And I might point out that on fiscal matters where it takes 2/3's of a vote that six will be that 2/3's out of the total of nine that'll be on that board and that six, as far as we're concerned in Will County comes out of Cook County. Now, really, if we're going to try to balance the power and the Authority and the political spectrum of this RTA then let's try to do it properly and in my humble opinion if we construct a board that will give five and five representation. Five in Cook County, three of which would be from Chicago, two of which would be from suburban Cook County and one each from the other five counties that in fact will be a balance of power that will in fact give the collar counties a voice in this RTA that's a little bit better than what it currently is under SB 27 as its envisioned right now. I think the handwriting is on the wall how this vote will go. But it will make for a better RTA if we're going to have one to have better representation on that board and finally I should point out that the Governor of this State will appoint the Director of the RTA from all of the talent that's available in these United States and he will work with the RTA at the advise and consent of the Senate, just as we now have that situation with the Department of Mental Health, or any other departmental director. I think this is a good amendment and one that will cause the RTA to be a better RTA. I'd ask for your approval.

Senator Partee.

Well as things go on we learn some things. I have now come to understand that Senator Bell thinks that the
appointments that the Governor makes are absolutely
the finest and the greatest and as long as the Governor
makes the appointments it's all right. Let me suggest
to you that the board as composed of eight members in
the existing bill which requires an extraordinary majority
of six members to really control or really to perform
any of the acts required of them is an absolute safe-
guard for the membership of the people who live in
that area. Six out of eight. As a matter of fact we
thought that six out of nine...we thought as a matter of
fact that it should be five out of nine to constitute a
majority which is a natural majority, but we yielded on that
point and said six out of nine, an extraordinary majority
would in fact give the kind of assurance and the kind of
protection that the people within the area of this RTA
would certainly be entitled to. To raise it now to eleven
means to me an expenditure of unnecessary money. It
is usually your role Senator to save money and to take
a conservative view. You're now adding additional
members and additional costs to what already is what you
say is too much money. I really don't understand it and
I move that the amendment lay on the Table.

PRESIDING OFFICER (SENATOR MOHR):

That motion is not debatable. Senator Partee moves
that Amendment No. 28 lie upon the Table. All those in
favor signify by saying aye. Opposed. The ayes have it.
Request to call the roll.

SECRETARY:

Bartulis, Bell, Berning, Bruce, Buzbee; Carroll,
Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
Latherow, McBroon, McCarthy, Merritt, Mitchler, Howard

(ILC/2-73/5M)
PRESIDING OFFICER (SENATOR MOHR):

Bartulis, no. Bruce, aye. Netsch, aye. On that question the yeas are thirty-two, the nays are sixteen. The motion prevails. Further amendments?

SECRETARY:

Amendment No. 29 by Senators Schaffer, Mitchler and Bell.

PRESIDING OFFICER (SENATOR MOHR):

Senator Mitchler. Senator Schaffer.

SENATOR SCHAFFER:

This amendment is somewhat similar to one we had last week. It provides a backdoor referendum in the November election assuming the electors create the district in March which is a pretty solid assumption. It requires 10% of the eligible voters to sign the petition to put it on the ballot. And I think at 10%... it's more than just two people that are upset with a mimeograph, it will take a conscientious effort to get the item on the ballot. And it will give just the three counties of McHenry, Kane and Will a chance to get out and I would submit if I correctly measure the mood of those three counties they do want to get out and that perhaps the district would be better off letting the counties out and then letting by the other procedure in the bill, let the populated townships along the Cook County line vote themselves in and let the rural areas out. I see no sense to delay this thing. I move for a favorable roll call.
PRESIDING OFFICER (SENATOR MOHR):

Senator Mitchler.

SENATOR MITCHLER:

Mr. President, Members of the Senate, this amendment is a very important amendment to have adopted and be part of any RTA package that might ultimately become law. For this reason, this is an amendment that the people of particularly Kane, McHenry and Will County desire. Now the Senators from that area are asking that their people have this provision enacted into the RTA bill. The reason they want that is because they will be participating in funding of the RTA. And the thing that disturbs the people of Kane, Will and McHenry County the collar counties is the fact that they do not now have an intricate mass transportation system. The mass transportation systems that they do have for example in Elgin, Aurora, Joliet are municipal bus systems operated by the municipalities, and paid for by the municipalities from local revenue sources. Now if they get into a mass transit program, by being incorporated into a Regional Transit Authority they would have an opportunity to expand mass transportation in the area. But if this would not come about and after several years they found that they were contributing through taxation that is bound to increase from the projected 171,000,000 for the first year to approximately 400,000,000, 500,000,000, maybe three-quarters of a billion dollars within ten to twelve years, if you're going to have an effective mass transportation system. Now this would mean a greater taxation on the people of the collar counties and if they do not feel that they are getting their return of investment, they should have the privilege of withdrawing. Now that is all that they're asking for. They have contacted Senator Bell, Senator
1. Schaffer and myself. The County Boards by resolution
2. asking that each of these counties have the privilege
3. of voting by referendum on this question. And I don't
4. think that it's asking too much to recognize the appeal
5. of those who represent these areas to have this amend-
6. ment adopted and be part of a Regional Transportation
7. Authority bill. They may never petition to withdraw.
8. But if they feel that they are not getting the full
9. return for their investment, certainly they should.
10. And that should apply to any area that's encompassed
11. in such a Regional Transportation Authority. I would
12. ask for support of this amendment, to SB 27.
13. PRESIDING OFFICER (SENATOR MOHR):
15. SENATOR PARTEE:
16. Just to say that all the planning both State and
17. National shows that the regional concept is the concept
18. that has viability. You are attempting really to orphannize
19. three very vital counties in the State of Illinois. I
20. am as concerned as you are about them and that is why I
21. support it and that is why we agreed in all of the
22. negotiations we've had that there should be a 2/3's
23. return of services for monies generated in those particular
24. counties. And those counties are entitled to a show
25. that the money that's generated there is spent there
26. for the benefit of the people in those counties who
27. use transportation. I think this bastardizes the bill.
28. It orphanizes three counties out of the Regional Transit
29. Authority and I move that...that this amendment lay on
30. the Table.
31. PRESIDING OFFICER (SENATOR MOHR):
32. Senator Partee moves that Amendment No. 29 lay
33. upon the Table. All those in favor signify by saying
aye. Opposed. Clerk will call the roll.

SECRETARY:

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

PRESIDING OFFICER (SENATOR MOHR):

Bartulis...no. Harber Hall, no. Daley, aye. Vadalabene, aye. Bruce, aye. Dougherty, aye. On that question the yeas are thirty-one, the nays are twenty. Motion to Table prevails. Further amendments?

SECRETARY:

Amendment No. 30 by Senator Schaffer.

PRESIDING OFFICER (SENATOR MOHR):

Senator Schaffer.

SENATOR SCHAFER:

Well, Senator Partee I feel a little bit prompted to comment on the...the regional concept. I have a county board member who's on the NIPSEY Commission, and I asked him to do a little research for me on the regional concept. And it seems that in 1958, the way we get the story a graduate student who was employed by one of the various planning agencies in Washington or out of Washington whose working on his PhD. decided that the six county area kind of made a nice group of counties that fit in a corner of the State nice and neatly. So, I'm going to go back and tell the people in my county that they're

(ILC/2-73/5M)
in this Transit district that will do very, very, very little for them because a graduate student in '58 was working on his doctorate paper. Now, I guess I'll have to do it and that's the way it looks. The amendment we just defeated I guess I would sum that up as that amendment was let my people go. Now this amendment is a little bit different. This amendment simply excludes the rural townships in my district. The townships that are nothing but corn and cows. Corn and cows, no sales tax revenue, no money for the RTA. Corn and cows. This is the, you know, let my cows out of the district amendment. And I also provide that in twenty years from now that they automatically go into the district because twenty years from now there'll be people up there instead of cows. That's all I'm trying to do. You won't let my people go, let my cows go. And Senator Netsch, I'm happy to see you... I'm happy to see you voting to cutting off debate.

PRESIDING OFFICER (SENATOR MOHR):

Senator Partee. Senator Partee.

SENATOR PARTEE:

I appreciate the solicitude for the bovine animals but they too are part of the six county area. And I will say to you that where there are housing developments today, cows grazed a few short months and years ago. This is a country which is not static. It is a growing country, witness the large numbers of people who come into the suburban areas in the northwest part of our State in the last few years. You know as do all of you that there've been lots of bills here recognizing the large growth factor population wise in this... in this State. We've had impaction bills from persons like Senator Fawell and others who recognize that the growth
of this country and of the northwestern part of the United...of the State of Illinois is absolutely phenomenal.

And I'll say to you that your cows will have some company soon and I move to lay this motion...this amendment on the Table.

PRESIDING OFFICER (SENATOR MOHR):

Senator Partee moves to Table Amendment No. 30.

Roll call? Is there a request for a roll call or a division? Roll call.

SECRETARY:

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

PRESIDING OFFICER (SENATOR MOHR):

Kenneth Hall, aye. Hynes, aye. Bruce, aye. On that question the yea's are thirty-two, the moos are fourteen. The motion to Table prevails. Senator Nimrod.

SENATOR NIMROD:

Mr. President, I realize that some of these amendments might be kind of foolish and I can see some reasons for cutting off debate, but I personally resent the fact that every time a motion is made and suddenly we have the Minority Leader stand up and make a motion and cut off debate. Now, I sat here for weeks and months and I've heard you Senator go along
1. and say that we should be reasonable, we should be...make
2. some progress and we should have a chance to talk about
3. these things. Now, if we do have some reasonable questions
4. I think the debate ought not to be cut off at least until
5. we have a chance to see if there are some sensible approaches.
6. If it's foolishness, that's something else. But I strictly
7. oppose this. I was opposed to this amendment, but you
8. certainly cut me off and even a chance of asking any
9. questions. Not only on this but other, and I think
10. this whole process is not proper nor is it in the good
11. conduct of this Senate.
12. PRESIDING OFFICER (SENATOR MOHR):
13. I...I appreciate your remarks Senator, but the Chair
14. would point out that I observed no one standing asking
15. for recognition. And you're very close to me and I haven't
16. seen you stand and ask for recognition....Nimrod.
17. SENATOR NIMROD:
18. If...if I were, and if I did want to ask a question,
19. all I can tell you is that debate would have been cut off.
20. PRESIDING OFFICER (SENATOR MOHR):
22. SENATOR PARTEE:
23. I have just a little bit of resentment to the
24. remarks, but I'm not going to be overly expressive of
25. it. I have no intention of cutting off debate. I have
26. been one of those who has jealously guarded the right
27. of every member to speak on a proposition before there
28. is debate. And those motions were made only at a time
29. when I saw nobody else who sought any recognition, and
30. I think the Chair saw nobody else that sought any recognition
31. and although I recognize that these are dilatory tactics
32. I have still tried to stay within the orbit of the rules
33. here, and I'm not trying to cut off debate. And for
you to say that Senator I think just ignores the facts. I've not tried to do that. And anybody that wants to talk on these motions I certainly would wait until they've finished before I make that motion.

PRESIDING OFFICER (SENATOR MOHR):
Further amendments?

SECRETARY:
Amendment No. 31 by Senators Mitchler and Schaffer.

PRESIDING OFFICER (SENATOR MOHR):
Senator Mitchler.

SENATOR MITCHLER:
Mr. Secretary you have several there, what is the start of the amendment?

SECRETARY:
No grant may be made by the Authority...

SENATOR MITCHLER:
Yes, thank you.

SECRETARY:
...Chicago Transit Authority.

SENATOR MITCHLER:
Mr. President, Members of the Senate. I think this is a very important amendment and I'd like the sponsor of the bill to probably respond to this. What this amendment does, it provides that no grant may be made by the Authority, meaning the Regional Transportation Authority Board to the Chicago Transit Authority for the purpose of paying the interest or principal of outstanding revenue bonds of the Chicago Transit Authority. And no funds received by the Chicago Transit Authority from the Regional Transportation Authority may be used for the payment of the interest or principal of outstanding revenue bonds of the Chicago Transit Authority. Now, this is a very necessary amendment because unless I am wrong.
the sponsor of the bill can correct me if I am, money
received by the Authority through taxation of the people
of the State of Illinois and within the six county area
can be appropriated to the Chicago Transit Authority to
pay off an estimated 45.3 million dollars in outstanding
CTA revenue bonds. There has come to my attention through
an article published in the Chicago Tribune on July 29,
1973 under the byline of Alvin Nagelburg, Assistant
Financial Editor, that 45.3 million dollars of CTA
revenue bonds are outstanding. And there is no flow
of income to pay the principal and interest and only
enough money in the sinking fund reserves to purchase
and retire about 1/10th of the bonds. Now these bonds
are investments made by individuals. They're investments
made with the expectation that they would serve a purpose
in creating a Chicago Transit Authority, but it's not
a contribution or donation. There's an expected return
on the principal and interest of the investment by the
investors. Now what is interesting to note in Alvin
Nagelburg's column of July 29, 1973 is that the market
price of the bonds which mature in 1978 and 19...rather,
1978 and 1982 should be dropping like a rock. But,
not so. When the bonds are sold they currently command
prices of about 81% of value. Now, Alvin Nagelburg goes
on in his column to say the bond holders are confident
that they will be bailed out, says Robert Manchester,
Vice-President of the First National Bank of Chicago
which is the trustee for the bonds. Robert Manchester,
Vice-President of the First National Bank of Chicago
said he believes the bond holders are counting on either
a large continuing subsidy or a restructuring, for
example the formation of a Regional Transit Authority
with sufficient annual revenue to pay operational costs
perhaps cut fares and pay for the bonds. Now, I ask
you Gentlemen and Ladies of the Senate are we to take
taxpayers money to pay off bonds and indebtedness of
bad investments of people. Are we going to have another
bill in here later on to pay off the bond holders of
the sky-way revenue bonds? If this is going to be the
policy of the State of Illinois that we are going to
back up any investment in revenue bonds for municipal
bonds or CTA bonds, RTA bonds, sky-way bonds, and what
have you. Then I think I'm going to get into the bonding
business, because I can sell these with the assumption
that I can assure that the State of Illinois will back
up the investment of the people. This is a very good
amendment. And I'd like to have some debate and some
discussion on this, pro and con. I move for the adoption
of the amendment.

PRESIDING OFFICER (SENATOR MOHR):

Senator Conolly.

SENATOR CONOLLY:

If I can interpret that speech as a question, I
would say why is this needed. I would say that this
amendment would ruin the full faith and credit of any
bonds issued by the RTA. There's nothing in this Act
that requires that these bond holders be paid off.
Actually what would happen is that any grants of
the CTA could possibly free up other revenues which would be used
to pay for the interest on the bonds. I doubt if
there'd be any paying off of the bonds but this does
not preclude this from happening. The extension of
the RTA into providing mass transit for northeastern
Illinois is a normal situation that will need tremendous
bonding power to purchase equipment, etc. Therefore I
would that this is not only a normal procedure and there
are the safeguards in this act that will provide for
the sale and the proper funding of the Regional Transit
Authority.

PRESIDING OFFICER (SENATOR MOHR):

Senator Sours.

SENATOR SOURS:

And yet, Mr. President, Senators there is nothing
in this legislation to...to prohibit or in any way deter
the dispersing of these funds, I'm talking of $171,000,000
to pick up the outstanding bonds now held by the bank
and other people. This is no personal reflection on any
Senator. But there's no obligation on the State of
Illinois to dig into the General Fund, that's exactly
what we're talking about, to pay off the private invest-
ments of banks or trust companies. Now I know these
words are wasted perfunctorially because there are
enough votes here to permit this kind of high-handed
pernicious, vicious, wrongful, immoral payment of private
investments.

PRESIDING OFFICER (SENATOR MOHR):

Senator Partee.

SENATOR PARTEE:

I wanted to see if there was anyone else up because
the question that you've raised Senator Mitchler is a
question that has had some consideration and as a matter
of fact you've not yet probably read in detail Amendment
No. 2 which has not yet been offered Senator Mitchler.
Amendment No. 2 that I propose to offer to this bill
to...rather to SB 2 which does in fact prohibit any
funds provided under SB 2 the interim financing for
use of the Chicago Authority for revenue bonds or things
of that nature. So this is not something that we didn't give
some thought to. We don't think that the interim financing
ought to be used in that way at all and you'll find it on
page 1 in the amendment to SB 2 which we propose to offer.
And now I move that this amendment lay on the Table.

PRESIDING OFFICER (SENATOR MOHR):

Senator Partee moves that Amendment 31 to SB 27
lie upon the Table. All those...want a roll call? Clerk
will call the roll.

SECRETARY:

Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
Dougherty, Pawell, Glass, Graham, Harber Hall, Kenneth
Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
Ozinga, Palmer, Parteè, Røgner, Roë, Romano,
Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
Weaver, Welsh, Wooten, Mr. President.

PRESIDING OFFICER (SENATOR MOHR):

Hynes, aye. Carroll, aye. On that question the yeas
are thirty-two, the nays are seventeen. The motion to Table
prevails. Further amendments?

SECRETARY:

Amendment No. 32 by Senators Mitchler, Bell, Schaffer.

PRESIDING OFFICER (SENATOR MOHR):

Senator Mitchler.

SENIOR MITCHLER:

How does that one start out?

SECRETARY:

Search Section 105, inserting new language after Section
105. However if a majority of those voting on such proposition...
1. Ok. This amendment... This amendment would give 
2. each of the counties the opportunity by referendum to,
3. be included in the Regional Transportation Authority.
4. Now, I submit this amendment on request of the County 
5. Board of Will County and the County Board of Kane County. 
6. By resolution of those two County Boards which was trans-
7. mitted to me and other members representing the areas, 
8. they requested that each of the counties be given an 
9. opportunity to have a referendum votes to gain entry 
10. into this wonderful, excellent, Regional Transportation 
11. Authority. Now if you're going to talk about a referendum 
12. I don't think it should be the type that assures the 
13. affirmative or negative outcome of the vote. And that's exactly 
14. the way the bill now reads by having a six county referendum. 
15. Because although in years to come such a vote of the 
16. six counties might be a fair vote, at this time it is 
17. not. Because you don't have very many cows wandering 
18. the streets of the City of Chicago. But you do in the 
19. grassy fields of McHenry, Will and Kane Counties. And 
20. cows don't vote, and so you can't count them. Although 
21. they're going to benefit a great deal by the click of 
22. the rails and the exhaust fumes of the buses and all 
23. of the things that go with the Regional Transportation 
24. Authority when they've built out into these areas. They 
25. can't vote and you know it and I know it. And that is 
26. why a so-called agreement was reached and a so-called 
27. concession to have a...referendum of the six county area. 
28. Now, let me say this at the very start of the proposal 
29. to have a six county Regional Transportation Authority 
30. it is the opinion of the people throughout the entire 
31. area that they have a referendum. Without a referendum 
32. such an RTA would be wrong. And the proper referendum 
33. would be to have it county by county. So when you say
that you had a compromise in the conference committee,
and that's what it was when the leadership got together
with the Mayor of the City of Chicago and the Governor of
the State, it was a conference committee, to amend the
bill to get it in proper form. There was no concession
to grant a referendum. This should have been a known
fact before you even started, and so what this bill provides
is for a county by county referendum of the people. It's
asked for by the people in that area through their
County Board resolution. And I would ask for a favorable
roll call and move for adoption of the amendment.

PRESIDING OFFICER (SENATOR MOHR):

Further discussion? Senator Partee, I don't see
anybody else Senator so...

SENATOR PARTEE:

Same argument. Move to Table.

PRESIDING OFFICER (SENATOR MOHR):

Senator Partee moves to Table Amendment No. 32.

Request for a roll call? Request for a roll call.

ACTING SECRETARY (MR. WRIGHT):

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

PRESIDING OFFICER (SENATOR MOHR):

Knuppel, aye. Scholl, aye. Soper, aye. On that
question the yea's are twenty-nine, the nay's are fifteen.
Mr. President and fellow Senators we haven't had a great deal of time to go through this rather complicated and ... lengthy document. But there is one particular area that sticks out to me as giving undo authority to this very important body in a large area of our State. And I refer to the power of Imminent Domain. This particular amendment would eliminate the power of the Regional Transit Authority to run roads, irrespective of the views of people who are elected and...presently operate highways, bridges, toll highways, toll bridges, streets, etc. On page 12, Section 2.06 A we change this and eliminate this so that the Authority will be required to negotiate with elected bodies who have the responsibility for these already approved roads and highways before they can operate. It seems to me very sensible that the Authority not be given overriding powers over bodies who you and I know are properly elected and properly charged with operating these needed public roads and bridges and toll roads. I see no particular need for this Authority to be written in and I move for adoption of this amendment.

Let me say to you that the problem that you have with this amendment is also a problem that they had back in the city where I come from. They were not really
happy with it either. This is something that took a
great deal of talk and conversation concerning but I
think that those who were involved in the structuring
of this bill finally took into consideration that where
there has to be an extraordinary vote to accomplish a
matter of this nature it is likely to be done with
some circumspection. They aren't very happy in Chicago
that this kind of activity may be taking place at the
behest of this board either. But they do understand
and they do realize and I would hope that you come
to realize that if you are going to have a viable
transit authority they must have some power with...to
perform the duties that we...that devolve upon them by
virtue of a statutory enactment. Hence this is just
a kind of provision that is very common in any kind
of organizational structure such as we are developing.
It's something that may give you pause, that may cause
you some concern but the overall fact is that it has
to be done if the transit authority is to get the job
done. God knows we need to get it done and we certainly
shouldn't hamper it or tie its hands with any restrictive
provisions. And I move that this Amendment lay upon the
Table.

PRESIDING OFFICER (SENATOR MOHR):

Senator Partee moves...to Table Amendment No. 33.

Request for a roll call Clerk will call the roll.

ACTING SECRETARY (MR. WRIGHT):

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

PRESIDING OFFICER(SENATOR MOHR):
Hall, aye. Swinarski, aye. On that question the yeas are
thirty-two, the nays are fifteen. The motion to Table
prevails. Further amendments?

ACTING SECRETARY (MR. WRIGHT):
Amendment No. 34 by Senator Harber Hall.

PRESIDING OFFICER(SENATOR MOHR):
Senator Hall.

SENATOR HARBER HALL:
Ladies and Gentlemen of the Senate, this is another
amendment that concerns itself with the undo, it seems to
me, power that we have vested with this document in the
Regional Transit Authority, the power of Imminent Domain
over other public bodies. If I may take the time to
read this particular part that I would eliminate with
this amendment, subsection C - the right of Imminent
Domain may be exercised over property used for public
park purposes, for State forest purposes, or for forest
preserve purposes. Now, it seems to me that you and I
spend a great deal of time down here as elected repre-
sentatives of the people to formulate these public
areas and now we are giving a nonelected body full power
of control over and above any elected representatives,
whether it be local, whether it be the city council of
Chicago, whether it be the Cook County Board, whether
it be the townships whether it be the State Represen-
tatives or State Senators. We are giving them full
power of Imminent Domain over all public property, and
they are not an elected board. I move for adoption of
this amendment that will eliminate entirely this full
right of Imminent Domain from SB 27.

PRESIDING OFFICER (SENATOR MOHR):

Senator Sours.

SENATOR SOURS:

In my short time here, Mr. President, Senators, I
can't recall such an attempt at usurpation of power.
If any amendment ought to pass, it's this one.

PRESIDING OFFICER (SENATOR MOHR):

....Conolly.

SENATOR CONOLLY:

Mr. President, this is an extraordinary power,
and the people who worked on this bill recognized this as an
extraordinary situation. We therefore have put it in
that it would take a 2/3's vote to exercise this power.
This is in the public interest because this is necessary.
I doubt if it'll ever be used. I'm confident that the
people who are appointed will use the discretion they
have and know this is an extraordinary power. But when
it comes to moving the great quantities of people in
this area of the northeast Illinois, this power could
possibly be needed if there is not the cooperation
of the local units of government. Therefore I say it
is needed by our Authority. It's in other Authorities
throughout the nation of similar nature, and therefore
I would move that this motion...this amendment be laid
on the Table. I'll hold it if someone would like.

PRESIDING OFFICER (SENATOR MOHR):

Senator Knuepfer.

SENATOR KNUEPFER:

Oh, excuse me, I'm sorry. You know if we use the
argument that it probably never will be used but it might
be desirable, then what we ought to do is to give
dark districts, libraries, all kinds of districts, all
special powers granted by...to the...grant to them
from the State of Illinois and say we know in your
wisdom you're not going to abuse these powers. We
know that you'll use them wisely so rather than have
you come back to us every couple of years and ask for
a new power, we'll just give you this broad grant to
begin with and go ahead and do with it as you see fit.
Thank goodness that is not a concept that the Legislature
has adopted. I want to point out that we've been dealing
with a lot of special districts for a long number of years,
a lot of special districts that solve a lot of problems.
Certainly one of the most important of those special
districts is the Chicago Metropolitan Sanitary District.
And they handle a problem that is certainly at least
as serious and probably much more crucial than we
are dealing with today under the RTA. They handle
that very adequately with a lot...without a lot of
the powers that you're providing here. And if you
can rationalize that power to this newly created
agency, then I suggest you can rationalize all kinds of power
grants to agencies such as the Metropolitan Sanitary
District and many others. Use it wisely gentlemen and
we hope you do. That isn't the case. That is why
the Legislature reserves the powers. If we are to
grant them all and hope for the wisdom of individual
governments, then we might as well make that grant right
now. Go home and say, well you've got it on your own
shoulders. I don't frankly see the necessity of this
power grant. I want it proved to me that it's needed
and...until such time as it's proved I can't support it.
PRESIDING OFFICER (SENATOR MOHR):

55
Mr. President, I would like to make one point about this particular part of the RTA package. I have some reservations in my own mind about the indiscriminate grant of power to condemn other property used already for a public purpose. And I'm not sure that we have perhaps not...not in this act but in others as well, stopped thinking the issue through very carefully. I would like to point out however that the Illinois Toll Highway Authority which I suppose is the closest road-highway equivalent of what we are trying to...to establish right now in the Regional Transit Authority, does have the power to condemn including the taking of property already devoted to a public use. I do not know the extent to which that power has been used. I would hope very little. What I would like to suggest is that the RTA ought to be on at least the same basis with respect to its powers as the Illinois Toll Highway Authority and to that I would add that the Legislature probably ought to take a much deeper, closer more...or less impassioned...look at the entire question of Imminent Domain at a later time. In the meantime it seems to me that what is fair for the Toll Highway Authority is fair for the RTA.

PRESIDING OFFICER (SENATOR MOHR):

Senator Palmer.

SENATOR PALMER:

I would just like to go a little further. I think Chairman Conolly, of Chairman of the...Senator Conolly, Chairman of the Transportation Committee could go just a little further when he says that the right will not be used or very rarely used. He can go further and say
that the right of Imminent Domain that's given to a
government body is never, never under any circumstances
absolute. This only means that the public body has a right
as a matter of fact in simple language to make application
to acquire certain property. That question may be or
could be determined by a court. It may be contested
even by a private individual. Now, supposing like
Senator Knuepfer raises the question about the forest
preserves, or park district or some other public authority
wishes to contest this...this acquisition of this property.
They certainly have the perfect right to contest this
particular application that is provided for in this
Act by this Regional Transit Authority who is only
given the right of this power to make a...a request
to acquire the title to this property. Now, they have
the right to contest this...this is...this...this...
provision in this act is not as powerful, not as damaging
and not as overbearing as has been represented here.
The matter is still determined and adjudicated by the
court as to which serves the public interest best. So
I move that this...amendment be defeated.
PRESIDING OFFICER (SENIOR MOHR):
Senator Conolly.

SENATOR CONOLLY:
The distinguished Senator from Chicago makes an
ever, excellent point. I'm sorry I did not bring it out before.
He is absolutely correct. It has to be determined that
this is in the public interest by the courts before
condemnation can take place. I...if there's not further
debate on this I move that this motion lie upon the Table.
PRESIDING OFFICER (SENIOR MOHR):
Senator Conolly...Senator Harper Hall.

SENATOR HARPER HALL:
Well, I'm glad to see...some people took interest
in one of the provision of this bill with some affirmative
and negative argument. I hope in this case, Ladies and
Gentlemen of the Senate that we don't just go along like
lambs and reject this amendment simply because it's...
another amendment to...that might upset this perfect
package of 57 pages that you presented us with at 9:00
o'clock this morning. In my opinion, and I've always
respected the Senate of both the Congress and the State
because I feel that they're the deliberative body and
we are rushing through 57 pages that you will not
concede can change a comma, eliminate a period or other-
wise change any provision of because you have before you
a perfect document. Let me tell you it isn't perfect.
And there'll be other faults found with it. This one
has been pointed out and even agreed upon by the pro-
posers in the...in the chief sponsor of this bill, that
this is an unusual, inordinate power that probably will
not be used. I say it should not be given until its
needed and I move that you think about this or it will
come back and haunt you at a later date in this Body
above the other body of the General Assembly should
be sure and not grant such a power as this.

PRESIDING OFFICER (SENATOR MOHR):

Senator Conolly moves to Table Amendment No. 34.
All those in favor signify by saying aye. Opposed.
Request...request for a roll call.

SECRETARY:

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

PRESIDING OFFICER (SENATOR MOHR):
Kenneth Hall, aye. On that question the yeas are
thirty-five, the nays are sixteen. The motion to Table
prevails. Further amendments?
SECRETARY:
Amendment No. 35 by Senators Regner, Nimrod and
Schaffer.
PRESIDING OFFICER (SENATOR MOHR):
Senator Regner.
SENATOR REGNER:
Mr. President and Members of the Senate, this is
an amendment that was offered two weeks ago. It was
adopted by a voice vote and Senator Partee even spoke
in favor of it. And what it does it allows for a
reapportionment of the board every ten years starting
in 1981 and the reapportionment would take place...or
would be handled in the General Assembly and it's
based on the one man, one vote rule. And I move for
the adoption of Amendment No. 35 to SB 27 as amended.
PRESIDING OFFICER (SENATOR MOHR):
Senator Partee.
SENATOR PARTEE:
He's exactly right. I think this is a good amend-
ment. You'll find me voting for good amendments.
PRESIDING OFFICER (SENATOR MOHR):
Further discussion? All those in favor of adoption
of Amendment No. 35 signify by saying aye. Opposed.
Amendment 35 is adopted. Further amendments?
Amendment No. 36 by Senators Regner and Schaffer.

PRESIDING OFFICER (SENATOR MOHR):

Senator Regner.

SENATOR REGNER:

Mr. President, Members of the Senate, this resolves a problem that was brought up by Senator Knuepfer earlier and...I think Senator Conolly even answered that the intent of the bill is not to levy a parking tax on public parking places such as exist in shopping centers or factories or anything like that. And all this does is clarify the wordage regarding the parking tax stating that the privilege of parking motor vehicles at non-free off street parking facilities. And all it does is clarify the language in the bill and I move for the adoption of Amendment 36 to SB 27.

PRESIDING OFFICER (SENATOR MOHR):

Senator Partee.

SENATOR PARTEE:

Senator Regner...Senator Regner, have you applied the terms of this amendment as against the bill for which we're operating. What I'm saying is does it in any way refer to the wrong section or wrong pages or what. When did you draw the amendment?

PRESIDING OFFICER (SENATOR MOHR):

Senator Regner.

SENATOR REGNER:

This is one of those amendments that I asked if we'd wait in case it wasn't done. It was redone after the new version came out, the D version or whatever it was.

SENATOR PARTEE:

All right. Now, let me ask you again, I missed the
first part of it. What does your amendment do?

SENATOR REGNER:

It further defines the...parking facility that the
bill wants to levy a parking tax on. The way I read it
it would allow a parking tax to be enacted or levied by
the sitting board of directors on public parking
facilities, such as at a shopping center. And I
don't think this is right and the sponsor of the bill
when Senator Knuepfer brought...brought that point up
said that that was not the intent of this, that they
could levy a tax there. And all this does is clarify
the wordage that the only place a parking tax could
be levied would be at non-free off street parking,
which I understand is the intent of the bill.

PRESIDING OFFICER (SENATOR WEAVER):

Any further discussion? Senator Conolly.

SENATOR CONOLLY:

The way this amendment is drafted I'm going to have
to oppose at this time because this, I'm sure the board
will act responsibly, but if this amendment, and the
way that it's worded is applied to this bill. There'd
be attempts to evade those...attempts of evasion of
this tax, parking taxes by people who are trying to
build shams and set up parking establishments that...
just to avoid the parking tax. So I think this is not
properly drafted and would be unacceptable to this bill
at this time.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Knuepfer.

SENATOR KNUEPFER:

Well, outside Senator Conolly...outside of the
problem of draftsmanship, are you in favor of the concept
of eliminating from the parking tax...the kind of property, of parking lots furnished by factories and by shopping centers or are you not? We can always resolve the technical problems, depending upon your philosophy. I would simply ask you this question, so that we may know whether we are really fighting a sham battle or fighting a real battle on this issue.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly.

SENATOR CONOLLY:

I certainly think there are areas of...

PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly. Senator Conolly, you maybe have answered Senator Regner but will you answer Senator Kneupfer?

SENATOR CONOLLY:

There are proper safeguards where it allows that the board can tax by classification, and I'm sure those people who you're talking about would be classified out of any taxation. Therefore I would at this time move that this bill...that this amendment be Tabled.

PRESIDING OFFICER (SENATOR WEAVER):

You want to hold your motion for just a minute, Senator Regner didn't have any chance to debate. Senator Regner.

SENATOR REGNER:

If...if what Senator Conolly said is true that it is not the intent I certainly don't know why he's so insistent of not protecting the people. To quote him from earlier when someone else asked a question, you've got to have faith.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly moves to Table. Secretary will
call the roll.

SECRETARY:

Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,

Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,

Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth

Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,

Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard

Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,

Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,

Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,

Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,

Weaver, Welsh, Wooten, Mr. President.

PRESIDING OFFICER (SENATOR WEAVER):

Buzbee, aye. Course, aye. Carroll, aye. Palmer,


McBroom, no. On that motion the ayes are thirty and the

nays are nineteen. Motion carries. Amendment No. 26...

36 is Tabled.

SECRETARY:

Amendment No. 37 by Senators Regner and Schaffer.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Schaffer.

SENATOR SCHAFFER:

Mr. President, Members of the Senate, with all

the ethics legislation...floating around and people's

right to know, I feel that the people in this RTA
district have a right to know what they're going to

be voting on. The way the bill is originally drafted

all it says is that they will ask whether or not you

want an RTA district in the six counties and what this

adds is such ballot shall include at a minimum a

description of the maximum amount of outstanding

bonded indebtedness allowed under this Act as amended

(ILC/2-73/5M)
as well as a description of the type and rate of taxes which will be imposed by the board. And I think that it's the public's right to know what they're voting on not to be hidden. And I would move for the adoption of Amendment 37 to SB 27.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Mitchler.

SENATOR MITCHLER:

Mr. President, Members of the Senate, I would rise in support of the amendment that Senator Regner is proposing to SB 27. The language in the bill to have the question presented to the people is a misleading one. Because, in other words, it's...it just asks them if they'd like to have mass transportation in the form of a district. And now in the hearings that were conducted by the Secretary Bond throughout the State it was the testimony at those hearings that people did favor mass transportation. And they favored some type of a system by which it would be administered and provided for them. But then the big question was put to them on how would you like to fund, what taxes would you like imposed upon you either increase of existing taxes or new taxes. And that's when their jaws dropped and they gave you that starey-eyed look and they thought that government could provide things for nothing. That it would be free. Now, that's what this question when it's put to the people sounds like. Do you want a bar of candy? Sure, they want a bar of candy. They like candy. They like RTA, mass transportation and everything. But then when you say the bar of candy is going to cost you 10¢ or 15¢, well, no then they change their minds. They're not ready to buy or purchase that. Now what Senator Regner's trying to do here is to present the question
in proper form, all the facts. Full disclosure. And this is not trying to hoodwink anybody but to meet it fair and square. If you believe in people, if you believe they want what you're trying to design and give to them, put it to them fairly. Don't try to have hidden fine print. And I think at a time when we're all talking about this disclosure and all that I think, I think we should be fair with the people and let them know what they're voting on.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Partee.

SENATOR PARTEE:

I don't see anybody else standing. I would like to ask Senator Regner if he remembers that I said when there's a good amendment that you have I support it, and I'd ask you this question if this amendment is supported, would you vote for the bill?

PRESIDING OFFICER (SENATOR WEAVER):

Senator Regner.

SENATOR REGNER:

Well, it's not on yet. I'm sure it's not going to get on anyway and there are about six other amendments that are absolutely necessary before I would vote for it. And I still won't vote for it. All I want to do is let the public know what they're voting on instead of having their eyes closed and having the hoods pulled over their heads.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Partee.

SENATOR PARTEE:

Thanks for your very brief answer. Now, let me say to you that from time to time it has been the thought of this legislature that when questions are
put in referendum they should be put in the shortest, simplest form. There was a time and I can remember when referendums to vote the opinion no you had to write the word yes. And we’ve gotten away from those kind of garbled, difficult to understand referendums. What you’re asking for here is a long recitation of the maximum amount of outstanding bonded indebtedness, a description of the type and rate of taxes which may be imposed by the board. Which is simply calculated in my opinion to confuse the voters. If you look on page 4 there’s a very, very simple ballot question: shall a regional transportation authority be created for Cook, DuPage, ... Kane, Lake, McHenry and Will Counties, Illinois. It’s a very simple question. It requires a simple answer and to garble it and load it with all of the other things that you’re talking about would require probably a two and three page ballot, and I move that this motion lay upon the Table. PRESIDING OFFICER (SENATOR WEAVER):

All in favor signify by saying aye. Opposed nay.

Senator Regner.

SENATOR REGNER:

Roll call.

PRESIDING OFFICER (SENATOR WEAVER):

Roll call will be had. Secretary will call the roll.

SECRETARY:

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

PRESIDING OFFICER (Senator Weaver):

Bartulis, no. Buzbee, aye. Bartulis, no. Buzbee,
aye. ...question the ayes are thirty and the nays are
eighteen. Senate Amendment No. 37 to SB 27 fails....Tabled.

SECRETARY:

Amendment No. 38 by Senators Regner and Schaffer.

PRESIDING OFFICER (Senator Weaver):

Senator Regner.

SENATOR REGNER:

Mr. President, Members of the Senate this is another
amendment that was adopted two weeks ago and I think it's.
just as necessary on this bill as it was on the last bill.
And what it does is creates legislation similar to the
Federal Hatch Act, in fact the wordage is the same and
it puts a Hatch Act on the RTA bill. As I said two weeks
ago patronage is bad if it's misused and abused. It has
been in the CTA and I'm sure we have the RTA it will be
similarly...abused and the only difference is we'll add
a heck of lot more on when we get into the suburban
area and then we have Republican patronage and it's just
as bad as Democrat patronage. About two years ago Senator
Sours handed me this earlier, two years ago there was an
article in the paper showing that over a half a million
dollars a year was spent on services rendered by 39
lawyers in Chicago in spite of the CTA's own legal
staff. They were still paying a half a million
dollars a year for outside legal work, and lo and
behold the first five names were legislators. There
was a then a 'legislator, now a judge, there were 'sons
of judges and so on and so forth. And I think this
should be eliminated. We should not allow it on, if
we're going to have an RTA let's have an RTA but
let's not have it a patronage, political tool for
either party. And I'd move for the adoption of
Amendment 38 to SB 27.
6. PRESIDING OFFICER (SENATOR WEAVER):
   Is there any discussion? Senator Rock.
7. SENATOR ROCK:
   Well, I rise in opposition to this amendment. I
think the idea that the Senator promulgates is probably
a good one. I would point out that any time there is
Federal money involved I am told that the Hatch Act
kind of follows right along with the money. There
are persons working in municipalities across this
State who in fact receive Federal funds and they have
been declared to come under the provisions of the Hatch
Act. This amendment does not in my judgment incorporate
the wording of the Hatch Act. And for that reason I
would oppose it.
8. PRESIDING OFFICER (SENATOR WEAVER):
   Is there any other discussion? Senator Knuepfer.
9. SENATOR KNUEPFER:
   Well, I'm...I'm not so sure that that is a frailty
by itself Senator Rock. I see several...allusions,
references into the bill to incorporating provisions
from an Urban Mass Transportation Act. That is not
incorporated except by reference and this is a Federal
Act. So we're incorporating in the last draft of the
bill I saw some provisions of a Federal Act which I
don't...am not at least bit aware of what they are
by reference. I think you...want to face the issue.
And the issue is squarely shall we mandate this at
the legislative level or should we wait and see what
the courts are going to do with it. And I frankly would
rather mandate it at the legislative level and say this
is what we mean and this is what we intend that they will
be under the provisions of the...Hatch Act. I think
that's sufficient and enough and I think it is not
necessarily in the least to spell out the provisions
of the Hatch Act in here any more than the provisions
of the Urban Mass Transportation Act are spelled out
here.

PRESIDING OFFICER (SENATOR WEAVER):


SENIOR PARTEE:

Go ahead. You ready?

SENIATOR CONOLLY:

Mr. President, I'd like to call to the attention of
this Body Section 2.14, the second paragraph, page 18.
That states, and may I read it, no discrimination shall
be made in any term or aspect of employment because of
race, religion, national origin, sex or political reasons
or factors. The Authority shall establish regulations
to insure that discharges shall not be arbitrary and
that hiring and promotions are based on merit. This
points out...made sure that this was in the bill, that...
for the politics and with the protection of the Federal
Hatch Act I am sure that we do not need this amendment.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Partee.

SENIOR PARTEE:

I would just simply add to that that it seems to
me if we're ever going to have the concept of a Hatch
Act in this State it ought to apply to all government
and not just part of it. But the other thing that is
the real sneaker in this particular amendment is found
on page 2 under Section C. Provisions of the Section apply to the Authority and any other public employer whose operations are financed in whole or in part by the Authority. That would mean that that...South Town Bus Company or the Evington Bus Company and all of its employees are also under the Hatch Act. Now if you were talking about confining it to those persons who served directly in positions of...where decisions are made, decision making positions for the RTA that is one thing. You are elasticizing that concept to involve every person who works for every other branch of government or anybody else, a railroad employee or anybody else under this concept would be Hatched, and I don't think that this is what we desire to do. If we're going to have a Hatch Act in this State it ought to apply to every single branch of government. It's bad enough to apply to RTA solely and extrinsic from any other branch of government. It is worse it seems to me to attempt to apply it to not only the RTA but with all other persons with whom they deal. And I think that this is a bad amendment on that basis. If there is nobody else who wants to address themselves, my friend Senator Nimrod does. I'll hold my motion.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Nimrod.

SENATOR NIMROD:

I have a question Senator Regner. Would you yield.

PRESIDING OFFICER (SENATOR WEAVER):

He indicates he will.

SENATOR NIMROD:

Does...does this include the employees of...people who are under purchase agreements or does it just...involve
with those employees under the RTA?

PRESIDING OFFICER (SENATOR WEAVER):
Senator Regner.

SENATOR REGNER:
Just employees, Senator Nimrod, or members of the board.

SENATOR NIMROD:
Well, then it...would not include other bus companies which were under purchase of service contracts.

PRESIDING OFFICER (SENATOR WEAVER):
Senator Regner.

SENATOR REGNER:
No. Right in the first sentence, section paragraph A, a director, officer or employee of the Regional Transit Authority, and that's all it includes.

PRESIDING OFFICER (SENATOR WEAVER):
Senator Nimrod.

SENATOR NIMROD:
I would like to make one other statement. And I think if we leave this to the arbitrary decision here we'll see the same thing happen that just happened with the Governor when he just did away with all the Civil Service jobs in the State of Illinois, some 5,000 of them on an arbitrary decision. I think it ought to be a part of the law, so we can make sure what's covered.

PRESIDING OFFICER (SENATOR WEAVER):
Senator Conolly.

SENATOR CONOLLY:
I would like to correct the sponsor's amendment. If...we were to read his amendment in Section, paragraph C, the provisions of this Section apply to the Authority and any other public employer whose operations are
1. financed in whole or in part by the Authority. That
covers everybody who's a public employee, a bus line,
...public bus lines and so forth who are paid for,
financed by the Authority.
5. PRESIDING OFFICER (SENATOR WEAVER):
   Senator Regner.
7. SENATOR REGNER:
   I'd like to thank Senator Conolly for pointing
that out to me because it makes it even a better
amendment.
12. PRESIDING OFFICER (SENATOR WEAVER):
   Senator Partee moves to Table. All in favor signify
by saying aye. Opposed nay. Secretary will call the roll.
15. SECRETARY:
   Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
   Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
   Dougherty, Pawell, Glass, Graham, Harber Hall, Kenneth
   Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
   Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
   Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
   Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
   Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
   Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
   Weaver, Welsh, Wooten, Mr. President.
25. PRESIDING OFFICER (SENATOR WEAVER):
   Romano, aye. Newhouse, aye. Hynes, aye. McCarthy,
   aye. Knuppel, aye. Harber Hall, aye. Walker, no. Soper,
   aye. On that question the ayes are thirty-one, the nays
are nineteen. Amendment No. 38 is Tabled. Senator Harris.
31. SENATOR HARRIS:
   Mr. President, I'd just want to announce for the
benefit of the Senators here in the Chamber a fact of
information that I am certain is important to all of us.
Today the Illinois Supreme Court rendered a decision in the Pierce case. You'll recall that this is the case that challenged the four year term of 39 of the 59 Senators. The Court affirmed the judgment of the Sangamon County Circuit Court which held that those four year terms were valid. There...there will be an opinion filed later by the court, but I thought this important bit of information ought to be shared with everyone. The existing four year terms have been sustained.

PRESIDING OFFICER (SENATOR WEAVER):
Any further amendments?

SECRETARY:
Amendment No. 39 by Senators Regner and Schaffer.

PRESIDING OFFICER (SENATOR WEAVER):
Senator Regner.

SENATOR REGNER:
Mr. President, Members of the Senate two amendments ago we defeated an amendment which would give the publics right to know as to what they're voting on...and the main argument seemed to be that they'd know too much about it and might confuse them. This amendment lets them know just a little bit about what it is. And it says, it adds to the referendum language that the referendum shall include the language that shall a Regional Trans- portation Authority having the power to incur bonded indebtedness not in excess of $500,000,000. All it does is let the public know that we're going to have appointed members on...on a board that's created and they're going to have the authority to levy a half a billion dollars in non-referendum bonds which will necessitate a tax in future years. And I move for the adoption of Amendment 39 to SB 27.
PRESIDING OFFICER (SENATOR WEAVER):
Senator Rock.

SENATOR ROCK:

Thank you Mr. President, I rise in opposition to Amendment No. 39. Concerning the amendment which was a few minutes ago defeated, the main argument was not that we do not want the people to know what's involved in this legislation. The argument was that there was no need to needlessly encumber the ballot with all kinds of information. I am sure and you are sure Senator in McHenry County as in Cook County this program, this legislation prior to this referendum being submitted to the people will have more exposure probably than even the so-called infamous blue ballot, the changing of the Judicial Article in 1964. The people will know what's involved and I don't think we need a special ...referendum. I would urge the...that this motion or this amendment be Tabled.

PRESIDING OFFICER (SENATOR WEAVER):
Senator Regner.

SENATOR REGNER:

As I said, I just want to let the people know what they're voting on. I don't think we should have anything to hide if this program is as good as the sponsor and proponents claim it is, I don't know what they're afraid of to let the people know what they're voting on.

PRESIDING OFFICER (SENATOR WEAVER):

Secretary will call the roll. Senator Rock made the motion to Table Amendment No. 39.

SECRETARY:

Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald, Dougherty, Pawell, Glass, Graham, Harber Hall, Kenneth
Buzbee, aye. Netsch, aye. Newhouse, aye. Dougherty, aye. On that question the ayes are twenty-eight, the nays are seventeen. Amendment No. 39 is Tabled.

Amendment No. 40 by Senators Schaffer, Regner, Don Moore and Bell.

This is a...this amendment I think, whether it's successful or not will be a sign of things to come, Gentlemen. It would appear that whether I want it or not, that my counties, my people and also the cows that I represent are very much going to be a part of the Chicago Metropolitan Area. And we have valiantly attempted to provide a mechanism to get our areas out, but we haven't been successful and it appears we aren't going to be successful, so I just want to let the Gentlemen on the other side of the aisle know that...we...we probably are going to have to admit defeat and that we're shaping up a little. I even have my Daley button on now.
Mr. President and Members I would just like to urge the adoption of this amendment. As Senator Schaffer said it…depicts things to come, starting 1975 we’re going to have a deficit, we’re going to have to come back and raid the treasury just a little more then so why not get it all off and done with right at the beginning. Do it right at the start and let’s just have a plain old subsidy from the State of Illinois to run this operation.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Schaffer.

SENATOR SCHAFFER:

I hadn’t really finished, in fact I hadn’t really given an explanation. What this amendment does quite simply is it deletes the 5% gasoline tax in the six county area and takes the $60,000,000 that that would bring in and takes it out of the…puts it up with the sales tax so that we now get $140,000,000 of State sales tax right out of the General Fund. You see, Gentlemen and I…I’ll aim this specifically at my colleagues, particularly from the other side, from downstate Illinois, those areas outside the six counties. That those of us from the Chicago Metropolitan Area, and the voting block that we will soon become are going to have to make a choice between raising taxes locally or raiding the State Treasury. Now obviously particularly of those of us from the collar counties that aren’t going to get any services anyway, that if we have to make a choice between raising taxes in our counties for services we aren’t getting or raiding the State Treasury, obviously we will be reflecting the will of our constituents by raiding the State Treasury. And that’s basically what this amendment
proposes to do. Let's...let's get it all out in the open. Let's make this deal right here on the Floor, no meetings anywhere and hope the Governor's listening. Let's just raid the State Treasury totally. Let's not have any local taxes. I'm even willing to bargain on that $5,000,000 the City of Chicago supposed to put in. Let's let the whole State pay for the RTA, cause the...this gate is open, let's open it all the way. Phil, I see over there, boy, I know in the next few years that you and I and Dave Regner and the suburban Black can work out some great raids. Boy, I mean there's no scheme, you know. I'm sorry Jack about that...that overpass you want and that highway you want in Danville, and that bridge in Pekin. Boy, the metropolitan area is going to come first from now on because we've got 70% of the legislators, my friends from downstate. The six county area, that's the block of the future. Think about this amendment when you vote and think about the things that are going to come. It's a 140,000,000 now, but I'm sure in a few years it will be a half a billion. Maybe 3/4's of a billion. And, oh, Dr. Shapiro, sorry about funding the pension funds, that's a second priority now. And Harris Fawell, I...I know they've got a lot of problems in education, it's not going to cut it any more. And Senator Saperstein, I know those people in mental health are upset, but we've got other priorities. But don't worry about the people in mental health. We may not have money for treatment, but we're going to have buses for them to ride up and down on the streets. I urge support of this amendment. It's a sign...of things to come.
1. Senator Bell.

2. SENATOR BELL:

3. Well, Mr...Mr. President, I think we've addressed
ourselves now or we're in the process of addressing our-
selves to the fortieth amendment on SB 27. Now, if there's
anything that's indicative of a bad piece of legislation,
it's got to be just that total, 40 amendments. I just
want to throw that little observation out for all of you
Senators that think you're doing such a great thing for
the State of Illinois. 40 amendments now.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Mit切尔.

6. SENATOR MITCHELL:

7. Yes. Well, I would rise in support of this amendment.
Because I think that we're bringing attention to the
financing portion of this Regional Transportation Authority.
You know a lot of people think that this is going to be
something that's going to be created by the State and
it's going to be free. Well, nothing from government
is free. Because government can only give what it first
takes away from the people. And that's what we'll have
to do if we're going to fund. Now, whether it comes
locally or it comes from the State, certainly those
of you that are for the Regional Transportation
Authority and want to reach out, now you don't want
to finance the CTA from the area it serves, by the
people that actually reside in the area it serves.
You want to include all of the collar counties, the
five counties outside of Cook. I think that we ought
to go even farther than and have the State subsidize
this directly. That's what this amendment would do.

8. Senator Schaffer, you brought out a point...an accordance
point, and I'd like to emphasize it again. We hear
of the ballpark figure of $171,000,000, first year
funding. And I certainly am going to inform the people
of my district that $171 first year funding, that's
probably for 1974 after the Act takes effect on July 1st,
which is about six months. Because you can double
that figure for 1975, you can triple it for 1976 and
then you will be in 1977 I am predicting that you
will be spending in the excess of $500,000,000 annually
on a Regional Transportation Authority. Now, you're
going to have to do that if you're going to have an
effective one and encompass all of the things that
you're providing for in SB 27. Because if you're
going to take care of the railroads and there...their
deficits which is now about 17 to $18,000,000 annually
in the suburban commuter railroad systems in the six
county area, that is going to continue to increase
because you're going to lower fares, you're going
to run trains every hour and have an increase. So
I'm glad that you pointed that out Senator Schaffer
about the cost and how the money should be raised. I'd
support this amendment.

PRESIDING OFFICER (SENATOR WEAVER):
    Any further discussion? Senator Rock.

SENATOR ROCK:
    Yes Mr. President, Members of the Senate, I rise
in opposition to Amendment No. 40. The question of
funding over the course of the last ten days, at least
notwithstanding those arguments both pro and con,
different plans that went on for the past two years
in the Transportation Study Commission and on the
Floor of the House was one that was extremely carefully
considered by the joint leadership and the Chief
Executive of this State. The program that was in fact
worked out gives to the Regional Transportation Authority
permission to levy a gas tax or an ROT on the Motor Fuel
Tax, not to exceed 5%. It also utilizes as a concession
to the Harris-Blair plan the sales tax as a measure of
that money which will come out of General Revenue. I
think the plan is a good one as it is. I think an attempt
kind of a flip attempt to change it at this point would
be a disaster, and I would hope that...and I would so move
that this amendment lie upon the Table.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Schaffer may close debate. Senator Knuppel.

SENATOR KNUPPEL:

In his closing remarks I don't fully understand
this amendment. I would like for...Senator Schaffer to
be quite explicit as to what it does. Thank you.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Schaffer may close debate.

SENATOR SCHaffer:

Senator Knuppel, I thought I explained it. This is
a blatant raid on the State Treasury. That's all it is.
All I'm saying is that the State Treasury ought to fund
RTA instead of the 5% gasoline tax. See, the way...the
way those of us in the collar counties feel we aren't
going to get any services anyway, so why should our
people pay the 5% tax? Why not take it all out of the...
the General Revenue Fund? And...and I'm semi-serious on
this, and...and I...the point I'm trying...the point I'm
trying to make to those of you downstate is that you're
putting those of us in the six county area very clearly
in the position of being forced to support any subsidy
bill for the RTA which runs in our six county area in
the future. What I'm trying to get across is that this
is going to be a tremendous burden on the taxpayers of
the State. This...this particular governmental body
is going to compete with the schools, with the pension
funds, with mental health, with...with welfare,
with every function of State government. You've opened
the doors. You're going to vote this bill through and
they're going to...you know, in the old days in the
Caribbean the pirates used to...when they'd capture
a ship they'd line the crew up and they'd say ok boys,
you've got to walk the plank or sign on. And this is
the position you're putting us in the suburbs. The
ship has been taken, or it's about to be taken and...
we're going to shortly have the question put before
us and our people, either walk the plank or sign on.
Either fork up more and more local taxes to support
the Chicago transit problem, which is primarily what
we're involved here, or sign on and go down and raid
the Treasury. And you know I understand...and I happen
to be a little bit interested in the history of the
Caribbean, did you know that 99% of the people when
they were given a choice of signing on or walking the
plank, that they signed on.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Rock moves to Table Amendment No. 40 to
SB 27. All...The Secretary will call the roll.

SECRETARY:

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

PRESIDING OFFICER (SENATOR WEAVER):

Romano, aye. Buzbee, aye. On this question the ayes are thirty-seven, the nays are fifteen. Amendment No. 40 is Tabled.

SECRETARY:

Amendment No. 41 by Senators Glass and Regner.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Glass.

SENATOR GLASS:

Thank you Mr. President, Senators, Amendment 41 would require the mailing of a description of the...the referendum to be held to create the RTA to the voters within the region. I think it's important that a matter such as this be explained to the voters, in the same manner that the constitutional amendments are, and in a manner similar to the four propositions offered separately when we adopted our new Constitution. The explanation would give the pros and cons and I believe it would provide for a far more informed electorate. And I would be happy to answer questions and urge your adoption of this amendment.

PRESIDING OFFICER (SENATOR WEAVER):

Is there any discussion? Senator Rock.

SENATOR ROCK:

Well, Mr. President I told Senator Glass a few moments ago, the...the idea frankly is...is not that unworkable. There are two or three questions, long range observations. One is the immediate fiscal impact. I have no idea what this idea or this proviso would in fact cost. Secondly it provides that...the preparation shall be by the quote General Assembly,
close quote. I think we would get into a one squabble if we tried to determine who in fact was the General Assembly that was charged with the duty of preparing this because we all seem to have somewhat differing points of view as to the long points and the short points of this program. I think that if there is no further discussion I think this amendment, since it's kind of a thirteenth hour amendment or eleventh hour, I will withhold the motion, but I intend to move that this Amendment No. 41 lie upon the Table.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Bell.

SENATOR BELL:

Well, Mr. President, I'd just like to compliment Senator Glass on this amendment. I think...I think it's an excellent amendment and one that certainly deserves to be supported. As has been pointed out, somehow or other the word has to go out to the electorate in this area as to what they're going to be voting on, what the needs are. Certainly there's nothing wrong in... informing. We spend money in this State in many ways that are certainly suspect compared to informing the electorate. I think this is a very desirable amendment, and one that I'm sure that my county and the people there would support.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Glass may close debate.

SENATOR GLASS:

Thank you Mr. President. I think the arguments have been well stated. I really don't fear the...work and... fairness of putting out this kind of a notice to...to the voters. I think, as I said earlier what we ought to have is a well informed electorate in making a decision
on this RTA issue. I think they should have the arguments pro and con which is what this amendment provides. So

I would urge your aye vote on Amendment No. 41.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Rock moves to Table Amendment No. 41 to SB 27. Upon that question the Secretary will call the roll.

SECRETARY:

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

PRESIDING OFFICER (SENATOR WEAVER):

Kenneth Hall, aye. Mitchler, no. On that question
the ayes are twenty-eight and the nays are twenty-one,
Amendment No. 41 is Tabled. Any further amendments?
Any further amendments? Senator Bell.

SENATOR BELL:

Mr. President...if we're getting set, just a parliamentary inquiry, point of parliamentary inquiry.
If we're getting set to move 27 to 3rd reading, there's...there are several different amendments that...I have
voted on the prevailing side on, that I'd like to have reconsideration of those amendments that were...where I could make my vote differently. What is the proper time
and the proper parliamentary procedure to follow to do that?
1. PRESIDING OFFICER (SENATOR WEAVER):
   Senator Bell, you may file a motion to reconsider.

2. SENATOR BELL:
   Does that...all right, then my question is does
   that motion have to be in writing?

3. PRESIDING OFFICER (SENATOR WEAVER):
   I didn't hear you question...

4. SENATOR BELL:
   Does that...does that motion have to be in writing? I'm waiting.

5. PRESIDING OFFICER (SENATOR WEAVER):
   You...you should file the motion in writing.

6. SENATOR BELL:
   All right, if we move it to 3rd, if I get those
   motions in writing will...will I be able to file to
   bring it back for reconsideration on those three
   amendments I'm concerned about?

7. PRESIDING OFFICER (SENATOR WEAVER):
   Not after it's moved to 3rd reading, unless you
   suspend the rules Senator Bell. Senator Partee.

8. SENATOR PARTEE:
   I'd just like to perhaps issue an appeal to the
   intelligence of Senator Bell. Recognizing that today
   is Thursday and recognizing that we have gone through
   many of these amendments twice, I just certainly Senator
   Bell do not desire to see you imagined as an obstructionist.
   And it's likely to be thought that whether you support
   or do not support this legislation that you have certainly
   made your point in connection with all of the notions
   and ideas which have been given birth in your mind and
   brain. And that the Legislature has addressed them-
   selves to each of these questions which you've presented.
   I think that it's basically unfair and ungentlemanly
   of you to rehassle each of these questions again. I
recognize that you are the person elected from your
district. That it is your job and duty to make known
the desires of you constituents. I think though that
it imposes on the good will of everybody here to
relitigate each and every question that we have so
painlessly and arduously gone through here today.
I'm not telling you what to do. Certainly that would
not be within the purview of my thought pattern. I'm
only appealing to you as a man, as a gentleman and as
a thoughtful person that if we are to get these bills,
in or out of this Legislature over to the House sometime
today, that the course of action you have just suggested
is certainly not within a reasonable sphere of thought
pattern.
PRESIDING OFFICER (SENATOR WEAVER):
Are there any further amendments to SB 27? Senator
Conolly.
SENATOR CONOLLY:
Did I not hear you, or did you move this back to
3rd reading? I have no more amendments.
PRESIDING OFFICER (SENATOR WEAVER):
I am asking if there are any further amendments
to SB 27? Senator Nimrod.
SENATOR NIMROD:
I have two questions. Would the sponsor yield?
PRESIDING OFFICER (SENATOR WEAVER):
I'm asking for further amendments.
SENATOR NIMROD:
Well, this pertains to amendments...
PRESIDING OFFICER (SENATOR WEAVER):
You have another amendment to offer Senator Nimrod?
SENATOR NIMROD:
Well, if the questions aren't proper, yes I have a...
amendment to offer, if the answer isn't in form.

PRESIDING OFFICER (SENATOR WEAVER):

Do you yield Senator Conolly? Senator Conolly indicates he will yield.

SENATOR NIMROD:

Senator Conolly, I noted that in Sections 216 through 26...219 which pertain to the labor negotiations and the whole act, replaces one section from the old...

from the original bill number 27 which is on page 15.

Now, just very briefly and not to get too involved, I know there was a basic major difference between the Governor's package on the labor negotiations as there...
in the context, as there was on the...in our bill 27.

Have we in any way made...provided that companies in the suburban areas, for example, which are not unionized, would they in fact have to be unionized under the new labor agreements which I haven't had a chance to fully read or digest. And I ask this question because it was brought to my attention by two of the suburban mass transit district which claim that there will be a shrinkage of some...well, ten million dollars we know already but some 30 or 40 cents per every dollar will be shrunk if we...allow for this provision. Is this provided for in this new bill? Or, do they still have...is there no mandatory requirement for union...wages?

PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly.

SENATOR CONOLLY:

This agreement only relates to the Authority...the Authority's employees and does not change any of the present existing agreements of any...employer now.

PRESIDING OFFICER (SENATOR WEAVER):

Any further discussion? Senator Nimrod.
SENATOR NIMROD:
Are you telling me then that if there is a purchase of service agreement or if they...if they do take over the companies that they will not have to, I mean that...purchase of service agreement they will not have to meet the...union requirements for the increase in wages?
PRESIDING OFFICER (SENATOR WEAVER):
 Senator Conolly.

SENATOR CONOLLY:
There's...there's no such provision in this bill.
PRESIDING OFFICER (SENATOR WEAVER):
 Senator Nimrod.

SENATOR NIMROD:
One...one other question under...on page 26 which relates to the Northeast Regional Railroad Corporation, that is one additional item that was added into that. Does that mean that...there's one thing that just kind of disturbs me and that is that this RTA board could set up another board and give them all their powers. Is this true?
PRESIDING OFFICER (SENATOR WEAVER):
 Senator Conolly.

SENATOR CONOLLY:
This would be the same people...would be the same people involved in this new authority. It is just in there to save problems in...in the Federal Railroad...Railway Act.
PRESIDING OFFICER (SENATOR WEAVER):
 Senator Nimrod.

SENATOR NIMROD:
It...it is the same board...the same board of directors would be the same board on this other. Thank you. I have no...no amendments.
PRESIDING OFFICER (SENATOR WEAVER):
3rd reading. Senator Sours.

SENATOR SOURS:
I did have a question.

PRESIDING OFFICER (SENATOR WEAVER):
Of whom, Senator Sours?

SENATOR SOURS:
I'd like to refer if I might Mr. President, Senators to page 21, Senator Conolly, Section, page 21...

PRESIDING OFFICER (SENATOR WEAVER):
Senator Conolly... Senator Conolly, do you yield to a question from Senator Sours?

SENATOR CONOLLY:
On what order of business are we on, are we debating the bill or...

PRESIDING OFFICER (SENATOR WEAVER):
The bill has been moves to 3rd reading. Do you yield to a question from Senator Sours? He indicates he will.

SENATOR SOURS:
Section 2.16 with respect to labor contracts states, the Authority shall deal with and enter into written contracts with employers and so forth and so forth. Now, I'm wondering if the Senator would agree if we amended that so that there would also be no compulsion to become a member of an organization.

PRESIDING OFFICER (SENATOR WEAVER):
Senator Conolly.

SENATOR CONOLLY:
If the distinguished Senator would look also on page 19, Section B, or paragraph B there shall be no limitation on the freedom of association among employees of the Authority or any denial of the right
of employees to join or support a labor organization,
to bargain collectively through representatives of their
own choosing. So we are not...limiting the freedom of
any association, which would I think would do.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Sour.

SENATOR SOURS:

Well, then I submit these two provisions are completely
agonistic. One says there shall be absolute freedom
to join and yet the other says there shall not be.

Where do we go from there?

PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly.

SENATOR CONOLLY:

Well, I would have to dispute the Senator. I do
not think these are in conflict. They have been...many
people have worked on them. I do not think they are
in conflict. I have nothing else to say on that.

PRESIDING OFFICER (SENATOR WEAVER):

Any further discussion? Senator Sour. Senator

Harris.

SENATOR HARRIS:

Mr. President, I want to call attention to the
Senate the fact that we have a good many other bills
that do require amendments. The members of this side
of the aisle have requested a caucus. And my intention
is to proceed with consideration of the bills that
have to be recalled to 2nd reading so that the processing
in Enrolling and Engrossing can proceed with the amend-
ments after we have acted on amendments. We would
then caucus and subsequent to the conclusion of that
caucus return for Floor action on 3rd reading of the
list of bills that must be acted on today in order to
meet our time table of final action today. Whatever
determination by the Body is. It's clear to me
that we are going to be working into the evening at
this point, so I want to announce to you all that as we
have done a few times in the past, I've arranged with
the restaurant, the Rathskeller to provide us with
chicken and the same accompanying accouterments that
we've had in the past and that will be served as before
in my office. The members of the Senate first, then
the staff, at 6:30. Several of you have inquired about
what will be our course of procedure and I'm sure you
all appreciate it's difficult to forecast that with
precise accuracy. We do have a good many other bills
that have to be considered on the order of 2nd reading
today, following completion of that activity then the
Republicans will caucus and then return to the Senate
Floor for 3rd reading 'consideration.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Sours.

SENATOR SOURS:

I'm afraid if we recess pretty soon I'll forget
to make this request now Mr. President. I should like
to be shown as a sponsor of SB 42 on the Third Special
Session. My name was inadvertently omitted.

PRESIDING OFFICER (SENATOR WEAVER):

Is there leave? Leave is granted. Senator Conolly
asks leave to bring SB 2 back to the order of 2nd reading
for the purpose of an amendment. Is there leave? Leave
is granted.

SECRETARY:

Amendment No. 1 by Senator Harris.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Harris.
SENATOR HARRIS:

Amendment No. 1 to SB 2 is the result of our negotiations providing for interim financing for public transportation systems in the six county area during the remainder of fiscal '74. This is tract with some of the provisions that were worked out in the understanding of the enactment of HB 89 while this does not require interest payments or hard match on the part of the local units of government it is in general similar to those provisions. I know of no objections at this point for this temporary financing. It is on the basis of guaranteed loans. I would be glad to respond to questions and move the adoption of the amendment.

PRESIDING OFFICER (SENATOR WEAVER):

Is there any discussion? Senator Harris moves the adoption of Amendment No. 1 to SB 2. All in favor signify by saying aye. Opposed nay. The amendment is adopted. Any further amendments? 3rd reading. SB 38, Senator Hynes. Senator Hynes asks leave to move SB 38 back to the order of 2nd reading for the purpose of an amendment. Is there leave? Leave is granted.

SECRETARY:

Amendment No. 1 by Senator Hynes.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Hynes.

SENATOR HYNES:

My apologies, Mr. President, I've only been waiting five hours to offer this and I was not here when...when it came up. I would offer Amendment No. 1 which authorizes the transfer of $35,150,000 from the Federal Assistance Trust fund to the Common School Fund. This will enable
the interim financing to be completed by the State
in connection with the RTA. It is necessary in order
to keep the cash flow position of the State such that
its current obligations plus the interim financing
will be able to be accomplished.

PRESIDING OFFICER (SENATOR WEAVER):

Is there any discussion? The question is shall
Amendment No. 1 to SB 38 be adopted. All in favor
signify by saying aye. Opposed nay. The amendment
is adopted. Any further amendments? 3rd reading.

... Scholl asks leave to bring SB 12 back to the order
of 2nd reading for the purpose of an amendment. Is
there leave? Leave is granted.

SECRETARY:

Amendment No. 6 by Senator Scholl.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Scholl.

SENATOR SCHOLL:

Mr.... Mr. President, this amendment is designed
to insure the public that they are buying valid tickets
by requiring that written...validation of all-tickets
by the administering officers appear on the face of
the ticket. In addition it provides for criminal
penalties for any person who attempts to forge or
counterfeit any lottery ticket. This is a common
practice in other States with lotteries.

PRESIDING OFFICER (SENATOR WEAVER):

Is there any discussion? Senator Partee.

SENATOR PARTEE:

In case some of the members on this side did not
hear the explanation, I would only say that we think
this is a good amendment and we would ask you to support
it.

(ILC/2-73/5N)
PRESIDING OFFICER (SENATOR WEAVER):

Is there further discussion? Senator Scholl moves the adoption of Amendment No. 6 to SB 12. All in favor signify by saying aye. Opposed nay. The amendments adopted. Any...

SECRETARY:

Amendment No. 7 by Senator Mitchler.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Mitchler.

SENATOR MITCHELL:

Mr. President, Members of the Senate, this is an amendment to the Lottery bill that has to do with the distribution of the prizes. So there'll be no mistake the reason for an Illinois State Lottery is to provide the people of the State with the pleasures of taking a chance on becoming rich quick, and through the lottery system. Now, this is going to be accomplished by the State of Illinois dispensing lottery tickets so that the people can purchase them. It will have to be promoted and distributed around the State and one of the best methods to give full enjoyment to this... past time of participating in a lottery would be to have the greatest amount of prizes distributed to the people who participate. Now, I don't want to get any money back in these from the net proceeds that did not participate. In order to have a return on your investment you must purchase a ticket. But this sets up so that a limited amount can be used for administration up to but not exceeding 10% of the gross and then of course the remainder after the minimal amount of expenses to administer, promote the lottery, then that would...the proceeds would go back to the people that participated. No one could get any money unless they...
participated. Of course that would be on a voluntary basis that they could participate. So this would make the Illinois Lottery bill the finest lottery bill in the entire United States of America. Because the returns to the people that participated would be greater and it'd be like having three slot machines lined up, Indiana, Illinois and Michigan and each have a different pay out. You...the people would like to pay the one that had the greater percentage of payout, and that's what would be in this amendment to the bill. So we're making the Illinois Lottery bill the finest in all of the United States of America by doing this. And I think the people, you know if this was...went by referendum you know how they'd vote on this. So if you're representing people you know how they'd vote on this amendment.

PRESIDING OFFICER (SENATOR WEAVER):

Any discussion? Senator Rock.

SENATOR ROCK:

Well thank you Mr. President I too represent people, at least a couple that I know. I...I know how they would vote on this amendment in particular. I'd like the sponsor to yield if he would. What's the number of this amendment so I can properly move to Table...No. 6.

PRESIDING OFFICER (SENATOR WEAVER):

No. 7. No. 7.

SENATOR ROCK:

The impact of this amendment as I read it is that there would be no revenue generated for the State of Illinois. Is that correct Senator?

PRESIDING OFFICER (SENATOR WEAVER):

Senator Mitchler.

SENATOR MITCHLER:

Well, no. Under this the revenue would not go into
any General Revenue Fund, cause it's not needed. We have $110,000,000 in the fiscal year '74 budget for tax relief back to the people and we're not going to appropriate any bill or appropriate that money, so...if you have $110,000,000 surplus in tax relief that you were supposed to give out when you constructed the budget earlier this year. And you're not going to use that. I don't think anybody can, in their right mind vote to put money back into the General Revenue through a lottery or anything else. If you want to have a lottery, let's have a lottery, give it back to the people. And I ask people about this in my district and they like it. They like this idea of getting 90% of the take back again.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Rock.

SENATOR ROCK:

Well, I...I think the question of lottery is one with which we'll deal later, let me just say when I move to Table Amendment No. 7 that the impact, the thrust of this amendment would be that there would be no funds generated for the General Revenue Fund. I think the amendment is in vain and I would ask that it be Tabled.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Scholl.

SENATOR SCHOLL:

Mr. President and Members of the Senate, this is the same amendment that was defeated last week. Mitchler special. He talks about he's for tax relief. Well, this is what the lottery's going to do. It's going to give some tax relief, some long overdue tax relief. And I urge that this amendment be defeated.
1. PRESIDING OFFICER (SENATOR WEAVER):
2. Senator Mitchler may close debate.
3. SENATOR MITCHLER:
4. Be brief, there's a motion to Table and that's non-debatable so I would just suggest that the motion to
5. Table be defeated.
6. PRESIDING OFFICER (SENATOR WEAVER):
7. Senator Rock moves to Table Amendment No. 7 to SB
8. 12. All in favor signify by saying aye. Opposed nay.
9. Motion carries.
10. SECRETARY:
11. Amendment No. 8 by Senator Partee.
12. PRESIDING OFFICER (SENATOR WEAVER):
14. SENATOR PARTEE:
15. I'll just hold that amendment. I'm not going to
16. pursue it at the moment.
17. PRESIDING OFFICER (SENATOR WEAVER):
18. Any further amendments? Take it out of the record.
19. SENATOR PARTEE:
20. What I'm saying is I'm not going to pursue the
21. amendment if there are no amendments let it move to
22. 3rd. It's all right with me.
23. PRESIDING OFFICER (SENATOR WEAVER):
25. bills for amendment on 3rd reading? Senator Harris.
26. Did you request a Republican caucus?
27. SENATOR HARRIS:
28. We've completed all Senate Bills on 3rd reading
29. that have to be recalled to 2nd reading. There are
30. no more amendments...on the Secretary's desk. All right
31. then I will request a Republican caucus in my office
32. immediately and we will proceed with it as...assiduously
and quickly as possible.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Partee.

SENATOR PARTEE:

I...don't ask you to set a time certain, I know that that is sometimes difficult to assess, but if you could determine within a reasonable bit I could let my troop know what time that we're going to be back here. Some of them have to go to their offices and write constituents letters and stuff, you know.

SENATOR HARRIS:

Well, I think in all candor, I think we will consume probably 45 minutes, something like that. We will try to be back on the Floor at 4:30.

SENATOR PARTEE:

All right, thank you very much.

PRESIDING OFFICER (SENATOR WEAVER):

The Senate stands in recess.

(RECESS)

PRESIDING OFFICER (SENATOR MOHR):

Senator Scholl on the Floor? ...the Senate will come to order. The first bill that will be called will be SB 12. Senator Scholl.

SECRETARY:

SB 12 (Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER (SENATOR MOHR):

Senator Scholl.

SENATOR SCHOLL:

Mr. President, Members of the Senate. I'm going to make this rather short because this subject has been on the minds of all of us for the past months. A lottery is very important for this State and I would urge that
you give it a favorable vote.

PRESIDING OFFICER (SENATOR MOHR):

Any further discussion? Senator Ozinga.

SENATOR OZINGA:

Mr. President, Members of the Senate, I know it's like whistling in the dark but there may be a few with a few clear conscience. First of all I would say who really wants this bill other than and what good will it do. Illinois needs a State Lottery about as much as we need another horse racing scandal or the same balogna about how foolproof the State Lottery will be. It was fed to the public when parimutuel started in gambling in a course which breeds unending corruption. Now we've all seen and heard over the years and we've watched over the many days and periods just what it's all about. Lotteries are about as unstable a source of money, require constant promotion and variations to sustain public interest and have little meaningful impact on a State total income. They have made virtually no inroads on illegal gambling as proponents claim they would. And in fact they may have created a parallel set of gamblers set. The cost of the administration is excessively high in comparison with other more conventional methods of gaining revenue. Now, why... why do we have to stoop this low in order to obtain revenue in this sovereign State...State of Illinois. Just let me give you a few quotes of a few of your Democratic predecessors. Such as, I quote from Senator Estes Kefauver, gambling produces nothing and adds nothing to the society or economy of our nation. What is destructive cannot be constructive. Then you've got the late Robert F. Kennedy, the Attorney General states. The history of lottery indicates that a large
share ...of the take goes to the promoters in spite of
the...corruption of officials takes place as a matter
of course. This was all said at the time when he was
the Attorney General. Lottery is the...is principally
to the ignorant and people who can least afford to gamble.
Then your own Harry Truman, former President... Please,
for all of you that eulogize him, follow his suggestion.
He said, legalized gambling is worst thing in the world.
I don't believe in it. Too many people have jumped out
of windows because of Nevada. It is a fever. Then
of course our own George Washington termed gambling the
child of avarice, the brother of inequity and the father
of mischief. Now these are all predecessors of the
Nation who have gone before... But you all know, and
let's just examine your own conscience. This bill is
going to do no good for anybody. Yet, I'm not going to
dwell on the moral issues of the gambling world and...
the syndicated results of it. But you know that we
are prone and the average citizen, the average person
is prone by nature to do that which he doesn't really
intend to do or like to do and when you get these high
stakes, it is just...erroneous to think that people
are going to pass them by. We all know that each and
every one of us here are capable of paying or playing
or whatever you want to call it, gambling. It's not
that we can't afford it. There's each and every one
of us here would probably do and will play, but it
is really a discriminatory tax. It is a discriminatory
law when you put the State in this lottery business.
It's discriminatory against the illiterate, the minority
groups, the welfare clients. Gambling on its face
breeds corruption. It leads to broken homes. It will
lead to more of the welfare recipients taking on a

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lottery ticket instead of a loaf of bread. The next step would be that it will again be an indirect tax because as such the welfare recipient that uses that
tax at the end of a supermarket rail and buys a gambling ticket...a lottery ticket instead of a loaf of bread is going to have to have more welfare in the long run. I would just urge each and every one of you that the people who advocate this type of legislation are the first people to forget after it's passed but the people that are antagonistic to this type of legis-
lation, the people that are antagonistic to gambling, the poor widows, the people that just can't afford it or leads to broken homes and so forth, they'll never forget. And you who try or think that you're vote for this type of legislation is going to per-
petuate you in office. Believe me it will come back to haunt you. I urge you to vote against this legislation.
PRESIDING OFFICER(SENATOR MOHR):

Senator Glass.

SENATOR GLASS:

Well, Mr. President rather than repeating all the arguments raised by Senator Ozinga with which I agree, I would only point out that stripped of its essentials the lottery is nothing more than a revenue raising measure which falls most heavily on the middle and low income people. And I think contrary to what I've read about the RTA settlement and the fact that there will be no tax relief for the State, I think we can provide some tax relief right here by eliminating this bill. Without any lottery we will at least insure there will be no revenue increase of this magnitude.
PRESIDING OFFICER(SENATOR MOHR):
SENATOR KNUPPEL:

Mr. President and Members of this Body, the source of revenue which will come from gambling will be a grab bag of easy money. It will encourage those who seek to secure something for nothing. It's... it's a strange state of affairs that here in this Session we should consider a lottery at the same time we consider so-called Ethics Legislation. Because what makes dishonest public officials, it's trying to get something for nothing, to get kickbacks and here we create a grab bag of easy money for bureaucrats who will collect it, for those who will spend it and we further erode the basis, the basis of good morality in government which is necessary if we're going to have honest, decent, public officials who also aren't seeking something for nothing. It's an easy of life, an easy way to get something for nothing. It's painting pie in the sky for the poor. The rich aren't going to spend money on this, they have money. They don't need to gamble for it. The man who will be seeking it will be the man who is desperate. The man who's in debt. The man who least needs to gamble. I submit to you this is not the way to finance the basic institutions of government, that if we're going to move forward into... to respectable public officials, into ethical government we must first of all establish morality in the men and women and in the society which we represent, if this does nothing to do that. I submit to you that it's tax. That it's a tax which when we talk on the one hand of tax relief, all we're saying to you is we'll
take it from those who are desperate. Those who must
gamble in order to secure. Those who are hoping for
the pot of gold at the end of the rainbow and we will
return that debt to you, we will return to you your
own money, under the pretext that we are giving
you tax relief when all we have done is pick your
pocket in a manner that you're under duress from
those people who are under duress or compulsion
to gamble. And I say that there are funds in this
State from which to finance the RTA, to finance govern-
ment, to finance schools, to finance pensions,
and if there isn't then we should find ways, because
when government depends on the uncertainties, the
vagaries of...of a lottery that we have certainly
turned the corner when we then ask our public
officials to...to not seek something for nothing
too. And I say that...that to you, that if we
adopt this lottery for the State of Illinois, we'll
...many of us live to regret it because it's a
grab bag of easy money. And at some day, like the
race track scandals and the other scandals you will
find the greatest scandal of all in the State of
Illinois from those bureaucrats, those people who
have handled that money in the hope that they can
take it without being caught, because it's easy
money. Easy come, easy go. And I...I really sincerely
believe that we're making a mistake when we decide
to finance government in this manner.
PRESIDING OFFICER (SENATOR MOHR):

I'm going to ask you to take a number on this lottery.

Senator Sours is next. If anybody wants recognition if you'll raise your hand up which I know. Senator Sours.

SENATOR SOURS:

...Mr. President, Ladies and Gentlemen of the Senate, before I start there has been conceded to me the time of Senator Bartulis, the time of Senator Moore M-double o-r-e; the time of Senator Latherow and the time of Senator Regner if I need that time. Now I do not propose to even start unless we can have...unless we can have a little order and I was around here when everybody was talking when Senator Ozinga was insulted by everyone here... mean time.

PRESIDING OFFICER (SENATOR MOHR):

What...for what purpose Senator Partee arise?

SENATOR PARTEE:

Just a parliamentary inquiry. I have no objection if the gentlemen speaks forever. I would like to know however what the rule is that gives him the right to say that he has this. The matter of someone giving up his time is a matter that relates to the General Body and the General Body has to give consent to it. I'm not saying we're going to object to it but I think that your remark was indeed preemptive and is not within the spirit or the rhetoric of our rules.

PRESIDING OFFICER (SENATOR MOHR):

Well the Chair...the Chair would rule that he would... Senator Sours would have to seek to suspend the rules. I think that he would have ample time if everybody would extend the Senator the courtesy which he is entitled to so if we can just calm down...Senator Partee.

SENATOR PARTEE:

Mr. President...I'm not seeking that...I'm not asking...
that he be able to suspend the rules for that purpose
because he doesn't have the votes probably to suspend
the rules for that purpose. I'm only saying that he
should have the persons involved relinquish their time
and not preemptly say that he has the time of A-B-C-
D and E, that's all I'm saying.

PRESIDING OFFICER (SENATOR MOHR):

Senator Sours.

SENATOR SOURS:

This Mr. President, Senators, is a very important
piece of legislation. I suppose on this occasion someone
ought to probably say something in favor of morality.
And I'm in dead earnest. We ought to also talk about the
public good and the general welfare of this State. We
ought to also talk about ethical values and the sense of
direction that these 59 Senators are about to point the
way. All of which have to do with a good, stable, civilized
society. We were first told by Representative Giorgi that
this State operated lottery the profits therefrom would be
diverted for the use of our public school system or some
other good and lawful constitutional purpose. This kind of
legislation truly, Senator Partee, exemplifies the crisis
today that exist in the common morality of you and me.
There has been a steady disintegration of moral values and
ethical concepts. Now Mr. President, I'm hearing a lot of
static on every area in this Chamber. We are told that every-
thing is relative and we will brood over what once we
considered to be an absolute or a universal truth because
we say relatively we ought to do this or that. We now
no longer ascribe any goodness to truth, right, wrong, idealism.
We have a whole new test. Everything is relative. Now at
the risk of being similar Senator Dingfud of the recent
present television fame on Watergate I'd like to quote the
scripture. Senator Dingfud hails from North Carolina.

In the Twelfth Chapter of Judges, a shibboleth was the word by which the residents of Gilead distinguished the Ephraimites. We are about to do away with these shibboleths by which generates as the head of us lived and prosper. We're going to talk about money as if money could every even cure a simple headache which it can't, not even a simple headache. I know we have gambling in Nevada. They don't only tolerate it, they permit it and they husband it, they encourage it and yet will anyone contend seriously that the other 49 States look enviously upon Nevada. The only people from Peoria who ever went there were the tinhorn, cheapskate gamblers and I can name names. I can tell you where they lived. They were deadheads. They didn't pay their doctor, they didn't pay their barber, they didn't pay anybody.

Now, I'd like to mention something about one of the true Governors of the State of Illinois always respected and never denigrated - and if that light gets red I'm going to request that I at least have another period of time in which to conclude this because we are talking about a vital issue. I'd like to refer to Governor Henry Horner. I knew him. I can see him in that beaver fedora yet and that camel's hair coat coming to Peoria, walking into Hotel Pere Marquette and I went to hear him, in the '30's. He was a problem to those around him who scoffed at absolute, forthright, clean, good, honest operation of government. In his most recent biography, chapter 11 by Littlewood it is stated that Mayor Kelly thought Horner should telephone and check in when Horner returned to Chicago from time to time. All this while Horner was Governor. Why should I call him Horner would reply. I've got nothing to say to him, I'm the Governor.
Now in his personal conversation with other Irish politicians Mayor Kelly sometimes referred to Horner derisively as the goose. That's the underworld jargon for the Jew. The sharp instrument by which this festering boil and I'm quoting Littlewood, was lanced appeared at the 1935 Session of the Legislature and casting about new ways to pay for its teachers and police, the Chicago City administration under Kelly proposed that horse racing and books, let's call them bookies, be licensed by the City and therefore operate openly under State regulation pretty much as the taverns operate today and then. And parenthetically may I just make the comment that we know the taverns in Chicago have been receiving their fair share of notoriety these days in the U. S. District Court. The number of these bookie establishments would be limited according to the Mayor to 2500 in Chicago, so the law read. Half of the licensing fee revenue would be paid for schools. That's laudable, that's good. Half for the general corporate fund of the City of Chicago. That's bad. Now, the chronicle continues by stating, compared with this proposal for a vast system of legalized gambling dens with its invitation for Control by the remnants of the Capone mob and their political partners, the gang warfare during the Prohibition Era would have resembled a Sunday School musical chairs game. Mayor Kelly won over some of the downstate votes by agreeing to eliminate the ground to downstate. Early in the Session Horner told Kelly he would never go for a bill that provided public sanction for gambling. Horner remained silent while the bill rolled through the House 89 to 53 and through the Senate 31 to 14. There's a lot of chatter Mr. Chairman around me. What did Horner do? He vetoed the legislation
and he was elected - re-elected the next year - not on
the coattails of Roosevelt but in his own right because
he was a right guy and the right people knew he was
right most of the time if not all the time and the
right people also had their right public opinion about
the wrong mayor and his wrong political machinery.
Now if you don't mind I'd like to advert to the fair
City of Peoria 'cause in case you didn't see gambling
in the '30's you could have found it acrawl in Peoria.
We elected a Republican reform mayor one time, Republican
form sheriff...reform sheriff and before he took office
there were 1100 slot machines and two weeks later there
were 1400 in the county. He was a real reformer. Now,
Peoria has always been the synonym for the green stranger
at the mock auctions. You could vision the Peoria boy
sitting in the theatre munching peanuts and some years
ago to say the name of Peoria in New York City was to make
a witty remark. In other words to go to Peoria was a
complete renunciation of everything. To go to Peoria was
like going to the provinces or perhaps to commit suicide.
As late as 1950 gambling in Peoria was rampant. The wide-
open gambling establishments were right down the heart of
the city. The ladies could buy their ball tickets across
from the City Hall. The men could buy theirs across from
the Court House and the amazing thing was that every single
justice of the peace won the ball pool at least once in
the summertime, always on a Saturday when the take was
4,000 to 5,000 dollars. Now those days are gone forever
in Peoria along with the states attorneys, the city
attorneys...

PRESIDING OFFICER (SENATOR MOHR):

Senator Sours I'm going to have to ask you to conclude
the light has turned red for the second time. The Chair
1. has extended you that courtesy.

2. SENATOR SOURS:

3. Well, I hadn't intended to quit so early but I

4. suppose I'll have to. Let me say this. Legislation

5. like this, Mr. President, Senators, springs a leak

6. in the moral character of people. In the moral

7. character of people it destroys the moral fiber. Now

8. who wants this? The tin horns, the oafs, the loafers,

9. the crumb-bums. No college president has suggested....

10. PRESIDING OFFICER (SENATOR MOHR):

11. Senator I'm going to ask that you conclude.

12. SENATOR SOURS:

13. I shall conclude. If someone could convince

14. me that his local minister or his priest or his rabbi

15. supported this I might listen. This is bad legislation.

16. I'm a Horner fan. I believe everything he said. This

17. should be defeated.
PRESIDING OFFICER (SENATOR MOHR):

Senator Partee.

SENATOR PARTEE:

Mr. President and Members of the Senate, I shall not take any pedagogical approach to this subject. It has been said here that something should be said in favor of morality and our ethical values. It has been said here that this is the destruction of the moral fiber. Let me suggest to you that not only loafers or crumb-bums were interested in this business called Lottery. I would point out to you historically that all of the thirteen original colonies of the United States used lotteries to raise revenue. All thirteen colonies. The settlement of Virginia was largely financed by lotteries which were run in England, and by 1672, most of the county seats of the colonies had some kind of a lottery. So, this is no new idea and let me suggest to you that the proceeds from lotteries helped to establish Harvard University which has graduated a lot of people who are not crumb-bums. Yale, Columbia, Pennsylvania, Princeton and William and Mary, some of the most outstanding schools in this country were founded and supported from lottery money. Now, we're talking about something that's a part of America, this land called America, My Country 'Tis of Thee. It's been said that this is a taxation. Nothing could be further from the truth. It is not a taxation. It is not a mandatory tax. If you buy a pack of cigarettes or if you buy a gallon of gasoline, or if you go to the theatre or if you go to a motel, perhaps that this is a mandatory tax. This is indeed an optional tax. This is a tax which a person would put on himself only if he had the personal desire to participate in the Lottery in much the same way that people make a decision for themselves as to whether they shall go to a racetrack. People live in this country within two blocks of a racetrack and have never been inside the gates. So, the presence of the opportunity to participate does not in any way suggest to
people that they have to. There is in this country, whether
you know it or not, some discretionary income. There are a lot
of people in this country that have income that they ought to have
the discretion to use it as they desire. Something for nothing
they talk about. People came from all over the world to try to
better themselves, and if someone decides that he wants to take
50¢ and if he can better himself by winning some money, so be it.
There's nothing unordinary about it. There's nothing un-American
about it. It has always been that way. Sure it's a source of
revenue. Nobody denies that. But, it's a source of revenue
which may if properly administered, avoids raising taxes. I for
one pay some taxes and I certainly would like to see some other
methodology come along to raise taxes. This isn't a panacea as
far as I'm concerned. It isn't the only way to raise taxes as
far as I'm concerned. But, it is certainly the most palatable
way to raise any additional taxes as I can see it. How else are
we going to raise taxes without increasing the income tax, with-
out increasing the property tax, without increasing other taxes
which people pay. This is an optional tax, and people have the
right, it seems to me to avail themselves of that optional oppor-
tunity. Yes, the money will go into the General Revenue Fund,
and where else should it go. This is a State Lottery and the
money should go into the General Revenue Fund. I for one have
not been in the forefront of the movement to earmark funds. I
think it all ought to go in the pot. I've said here before
that a family ought to have the opportunity to decide what they're
going to do with the money in terms of the highest priority. If
a family has a hundred dollars to spend this week, they buy gro-
cerries, they pay rent, they do whatever they have as obligations
to do, but if somebody gets sick with a toothache and somebody
has to go to the dentist, that's an eight dollars out of that
lottery. People ought to have the right and the State ought to
have the right to spend the money that is earned by the State in
terms of the priorities as they present themselves. So, to earmark the money does not appeal to me. As long as the money is there, if schools need more money, there's more money for schools. If Mental Health needs more money, there's more money for Mental Health. Whatever the priorities dictate as of that moment, it seems to me, the State ought to be in a position to have the money to do it. Now, I'm saying to you, Ladies and Gentlemen that a lottery in modern times was established in 1964, in modern times, back in New Hampshire. And, now the States of New York and New Jersey and Massachusetts and Michigan and Maryland and Connecticut and Pennsylvania, all of them now conduct some kind of a lottery. And, I say to you that there are no more people in Illinois are going to Heaven than people in those States who have this optional opportunity to tax themselves if they desire by purchasing a lottery ticket. It's a good bill and ought to pass.
PRESIDING OFFICER (SENATOR MOHR):

Senator Nimrod is not on the floor. Senator

Harber Hall.

SENATOR HARBER HALL:

Mr. President and Senators, I attended the meetings held by a sub-committee to study the lottery and I'm convinced that if this bill passes it may be satisfactorily administered but I do have many questions and much opposition to the principle of the lottery. It seems to me intellectually inconsistent when we teach our children to work hard, save their money and avoid get rich quit...quick schemes at the same time we direct our State government to proclaim that gambling is really not a necessary evil but is in fact inherently good idea. Does it make any sense for the government to proscribe that no one shall work for a penny less than the minimum wage and for the government then to encourage all of us to squander our week's wages on lottery chances? Now, we've heard members of both sides of this aisle saying that this is a tax. The distinguished Minority Leader has told us it isn't a tax and in the second breath he says it's an optional tax. Let's don't kid ourselves. We came down here at the first of this year, the Republican Party offered a means of...of proposal for tax relief. The Governor offered a proposal for tax relief which the Democrat side of the Senate and House supported. Now we're being...we're going back to our constituents and saying there's no tax relief at all. Instead we're giving you a tax of 55% tax, Ladies and Gentlemen of the Senate, we are putting on those who would be hornswoggled into playing a numbers game called a lottery. The real significance of the lottery and other forms of publicly sponsored gambling it seems to me lies not in the revenue, but in the change it signifies in our national and state conception of the nature and functions of government.
Government sponsorship and encouragement of any form of private consumption especially these normally held to be criminal seems to me to be dubious policy. And I encourage this Body to defeat this bill and to permit us to go back and say, well sorry no tax relief but permit us to go back and say at least we...we're giving you the best taxation the combined minds of the General Assembly can devise and it isn't a form of gambling and a 55% tax on a lottery scheme such as this. I would strongly support the defeat of this bill.

PRESIDING OFFICER (SENATOR MOHR):

Senator Merritt.

SENATOR MERRITT:

Yes Mr. President, Members of the Senate, I certainly hesitate to follow such learned scholars as gone before me here. Articulate gentlemen like Senator Sours and great Minority Leader Senator Partee, Senator Hall. Perhaps what I lack in those qualities I can make up in the sincerity of the few remarks that I care to make on this. I think it's rather ironic that we're here in the final hours, final days of this yes regularly convened Session and in about five other Special Sessions dealing with matters for which the Governor called us here to address ourselves to as well as our leadership on their calls to have completely disregarded many of the other things and to make the first order of agenda here on third reading, passage stage a gambling bill, a lottery bill only to follow it up with two other bills the RTA, the downstate freeway system. It's no more palatable to me to say that those funds are going to be used for that and I grant you it's no more palatable to the rural...as well as the city people throughout my district. And then to say to them in the next breath no, we've given you no tax relief, we could have cut a half
1. cent sales tax as everyone knows across the board all over
2. the State, direct tax relief. We could have addressed our-
3. selves to the important responsibility of perhaps once again
4. beginning to maintain some decent image in government by
5. better ethics legislation and especially a campaign disclosure
6. bill. But no, let's spend these final hours in getting a gambling
7. bill here in this State. Bingo was permitted by this Body.
8. Great remarks made about all the money it was going to raise,
9. the records show it's raising maybe three million a year, prob-
10. ably one-tenth of what was outlined in the debate when it was
11. passed. But don't forget, a lottery isn't just permitted
12. it's being promoted by the State of Illinois. I'd rather
13. think that our role here as State Legislators, as well as the
14. State's role should be in the elimination of gambling instead
15. of promoting it. I recently had an experience in Canada as
16. I stood in the airport, Winnipeg, Canada. Out in the middle
17. there was a beautiful booth, lights flashing all over it selling
18. lottery tickets based upon football wins. I didn't happen to
19. buy one - $2.00 a piece I believe they were - I watched people
20. come and go there. I saw as I edged up there towards the counter
21. a little old man, not well dressed in fact somewhat in poverty
22. conditions I would say. It took him a long time to buy a
23. ticket because he was doing it with nickels and dimes and
24. pennies. When there was no one else at the counter I went up to
25. talk to the fine lady that was operating it. I wanted to know how
26. it was operated. It was operated by results of football games.
27. She says, did you notice that little old man, he used to come
28. and they'd been...that booth's been set up there for months upon
29. months, he used to come once a week, he tries to drift in here
30. a couple of times a week and of late it's perhaps three times.
31. You could tell he needed the money not to waste it on that but
32. it's a fever. There's one Senator at least with every bit of ability
33. that I might have in me, I don't want to be a part of helping

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continue that fever that's bound to undermine the character and
the greatness of what has made this a great State of Illinois.
I'd rather see us end this Session in some better manner rather
than go back home and tell my people that I've wasted and I've
been here every single day of all of these Sessions, that I've
helped to waste part of the taxpayers money here for six or
seven weeks and to come up with a gambling bill here at the
end. And that's what I'm going to take back home to 'em.
No sir, my people didn't send me here for that and I'll certainly
oppose the bill with all of the ability that I have.
PRESIDING OFFICER (SENATOR MOHR):
...Senator, in your remarks you said that we had two
more bills. I just want to advise you that there are 18
more and the hour is 6:30. ...Senator Nimrod.
SENATOR NIMROD:
Mr. President and Ladies and Gentlemen of the Senate, I
basically concur in most of the discussion that has come before us
and so I will not take time to repeat that. We say we can't
legislate morality but I ask us to stop for a minute to think
that what has happened this past year. We have made a decision
on capital punishment. We have taken steps on abortion. We
are now faced with a lottery bill. As we proceed along this
line we either add to or we take away from the image of what
people think of our Country and of our State. I have travelled
in a few countries and I've been to a few States and most of
my experience in this exposure has been in other countries.
I have seen the advertisements in the signs and in the stores
and on the streets. Of the people and the peddlers all selling
lottery tickets standing out competing for part of that take
and this will happen throughout our State and I was very pleased
and very proud when I came back home and I could look upon the
healthy climate that existed both for my family and for my
children. As for me, I will have no part to make our country
or my State be in that same climate and that same area of
permissiveness that we have been fighting with and the laws
that we've been legislating in that area to stop. I see a
change and the pendulum is changing in the young people today.
They are changing and going away from the permissiveness that
we as parents have allowed them to exist and live under. I
can tell you this that this truly is a tax. That this truly
is supposed to provide money as we've heard of when this
State now has been reported a surplus of some 152,000,000
dollars. Of having an increase in income of some $30,000,000
per quarter bring in the total of surplus to 250,000,000 and
we want to add 60,000,000 more onto it in taxes. It's
hypocrisy when we talk about tax relief and then add on taxes.
I'm here tonight and in this Special Session primarily we
have returned for the spirit of compromise on the RTA. Lottery
has nothing to do with RTA. Lottery has nothing to do with
education. Lottery is not going to provide anything but
money to the General Revenue. I would hope to be about our
task and pass our compromise RTA bill and let's go home as the...
as the citizens have asked us to do.

PRESIDING OFFICER (SENATOR MOHR):

Senator Shapiro.

SENATOR SHAPIRO:

Mr. President, Ladies and Gentlemen of the Senate, there's
a no more regressive tax in the world than the lottery. And
I would like to ask you who buys the tickets to such a lottery?
Not the wealthy man certainly but men who earn 5,000 or 7,000
dollars a year. These people grab the quick opportunity to win
a few million dollars and it's their families who suffer when
they spend money on the tickets. A lottery is a revenue burden
on the poor. If the State needs revenue let's raise it in the
traditional way through open, honest taxation and not turn to
gambling. Mr. President, I have to profess to plagiarism.
These are not my words but I don't think I could have said them any better. They are the words of candidate Dan Walker on May 23, 1973, Rockford, Illinois.

PRESIDING OFFICER (SENATOR MOHR):
Senator Mitchler.

SENATOR MITCHLER:

As long as...Mr. President and Members of the Senate, as long as we're quoting what other than legislators feel about lottery, I'd like to quote a former governor who said the adoption of State lottery would be a very serious mistake and he deplored it as a tax on the poor and an invitation to corruption in the State of Illinois, former governor Richard B. Ogilvie. Now I suppose that we admit at least to ourselves and to each other that we listen to our constituency and I believe that if you'd take a survey you'd probably find that most people would say yes, why don't you go ahead and give an affirmative vote to a lottery for the State. It's a lot of fun. And that question has been posed in my district to many of my constituency by myself, but then I go on to explain to them about what is known as the hardware connected with a lottery. Now this means the printing of the tickets, the selection of the places where the lottery tickets will be sold, who will qualify, the administration, the collection each week of the money, the dispersing of the prize money. It...it gets to be a complicated thing in fact you're going to have about perhaps close to 10% of the gross receipts go for administration. Now when you talk to people about the hardware and explain it to them in that sense they begin to understand that maybe it isn't like buying a ticket on the television set or the game of chance that they take at the church, buy a chance on an automobile or...or something like that. No. This is a professionally run and promoted program. Now entertainment value of lotteries is secondary to the expected increases in revenue. Lotteries may be
a convenient and socially acceptable form of gambling for
the public but the major reason for them is political.
They are designed to provide additional revenues in a time of
a tax rebellion and you know we're in it. Lotteries are an
unreliable source of income. One research analyst put
it this way. At it...it's best a state lottery is good for
five or ten years. And I want to repeat that because I
believe that. A state lottery is good for about five or
ten years. The novelty wears off. Not only that but the
start up cost and the continuing administrative machinery is
such a short term operation makes the investment questionable.
Now listening to your constituency you do as I do. Oh sure,
some of the tavern owners and some of the spots they think that
this would be good. In fact I've had a number of people ask
me how they could get these licenses to dispense the tickets
but I also like to listen to others. I have two Caterpillar.
Tractor Companies in my district and I receive as many of you
a letter from Virgil Grant, Executive Vice President, Caterpillar
Tractor Company and they point out this, it says we understand that
eight states currently operate lotteries and other states are
considering such measures. But we share in the body of thought
that the elimination of gambling rather than its operation is still
the more proper State role. Illinois law holds gambling to
be a misdemeanor and under certain circumstances a felony.
But establishment of a State lottery in Illinois would tend to
create the impression the State is promoting a direct form of
gambling on a very substantial scale. I might say that bingo
is permitted, but a lottery would be promoted by the State. Now,
a State lottery is of no benefit financially to local organizations
such as bingo is. Bingo is returning annually to churches,
fraternal and civic organizations that operate bingo 45 million
dollars that they can use for their churches and their schools
and their fraternities. The State of Illinois realizes

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approximately four million from the operation of bingo in the State. But you're talking about a take of 45% for the General Revenue then paying out 45% in prizes and the other 10% for administrative costs. But the people are not asking for a lottery that ask for bingo because they're not going to receive any benefit from this. This goes into the General Revenue of the State and I'll tell you that the churches, the church people, the good people of the State of Illinois do not want this and to repeat the words of Senator Ozinga the people that ask for lottery in this type of legislation, gambling and the likes, they never remember how you vote. But believe me, one of the basis I based my candidacy on when I seek re-election and I've been successful four times down here, is on satisfying those people that do remember. And the good people, the church people and that, do not want lottery and I don't think that we should fail them. I think that we for once should pay attention to the good people and stand with them and defeat this lottery.

PRESIDING OFFICER (SENATOR MOHR):

Senator Romano. Senator Romano.

SENATOR ROMANO:

Mr. President, I move the previous question.

PRESIDING OFFICER (SENATOR MOHR):

All right. Would you hold that for just one moment and let Senator Scholl sum up? Senator Scholl.

SENATOR SCHOLL:

Mr. President and members in the Senate, and a few Holy Rollers. Glad I got a new nickname from Senator Sours. Let me just say, I'd like to correct the record, it has been said tonight that a lottery appeals to small groups of people and often feeds on the poor and the ghetto residents and these facts just don't support this contention. The
facts are Pennsylvania, 86% of State residents have played
the lottery at least once. Moreover, the study that was
taken by mathematica revealed that the poor buy less and
not more lottery tickets than the State's average. And
actually there is only a very little substantial difference
based on income level between buyers and non-buyers. Thus
there are large groups of players at all income levels. The
study also reveals gentlemen significant differences based
upon race or where you live. Black and white residents in
Pennsylvania buy tickets at the same rate as do urban, sub-
urban and rural residents. The Pennsylvania study also
pointed out a broad basis support for lottery. A full 91%
of the study sample agreed that gambling is voluntary and
therefore a fair way to raise money for the State. My own
constituents in a questionnaire this past Spring came out
81% for lottery. Mr. President, Members of the Senate, I
ask for a favorable roll call.

PRESIDING OFFICER (SENATOR MOHR):

Senator Romano did move the previous question. All
those in favor signify by saying aye. Opposed? Motion
carries. The question is, shall SB 12 pass and on that
question the Secretary will call the roll.

SECRETARY:

Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
Latherow, McDroom, McCarthy, Merritt, Mitchler, Howard
Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
Weaver, Welsh, Wooten, Mr. President.
PRESIDING OFFICER (SENATOR MOHR):
This...the Chair should have pointed out that this bill would require 36 votes to become effective immediately.
Request to call the absentees.

SECRETARY:
Bartulis, Berning, Buzbee, Graham, Johns, McCarthy,
PRESIDING OFFICER (SENATOR MOHR):
...Bartulis, present: Senator Swinarski. Senator...

Senator Swinarski, for what purpose do you arise?

SENATOR SWINARSKI:
...Recorded Mr. President.
PRESIDING OFFICER (SENATOR MOHR):
How is Senator Swinarski recorded?

SECRETARY:
Aye.
PRESIDING OFFICER (SENATOR MOHR):
Recorded aye. How is Senator Carroll recorded?

Senator Nudelman.

SENATOR NUDELMAN:
How am I recorded Mr. President?
PRESIDING OFFICER (SENATOR MOHR):
You're recorded aye. Request postpone consideration by the sponsor. SB 42. President Harris.

SECRETARY:
(Secretary reads title of the bill). 3rd reading of the bill.
PRESIDING OFFICER (SENATOR MOHR):
President Harris.

SENATOR HARRIS:
Mr. President, SB 42 is a bill that I'm certain we all understand. It's a bill that provides for the implementation of the supplemental freeway by specifying 57 projects scattered
throughout the State that will provide for a beginning, more than a beginning but a middle ground extension of the supplemental freeway system that will fill in the voids of the interstate highway system in Illinois. It is an issue that has been debated here a great deal and in the dialogue that's taken place in the last ten days on the major issue of the RTA this piece of legislation was included in the compromise understanding. I'll be happy to respond to any questions. I know the issue is quite clear and would request a favorable roll call.

PRESIDING OFFICER (SENATOR WEAVER):

Is there any discussion? Senator Knuepfer.

SENIOR KNUEPFER:

This Body never ceases to amaze me with its postures on a variety of issues. About three weeks ago we had no money for teacher's pensions. Then only two weeks ago we suddenly had a surplus of money and everybody wanted to provide tax relief. Today we're broke again and we're putting a new tax on the people of the State of Illinois with this bill. And regardless of how you look at this it is a new tax. Both parties went down committed to no new taxes. The Governor...walked throughout the State of Illinois saying he was going to provide no new taxes but a bond issue is a tax and the only difference it's paid for by some later generation rather than the immediate one. We could solve a lot of our problems in this State if we simply dropped most of our taxes and financed the whole thing by bonds. We went through this kind of a program of increasing the State bonded indebtedness three times during the last administration. It would appear that we have decided we can continue to fool the taxpayer and instead of saying we're raising your taxes we're going to say no what we're doing is simply increasing the bonded indebtedness. No matter how you look at this it's a new tax being foisted upon the citizens of Illinois. This
freeway system was to be paid for under the old bond issue and this State needs no new bond issues, no new taxes.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Rock.

SENATOR ROCK:

Thank you Mr. President. I think the less acrimonious one becomes the better off we all are. I rise in support of SB 42. This too takes 36 votes. We have labored for some 12 or 14 days, hour after hour, working out what we thought was a compromise, admittedly a compromise, acceptable to each and everyone. Acceptable to all areas of the State. We have seen what I think is one significant part of that compromise failed to muster the support we thought we could. I would urge the members to give at least this part of that package its support.

PRESIDING OFFICER (SENATOR WEAVER):

Is there any further discussion? Senator Harris may close debate.

SENATOR HARRIS:

Well I just acknowledge the efficacy of Senator Rock's comments just now. This issue I think is clearly understood and would seek a favorable roll call. As pointed out it does require 36 votes.

PRESIDING OFFICER (SENATOR WEAVER):

The question is shall SB 42 pass? Upon that question the Secretary will call the roll.

SECRETARY:

Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald, Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Hynes, Johns, Keegan, Knuepfer, Knuppies, Kosinski, Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
1. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
2. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
3. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
4. Weaver, Welsh, Wooten, Mr. President.
5. PRESIDING OFFICER (SENATOR WEAVER):
7. Clarke, no. ...Question the ayes are 48 and the nays are 5,
8. 1 present. SB 42 having received the constitutional majority
9. is declared passed. SB 27.
10. SECRETARY:
11. SB 27. (Secretary reads title of the bill).
12. 3rd reading of the bill.
13. PRESIDING OFFICER (SENATOR WEAVER):
15. SENATOR CONOLLY:
16. Mr. President, we have a fine State. In fact we have
17. a great State. We have a downstate Illinois that has one
18. of the finest if not the greatest agricultural production
19. in the nation. We have agricultural manufacturing plants
20. downstate. We have a fine metropolitan area, in fact we
21. have a great metropolitan area. We have the lowest urban
22. unemployment in the nation. We have diversified manufacturing.
23. We have a transportation center second to none in this nation.
24. We tonight in this bill are providing for a mass transit
25. system, let's say a public transit system for the northeast
26. Illinois area. There are other metropolitan areas that are
27. attempting to provide for public transit. You hear about them.
28. Atlanta, Philadelphia, Los Angeles, San Francisco, New York,
29. Boston. We have in this bill, we will provide a...for a
30. regional transit authority, the RTA. We will provide the tools
31. for this RTA to be within a year of its inception the finest
32. public transit system in the nation. Illinois and the Chicago
33. metropolitan area will continue to be number one throughout
the Nation with this program that we are recommending tonight.

A great deal of work has...has gone into the creation of this
bill. It has the tools, it has the background. Let us at this
time keep Illinois number one in the Nation and in the many fields
that it ranks number one. And let's have the finest mass transit
or public transit system in the Nation. I urge all the Members of
this Body to support me in this measure. Support the leader-
ship of both parties, of both Houses. Let us now vote favorably
for this bill.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Bell.

Mr. President, fellow Members of the Senate, I
certainly don't have any profound remarks to make on this
measure, but I do have one or two thoughts that I think might
be propitious to bring forth at this time. I want to make
mention once more the fact that we address ourselves in SB 27
to something like 41 amendments. So it's got to be a beautiful
piece of legislation, but I have a question in my mind that
certainly goes beyond the structure of that bill and addresses
itself to the various bodies that will be working within the
RTA to the suburban bus lines, to the railroads, to all the
transportation bodies. What is the situation going to be when
...when let us take a bus line or a suburban bus line and say
that it's operating at a loss and say that a wage contract comes
up that's going to increase additional costs and there's no
longer this system of private enterprise. The laws of supply
and demand that cannot function but the authorities that are
running that bus line simply say well, we'll approve the con-
tract because the people of the State of Illinois, or the RTA,
or the taxpayer will be picking up that cost and the same thing
would certainly apply whether it's a bus line or whether it's
a railroad. My friends, we're voting on inefficiencies and
the subsidizing of that inefficiencies and not for the
resolution of those inefficiencies, not for the corrections
of those deficiencies. We would be looking at legislation
that encourages private or public transportation. Encourages
it through some form of incentive, not the creation of some form of
monolithic authority that's going to work a burden on the
taxpayers of that area if not all of the State of Illinois.
There certainly is a crying need for this solution of public
transportation but I submit to you that this Senator from Will
County does not feel that the regional transit authority has
promulgated before this Session of the General Assembly is
that answer.

PRESIDING OFFICER (SENATOR WEAVER):
Senator Netsch.

SENATOR NETSCH:
Thank you Mr. President. My remarks will be brief. The
regional transit authority is essential for the northeastern
part of Illinois for the Chicago metropolitan area. It's
essential now to prevent the total disintegration of our mass
transit system. Later it will be just as essential to form
the framework for a truly regional public transportation system
for that great metropolitan area. Some of us have just voted
for a bill which we did not fully believe in, the downstate
supplemental freeway bill. That is the lifeline of downstate,
it's road system. This is our lifeline, please let us have it.

PRESIDING OFFICER (SENATOR WEAVER):
Senator Berning.

SENATOR BERNING:
Thank you Mr. President. Members of the Body, I'm inclined
to agree with the honorable Senator Netsch that a regional trans-
portation authority is vital. It is so vital that many of us
spent many agonizing hours last May and June wrestling with
the concept but it was and is so vital that our Governor
1. didn't see fit to even inject his thoughts until about two
2. weeks ago when he successfully influenced some Members of this
3. Body to defeat a well thought out regional transportation package
4. that we had before us. You may recall that we delivered 30 votes
5. for it on this side. Now what we have before us Ladies and Gentle-
6. men is a very, very complex far reaching measure that has been
7. hammered out, yes, by the initiative, good industry, fine
8. intentions on the part of several people but I submit that all
9. of the intelligence is not concentrated in 8 or 10 people and
10. what we have before us, magnificent as it may be, falls far
11. short in some critical areas as far as this Senator is concerned.
12. In my area where an RTA as a concept is supported one of the
13. criteria is the complete absorption of the existing transporta-
14. tion systems and particularly the CTA. The surest way to generate
15. a heated discussion and debate is to imply that additional
16. monies are to be made available for the CTA and it to still
17. function under its existing board. This I find to my dismay
18. is what we have now under this proposal. Another weakness that
19. I feel exists, is that while we do have a referendum to include
20. the six counties we very magnanimously provide a referendum for
21. portions or all of the adjacent counties who may want to annex to
22. the district but there is no such requirement for the district
23. to provide grants to Wisconsin and to Indiana without any refer-
24. endum on their part or our part. Our people would have no say
25. insofar as I'm able to determine from quickly going through this
26. measure. I submit again I would like to support an RTA and if
27. we had had this package before us two weeks ago, preferably
28. two months ago we might have been able to reconcile the
29. differences or straighten out my thinking, but as it now exists
30. I can only hope that this bill does not pass.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Pardee.

SENIOR PARTEE:
I'm glad that some of the voices I've heard here tonight did not participate in the Constitutional Convention. The original one, you know. Or participate in the founding of this country because I think perhaps such narrow vision would have caused us to still be British subjects. The difference between intelligence and stupidity is planning. Illinois, it seems to me, has a right to plan its needs in the transportation area, not only for today but for tomorrow and for generations that follow. Everybody says there is a dire and crying need for transportational facilities. We start out with these discussions after we left the Legislature. We synthesize the questions into twelve major points. And some of the things that have been said here about the manner, in which this is done, has been done, is disturbing to me and I know that nobody needs me to vouchsafe their position or to extend any accolades or encomiums to them but I want you to know that those were some rather hard and difficult bargaining sessions and I say on behalf of the Speaker of the Illinois Legislature, Bob Blair, and I say on behalf of the President of the Illinois Senate, Bill Harris, that they gave nothing that they didn't have to give and we gave a lot more to satisfy them than we thought was fitting and proper. But we did it in the spirit of compromise. We did it in the spirit of trying to create an amicable situation by which this crying need that you speak of could be satisfied. We did it because we know that the time when the CTA can come to this Legislature although people in that city and county pay a great deal of taxes, an inordinate amount of taxes that go into the General Revenue Fund. We knew that the time had come when we could no longer come and ask help from the State of Illinois. We knew that the CTA farebox like any other farebox throughout the country, including the railroads, including the suburban transit authorities could not, could not if you please support the kind of transportation that
was needed. And we went through those twelve points over
and over with a view toward arriving at an accord. Someone
said something about incentive for private industry. Well, I
want you to know that there are many private bus companies in the
suburban area that need help. The railroads need help and
there have been people even on this side of the aisle who
have said to me or maybe we are doing too much for them. I
don't agree. I think that we have to help every facet of the
transportational community to bring about a viable transportation
system. But let me point out to you Senator that when you talk
about incentives I'll tell you that back in the '30's when the
Homeowners Loan Corporation came into being a lot of people said
now you're going to involve the government in private industry.
And when the Federal Housing Authority came in they said you're
going to involve the government in private industry. Well let
me tell you, except for that intervention we may not have had
the kind of growth in development that we've had in the housing
industry with all of the concomitant fallouts in terms of
jobs for people as plasterers and carpenters and bricklayers and
you name it. We did everything in the world to bring about a
good bill. The board composition I think finally satisfied
everybody and the provisions that the extraordinary vote re-
quired or two-third's vote on the board would make for decisions
was in my view a very good and palatable thing because it
brought into focus no overweening control from one section or
the other. It meant that you had to have a six votes out of
nine to do anything. The funding question was a difficult one
of course. Whenever you talk about raising money it's a
difficult thing and this question was dichotomized into two
parts: how and how much. And when it was arrived at how much
we sat down to think about how this ought to be done. And it's
very difficult in a day when services are demanded by the
people of this State for every conceivable kind of help
to determine where the money can come from and the formulas
as arrived at were not arrived at overnight, they were carefully
and diligently thought out in a way to avoid as much as humanly
possible any additional taxes particularly on real estate and
other areas. And then there's the referendum question which
we did not desire. We thought that this was an emergency and
that this ought to be an ongoing thing from the moment we leave
here, but we gave again on the emergency so that the people of
that six county area can decide in March for themselves whether
or not they desire this authority. This is the time it occurs to
me for statesmen and not politicians. This is a moment that
calls for men with a breath of vision, not men with an inundation
parochial stubbornness. This is a moment of truth. No one
person has said that the RTA is not needed or desirable. We
listen to the amendments. We did them democratically in the
democratic process. Your input has been made. Your desires
have been registered. Your notions have been recorded for
history and posterity. Now is the time to vote to give Illinois
and all those people in those six counties what they so
desperately need, a regional transit authority.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Regner.

SENATOR REGNER:

...Mr. President, Members of the Senate. Two weeks ago,
a little over two weeks ago we did have an RTA bill, a regional
transport authority bill that was acceptable to a majority of us
but not enough to pass the bill with the 36 necessary votes.
I voted for that bill because I thought it was a very acceptable
one and I agree there is a need for transportation help in the
metropolitan area. However, this proposal that's before us to-
day after having some 40 amendments proposed to it, amended,
agreed upon by some people, not all of us, I would say could
be referred to as an RTA but that RTA would mean a rapid tax
acceleration. This group of bills has been...been concocted
through three different ways, rape, bribery and gambling
and attempted gambling tonight which I'm sure is going to be
attempted again. It raped the suburban area, it raided the
General Revenue Fund and it raided the Highway Fund. Bribery
was tried when they incorporated in the entire package of bills
a supplemental freeway bill hoping to get some downstate votes.
Thank goodness most of the people on our side didn't see it and
will not support this bill. And the gambling was tried in
lottery and as I say I'm sure that's coming back again. By
1977 under the figures that...put out by Mr. Pikarsky who
seems to be the renowned expert in this area we going to be
some $300,000,000 annual deficit in this operation by 1978
almost $500,000,000. And I want to know where this money is
coming from. I talked about it this afternoon and I'll tell
you one thing I voted against subsidies in the past but from
now on I can be considered part of the great metropolitan
bloc and I'll support every NTA subsidy that comes down before
this Assembly in the future and I'm sure they're going to come.
How was I...various regional transit district worked around
the country? Those that are in existence right today are
operating at an annual deficit of over $650,000,000 a year
and each and every one of the systems is running at a deficit.
None of them are coming anywhere near to breaking even. Some
say we'll get it through the U...the Federal Highway Trust Fund
will start picking these deficits up. That's well and good.
But...it's pretty quick where every area is going to recognize
the possibility, the potential of these Federal...Highway
Trust Funds being available and they're going to continue to
form these districts that are going to operate at a deficit.
And just as an example in closing, let's...let's just take
the case of a quart of milk, a perishable item, it can be de-
divered to your home at a cheaper rate than a letter can be
mailed from here to across the street. And what's the two
differences between these systems? One is a government
monopoly and the other is operating under the free enterprise
system and I think that this horrible piece of legislation,
the way it's written, should certainly be defeated at this time
and if we're going to have sanity go back to the bill that
we proposed two weeks ago.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Knuppel

SENATOR KNUPPEL:

Mr. President and Members of this Body. I think some-
body from downstate area should speak in this matter. I feel
that today on like this...this Spring that we're confronted
with something that we didn't even talk about then and that is
the energy crisis. We waited for the cross...Alaskan pipeline
far too long and now we're in a situation where we're in a
desperate need of energy and we have to wait three years for
it to be built. I don't particularly like this bill, but it's
the result of give and take. I think that guid pro quo is
here and I believe this, sincerely, for the State of Illinois to
be a great State to meet the energy crisis, to maintain the
type of economic life which we have in Illinois and the way
of life in the next few years it's going to be necessary that
we have a vital, living, strong transportation area, the
very sinews of the heart of Illinois in northeastern Illinois.

But, while we're doing this...while we're doing this we have
to remember that on the west side of this State where I come
from we have an atrophied area where we do not have the
necessary supplemental freeway program. The...the package
that we have here tonight will provide that supplemental
freeway program that's so vitally necessary to the areas of
this State where I live and which I represent and while this
may not be the best bill that could be brought forth here
tonight, any legislation that is compromised is not perfect.

We must bring the supplemental freeway program to west central Illinois. We must create a strong regional transit authority in northeastern Illinois. The hour may be later than you think and to vote this down merely because you do not find perfection in it here may...may cause great shortages in our economic life and welfare. I believe this energy crisis is far worse, far more crucial, far more climatic than anyone even at the White House level has been willing to state. It was my pleasure this Fall with a group from Illinois to go to Washington and to sit and talk with Governor Love. He was quiescent. At that time he didn't even seem to think that the energy crisis would reach the proportions that it's reached now. I wonder here again, about the credibility of those people in Washington who are telling us about the energy crisis and if they're telling us all there is to know. I'm for a strong, vital Illinois, for a strong vital west central Illinois that has been too long neglected and which this package will provide the necessary arteries, vein that are...and arterial roads that are required to bring industry to west central Illinois and to let the people from west central Illinois participate in the great economic wealth this State enjoys.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Harber Hall.

SENATOR HARBER HALL:

Mr. President, I'm sure that nothing I will say will change any votes. Everyone wants to vote on this now and get it over with. However, I think one argument that I have to make is just simply this. Senator Netsch from the area affected, the Cook County area, made the statement that she voted for and many others over there voted for our downstate highways and she never thought she'd do that, but she was going to do that in order that we could work out this compromise on the RTA. You know, to add a little levity at this
1. point in the argument on the RTA I have tell you that one
2. of our colleagues refers to us downstate as manure kickers.
3. Now, he thinks that's pretty funny. He doesn't really grasp
4. the idea that we're not at all offended by horse manure,
5. cow manure, hog manure, in fact it becomes quite an
6. economic issue for us. So it doesn't offend us when he
7. does call us manure kickers. But, when he says I vote for
8. you manure kickers road so you can vote for the CTA he
9. and Dawn Clark Netsch leave out one thing. Those roads are
10. paid for by user funds. The users pay for the cost of those
11. roads and not the general taxpayer. Why don't they say that?
12. That is what's wrong with this bill. We are deepening...we are
13. dipping too deeply into the General Revenue Fund where all tax-
14. payers whether they're users or not are contributing too much.
15. We have gone too far. The Democrat machine has got their
16. work done. They...they've done it beautifully for the Mayor
17. of Chicago. I commend them on it and I cannot and I'm sorry
18. to say be as I had originally intended to be, a supporter
19. of some support from downstate for the RTA proposal. It's
20. too much gentlemen but you go ahead, you got your votes but
21. not mine.
22. PRESIDING OFFICER (SENATOR WEAVER):
24. SENATOR SCHAPPER:
25. ...That may well be a sign that I've used it too much
26. today so I'll try and be brief. This bill for an RTA is
27. unacceptable to me and it's unacceptable for several reasons.
28. One, I don't think that the referendum procedures particularly
29. meaningful for the people I represent in the outer counties.
30. Two, I feel that this bill has opened the gates, the floodgates,
31. to the RTA for funding from the State General Fund. Those of
32. us from the six county area will be down here again for additional
33. money in tens and hundreds of millions of dollars in the years
1. to come. I think that's a mistake. It saddens me that
2. in the, shall we say abbreviated amendment session on the
3. amendments we presented that these amendments were not
4. debated or seriously considered. My attempt to pro-
5. vide a meaningful referendum out from my counties or...or
6. to allow the rural townships in my counties out was
7. summarily rejected. I think those ideas had merit. I'm
8. sad that they weren't considered and I'm sad because I
9. can't support this bill because I recognize the need for
10. mass transit in the northeastern Illinois portion of the
11. State and eventually my counties are going to need mass
12. transit. I reject the concept that Hebron, Illinois on
13. the Wisconsin line should pay the same rate of taxation
14. as far as gasoline tax goes as someone in Arlington Heights
15. or the City of Chicago. My towns are not Chicago oriented,
16. many of them are Wisconsin and Rockford oriented. Have no
17. business being in this package and it offends me because a
18. graduate student in 1958 decided that a neat little line
19. took in Kane and McHenry and Will Counties to make a nice
20. little block in the corner that my people are going to be
21. paying gasoline taxes and forced into something they don't
22. need and don't want. I can tell you right now that you're
23. going to have some troubles with those three counties. You
24. know we're...we've got a lot of Irish settlers over there and
25. they're a little upset. We've got a lot of other ethnic groups
26. and they don't like being pushed around and I have a feeling that
27. while we may be small in numbers you're going to hear a lot
28. from us on this RTA Board as it's eventually created. And
29. you may rue the day that you put those troublemakers from
30. McHenry and Kane and Will County into the District, but so
31. be it. I'm sad I can't support this bill. RTA is a good
32. thing. It's a meaningful concept. I'm sad that we had to
33. come to the eleventh hour, I'm sad that the Governor had to
come back to California to settle this problem. I'm sad
that we have to do this under this type...type of circumstances.
PRESIDING OFFICER (SENATOR WEAVER):
Senator Chew.
SENATOR CHEW:
Yeah, Mr. President, I had not planned to say anything
but one of the distinguished Senators over on that side
made a grave mistake when he said all of the rapid transits
and mass transportation companies are suffering $650,000,000
annually which is not true. The gentleman does not serve on
any committee that deals with transportation, consequently he
picked his figures out of the air. I am prepared to give him
down to the dollar of 1972 of all of the transit companies,
mass transits, that's operating in this country that have gotten
any kind of subsidy from the various states. Now I won't
go into what I started to talk about but it seems to me
that this bill has the same sponsor as it had before. It
seems to me that the articles in the bill that we did not
vote for over on this side are still in there. And it seems
to me as to why some of us were so eager to cast our aye votes
was because we knew that we did not have enough votes to pass
it so that was a show not of force, not of a philosophy but
plain hypocritical action. It was discovered that the
Democrats didn't have enough votes for RTA nor did the
Republicans have enough. So what happened? We go to a
bargaining table. Leadership worked out a plan. It may not
be the best plan that could have been worked out but it is
a plan. I have voted for legislation that was not originated
by me, I had nothing to do with but because of the necessity
of it I have given that side my vote. I stood here today
and watched some of the Members on this side play with amend-
ments and you could have given them Heaven on a silver platter
and they were not going to vote for it noway. I have given you
my service I have given you my votes. I have attempted to work
with you in every area that was important. Now, give me RTA
this is doomsday. You either do it or you stop lying about it
and I move the previous question.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Chew there are four more that have requested
permission. Senator Don Moore.

SENIOR DON MOORE:

...Thank you, Mr. President...

PRESIDING OFFICER (SENATOR WEAVER):

...Senator...Senator Chew, it's been customary that we

...Senator Chew moves the previous question. All in favor


SECRETARY:

...Bartulis,

PRESIDING OFFICER (SENATOR WEAVER):

President...President Harris. Senator Chew has moved
the previous question...President Harris.

SENIOR HARRIS:

Well now, Mr. President, haven't we been operating
under the list system on the motion to close debate?

PRESIDING OFFICER (SENATOR WEAVER):

Mr. President, I explained that to Senator Chew that we
had four yet on the list and he insists on a roll call vote
on the previous question.

SENIOR HARRIS:

Well, we...we so the roll call is on the motion to close
debate prior to hearing from the four persons who are on your
list?

PRESIDING OFFICER (SENATOR WEAVER):

That is true.

SENIOR HARRIS:

All right.
1. PRESIDING OFFICER (SENATOR WEAVER):

   Senator Chew.

2. SENATOR CHEW:

   You did not make me aware that you had additional
   members to talk on your list. If you have, I will with-
   draw that motion.

3. PRESIDING OFFICER (SENATOR WEAVER):

   Senator Chew, I thought I had...thank you. Thank you.


5. SENATOR MOORE:

   Thank you very much Senator Chew. Thank...thank you
   very much Senator Chew. ...Mr. President I haven't ex-
   planned my vote on any of the bills very much during these
   five Special Sessions and the Regular Session but tonight I
   do want to explain my present vote on this particular bill.
   Now I voted for SB 27 back here ten days or two weeks ago on
   two basic ideas. One is that there was a need for it in the
   area and the most important in my mind is that there were
   two areas of the referendum. The City of Chicago, suburban
   Cook County and the bounds of the other five surrounding
   counties. Now after we provided 30 of the 36 votes for this
   bill the bill did not succeed and we decided to go into a
   compromise and under the leadership of the Governor and the
   Majority and Minority Leaders of the House and Senate, both
   political parties, they did go into a compromise. Well,
   Mr. President, I just round out today who the compromiser
   and who the compromisers were and as far as I'm concerned the
   people in suburban Cook County and the five surrounding counties
   have been seduced. It's for that reason Mr. President that
   I intend to vote present on this bill.

6. PRESIDING OFFICER (SENATOR WEAVER):

   Senator Mitchler.

7. SENATOR MITCHLER:
Yes, Mr. President and members of the Senate...may

we have a little order Mr. President? The...the compromise

bill that we have before us now has some changes from the

previous bill that did receive 30 votes as explained by

Senator Moore and it has some changes in it that makes it

unacceptable to the people of my district, out in Kane

and Will and DuPage Counties. For example the referendum

portion is for the entire six county area. This is not

acceptable to them. Originally they wanted a county by

county referendum, a county by county. The county boards

have passed resolution to that effect, the people have

asked for it. If it had that referendum on it no matter

what it had in it I could support it and present it to

the people. Now the compromise that we came from the

county by county referendum was to have two referendums,

one in the City of Chicago and one in Cook County outside

the City of Chicago along with the five outlying counties.

Now if it had that on I would compromise to that degree

but to compromise all the way, to have one referendum for

the entire area I cannot accept for my people that I represent.

Another thing is the various forms of funding. I'll tell

you what the people out there is disappointed in and what

they do not like. They do not like to see a continuing

subsidy for the Chicago Transit Authority. Now as far as

the municipal bus operations in Joliet, Aurora, Elgin, I

could care less about coming down here and creating an RTA

in order to fund that. That's a responsibility of that

community and the people that live in that community and

they should provide the necessary funds and revenue to

operate a municipal bus company if they feel it's necessary.

That's what they did in Peoria by referendum. That's what

they did here in Springfield by referendum and if they need

it in Joliet and Aurora and Elgin and I've told 'em up there
and they applaud me for saying so. Now, when it comes
to the suburban railroads, the commuter railroads, we have
a little larger problem. I do feel that this becomes a
problem of the corridor, the cities and municipalities
and township and counties in the corridor which the suburban
railroad system serves and I believe legislation should be
worked out and authority given to those corridor communities
to raise the revenue in the corridor of the railroad to pro-
vide the necessary operating expenses to offset the deficit.
And, I think that a railroad suburban railroad system is
different in many ways from a local municipality including
the Chicago Transit Authority. But this bill includes
everything waterways, airplanes, taxicabs. Now Elmhurst
took it upon themselves to make an appropriation by
ordinance of the city council to subsidize the private taxi-
cab companies so that they could transport the elderly senior
citizens for a 50¢ rate. And I understand Wheaton has them
transported for a 40¢ rate. That's the responsibility of the
local community but the City of Chicago has found it very
profitable to come down to the General Assembly and raid the
State Treasury as they're doing now for a continuing sub-
sistence for their CTA. That's what my people don't want.
That's why I am going to have to vote no.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Donnewald.

SENATOR DONNEWALD:

Yes, Mr. President, very briefly reference was made
earlier in the debate on this particular bill about one of the
members of the Body referring to the downstaters as manure
kickers I believe it was. I want the membership to know that
that wasn't any of the members on our side of the aisle.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Rock.
SENATOR ROCK:

Thank you Mr. President. Ladies and Gentlemen of the Senate. We are I think in a position as we were on SB 12, for some of the members, for the benefit of the gallery or the benefit of the press seem to slip into hydraulic gear. I think the Buick Company at one point had a...something they called a dynaflow. It never ceases to amaze me how those who stand up and all of a sudden are the defenders of the poor and the oppressed and the downtrodden and those on welfare, can some few months earlier sponsor and support and advocate and promulgate bills to raise the interest rates on small loans. How those who are concerned with the low income can advocate and promulgate the elimination of the usury law or the raising it to limits so that the small and the poor will be oppressed. And I am surprised frankly at the sanctimony of some of the membership who say well I have done my duty to the people in my area. I a week ago or ten days ago or four or five days ago voted for an RTA bill. And I recall that there were 24 votes on an RTA bill that contained no front end referendum at all and I wonder if we could poll that roll call and see where everybody was. And I remember the last time it was called when there were 30 stalwarts standing in favor of a regional transportation authority for northeastern Illinois and where are they today? There was a lot of hue and cry about no input from the Chief Executive. Now as a matter of fact, hard cold fact, after listening to all of the moaning and the groaning and the hue and the wail in both caucuses about no input from the Chief Executive, why doesn't the Leadership do something. The Leadership in fact sat down during the week that everybody was off and spent five days - we took Thanksgiving off - and worked all day Saturday and the Chief Executive sat there and we hammered out what we thought would be an acceptable
compromise to all concerned. And there was a package of
bills produced in the best interest of the people of the
State of Illinois with bi-partisan sponsorship, with
both sides giving in. We rose above as Senator Partee said
so eloquently before, we rose above being politicians and
attempted in some small way to become statesman. This is a
large, big issue for our State. The viability of our
economy depends... on this bill. And all of a sudden
those 24 and then those 30 somehow now can turn their back
and say well I voted once before I needn't do it now. Now
is the time. Illinois will keep pace or Illinois will regress.
The members of this General Assembly in both the Senate and
the House will live by this package or the package will go
down. I would hope that personalities and acrimony aside
that we can take a look at this bill, take a look at the
program, take a look at the package and support it affirmatively
and you can...we all, each and everyone of us can go back into
our districts and say that well I did not as a matter of fact
I was not the sole author of this piece of legislation but I
did lend it my support because it is in the best interest of
the people of the State of Illinois.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Carroll.

SENATOR CARROLL:

Thank you Mr. President. I rise because I was a little
bit vocal a week or so ago on a different version of this
same numbered Senate Bill. And I had a lot of problems with
accepting some of the provisions that were in the bill at that
time. I wasn't happy with the way it was drafted and I thought
that we should have some changes. We...we in this northeastern
region, we who have been involved in planning for northeastern
Illinois through the planning commission, we recognize the
need to the seven and a half million people who have to live
and have to work and have to commute in that area of our
State. There should be no question now as to what the need
is. I feel legitimately in the interest of suburbia and
city which I represent and in the interest of the six
counties which commission I chair that this type of legis-
lation and yes this specific bill is a type of legislation,
the type of transit authority, the type of way of moving
people so that they can be working and productive members of
our society that we need if we are going to be the type of
State that will be responsive to its citizens in the 80's
and in the 90's and in the centuries to come. I urge support of
the legislation.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Harris.

SENATOR HARRIS:

Mr. President, Members of the Senate, this is the hour.

I want to make some comments following up those of Senator
Partee's in regard to our lengthy sessions these past ten
days, hammering out an understanding that would provide a
beginning, that would provide a beginning, to solve the
problems of mass transportation in northeastern Illinois.
We met every day from last Sunday on with the exception of
Thanksgiving and bargained hard but in a spirit of frankness
and understanding. The conclusion is an honorable agreement.
The legislation implementing that agreement is probably not
perfect. We've had tremendous numbers of persons in this Body
today acknowledge the problem, even those who don't support
this legislative solution to the problem, that the day of need
for Illinois action to begin resolving the inability to sustain
mass transportation facilities on the farebox and capital and
equipment assistance alone is at hand. I want to reassure those
on this side of the aisle and it is on this side of the aisle
where the greatest and deepest concern lies about the
inadequacy of this solution, the safeguards that have gone into this solution to provide protection for the people of the suburban area and to provide for adequate but not a
excessive funding is in this agreement. We can no longer proceed with a separation of responsibility from the State, by the State in serving this six county region of Illinois.
I've said here before that as that area prospers Illinois in its entirety prospers. That area cannot be allowed to suffocate any longer in the system of movement of people to and from jobs. Those two hundred and twenty day working days each year based on a philosophy of cars, condemnation and concrete, anti-pollution considerations, energy preservation considerations and the choking, stifling effect of commuter traffic jams must be addressed. This was the underlying inspiration of a group of men who have labored hours and hours and hours in fashioning this recommendation to this Body. I recognize there are some imperfections. It's need is beyond question. The honor of the agreement is clear. I would urge those who might be wavering to join in taking a courageous step to sustain the needs of transportation for the people of all of Illinois and particularly northeastern Illinois.
Mr. President, I urge those wavering Senators to join in what will be a vote courageously given to solve the terribly, terribly difficult problem.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Howard Mohr.

SENATOR MOHR:

Yes, Mr. President, I'm not going to talk on this subject for any length of time although I could very easily. I'm just going to mention the fact that Senator Graham was part of our negotiating team that spent all last week and I could see as a member of that team also that the Senator was very, very tired and had...had a terrific lot of pressure more so in the last week and up 'til today...he was sent home by the doctor.
today. He is not going to be able to cast his vote on this
measure this evening but I would like the record to show that
he has been sent home by the doctor's orders.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly may close debate.

SENATOR CONOLLY:

Mr. President, public transit in Illinois' time has
come. Public transit for the young and old. Public...
transit for the city dweller and the suburbanite. We need
it now ladies and gentlemen, we need public transit. Public
transit in Illinois in the northeast region will be called
regional transportation. The Regional Transportation Authority.
I urge you all to look to the future, look to the future of
Illinois, look to the future of metropolitan Chicago, look to
the future for your families and your grandchildren because they
need it in the future as much as we need it now. I urge your...
favorable vote on this roll call.

PRESIDING OFFICER (SENATOR WEAVER):

The question is shall SB 27 pass? The passage of this
bill takes 36 votes and upon that question the Secretary will
call the roll.

SECRETARY:

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

PRESIDING OFFICER (SENATOR WEAVER):
Carroll, aye. Palmer, aye. Nowhouse, aye. Ozinga, no. Berning, no. Hall, no...Harber Hall, no. On that question the ayes are 38 and the nays are 15 and three present. SB 27 having received a constitutional majority is declared passed. Senator Rock.

SENATOR ROCK:

Mr. President, having voted on the prevailing side I move to reconsider the vote by which SB 27 was passed.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Rock moves to reconsider, Senator Carroll moves to Table. All in favor signify by saying aye.

Opposed, nay. Motion carries. SB 28. Senator...

SECRETARY:

SB 28 (Secretary reads title of the bill)

3rd reading of the bill.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly.

SENATOR CONOLLY:

Mr. President, this is a first of a series of companion bills that set up the and support the RTA. This makes various changes in the urban transportation district and I would urge the same roll call on this bill.

PRESIDING OFFICER (SENATOR WEAVER):

Is there any discussion? Senator Rock.

SENATOR ROCK:

Yes. I...I don't know that it'll be necessary Mr. President to speak on each and every bill in the package. This is merely an implementation bill. It provides that the urban transportation districts throughout the State can...can and should cooperate with the Authority. I would urge as Senator Conolly said the same roll call.

PRESIDING OFFICER (SENATOR WEAVER):

Is there any further discussion? The question is shall
1. SB 28 pass. And on that question the Secretary will call the roll.

2. SECRETARY:

3. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,

4. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,

5. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth

6. Hall, Hynes, Johns, Keegan, Knuepfier, Knuppel, Kosinski,

7. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard

8. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,

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

10. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,

11. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,

12. Weaver, Welsh, Wooten, Mr. President.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Donnewald, aye. Mitchler, no. Shapiro, no. On that question the ayes are 38 and the nays are 13. SB 28 having received the constitutional majority is declared passed.

15. SB 29.

16. SECRETARY:

17. SB 29 (Secretary reads title of the bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Senator Conolly.

21. SENATOR CONOLLY:

22. Mr. President, once again this is a companion bill that allows cooperation with the local mass transit districts of the...act, makes compatible...

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Is there any discussion.

25. SENATOR CONOLLY:

26. ...same roll call.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. The question is shall SB 29 pass? Upon that question
the Secretary will call the roll.

SECRETARY:

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

PRESIDING OFFICER (SENATOR WEAVER):

Roe, aye. Ozinga, no. Sours, no. On that question
the ayes are 39. The nays are 13. SB 29 having received
the constitutional majority is declared passed. SB 30.

SECRETARY:

SB 30. (Secretary reads title of the bill).
3rd reading of the bill.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly.

SENATOR CONOLLY:

Mr. President, once again a companion bill. This makes
changes in the municipal...code to make it compatible with
the RTA Act.

PRESIDING OFFICER (SENATOR WEAVER):

Is there any discussion? The question is shall SB 30
pass? Upon that question the Secretary will call the roll.
SECRETARY:

Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
Dougherty, Pawell, Glass, Graham, Harber Hall, Kenneth
Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
1. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
2. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
3. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
4. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
5. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
6. Weaver, Welsh, Wooten, Mr. President.
7. PRESIDING OFFICER (SENATOR WEAVER):
   Schaffer, no. Vadalabene, aye. Question the ayes are
8. 38. The nays are 14 and 1 present. SB 30 having received
9. the constitutional majority is declared passed. SB 32.
10. ACTING SECRETARY (MR. WRIGHT):
    SB 32 (Secretary reads title of the bill)
11. 3rd reading of the bill.
12. PRESIDING OFFICER (SENATOR WEAVER):
    Senator Conolly.
13. SENATOR CONOLLY:
    This has been amended to exclude the suburban trans-
14. portation corporation but since the RTA has its own budget
15. form it is not necessary to meet the requirements of the
17. PRESIDING OFFICER (SENATOR WEAVER):
    Is there any discussion? The question is shall SB 32
18. pass? Upon that question the Secretary will call the roll.
19. ACTING SECRETARY (MR. WRIGHT):
    Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
20. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
21. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
22. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
23. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
24. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
25. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
26. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
27. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
PRESIDING OFFICER (SENATOR WEAVER):

Schaffer, no. Vadalabene, aye. Bell, no. Scholl, aye. ...Question the ayes are 37. The nays are 10.

SB 32 having received a constitutional majority is declared passed. SB 33.

ACTING SECRETARY (MR. WRIGHT):

SB 33. (Secretary reads title of the bill).

3rd reading of the bill.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly.

SENATOR CONOLLY:

Mr. President, this makes changes in the metropolitan transit act which is the recent CTA Act and allows them and makes them meet requirements of the RTA and cooperate with the RTA.

PRESIDING OFFICER (SENATOR WEAVER):

Is there any discussion? The question is shall SB 33 pass? Upon that question the Secretary will call the roll.

SECRETARY:

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

PRESIDING OFFICER (SENATOR WEAVER):

Newhouse, aye. On that question the ayes are 37. The nays are 12. SB 33 having received the constitutional majority is declared passed. SB 34.
2. **ACTING SECRETARY** (MR. WRIGHT):  
   SB 34. (Secretary reads title of the bill).

3. 3rd reading of the bill.

4. **PRESIDING OFFICER** (SENATOR WEAVER):  
   Senator Conolly.

5. **SENATOR CONOLLY:**  
   Mr. President, this is a clarifying amendment to  
   insure that when a tax on gasoline is imposed in the  
   regional area that it does not impose it on the existing  
   sales tax and be it double taxation. I move...the  
   adoption of this.

6. **PRESIDING OFFICER** (SENATOR WEAVER):  
   Is there any discussion? The question is shall  
   SB 34 pass? And upon that question the Secretary will  
   call the roll.

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

8. **PRESIDING OFFICER** (SENATOR WEAVER):  
   Keegan, aye. ...Question the ayes are 38 and the nays are  
   10. SB 34 having received the constitutional majority is declared  
   passed. SB 35.

9. **SECRETARY:**  
   SB 35. (Secretary reads title of the bill).

10. 3rd reading of the bill.
PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly.

SENATOR CONOLLY:

This does as 34 does but it pertains as the definition says, the used tax act only defines the word, the term, selling price.

PRESIDING OFFICER (SENATOR WEAVER):

Is there any discussion? The question is shall SB 35 pass? And upon that question the Secretary will call the roll.

ACTING SECRETARY (MR. WRIGHT):

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

PRESIDING OFFICER (SENATOR WEAVER):

On that question the ayes are 36. The nays are 11.

SB 35 having received the constitutional majority is declared passed. 36.

ACTING SECRETARY (MR. WRIGHT):

SB 36. (Secretary reads title of the bill).

3rd reading of the bill.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly.

SENATOR CONOLLY:

Mr. President, the RTA Act provides for limits and interest rates therefore there's no reason for the authority to be included in this Act and therefore I... urge the adoption
of this amendment.

PRESIDING OFFICER (SENATOR WEAVER):

Is there any discussion? The question is shall SB 36 pass? Upon that question the Secretary will call the roll.

ACTING SECRETARY (MR. WRIGHT):

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

PRESIDING OFFICER (SENATOR WEAVER):

Schaffer, no. ...Question the ayes are 37. The nays are 12. SB 36 having received the constitutional majority is declared passed. SB 37.

SECRETARY:

SB 37. (Secretary reads title of the bill).

3rd reading of the bill.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly.

SENATOR CONOLLY:

Mr. President, this makes the public utilities act compatible with the new RTA Act. I move its adoption.

PRESIDING OFFICER (SENATOR WEAVER):

Is there any discussion? The question is shall SB 37 pass? Upon that question the Secretary will call the roll.

SECRETARY:

Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald, Dougherty, Fawell, Glass, Graham, Harbor Hall, Kenneth
1. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski, 
   Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard 

2. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman, 

3. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano, 

4. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith, 

5. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker, 

6. Weaver, Welsh, Wooten, Mr. President. 

7. **PRESIDING OFFICER (SENATOR WEAVER):**

   ...Question the ayes are 39. The nays are 10. 

8. **SECRETARY:**

   SB 37 having received the constitutional majority is 

9. declared passed. SB 45. 

10. **SECRETARY:**

   SB 45. (Secretary reads title of the bill). 

11. 3rd reading of the bill. 

12. **PRESIDING OFFICER (SENATOR WEAVER):**

   Senator Conolly. 

13. **SENIOR CONOLLY:**

   Mr. President, this authorizes the increase of... 

14. of the bonds for highway $200,000,000 bonds as discussed 

15. early today. 

16. **PRESIDING OFFICER (SENATOR WEAVER):**

   Is there any discussion? The question is shall SB 45 

17. pass? Upon that question the Secretary will call the roll. 

18. **SECRETARY:**

   Bartulis, Bell, Berning, 

19. **PRESIDING OFFICER (SENATOR WEAVER):**

   For what purpose does Senator Rock arise? We're 

20. on roll call Senator Rock. 

21. **SENIOR ROCK:**

   I understand Mr. President. I apologize. Parliamentary 

22. inquiry. This is the bond authorization act. Everyone who 

23. voted for the supplemental freeway bill has to vote for this. 

24. **SECRETARY:**

   Berning...
1. PRESIDING OFFICER (SENATOR WEAVER):
   For what purpose does Senator Latherow arise?

2. SENATOR LATHEROW:
   Well, Mr. President, is it pass time when you can discuss this any?

3. PRESIDING OFFICER (SENATOR WEAVER):
   Well, we're on roll call, Senator. I'm sorry had I seen you I certainly would have recognized you.

4. SENATOR LATHEROW:
   Well, I just wanted to recognize Mr. President that the necessary funds even including the increment of 8% raise per year and the cost of construction were built into the $900,000,000 road construction program, mass transit and so forth. Just wanted to mention that.

5. SECRETARY:
   Berning, Bruce, Buzbee, Carroll,
   Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,

6. PRESIDING OFFICER (SENATOR WEAVER):
   ...Question the ayes are 36. The nays are 14. SB 45 having received the constitutional majority is declared passed.

7. SB 46.

8. SECRETARY:
   SB 46. (Secretary reads title of the bill).

9. 3rd reading of the bill.

10. PRESIDING OFFICER (SENATOR WEAVER):
Senator Conolly.

SENATOR CONOLLY:

Mr. President, this bill is the authorizes $75,000,000 bond issue for mass transit equipment in the northeast region and suburban area. I move the adoption of this amendment...this bill.

PRESIDING OFFICER (SENATOR WEAVER):

Is there any discussion? The question is shall SB 46 pass? On that question the Secretary will call the roll.

SECRETARY:

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

PRESIDING OFFICER (SENATOR WEAVER):

Glass, aye. ...no. ...aye. Question the ayes are 39. The nays are 10. SB 46 having received the constitutional majority is declared passed. SB 2.

SECRETARY:

SB 2. (Secretary reads title of the bill).

3rd reading of the bill.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly.

SENATOR CONOLLY:

Mr. President, this bill pertains to the agreed interim financing of the transit systems in...existing transit systems in the Cook County metropolitan region the RTA region. I would
urge that this bill be adopted so that our existing transit
systems will not go broke between now and the...the
establishment of the RTA.

PRESIDING OFFICER (SENATOR WEAVER):

Is there any discussion? The question is shall
SB 2 pass? Upon that question the Secretary will call
the roll.

SECRETARY:

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

PRESIDING OFFICER (SENATOR WEAVER):

Saperstein, aye. Swinarski, aye...no, it's aye,
excuse me. ...Question the ayes are 36. The nays are 11
and 1 present. SB 2 having received the constitutional
majority is declared passed. SB 43.

SECRETARY:

SB 43. (Secretary reads title of the bill).

3rd reading of the bill.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Conolly.

SENATOR CONOLLY:

Mr. President, this is the...the appropriation act for
the bill we just passed that provides the funds for the funding
of the CTA, the deficits of the...railroads, the deficits of
suburban bus companies.
1. PRESIDING OFFICER (SENATOR WEAVER):

2. Is there any discussion? The question is shall SB 43 pass? Upon that question the Secretary will call the roll.

3. SECRETARY:


5. PRESIDING OFFICER (SENATOR WEAVER):

6. ...Question the ayes are 36. The nays are 10. SB 43 having received the constitutional majority is declared passed.

7. SB 38.

8. SECRETARY:

9. SB 38. (Secretary reads title of the bill).

10. 3rd reading of the bill.

11. PRESIDING OFFICER (SENATOR WEAVER):


13. SENATOR HYNES:

14. Mr. President, this authorizes the transfer of $35,150,000 from the Federal Fiscal Assistance Trust Fund to the common school fund. It is necessary in order to increase the cash flow for purposes of funding the interim financing legislation we just passed. I'd ask for a favorable roll call.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Is there any discussion? The question is shall SB 38 pass. Upon that question the Secretary will call the roll.

17. ACTING SECRETARY (MR. WRIGHT):
Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,

1. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
2. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
3. Hall, Hynes, Johns, Keegan, Knuepfel, Knuppel, Kosinski,
4. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
5. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
6. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
7. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
8. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
9. Weaver, Welsh, Wooten, Mr. President.
10. PRESIDING OFFICER (SENATOR WEAVER):
11. Merritt, no. Bruce, aye. ...Question the ayes are
12. 39 the nays are 8. SB 38 having received the constitutional
13. majority is declared passed. SB 3.
14. ACTING SECRETARY (MR. WRIGHT):
15. SB 3. (Secretary reads title of the bill)
16. 3rd reading of the bill.
17. PRESIDING OFFICER (SENATOR WEAVER):
19. SENATOR PARTEE:
20. Just simply Mr. President. ...This is an appropriation
21. inadvertently left out of the Department of Transportation
22. Appropriation Bill during the last Session. I'd ask for
23. a favorable roll call.
24. PRESIDING OFFICER (SENATOR WEAVER):
25. Is there any discussion? Senator Harris.
26. SENATOR HARRIS:
27. Mr. President, I would call attention to the members of this
28. side of the aisle ...that ... tonight the other side of the aisle
29. supported us on SB 42 almost to a man. That was the supplemental
30. freeway bill. There was an understanding about other things
31. but that side...on other things and this side fail to meet
32. some of its expectations but the other side of the aisle in
spite of that recognized its obligation as relates to
the supplemental freeway bill. I would urge those on
this side of the aisle that in fact this bill, SB 3,
was a part of the fiscal ’74 appropriation to the
Department of Transportation but was left out. It be-
came a part of our discussion in this whole package
that we’ve been debating tonight. I think as a matter
of good faith on the part of this side to respond to
the demonstration of good faith earlier demonstrated
by the other side that this bill should be supported
with a sufficient majority for it to be effective im-
mediately.

PRESIDING OFFICER (SENIOR WEAVER):

Senator Sours.

SENIOR SOURS:

Mr. President, Senators, can someone tell me whether
the other supplemental freeway bill we passed tonight is
one destined to receive the approval of the Governor or
will it be another veto? I’d like some assurance one way
or the other. A yes or a no will do the trick if it’s
founded on facts.

PRESIDING OFFICER (SENIOR WEAVER):

Who are you asking the question of, Senator?

SENIOR SOURS:

Anyone.

PRESIDING OFFICER (SENIOR WEAVER):

Anyone have an answer? Senator Partee.

SENIOR PARTEE:

I think the only person that could answer that is the
Governor. I suspect he’s going to sign the bill but I don’t
...I wish you hadn’t asked it on this bill but that doesn’t
relate to that other bill at all.
1. Senator Sours.

2. SENATOR SOURS:

3. Except Senator Partee when the original bond issue
4. was passed in the Ogilvie administration there were certain
5. assurances made then to, for example my Senate District,
6. all the other Senate Districts, so when we talk about an
7. assurance made to Cook County I can also say that we had
8. an assurance of equal weight. Now what I'd like to know is
9. what does anybody...anybody here know as to whether or not
10. the Governor has affirmatively stated he would sign into
11. law each of these or one of these and if one which one.

12. PRESIDING OFFICER (SENATOR WEAVER):


14. SENATOR PARTEE:

15. I can only say to you that the Governor sat down and
16. negotiated with us on this entire package and said that he
17. would sign this entire package. ...More than that I cannot
18. say Senator.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Senator Sours.

21. SENATOR SOURS:

22. Did that include the other supplemental freeway appro-
23. priation bill? That's all I want to know. If it did I'm
24. voting for this. If it didn't...if it doesn't then I want
25. to do what I can to oppose it.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Senator Partee.

28. SENATOR PARTEE:

29. The other supplemental freeway bill was part of the
30. entire package. That was the entire package on which we agreed.
31. The Governor and all of the conferes agreed on the signing,
32. he said he would sign all the...all the package sir. I
33. would assume that includes this bill. And the one you
refer to.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Sours.

SENATOR SOURS:

Then I would be safe and secure in relying on the fact that the Governor will sign into law both appropriations?

PRESIDING OFFICER (SENATOR WEAVER):

Senator Partee.

SENATOR PARTEE:

Would that I spoke another language. I've tried as best I can with the English language to say that the Governor agreed on the entire package of bills. We had entire agreement on the entire package.

PRESIDING OFFICER (SENATOR WEAVER):

Any further discussion? Senator Sours.

SENATOR SOURS:

You're talking about the poverty of our language Senator. There are two adverbs one is called yes the other is called no. Now which is it?

PRESIDING OFFICER (SENATOR WEAVER):

Senator Partee.

SENATOR PARTEE:

Yes. Yes. Yes. Yes.

PRESIDING OFFICER (SENATOR WEAVER):

Further discussion? Senator Latherow has asked for a roll call. All in favor...the question is shall SB 3 pass? Upon that question the Secretary will call the roll.

ACTING SECRETARY (MR. WRIGHT):

Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew, Clarke, Comolly, Course, Daley, Davidson, Donnewald, Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Hynes, Johns, Keegan, Knuepfner, Knuppel, Kosinski, Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,

Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,

Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,

Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,

Weaver, Welsh, Wooten, Mr. President.

PRESIDING OFFICER (SENATOR WEAVER):

McBroom, aye. ...aye. ...Question the ayes are 48.

The nays are 1 and 1 present. SB 3 having received the

constitutional majority is declared passed. ...Order of

postponed consideration. Senator...Scholl. Senator

Scholl.

SENATOR SCHOLL:

Mr. President, we've gone through this bill before.

I'd like to call it back up for approval.

PRESIDING OFFICER (SENATOR WEAVER):

Is there any discussion? SB 12...
PRESIDING OFFICER (SENIOR WEAVER):

SB 12 we're talking about. Senator Ozinga is recognized.

SENATOR OZINGA:

Okay. Mr. President, Ladies and Gentlemen of the Senate. This bill was called about an hour and a half ago. It was defeated. There were 29 votes. That's all there were and don't stand up there and shake your head no that's all there were. Jim Donnewald, you know that's all there were. And as for you Senator you can sit down because I'm going to continue talking regardless. Now, there were

Mr. Bruce, Mr. Buzbee, Mr. Johns, Mr. McCarthy, Mr. Newhouse, Mr. Palmer, Mr. Walker and Mr. Wooten that did not vote on this bill. I listened to Senator Shapiro read a statement of the Governor, which read and it was quoted from the May 24th issue of the Rockford paper, wherein it said; Mr. Walker said quote a lottery is a revenue burden on the poor. If the State needs revenue let's raise it in the traditional way through open, honest taxation and not through or turn to gambling. Okay. If it is the Governor that wants this bill then his word isn't worth a damn. If this is the kind of a Governor that we've got that will turn the tables on a direct quote on the basis I'll do anything just to get a buck in the till it's about time that we start recognizing the fact. And Mr. Scholl, Senator Scholl, if you want to be the sponsor of this kind of legislation you shouldn't come back to the Legislature. Now when I'd say about an hour and a half ago this bill was up and had a roll call I was tickled to death that this was the first bill called for one reason. The only reason is that every Senator on this Floor voted his conscience. Morality is a part of this issue. I refrained from talking about it because they say that I am too religious when it comes to these issues. Okay. But when it comes to
the fact that the Governor's man walks on this Floor and
threatens people that if they don't vote for it they're
liable to lose patronage, they're liable to do this, they're
liable to do that. I think it's a crying shame and it's about
time that we recognize this fact. Michael Duncan has been
on this Floor ever since this holocaust was passed. I
asked him if there was...when the vote was cast if he'd
show me the roll call but he was in too big a hurry to take
it down to Walker, Governor Walker, to show him who it was
that didn't vote for the bill. This is ridiculous. We're
calling a bill within an hour and a half to break people's
conscience. Let's have a roll call but vote your conscience
again and some of you better change your vote to no.
PRESIDING OFFICER (SENATOR WEAVER):
Senator Swinarski.

SENATOR SWINARSKI:
Mr. President, Members of the Senate. I think before we get a little bit too emotional here, we get too involved in things, I think we'd better be a little bit realistic. First of all we just had a charge here just a few moments ago that people were being threatened. I'm sure if that's the case being a good public official you should certainly seek out the advice of the State's Attorney of Sangamon County and let's see where the record stands and let's see if there is threats or let's see if there is not threats and let's talk about the Governor for a moment. You say well, he changed his word and he said something just the opposite over a year ago. Well thank heavens we have men in politics who are able to see another side of a coin, to realize another man's point of position, being able to compromise. Unless we are able to compromise we wouldn't be able just a few moments ago to be able to pass the RTA and I think more than half...half the people in the population of the State of Illinois will be thankful for what we did here this evening. And if we're going to legislate morals, if we're going to live in glass houses Senator let's reflect upon ourselves for a moment. I don't think we should begin to legislate the morals of other people but let's judge our own souls and ourselves and let's talk a moment for...about the churches in our communities and our neighborhood. I happen to know some of the churches in your community and I know that some of these churches are looking forward to this legislation because they hope to be able to sell some of these lottery tickets to be able to bring in a profit to the church as bingo has done in the past. ...Same arguments we used for bingo a few years ago that are being used against the lottery today and they are false and they are not so.
Many churches in the Chicago area are able to survive because bingo...the money that's been brought in because of bingo. I say this this evening this is good legislation. People are not compelled to buy lottery tickets. If they wish to participate in the lottery then can but let's not legislate other people's morals but let everybody judge themselves.

PRESIDING OFFICER (SENATOR WEAVER):

Senator Partee.

SENATOR PARTEE:

Well, Mr. President, we're getting right down to the end and a little bit of excitement here but I think, y'know, we all ought to recognize that politics ain't beanbag and during the time I've been here on this Floor the former Senator who was working in Governor Ogilvie's office, Senator Swanson, has come on the Floor. He's come right by this desk to talk to me and to others here who never really made any big to do about it. It's a part of a public relations and personnel kind of problem. It's been happening since time immemorial that someone would come on the Floor and talk to a Senator who comes from the Governor's office. I am a little upset about the charge that the gentleman has threatened someone. I have not heard anybody threatened and I don't the gentleman who has made the statement has heard anyone threatened. He's elasticized his mind and imagination to that point. Let's get on with these bills if we can and let's get out of here so these...the legislation can get over to the other House.

PRESIDING OFFICER (SENATOR MOHR):

Senator Soper.

SENATOR SOPER:

...Mr. President, I haven't said anything all afternoon I listened to the arguments here. We've discussed this bill.
Everybody's had his say about this thing that wanted to talk about it. . . . Let's not rehash this thing. I move the previous question. I'm not going to concede to anybody else saying another word on this thing because it doesn't mean a tinker's damn whatever we say about it. Now we've got our minds made up let's call the vote and it's either in or out. I...vote the previous question.

PRESIDING OFFICER (SENATOR MOHR):

Senator if you'll hold that for one moment there was one more name on the list that has to be recognized. Senator Soper.

SENATOR SOPER:

Well, I'll hold it for one more name that's all.

PRESIDING OFFICER (SENATOR MOHR):

Senator Wooten. I can't hear you Senator Soper.

SENATOR WOOTEN:

Mr. President...

PRESIDING OFFICER (SENATOR MOHR):

For... for what purpose does Senator Sours arise?

SENATOR SOURS:

Mr. President and Senators this is a new ball game. Now this was on postponed consideration. If he wants to call it again he's under that disability. Now I held up my hand a minute ago before Soper talked. I have another comment on this bill.

PRESIDING OFFICER (SENATOR MOHR):

Senator Wooten.

SENATOR WOOTEN:

...President and colleagues. I discovered I think what is giving me a headache tonight. There is an excess of moral rectitude in the Chamber and I suppose I'm grateful for it because I think Senator Ozinga has finally tipped the balance. I told the Governor I did not think I could support
him on this bill. There is legal precedent for it in
the State of Illinois. We have already had two lotteries
around the turn of the century both were for a specific
purpose. They were successful and they are in our past.
My grandfather, I will air a little laundry here in this
6. Chamber, was a professional gambler. I do not know that
7. much about him but I like to think he was an honorable
8. man. My father was something of a gambler and I know him
to have been an honorable man. There is no moral problem
9. for me in the matter of a lottery. It doesn't seem to be
a difficulty at all. I think there are occurrence at
large in society which are detrimental to society but I'm
afraid they're at the very top and at the very core of our
establishment. I think it is a waste of time to worry
about what moral effect this will have. The lottery and
gambling have been part of the fabric of American life
for many centuries. But as I say for me it was pretty
much a matter of taste. I found it a rather distasteful
thing to vote for a lottery, no moral consideration at all
19. even though I have pretty clear evidence that a majority
20. of people in my district, and I've sampled them reasonably
carefully, are in favor of it but after listening to
21. Senator Ozinga tonight I think I will vote with the Governor
22. on this one.

PRESIDING OFFICER (SENATOR MOHR):

Senator Soper.

SENATOR SOPER:

In deference to my colleague and my partner in various
endeavors, Hudson Sours, if he watches that light out there
I'm willing to listen to him for five more minutes. We might
learn something. I doubt that it'll change a vote in this
House but...Senator after that I want the privilege of
making the motion...the previous question. Hudson...
1. all right, be my guest.
2. PRESIDING OFFICER (SENATOR MOHR):
   ...Senator Senator Sours, would remind you that the
3. first go around we gave you a...a double time and we'll
4. ...we'll ask that you hold your remarks to the five minute...
5. SENATOR SOURS:
   You...you've used a half minute of my green...on no
6. we start over. All right. All right.
7. PRESIDING OFFICER (SENATOR MOHR):
   We're...we're going to give you the full five.
8. SENATOR SOURS:
   Now, Ladies and Gentlemen of the Senate, Mr. President,
9. I think a comment ought to be made from the Senator from
10. Rock Island and I can again quote from Littlewood's book
11. within two or three minutes. Here's what he said: Horner
12. was the real goods when he said and I'm quoting in reply
13. to Wooten's comment. It is readily admitted that the desire
14. to gamble is found in all persons perhaps in some form and
15. to some extent in all persons. Its prevalence does not stamp
16. it as a virtue nor do I concede that public and commercialized
17. gambling cannot largely be suppressed even if it cannot be
18. entirely eradicated. Now if I can have a little quiet on my
19. left I'll proceed on somebody else's time. There...because
20. there are violations of law it does not follow Senator Wooten
21. that the law should be repealed. If there is any justification
22. in legalized bookmaking this is legalized numbers. There is
23. equal justification in legalizing all forms of public gambling
24. now prohibited. Surely there are instances where the lure of
25. public gambling has led to embezzlement, prison sentences and
26. broken families. The last paragraph's briefly brief. Kelly
27. did not veto Horner out of the mansion. Horner made Kelly and
28. his city hall gang look like a bunch of second story men.
29. And gentlemen I'm looking at you. The Kelly legislators all
supported the bill Horned vetoed yet they to the last man
opposed in the same Session a permanent voter registration
bill because they were horrified by the idea that signatures
would be maintained to help to establish the eligibility
of voters and who steals 'em? I'll leave it up to you.
PRESIDING OFFICER (SENATOR MOHR):
Senate Soper.

SENATOR SOPER:
Mr. President, I want you to understand...

PRESIDING OFFICER (SENATOR MOHR):
Senator...Senator Soper...

SENATOR SOPER:
...I don't concede to anybody...no privilege at all
I just want to say this...Fawell's going to talk. Senator
Fawell wants to talk on this thing and I told him I've heard
enough about this thing and I know what he's going to say
and he's going to reiterate what he said before. Unless
he wants to vote for the bill I'll listen to him, but if
he doesn't want to vote for the bill, I'll say this...call
for the previous question.
PRESIDING OFFICER (SENATOR MOHR):
For what purpose does Senator Fawell arise?

SENATOR FAWELL:
...You know, as a matter of personal privilege. I...I
did raise my hand quite some time ago. I haven't said much
of anything today. I don't think I've said anything at all.
I just sat here and done my duty. And I...I did see the Chair
nod toward me or maybe it was somebody behind me but I thought
you nodded toward me so I sat secure here assuming that my name
was on that list. I went up there and found that it wasn't on
the list. I think your sidekick would tell you that I did
attempt to get your...your nod. And I have just a few points
because I'm still kind of going back and forth here. I'm
not quite sure what I want to do yet but maybe if I have
some reaction to my comments I might be able to make up
my mind.

PRESIDING OFFICER (SENATOR MOHR):

Well, Senator, if...if you did ask for recognition
and I did nod. I'm sorry. After you're up here a while
you head automatically goes this way you know. I...I'm
sorry. I do apologize and I'm sure that your friend
Senator Soper knowing that your...still...you still haven't
made up your mind would relinquish that little bit of time.
Thank you Senator Soper.

SENATOR FAWELL:
The...

PRESIDING OFFICER (SENATOR MOHR):

Senator Soper.

SENATOR SOPER:

Now, this is the first time I've talked on any of these
bills and I don't mind you know and...and Senator...Senator Fawell,
I think he's a friend of mine but I don't want to be classed
as a second class citizen because he comes from Naperville
and I come from Cicero. But if he thinks he could change his
mind on this bill when that light turns red, Senator Fawell,
that's the end of the discussion. Okay? Thank you. Okay.
After this don't ask for any more privileges. Please, and...

PRESIDING OFFICER (SENATOR MOHR):

...Senator Fawell is shaking his head yes that his mind
will be made up when the red light goes on. Senator...
for what purpose does Senator Rock arise?

SENATOR ROCK:

I...well, I have not spoken on this particular matter
either and I too had my hand up and I'm sure my good friend
from Berwyn will also yield to me.

PRESIDING OFFICER (SENATOR MOHR):
That's Cicero.

SENATOR ROCK:

Oh, is that where it is? Oh, right next door. Okay.

PRESIDING OFFICER (SENATOR MOHR):

Cicero. All right we're going to recognize Senator Fawell. The distinguished Senator from Cicero does have to get home tonight so in order we might save a little time we'll recognize Senator Fawell.

SENATOR FAWELL:

Well, thank you. I had...I had just one thought that popped in my mind when Senator Swinarski was debating this bill. He...he brought out...at first I might say I had some feelings against the bill because I felt that government getting into...interfering with free enterprise in the gambling scene is something...government coming into the free enterprise system of gambling was something that I raised my eyebrows at just a bit and this was...this was a feeling I had until Senator Swinarski brought out the fact that a number of the churches evidently enthralled with the idea of what bingo can do are also looking toward the possibility of being able to sell the lottery tickets and thus add to their income. So it seems to me therefore we're going to have the opportunity now of enlarging the free enterprise system insofar as our churches are concerned so they can also get into the act here and make more profit insofar as selling of lotteries are concerned that that might be a plus. I might add that if we are going to start going that far perhaps we can even look to the area of other parts of the area of crime. Some wag have even suggested that maybe we can turn the house of prostitution over to the church also. I can think of no other guardian that could better operate such houses and perhaps by so doing we would be able to eliminate a lot of the problems that might be associated in that particular area and
who knows be able to make money also. I'm obviously saying
something with a jocular vim. It may not quite strike some
of you that way but I think if we give some long and hard
thought to what we're doing here you just cannot escape: the
fact that we're talking about gambling, we're talking
about something that just can't be called uplifting and I
think it grows to the absurd when we start talking about the
fact that our churches want something like this. I know for
a matter of fact that at least the communications I have had
from the ministers and the priests and the rabbis that have
communicated with me have indicated that this is something
of which they want no part of and I think we really are kidding
ourselves if we think that it is something that the churches
want or that anybody who has given long and serious thought to it.
The only good part of it I think that I can see is the fact
that after just a few years we're going to find the novelty
of it wear off and it'll be something that we'll be meeting
here to discard. I plan to vote in the negative.

PRESIDING OFFICER (SENATOR MOHR):

Senator Soper.

SENATOR SOPER:

Now if nobody minds the Senator from Cicero, Berwyn and
constituency would move the previous question. Thank you.

PRESIDING OFFICER (SENATOR MOHR):

Senator Soper moves the previous question. All those
in favor signify by saying aye. Opposed? Motion carries.

Senator Clarke.

SENATOR CLARKE:

I'd like to rise on a point of personal privilege.

I've sat here all day listening and I just like to go back to
the day we voted on suspending debate on explaining your vote.
And I said at that time that people are always jumping up and
saying...I think we had a wonderful example today when the
Senator from Chicago got up and made an impassioned speech and at the end of his speech he moved the previous question. And if this is a deliberative Body that distinguishes us from the other Body then we ought to be deliberative, give everybody a chance to have their say and we're not doing that and I think it's a shame.

PRESIDING OFFICER (SENATOR MOHR):

Senator Scholl may close.

SENATOR SCHOLL:

Call the roll.

PRESIDING OFFICER (SENATOR MOHR):

The question is shall SB pass and on that question the Secretary will call the roll.

SECRETARY:

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

PRESIDING OFFICER (SENATOR MOHR):

...Schaffer, aye. ...Call the absentees.

SECRETARY:

Berning, Buzbee, Glass, Graham, Johns, Smith.

PRESIDING OFFICER (SENATOR MOHR):

On that question the yeas are 32. The nays are 22. SB 12 having failed to receive the required three-fifth's vote to be effective immediately, such vote is being reconsidered pursuant to Senate Rule 20. Senator Scholl.
SENATOR SCHOLL:

I move to adopt Amendment No. 8 which states the immediate effective date and substitutes the date of July 1st, 1974. It's going to be effective July 1st.

PRESIDING OFFICER (SENATOR MOHR):

The Secretary informs me that your amendment strikes Article 3 which is the effective date. ...is made by Senator Scholl the adoption of the amendment. Senate...Senator Knuepfel.

SENATOR KNUEPFEL:

...On a point of...point of inquiry only, what was the last...what was the issue on the last vote? No...I don't know...I don't want to know the score I want to know the issue. Was...was that on passage? Well, if that was on passage...oh, I see it...it failed. Well, now you have...it is already failed once it has been on postponed consideration. This I would suggest that this was the second failure in failing to meet the constitutional mandate of 36 votes, therefore the bill ought to be dead at this point.

PRESIDING OFFICER (SENATOR MOHR):

...I will read Senate Rule 20. The bill did not fail. It failed to receive 36 votes...received 32 votes which is more than needed for normal passage. Senate Rule 20. When an Act contains a clause or a proviso fixing the effective date prior to the first day of July of the next Calendar year, the question shall be, shall the bill pass. And if declared affirmatively by a vote of three-fifth's of the Senators elected then the bill shall be deemed passed. If a majority of less than three-fifth's Senators vote affirmatively on the Question then the vote on the bill shall be deemed reconsidered and the bill subject to amendment by striking

(ILC/2-73/5M)
out the emergency clause and the effective date and then
the bill shall be under consideration on third reading
with the emergency clause and the effective date stricken.
That's where we are. The motion then is...is that of
Senator Scholl on the adoption of Amendment No. 8 to strike
the effective date. ...favor signify by saying aye.
Opposed. The ayes have it. It takes a simple majority
on the minutes...on the amendment. The Secretary will
call the roll. This is on the adoption of Senator Scholl's
amendment.
SECRETARY:

Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
Dougherty, Pawell, Glass, Graham, Harber Hall, Kenneth
Hall, Hynes, Johns, Keegan, Knuepfen, Knuppel, Kosinski,
Latherow, McBurnie, McCarthy, Merritt, Mitchler, Howard
Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
Weaver, Welsh, Wooten, Mr. President.
PRESIDING OFFICER (SENATOR MOHR):

Senator Newhouse.

SENATOR NEWHOUSE:

Mr. President, we just voted on a technical motion for
reconsideration. Is that correct?
PRESIDING OFFICER (SENATOR MOHR):

No. We voted on the adoption of an amendment.

SENATOR NEWHOUSE:

Then would you change my vote from aye to nay.
PRESIDING OFFICER (SENATOR MOHR):

Senator Newhouse...will be recorded nay. On that
question the ayes are 34. The nays are 18. The amendment
is adopted. Senator Smith. Now the question is shall SB 12 pass. And on that question the Secretary will call the roll.

SECRETARY:

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

Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,

Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,

Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith, Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,

Weaver, Welsh, Wooten, Mr. President.

PRESIDING OFFICER (SENATOR MOHR):

On that question the yeas are 32. The nays are 22.

SB 12 having received the constitutional majority is declared passed...request for verification. The Senators will be in their seats, have a little order and the Secretary will call the roll.

SECRETARY:

The following voted in the affirmative: Berning, Buzbee, Carroll, Chew, Conolly, Course,...

PRESIDING OFFICER (SENATOR MOHR):

Senator Buzbee is in his chair.

SECRETARY:


PRESIDING OFFICER (SENATOR MOHR):

The roll call has been verified. Senator Rock.

SENATOR ROCK:
Thank you, Mr. President. Having voted on the prevailing side, I do now move to reconsider the vote by which SB 12 was passed.

PRESIDING OFFICER (SENATOR MOHR):

Senator...Senator Rock...Senator Rock moves to reconsider. Senator Dougherty moves that motion lie on the Table. All those in favor, signify by saying aye. Opposed. Motion carries.

Senator Ozinga.

SENATOR OZINGA:

Matter of personal privilege. I was accused before of using the word threat, and I want the newspapers to hear this. Ok, we've gotten two Senators from our side of the aisle that were forced to vote for this bill. If they didn't vote for this bill why...don't shake your head, Senator Scholl. Sit down if you don't like what I'm going to say. You're the sponsor of this bill. You're the brother that's going to perpetuate yourself in this Legislature because you voted for this bill...

PRESIDING OFFICER (SENATOR MOHR):

The Senator will confine his remarks to...

SENATOR OZINGA:

Ok. Matter of personal privilege. I'm going...I was accused of using the word threat. I was told by good information that at least two or at least one of our Senators from this side of the aisle, that was consciously against this type of legislation, voted for this bill and was on the roll call voting for this bill on behalf of the Governor, he may not sign the bill that he was so vitally interested in, which is a political bill. Yeah...yeah. This is for the consolidation of the voting area in the State of Illinois. It was a vital bill. Our good Senators were forced to vote for this bill, not because of their good conscience, because of a statement that was made by the Governor's Aide to a third person to come to us and our Senator had to vote for this bill because he does definitely want for
the good of the people of the State of Illinois that this bill would be passed. And, I think this is ridiculous. From this point on I have nothing further.

PRESIDING OFFICER (SENATOR MOHR):

Senator Soper.

SENATOR SOPER:

...Mr. President, and Gentlemen of the Senate...Ladies and Gentlemen of the Senate, now, I was one that voted for this bill and I feel that nobody threatened me. And I don't know what Senator Ozinga's talking about, what bill. I didn't sponsor a bill...I'm not...well...now, if Senator Ozinga has some information and...this innuendoes and somebody talked to somebody and somebody said something and some Senator was threatened...threatened about this bill about some bill that's something or other. I wish he'd get up and just name names and tell us what it's all about....

PRESIDING OFFICER (SENATOR MOHR):

...Senator...for...

SENATOR SOPER:

Senator, please. Now, ....

PRESIDING OFFICER (SENATOR MOHR):

I was just going to...

SENATOR SOPER:

...many of us on this side voted for this bill. And... if this is going to be something about...everybody's going to have, you know, when the stuff hits the fan, it's going to get all over all of us. Understand?

PRESIDING OFFICER (SENATOR MOHR):

For what purpose does President Harris rise?

SENATOR HARRIS:

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

PRESIDING OFFICER (SENATOR MOHR):

President Harris.
SENATOR HARRIS:

I hate to interrupt my good friend, Senator Soper, but

I want to call attention to the Body to the fact that we have

a good many more important matters still on this Calendar.

And, I'm not going to preclude Senator Walker...Senator Soper's

opportunity to address himself to this point of personal pri-

vilege, but I just urge the membership to be mindful of the

fact that we have a great deal of work left to do tonight.

And, please keep that in mind and let's get on with the work

that remains before us.

PRESIDING OFFICER (SENATOR MOHR):

The point is well taken and perhaps the Sergeant-at-arms

could send out ... go out and bring some...cup of coffee to

our members, those of you that might like a cup and we'll keep

our eyes open and continue here. Senator Soper.

SENATOR SOPER:

Well, I...I just wanted...I want to conclude. I just

want to make a statement that I haven't been threatened, I

haven't been promised, nobody ever promised me anything, because

they understand me. When I...when I make up my mind, there's

nothing that...that changes my mind about anything. So, I

want Senator Ozinga to know that if he has my name in his...

in his little book or whatever he's got on this subject, that

I wish he'd get up and he'd make the statement, and say that

Soper's not involved in this thing in any way. And, then I'll

conclude my statement. Senator Ozinga, please tell me, am I

involved in this thing?

PRESIDING OFFICER (SENATOR MOHR):

I can answer for you Senator. You're not involved...

SENATOR SOPER:

No. I want Ozinga to state...You know he talks a lot...

PRESIDING OFFICER (SENATOR MOHR):

Well I way going to say....

SENATOR SOPER:
1. ...and I want him to say, Soper is or Soper isn't.

2. PRESIDING OFFICER (SENATOR MOHR):
   Soper is not. Thank you.

3. SENATOR SOPER:
   Put him on the...put him on the telephone there.

4. PRESIDING OFFICER (SENATOR MOHR):
   He said, Soper is not. That's the end of the discussion.

5. SENATOR SOPER:
   Will you please put him on the...the tape.

6. PRESIDING OFFICER (SENATOR MOHR):
   Senator Scholl on SB 13...SB 13, Senator Scholl.

7. SENATOR SCHOLL:
   Mr. President, Members of the Senate, I ask leave to take SB 13 back to 2nd reading for the purpose of an amendment.

8. PRESIDING OFFICER (SENATOR MOHR):
   Is there leave? Leave is granted. Explain your amendment,


10. SENATOR SCHOLL:
    What this ... amendment does, it sets up the expense account for the State Lottery and it's... instead of the $27,000,000 that was originally appropriated, we're appropriating $886,000, which will be able to get the lottery started. Be able to let the Department buy equipment and hire some personnel.

11. PRESIDING OFFICER (SENATOR MOHR):
    Senator Scholl moves the adoption of Amendment No. 2. All those in favor, signify by saying aye. Opposed. Amendment No. 2 is adopted. Senator Scholl. 3rd reading. House...

12. house bills 3rd reading. Senator Carroll. HB 42.

13. SECRETARY:
    HB 42 (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER (SENATOR MOHR):
Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. HB 42 is an emergency measure to make a...an appropriation of lapsed funds. These were funds that had been appropriated in fiscal year '73, that because of processing of private payments to medically indigent, they had not come in before the end of the fiscal year, and the Court of Claims has made this award. This is a reappropriation of lapsed funds and I would ask for 36 votes.

PRESIDING OFFICER (SENATOR MOHR):

Further discussion? The question is shall HB 42 pass. And on that question, the Secretary will call the roll.

SECRETARY:

Bartulis....

PRESIDING OFFICER (SENATOR MOHR):

...require 36 votes.

SECRETARY:

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

PRESIDING OFFICER (SENATOR MOHR):

Johns, aye. Bruce, aye. Davidson, aye. Swinarski, aye. Latherow, aye. Berning, no. On that question, the yeas are 43, the nays are 3. HB 42 having received the required 3/5's vote is declared passed. HB 43, Senator Davidson.
3rd reading of the bill.

Senator Davidson:

...Mr. President...

Presiding Officer (Senator Mohr):

Senator Davidson.

Senator Davidson:

...Members of the Senate, this is appropriation covering pay claims. It's already been approved by the...and been awarded by the Court of Claims. If there's questions on any of the claims, I'd be glad to answer them. If not,...appreciate a favorable vote.

Presiding Officer (Senator Mohr):

Senator Rock.

Senator Rock:

Thank you, Mr. President. I rise in support of HB 43 and urge the membership on this side to support this with an aye vote. It's an ordinary appropriation for awards already made by the Court.

Presiding Officer (Senator Mohr):

Further discussion? The question is shall HB 43 pass. And, on that question, the Secretary will call the roll. This would take 36 votes.

Secretary:

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

PRESIDING OFFICER (SENATOR MOHR):


On that question, the yeas are 43, the nays are none. HB 43
having received the required 3/5's vote is declared passed.

Senator Scholl, SB 13.

SECRETARY:

SB 13 (Secretary reads title of bill)

3rd reading of the bill.

SENATOR SCHOLL:

Mr. President, Members of the Senate, SB 13 ... adds the
sum of $886,000 ... as the appropriation for the Department
of Revenue in preparing the State Lottery: It reduces the
figure that was originally asked for of $27,000,000 because
it's not necessary because the lottery does not start till
next July. I ask for a favorable roll call.

PRESIDING OFFICER (SENATOR MOHR):

Further discussion? The question is, shall SB 13 pass
and on that question, the Secretary will call the roll.

SECRETARY:

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

PRESIDING OFFICER (SENATOR MOHR):


SENATOR MCBROOM:
Yeah. I'd like a verification.

PRESIDING OFFICER (SENATOR MOHR):

On that...Give the count and then you can ask for a verification. On that question, the yeas are 38, the nays are 12. SB 13 having received the required 3/5's vote is declared passed. The request for verification and the those voting in the affirmative. Secretary will call the roll.

SECRETARY:

The following voted in the affirmative: Bartulis, Berning, Buzbee, Carroll,

PRESIDING OFFICER (SENATOR MOHR):

Senator Bartulis is in the back there...Continue with the roll call. We...we'll pick up where we left off. Senator Bartulis is in the back.

SECRETARY:

Berning, Buzbee, Carroll, Chew, Clarke, Conolly, Course,

PRESIDING OFFICER (SENATOR MOHR):

Senator Conolly. Senator Conolly on the Floor? Senator Conolly is on the Floor.

SECRETARY:

Course.

PRESIDING OFFICER (SENATOR MOHR):

Senator Clarke is to your right.

SECRETARY:

Daley, Davidson, Donnewald, Dougherty, Harber Hall, Kenneth Hall,

PRESIDING OFFICER (SENATOR MOHR):

Harber Hall.

SECRETARY:

Hynes,

PRESIDING OFFICER (SENATOR MOHR):

Is Senator Harber Hall on the Floor? Would you...Senator Harber Hall is on the phone. Sen...Senator Harber Hall's
1. name will be removed unless he gets back before the roll call.
2. If...if at the end of the roll call he's not on the Floor,
3. his name will be removed. Continue.
4. SECRETARY:
5. Kenneth Hall, Hynes, Keegan, Kosinski, Howard Mohr,
6. Don Moore, Netsch, Nudelman, Palmer, Partee, Rock, Roe, Romano,
7. Saperstein, Savickas,
8. PRESIDING OFFICER (SENATOR MOHR):
9. Senator Roe? I don't know how you have difficulty seeing
those big fellows.
10. SECRETARY:
11. Romano, Saperstein,
12. PRESIDING OFFICER (SENATOR MOHR):
13. The last place you'd expect to find him, in his seat.
14. SECRETARY:
15. Schaffer, Scholl, Shapiro, Soper, Swinarski, Vadalabene,
16. Walker, Welsh, Wooten, Mr. President.
17. PRESIDING OFFICER (SENATOR MOHR):
18. Senator Harber Hall is not on the Floor. His name will
be removed. That...roll call on that will be changed to 37
eyes and 12 nays. Senator Rock...
19. SENATOR ROCK:
20. Thank you, Mr. President, Having voted on the prevailing
side, I do now move to reconsider the vote by which SB 13
passed.
21. PRESIDING OFFICER (SENATOR MOHR):
22. Senator Rock, moves to reconsider. Senator Welsh moves
to lie that on the Table. All those in favor, signify by
saying aye. Opposed. The motion carries. Any further
business to come before this Session, the Third Special?
23. President Harris.
24. PRESIDENT HARRIS:
25. ...till 10:15. All right. Mr. President, if there is
1. no further business to come before the Third Special Session.
2. I will move to adjourn until 10:15 a.m. Friday, November 30th.
3. 10:15 a.m. tomorrow morning.
4. PRESIDING OFFICER (SENATOR MOHR):
5. President Harris moves to adjourn until 10:15 a.m. Friday, November 13th. All those in favor, signify by saying... 30th
6. November 30th. All those in favor, signify by saying aye.
7. Opposed. Senate will stand adjourned in the Third Special
8. Session until 10:15, Friday, November 30th.