

Doorkeeper: "Attention Members of the House of
 Representatives, the House will convene in fifteen
 minutes. Attention Members of the House of
 Representatives, the House will convene in five
 minutes. All persons not entitled to the House floor,
 please retire to the gallery."

Speaker Redmond: "The House will come to order. Members
 please be in their seats. Be led in prayer by the
 Reverend Krueger, the House Chaplain."

Reverend Krueger: "In the name of the Father, the Son and
 the Holy Ghost, Amen. O Lord, bless this House to Thy
 service this day. Amen. Edgar W. Work wrote: 'The
 real tragedy of life is not being limited to one
 talent, but in the failure to use that one talent'.
 Let us pray. Almighty Father, we are grateful for all
 the many blessings of this life and the endowments
 with which Thou hast enabled each of us to possess.
 Guide us this day and always that we may fulfill the
 potential Thou hast laid upon us. May our labours as
 Members of this House of Representatives be well
 pleasing in Thy sight and for the good of the people
 of the State of Illinois whom we are elected to serve;
 through Jesus Christ our Lord. Amen."

Speaker Redmond: "Pledge of Allegiance, Mrs. Barnes." 31

Members: "I pledge allegiance to the flag of the United
 States of America, and to the Republic for which it
 stands, one nation under God, indivisible, with
 liberty and justice for all." 35

Speaker Redmond: "Roll Call for attendance. Miz Barnes.
 Your switch only. Take the record. Messages from the
 Senate." 38

Clerk O'Brien: "A message from the Senate, by Mr. Wright,
 Secretary. Mr. Speaker, I'm directed to inform the
 House of Representatives that the Senate adopted the
 following Senate Joint Resolution, the adoption of
 which I'm instructed to ask concurrence of the House 43

of Representatives to wit: Senate Joint Resolution 44
 #95 adopted by the Senate May 9, 1980, Kenneth Wright,
 Secretary."

Speaker Redmond: "Senate Bills First Reading." 46

Clerk O'Brien: "Senate Bill ¹⁵⁰⁸ 1850, Satterthwaite. A Bill for 48
 An Act to amend Sections of the alcoholism and 49
 intoxication treatment Act, First Reading of the Bill. 50
 Senate Bill 1522, Bullock. A Bill for An Act to amend
 Sections of the Revenue Act, First Reading of the 51
 Bill. Senate Bill 1564, Klosak. A Bill for An Act to 52
 amend Sections of the Criminal Code, First Reading of
 the Bill. Senate Bill 1706, Grossi. A Bill for An 53
 Act to amend Sections of the Criminal Code, First 54
 Reading of the Bill."

Speaker Redmond: "Introductions, First Reading." 56

Clerk O'Brien: "House Bill 20...3612, Representative Pierce. 58
 A Bill for An Act to amend Sections of the Revenue 59
 Act, First Reading of the Bill."

Speaker Redmond: "Yeah, I guess I did wrong. Messages from 61
 the Senate."

Clerk O'Brien: "A message from the Senate, by Mr. Wright, 63
 Secretary. Mr. Speaker, I'm directed to inform the 64
 House of Representatives, the Senate has adopted the 65
 following Preamble and Joint Resolution, the adoption
 in which I'm instructed to ask concurrence of the 66
 House of Representatives to wit: Senate Joint 67
 Resolution #83, adopted by the Senate May 1, 1980, 68
 Kenneth Wright, Secretary."

Speaker Redmond: "House Bills, Second Reading. Page 2. 70
 2837. Is that one we've been taking out...does 71
 anybody know? Oh yeah. Out of the record. 2845. 72
 We've been taking that one out too, haven't we? Do
 you remember the story on 2845 and 46, Mr. Clerk? I 73
 suppose we'd better take those out. Representative 74
 Frederick."

Frederick: "Mr. Speaker, July the 1st is coming and in 76

effort to do my part to clean up the calendar, I would 77
like unanimous consent to table House Bill 3112 on 78
page 12."

Speaker Redmond: "Does the Gentleman have leave? Hearing no 80
objection, leave is granted. 2898. Well there's 81
no..."

Clerk O'Brien: "House Bill 2898. A Bill for An Act to 83
reduce state occupation and use tax on food for human 84
consumption and prescription and non-prescription 85
medicines. Second Reading of the Bill. Amendment #1
was adopted in Committee."

Speaker Redmond: "Any motion with respect to Amendment 1 or 87
any Amendment from the floor?" 88

Clerk O'Brien: "No motions or Floor Amendments." 90

Speaker Redmond: "Third Reading. 2912." 92

Clerk O'Brien: "House Bill 2912. A Bill for An Act making 94
an appropriation to the Chicago Community School Study 95
Commission. Second Reading of the Bill. Amendment #1 96
was adopted in Committee."

Speaker Redmond: "Any motions with respect to Amendment 1 or 98
Amendments from the floor?" 99

Clerk O'Brien: "No motions or Floor Amendments." 101

Speaker Redmond: "Third Reading. 2914." 103

Clerk O'Brien: "There's a request for a fiscal note filed on 105
2914."

Speaker Redmond: "2918." 107

Clerk O'Brien: "House Bill 2918. A Bill for An Act to 109
effect the revision of several laws in relation to the 110
election of local public officials to perform with 111
statutory consolidation of elections. Second Reading
of the Bill. Amendments #1, 2 and 4 were adopted in 112
Committee."

Speaker Redmond: "Any motions with respect to Amendments 1, 114
2 and 4? Amendments from the floor? You want to take 115
it out of the record and let Chalkie look for the 116
Bill? We'll take this one out of the record. 2941."

Clerk O'Brien: "House Bill 2941. A Bill for An Act to amend 118
Sections of An Act on blood tests to determine 119
parentity. Second Reading of the Bill. Paternity. 120
Amendment #1 was adopted in Committee."

Speaker Redmond: "Any motion with respect to Amendment 1 or 122
Amendments from the floor?"

Clerk O'Brien: "No motions or Floor Amendments." 124

Speaker Redmond: "Third Reading. 2960. Out of the record. 126
2994."

Clerk O'Brien: "House Bill 29..." 128

Speaker Redmond: "Out of the record. 3019. That's got a 130
Floor Amendment."

Clerk O'Brien: "House Bill 3019. A Bill for An Act making 132
appropriations to the St. Louis Metropolitan Area 133
Airport Authority. Second Reading of the Bill. 134
Amendment #1 was adopted in Committee."

Speaker Redmond: "Any motions with respect to Amendment 1? 136
Representative Getty. Representative Younge." 137

Getty: "We'd like to hold it on Second." 139

Speaker Redmond: "Okay. Representative Younge." 141

Younge: "On Second." 143

Speaker Redmond: "Okay. 3025." 145

Clerk O'Brien: "House Bill 3025. A Bill for An Act to 147
provide for the ordinary and contingent expenses of 148
the Department of Revenue. Second Reading of the 149
Bill. Amendments #1, 2 and 3 were adopted in
Committee."

Speaker Redmond: "Any motions with respect to Amendments 1, 151
2 and 3? Any Amendments from the floor?" 152

Clerk O'Brien: "No motions or Floor Amendments." 154

Speaker Redmond: "Third Reading.3044. 3044." 156

Clerk O'Brien: "House Bill 3044. A Bill for An Act making 158
an appropriation for the ordinary and contingent 159
expenses of the Department of Children and Family 160
Services. Second Reading of the Bill. Amendments #1,
2 and 3 were adopted in Committee." 161

Speaker Redmond: "Any motion with respect to Amendments 1, 2 163
and 3 or any Amendments from the floor?" 164

Clerk O'Brien: "No motions or Floor Amendments." 166

Speaker Redmond: "Third Reading. 3051." 168

Clerk O'Brien: "House Bill 3051..." 170

Speaker Redmond: "Representative Hallstrom indicates it 172
should be taken out of the record. 3120. 3120." 173

Clerk O'Brien: "House Bill 3120. A Bill for An Act..." 175

Speaker Redmond: "Representative Schneider. Well I'm not 177
taking those that have Floor Amendments, because the 178
attendance is a little slim. I'll go back to them, 179
but..."

Clerk O'Brien: "House Bill 3120. A Bill for An Act to amend 181
Sections of the Criminal Code. Second Reading of the 182
Bill."

Speaker Redmond: "Take this one out of the record. 31... 184
3127."

Clerk O'Brien: "House Bill 3127. ...next Amendment 3. 186
There's a Floor Amendment on this too." 187

Speaker Redmond: "Take this one out of the record. I think 189
I'd be looking for trouble. 3200. Out of the record. 190
3262."

Clerk O'Brien: "House Bill 3262. A Bill for An Act to 192
codify civil procedures. Second Reading of the Bill. 193
No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?" 195

Clerk O'Brien: "None." 197

Speaker Redmond: "Third Reading. 3271." 199

Clerk O'Brien: "House Bill 3271. A Bill for An Act in 201
relation to requiring the disclosure of beneficiaries 202
and other parties related to land trusts, in the 203
course of investigating fires and making such
disclosure....disclosed information public. Second 204
Reading of the Bill. Amendment #1 was adopted in 205
Committee."

Speaker Redmond: "Any motion with respect to Amendment 1 or 207

any Amendments from the floor?"	208
Clerk O'Brien: "No motions or Floor Amendments."	210
Speaker Redmond: "Third Reading. 3313...wait a minute now. I backed away from that one, I was a... 3368."	212
Clerk O'Brien: "House Bill 3368. A Bill for An Act to amend the State Occupation and Use Tax Act. Second Reading of the Bill. No Committee Amendments."	215
Speaker Redmond: "Any Amendments from the floor?"	218
Clerk O'Brien: "None."	220
Speaker Redmond: "Third Reading. 3430."	222
Clerk O'Brien: "House Bill 3430. A Bill for An Act in relation to personal property tax replacement fund. Second Reading of the Bill. Amendment #1 was adopted in Committee."	224
Speaker Redmond: "Any motion with respect to Amendment 1 or any Amendments from the floor?"	228
Clerk O'Brien: "No motions or Floor Amendments."	229
Speaker Redmond: "Third Reading. 3475."	231
Clerk O'Brien: "House Bill 3475. A Bill for An Act to amend Sections of the Abused and Neglected Child Reporting Act. Second Reading of the Bill. No Committee Amendments."	233
Speaker Redmond: "Any Amendments from the floor?"	235
Clerk O'Brien: "None."	236
Speaker Redmond: "Third Reading. 3967. On page 8. Oh my goodness. Representative Henry. Henry out there? Representative Jack Davis, would you please come to the well of the podium? Representative Jack Davis. And on page 17 House Bills Third Reading, appears House Bill 3505. Representative Ropp is recognized. Representative Mahar, will you please let Representative Ropp address the assembly? 3505."	239
Clerk O'Brien: "None."	241
Speaker Redmond: "Third Reading. 3967. On page 8. Oh my goodness. Representative Henry. Henry out there? Representative Jack Davis, would you please come to the well of the podium? Representative Jack Davis. And on page 17 House Bills Third Reading, appears House Bill 3505. Representative Ropp is recognized. Representative Mahar, will you please let Representative Ropp address the assembly? 3505."	243
Ropp: "Yeah, Mr. Speaker and Members of the House. I'll defer to Representative Getty to explain the Amendment please."	244
Speaker Redmond: "Are there any Amendments...any motions	245
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with respect to 3505? Representative Ropp moves to 254
ask leave to return 3505 to the Order of Second 255
Reading. Does he have leave? Hearing no objection,
leave is granted. Any Amendments from the floor, Mr. 256
Clerk."

Clerk O'Brien: "Amendment #1, Getty - Ropp. Amends House 258
Bill 3505 on page 1, line 1 and 5, by changing Section 259
3 to Sections 3 and 21 and so forth."

Speaker Redmond: "Representative Getty." 261

Getty: "Mr. Speaker and Members of the House. Amendment #1 263
would provide consistently with the provisions that we 264
made in the Guardian Act last year, that revenues 265
collected in counties with a population over a
million. So this would only affect Cook County. It 266
would have the one percent of that revenue allotted 267
for the sole purpose of use for the Guardian's Office.
And I would move for adoption of that Amendment." 268

Speaker Redmond: "Representative Ropp." 270

Ropp: "I move its adoption." 272

Speaker Redmond: "Any further discussion? The question's on 274
the Gentleman's motion for the adoption of Amendment 275
1. Those in favor say 'aye', oppose...oppose 'no'. 276
The 'ayes' have it. The motion carried and the
Amendment is adopted. Any further Amendments?" 277

Clerk O'Brien: "No further Amendments." 279

Speaker Redmond: "Third Reading. How about Senate Bills 281
Second Reading, on page 18. 1378." 282

Clerk O'Brien: "There's a request for a fiscal note on this 284
Bill, not yet filed."

Speaker Redmond: "How about Senate Bills First, have we done 286
those?"

Clerk O'Brien: "We've done those." 288

Speaker Redmond: "House Bills Second Reading. Let's go back 290
to page 2. 1295, out of the record. 2220. What have 291
you got? Fiscal note been furnished on 2220?" 292

Clerk O'Brien: "Fiscal note is not yet filed." 294

Speaker Redmond: "Out of the record. 2520. Is Christenson here? Out of the record. 2705. Out of the record. 2824. Out of the record. 2932, is Griesheimer here? Out of the record. 3013, Representative C.M. Stiehl. C.M. Stiehl here? Out of the record. 3114. Schneider here?"	296 297 298 299
Clerk O'Brien: "House Bill 3114. A Bill for An Act to amend Sections of the School Code. Second Reading of the Bill. No Committee Amendments."	301 302
Speaker Redmond: "Any Amendments from the floor?"	304
Clerk O'Brien: "Floor Amendment #1, Deuster. Amends House Bill 3114, by deleting everything after the enacting clause and inserting in lieu thereof the following."	306 307 308
Speaker Redmond: "Representative Schneider. Who is the Sponsor of the Amendment?"	310
Clerk O'Brien: "Representative Deuster."	312
Speaker Redmond: "Deuster on the floor? What's your pleasure, Representative Schneider? Out of the record."	314 315
Schneider: "Keep the Bill in...hold on. I'm ready for mine."	317
Speaker Redmond: "Which one is that?"	319
Schneider: "What am I, two or three. No keep it in the record."	321
Speaker Redmond: "How about 3135?"	323
Schneider: "Keep it moving, Bill. I mean I...."	325
Speaker Redmond: "He wants it out of the record. Do you want...."	327
Schneider: "No No, I want the Bill in the record. I want that Amendment out. I want to go ahead with mine."	329 330
Speaker Redmond: "Well, if he's not here....further Amendments."	332
Clerk O'Brien: "Floor Amendment #2, McGrew - Rea. Amends House Bill 3114 on page 7, line 34, by inserting after the period the following."	334 335
Speaker Redmond: "Representative Schneider, Amendment 2."	337

Schneider: "The Sponsor's not here, I'd like to move on to
Amendment #3." 339

Speaker Redmond: "Any further Amendments?" 341

Clerk O'Brien: "Floor Amendment #3, Schneider. Amends House
Bill 3114, on page 12, line 11 and so forth." 344

Speaker Redmond: "Who's the Sponsor? Schneider." 346

Schneider: "Thank you Mr. Speaker and Members of the House.
Amendment #3 just increases the guarantee per pupil
from 1463 per pupil to 1477. There are the
appropriate dollar amounts that represent that
guarantee in the Amendment. I would move its
adoption." 348
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Speaker Redmond: "Any discussion? The question's on the
Gentleman's motion for adoption of Amendment 3. Those
in favor say 'aye', 'aye', oppose 'no'. The 'ayes'
have it. The motion carries, the Amendment's adopted.
Any further Amendments?" 353
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Clerk O'Brien: "No further Amendments." 358

Speaker Redmond: "Third Reading. How about 3135? Didn't
move much." 360

Clerk O'Brien: "House Bill 3135. A Bill for An Act making
an appropriation to the Illinois Public Employees'
Pension Laws Commission. Second Reading of the Bill.
No Committee Amendments." 362
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Speaker Redmond: "Any Amendments from the floor?" 366

Clerk O'Brien: "None." 368

Speaker Redmond: "Third Reading. 3140. Dan Pierce here?
Out of the record. 3147. Read the Bill." 370
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Clerk O'Brien: "House Bill 3147. A Bill for An Act in
relation to damage to streets and roads caused by
public and private utilities. Second Reading of the
Bill. No Committee Amendments." 373
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Speaker Redmond: "Any Amendments from the floor?" 377

Clerk O'Brien: "Floor Amendment #1, Mahar. Amends House Bill
3147 on line 13, by deleting ten and inserting in lieu
thereof thirty and in line 20 by deleting ten and
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inserting in lieu thereof thirty." 381

Speaker Redmond: "Representative Mahar." 383

Mahar: "Thank you, Mr. Speaker and Ladies and Gentlemen of 385
the House. I ask leave to withdraw Amendment #1." 386

Speaker Redmond: "Amendment 1 is withdrawn. Any further 388
Amendments?"

Clerk O'Brien: "Floor Amendment #2, Terzich. Amends House 390
Bill 3147 on page 1, by deleting line 13 and inserting 391
in lieu thereof and so forth."

Speaker Redmond: "Representative Terzich." 393

Terzich: "Yes, Mr. Speaker, Ladies and Gentlemen of the 395
House. Amendment #2 simply amends the length of time 396
that is required for repair of the utilities upon 397
written notification. It would...it changes it from
10 to 21 days, and I would move for its adoption." 398

Speaker Redmond: "Any discussion? The question's on the 400
Gentleman's motion for the adoption of Amendment 2. 401
Those in favor say 'aye'. 'Aye'. Opposed, 'no'. The 402
'ayes' have it, and the motion carries. Any further
Amendments?"

Clerk O'Brien: "No further Amendments." 404

Speaker Redmond: "Third Reading. 3160." 406

Clerk O'Brien: "House Bill 3160." 408

Speaker Redmond: "Garmisa here? Out of the record. 3173." 410

Clerk O'Brien: "House Bill 3173, Stuffle... Out of the 412
record, Mr. Speaker."

Speaker Redmond: "Out of the record. 3184.?" 414

Clerk O'Brien: "House Bill 3184, Bowman. A Bill for An Act 416
to accelerate payments of real property taxes. Second 417
Reading of the Bill. Amendment #1 was adopted in 418
Committee."

Speaker Redmond: "Any motion with respect to Amendment 1 or 420
Amendments from the floor?"

Clerk O'Brien: "No motions filed." 422

Speaker Redmond: "Any Amendments from the floor?" 424

Clerk O'Brien: "Floor Amendment #2, Skinner. Amends House 426

Bill 3184 in Section 1, by deleting Section 224 and so forth." 427

Speaker Redmond: "Representative Bowman. Is Skinner on the floor? Representative Bowman. Representative Skinner is here." 429 430

Bowman: "I would just as soon hold the Bill on Second Reading." 432

Speaker Redmond: "Out of the record. 3196." 434

Clerk O'Brien: "House Bill 3196. A Bill for An Act to amend the Illinois Pension Code. Second Reading of the Bill. No Committee Amendments." 436 437

Speaker Redmond: "Any Amendments from the floor?" 439

Clerk O'Brien: "Amendment #1, Beatty. Amends House Bill 3196, on page 1, line 1 by inserting after 'of' the following and so forth." 441 442

Speaker Redmond: "Representative Beatty." 444

Beatty: "Mr. Speaker, I have a third Amendment that's being prepared and I don't know whether I should just hold these two till the third one appears. Why don't we just do that, take this out of the record? Come back to it in a couple days." 446 447 448 449

Speaker Redmond: "Out of the record. 3200. Bradley. Are you ready on that one? Fiscal note I guess is requested, has it been furnished? Out of the record. 3206, Representative Younge. 3206, Younge." 451 452 453

Clerk O'Brien: "House Bill 3206. A Bill for An Act to amend Sections of the Civil Administrative Code. Second Reading of the Bill. No Committee Amendments." 455 456

Speaker Redmond: "Any Amendments from the floor?" 458

Clerk O'Brien: "Amendment #1, Vinson. Amends House Bill 3206 on page 1, line 1 by inserting and to amend Section 55a of and so forth." 460 461

Speaker Redmond: "Representative Vinson." 463

Vinson: "Thank you, Mr. Speaker, Members of the House. I would urge a favorable vote on this Amendment. It will give us the wherewithal to assure that there will 466 467

be effective police administration in the city of Chicago." 467

Speaker Redmond: "Any discussion? Representative Getty." 469

Getty: "Well, Mr. Speaker, this is probably...this is 471
probably a whole new era in state and governmental 472
intrusion into the cities of our State. If this were 473
to pass and become law, the next step would be to have
the Governor take over every municipality in this 474
State. This is a Bill to make a totalitarian system 475
in this State. If there's any Amendment that ever 476
should be defeated, it is something that would give
the Governor under any circumstances the right to go 477
in and take over your city, your village, your 478
municipality and I say this should be soundly
defeated."

Speaker Redmond: "Anything further? Representative 480
Skinner."

Skinner: "Are we talking about House Bill 3206?" 482

Speaker Redmond: "3206." 484

Skinner: "What does this little innocuous Bill do, that so 486
horrifies the majority?"

Speaker Redmond: "Who are you asking?" 488

Skinner: "Anybody that knows what's in the Amendment." 490

Speaker Redmond: "Anybody know what's in the Amendment? 492
Representative Vinson."

Vinson: "Yes, Representative Skinner, in response to your 494
question. What the Amendment does, is in the event 495
that the Governor perceives an emergency in the 496
operation of police services in the city of Chicago,
it gives him the authority for a brief period of time 497
to suspend the police superintendent and to substitute 498
the Director of Law Enforcement. It only applies to
the city of Chicago." 499

Speaker Redmond: "Representative Skinner." 501

Skinner: "You mean similar to what was done in the a....in 503
Kansas City?"

Vinson: "I'm not familiar with Kansas City, Representative." 505

Skinner: "Well, back when the Prendergast Machine was so 507
corrupt that the State had to take over the city 508
police force in order to clean it up."

Vinson: "That's exactly the kind of situation we're 510
responding to."

Skinner: "You think such a situation exists in Chicago?" 512

Vinson: "Well, I read the newspapers, I'm a downstater, I 514
read the newspapers and I'm concerned about the 515
integrity of law enforcement up there."

Skinner: "Are you concerned about the blood pressure of the 517
Majority Leader?"

Vinson: "I'm sure that he will be much better off, if this 519
is adopted. I know that he can't support it on the 520
floor, but I'm sure he wants it in his heart."

Skinner: "So it's to wash his troubles away?" 522

Vinson: "Well, I think that he wants to make sure that he's 524
protected against these people as well as the other 525
citizens of Chicago."

Skinner: "Well thank you, for making this innocuous Bill 527
significant. Thank you."

Speaker Redmond: "Representative Bullock." 529

Bullock: "Thank you, Mr. Speaker, will the Sponsor yield to 531
a question?"

Speaker Redmond: "He will." 533

Bullock: "Representative, does this Bill provide for 535
reciprocity between the state government and the 536
Federal government?"

Vinson: "I'm not sure what kind of reciprocity you're 538
talking about sir."

Bullock: "In the event that the State of Illinois suffers an 540
absence of leadership under the Governor, that the 541
President could appoint an interim Governor for the 542
State of Illinois."

Vinson: "Well, I happen to believe that there's a 544
substantial difference in the relationship between 545

states and the Federal and between cities and the states." 545

Bullock: "Well, I think Representative if you take that argument to its logical conclusion, that with the present economic crisis that we have here in the State of Illinois, with Members of your side of the aisle constantly indicating business is fleeing from the state, which causes economic hardship on all of the citizens of the state, that certainly we're in a period now, that's precarious and we need to look for some additional help and I think that the President could provide it, if the Governor would support this Bill and provide reciprocity for the Federal..." 547
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Vinson: "Draft us an Amendment, sir." 556

Speaker Redmond: "Representative Stuffle." 558

Stuffle: "Yes, will the Sponsor yield? Representative Vinson, as I read your Amendment the other day, I think it has a 120 day time limit in it, is that right?" 560
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Vinson: "In the initial period, it could be extended, but only with review by the Legislature." 563
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Stuffle: "We'd have to do something. You think 120 days is long enough?" 566

Vinson: "Well, I'm not sure it is, but it's a good first step." 568

Stuffle: "If you invoke this, does it have to be 120 days, or could it be less?" 570

Vinson: "I believe, that we might find if it were invoked, a lesser period of time would suffice, but I would be willing to go along with a longer period of time, if you thought that was appropriate." 572
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Stuffle: "Does this only apply to Chicago, or does it apply to Charleston and Lincoln and Clinton and so forth?" 576
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Vinson: "Just Chicago, Representative. Charleston can take care of itself pretty well." 579
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Stuffle: "How about Lincoln?" 582

Vinson: "Yes, Lincoln can too." 584

Stuffle: "Thank you." 586

Speaker Redmond: "Representative Yourell." 588

Yourell: "Thank you, Mr. Speaker. Parliamentary inquiry. 590
 Why are we discussing this legislation when the 591
 Sponsor is not on the floor?"

Speaker Redmond: "He was on the floor. Representative 593
 Bradley, will you stand up and make your presence 594
 known to Representative Yourell?"

Yourell: "It's not Bradley's Bill." 596

Speaker Redmond: "3200. Oh pardon me, 3206. Well I called 598
 3200 is... Well it's not 3206 it's 3200. I called 599
 3200. No I didn't. Representative Bradley, for what 600
 purpose do you rise?"

Bradley: "Well, 3200 we're waiting for a fiscal note and 602
 then you went to, I think 32..." 603

Speaker Redmond: "Okay. Representative Younge on the floor? 605
 Take it out of the record. 3211. Pardon me, Mr. 606
 Yourell, you're right."

Clerk O'Brien: "House Bill 3211. A Bill for An Act to amend 608
 Sections of the Revenue Act. Second Reading of the 609
 Bill. No Committee Amendments."

Speaker Redmond: "Is Representative Pierce on the floor? 611
 Any Amendments from the floor?" 612

Clerk O'Brien: "Amendment #1, Skinner." 614

Speaker Redmond: "Well, Pierce isn't here. Out of the 616
 record. 3218."

Clerk O'Brien: "House Bill 3218. A Bill for An Act to amend 618
 Sections of the Illinois Public Aid Code. Second 619
 Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?" 621

Clerk O'Brien: "Amendment #1, Barnes - Currie. Amends House 623
 Bill 3218, on page 1, line 1 and 5 by changing Section 624
 4-1.1 and so forth."

Speaker Redmond: "Representative Barnes." 626

Barnes, J.: "Well, Mr. Speaker and Ladies and Gentlemen of 628

the House, this is an Amendment that Representative 629
Currie and myself agreed to. It was discussed with 630
the Department of Public Aid and it was an extension
of a Bill that had been passed last year, House Bill 631
1686, by Representative Kempiners and they were 632
already getting medical assistance through his Bill 633
and through our Bill they would also get housing
assistance and food stamps so that the babies that the 634
young ladies are carrying would have nutritional 635
benefits. Since it is an agreed Amendment by the
Department, I would urge an 'aye' vote." 636

Speaker Redmond: "Any discussion? The question's on the 638
Lady's motion for the adoption of Amendment 1. Those 639
in favor say 'aye', 'aye', oppose 'no'. The 'ayes' 640
have it, the motion carried and the Amendment's
adopted. Any further Amendments?" 641

Clerk O'Brien: "No further Amendments." 643

Speaker Redmond: "Third Reading. 3218. 3219." 645

Clerk O'Brien: "House Bill 3219. A Bill for An Act in 647
relation to certain maternal services and amending 648
certain Acts herein named. Second Reading of the 649
Bill. Amendment #1 was adopted previously."

Speaker Redmond: "Any motions with respect to Amendment 1?" 651

Clerk O'Brien: "No motions filed." 653

Speaker Redmond: "Any Amendment from the floor?" 655

Clerk O'Brien: "Floor Amendment #2, Braun - Hallstrom. 657
Amends House Bill 3219 as amended, by deleting all of 658
Section 3 and so forth."

Speaker Redmond: "Who's the Sponsor, Representative Braun?" 660

Clerk O'Brien: "Representative Braun." 662

Speaker Redmond: "Proceed." 664

Braun: "Thank you, Mr. Speaker, Ladies and Gentlemen of the 666
House. This Amendment simply changes the effective 667
date of this legislation to January 1st, 1982, 668
pursuant to discussions with the Department of Public
Health regarding gearing up for the providing of the 669

services in this package of legislation and I urge an 670
 'aye' vote. It has been discussed with Representative 671
 Hallstrom and with members of the department and it is 672
 concurred in with all interested parties and I urge an
 'aye' vote on the Amendment."

Speaker Redmond: "Any discussion? Question's on the Lady's 674
 motion for the adoption of Amendment. Those in favor 675
 say 'aye', 'aye', oppose 'no'. The 'ayes' have it, 676
 the motion carries and the Amendment's adopted. Any
 further Amendments?" 677

Clerk O'Brien: "No further Amendments." 679

Speaker Redmond: "Third Reading. How about... Roll Call for 681
 attendance. Representative Madigan. Madigan." 682

Madigan: "Mr. Speaker, will the records show that 684
 Representative Mugalian is excused because of 685
 illness?"

Speaker Redmond: "Is there any objection? Hearing none the 687
 record will so show. Representative Ryan, are there 688
 any Republicans whose absence should be excused? How 689
 about 3241?"

Clerk O'Brien: "House Bill 3241. A Bill for An Act making 691
 supplemental appropriations to the Illinois 692
 Legislative Investigating Commission. Second Reading 693
 of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?" 695

Clerk O'Brien: "Amendment #1." 697

Speaker Redmond: "Representative Taylor." 699

Clerk O'Brien: "Representative Chapman. Amends House Bill 701
 3241, on page 1, by deleting line 1 through 3 and so 702
 forth."

Speaker Redmond: "Representative Taylor, are you familiar 704
 with Representative Chapman's Amendment?" 705

Taylor: "Yes, Mr. Speaker. Amendment #1 and Amendment #2 707
 are the same, one of them should be tabled, but I will 708
 move on the Amendment #1. This is Representative 709
 Chapman's Amendment and that Amendment is to

transfer...to reduce House Bill 3241 by 19,000...by 710
\$19,700. I would move for the adoption of Amendment 711
#1, to House Bill 3241."

Speaker Redmond: "Any discussion? The question's on the 713
Gentleman's motion for the adoption of Amendment 1. 714
Those in favor say 'aye', 'aye', oppose 'no'. The 715
'ayes' have it, motion carries, Amendment 1 is
adopted. Any further Amendments?" 716

Clerk O'Brien: "Floor Amendment #2, Taylor." 718

Speaker Redmond: "Representative Taylor." 720

Taylor: "Mr. Speaker, I'd like to withdraw Amendment #2." 722

Speaker Redmond: "Amendment 2 is withdrawn. Any further 724
Amendments?"

Clerk O'Brien: "No further Amendments." 726

Speaker Redmond: "Third Reading. 3284, Birchler. Do you 728
want to proceed on that one? 3284. Read the Bill, 729
Mr. Clerk."

Clerk O'Brien: "House Bill 3284. A Bill for An Act to amend 731
Sections of An Act concerning public utilities. 732
Second Reading of the Bill. Amendment #1 was adopted 733
in Committee."

Speaker Redmond: "Any motion with respect to Amendment 1." 735

Clerk O'Brien: "A motion to table Amendment #1, by 737
Representative Birchler."

Speaker Redmond: "Representative Birchler." 739

Birchler: "Thank you, Mr. Speaker. The purpose of tabling 741
Amendment #1, is so that it...#2 follows will have the 742
right language. In Amendment 1, it said the cost of 743
fuels and in Amendment 2 it says, the cost of coal. 744
This is a Committee Bill and it's the will of the
Committee that we change the word from fuel to coal. 745
So, that's the reason for withdrawing Amendment 1."

Speaker Redmond: "The question's on the Gentleman's motion 747
to table Amendment 1. Those in favor say 'aye', 748
'aye', oppose 'no'. The 'ayes' have it, motion 749
carried. Amendment 1 is tabled. Any floor Amend..."

Clerk O'Brien: "Amendment #2, Birchler. Amends House Bill 751
3284, on page 4 and so forth." 752

Speaker Redmond: "Representative Birchler." 754

Birchler: "Amendment 2 is just corrective language changing 756
the word from fuel to coal and that puts this Bill in 757
the condition that the Committee asked for."

Speaker Redmond: "Representative Birchler: " 759

Birchler: "I move that we adopt Amendment 2." 761

Speaker Redmond: "Representative Kelly." 763

Kelly: "Yes, I'd like to ask Representative Birchler, this 765
Amendment, you're changing it from fuel to coal, I was 766
wondering is this...I don't exactly...I'm not positive 767
of the issue, but it seemed to me like even though the
Committee wanted it to be coal, it seems like it would 768
be better to be applicable to all types of energy 769
other than coal too. Can you detail what the...what
the reasons..."

Birchler: "The purpose is to promote Illinois coal in 771
Illinois and in the Bill it says, for the purpose of 772
this paragraph, cost of fuel used in the generation or 773
production of electric power, shall not include
transportation costs of coal." 774

Kelly: "Okay, well I just wondered if there are any benefits 776
in the area of fuel. I think we ought to leave the 777
door somewhat open. Not only to coal, but other areas 778
of energy, maybe gasohol and some other..."

Birchler: "By doing it this way, it does." 780

Kelly: "Does it? Okay, I'll support you then." 782

Birchler: "Mr. Speaker, I move for the adoption of the 784
Committee Amendment."

Speaker Redmond: "Any discussion? Question's on the 786
Gentleman's motion for the adoption of Amendment 2. 787
Those in favor say 'aye', 'aye', oppose 'no'. The 788
'ayes' have it, motion carried and the Amendment's
adopted. Any further Amendments?" 789

Clerk O'Brien: "No further Amendments." 791

Speaker Redmond: "Third Reading. Representative Giorgi." 793

Giorgi: "Mr. Speaker, for the purpose of an announcement. 795

In the rear of the chambers we have the children from 796

Waukegan the Mother of God School, represented by John 797

Matijevich, Virginia Frederick and Griesheimer. Up 798

here in the back of the chamber. The Mother of God

School."

Speaker Redmond: "Will all secretaries without a floor pass, 800

please leave the chamber? All secretaries without a 801

floor pass, please leave the chamber. 3358. 3358. 802

Is Dawson on the floor?"

Clerk O'Brien: "House Bill 3358." 804

Speaker Redmond: "Dawson's not here. Out of the record. 806

3383."

Clerk O'Brien: "House Bill 3383. A Bill for An Act to amend 808

the Mental Health and Developmental Disability Code. 809

Second Reading of the Bill. Amendment #1 was adopted 810

in Committee."

Speaker Redmond: "Any motion..." 812

Clerk O'Brien: "No motion filed." 814

Speaker Redmond: "Any Amendment from the floor?" 816

Clerk O'Brien: "Floor Amendment #2, Representative Polk. 818

Amends House Bill 3383, on page 1, by inserting 819

immediately after line 25, the following. ...the 820

Transporting Authority acting in good faith and 821

without negligence in connection with the 821

transportation, the respondent shall incur no 822

liabilities, civil or criminal by reason of such 822

transportation."

Speaker Redmond: "Any... Representative Polk, on Amendment 824

2."

Polk: "Mr. Speaker and Ladies and Gentlemen. In the 826

Committee, it was brought to my attention that if a 827

sheriff would transport the prisoner or transport the 828

patient from one area or the other, they wouldn't be 829

covered by insurance and no liability and so this 829

Amendment just covers that. It was the suggestion of the Committee. I move do pass." 830

Speaker Redmond: "Representative Polk. Any discussion. Question's on the Gentleman's motion for adoption of Amendment 2. Those in favor say 'aye', 'aye', oppose 'no'. The 'ayes' have it. The motion carries, Amendment's adopted. Any further Amendments." 832
833
834
835

Clerk O'Brien: "No further Amendments." 837

Speaker Redmond: "Third Reading. 3404." 839

Clerk O'Brien: "House Bill 3404. A Bill for An Act to amend Sections of the Revenue Act. Second Reading of the Bill. No Committee Amendments." 841
842

Speaker Redmond: "Any Amendments from the floor?" 844

Clerk O'Brien: "Amendment #1, Skinner - Campbell. Amends House Bill 3404, on page 1 in line 1, by deleting Section 1 and so forth." 846
847

Speaker Redmond: "Representative Campbell." 849

Campbell: "I'd like...Mr. Speaker and Ladies and Gentlemen of the House, I'd like permission to withdraw Amendment #1?" 851
852

Speaker Redmond: "Representative Campbell withdraws Amendment 1. Any further Amendments from the floor?" 854
855

Clerk O'Brien: "Floor Amendment #2, Campbell - Skinner. Amends House Bill 3404, on page 4, by deleting line 21, 22 and inserting in lieu thereof the following." 857
858

Speaker Redmond: "Representative Mulcahey, for what purpose do you rise?" 860

Mulcahey: "Mr. Speaker, for the purpose of an announcement. In the gallery, to the right over here, we have approximately 20 superintendent of schools from the 35th Legislative District, represented by yours truly, Representative Rigney and Representative Swanstrom." 862
863
864
865

Speaker Redmond: "Representative Campbell, Amendment #2." 867

Campbell: "Yes, Mr. Speaker, in the original Bill, we had vacant lots taken out as a part of the sales ratio study made by the Department of Revenue. This created 869
870
871

some problem for Cook County and I've made an agreement to remove those lots or to put the lots back into the sales ratio study and that's what Amendment #2 does. And I would move for its adoption." 371 372 373

Speaker Redmond: "Any motion? Any discussion? Question's on the Gentleman's motion for adoption of Amendment 2. Those in favor say 'aye', 'aye', opposed 'no'. The 'ayes' have it, motion carried and the Amendment's adopted. Any further Amendments?" 875 876 877 878

Clerk O'Brien: "No further Amendments." 880

Speaker Redmond: "Third Reading. 3425." 882

Clerk O'Brien: "House Bill 3425, a Bill for An Act to amend Sections of the Illinois Human Rights Act, Second Reading of the Bill. Amendment #1 was adopted in Committee." 884 885 886

Speaker Redmond: "Any motion with respect to Amendment 1?" 888

Clerk O'Brien: "No motions filed." 890

Speaker Redmond: "Any Amendments from the floor?" 892

Clerk O'Brien: "Floor Amendment #2, Reilly. Amends House Bill 3425 on page 15 by deleting line 32 through 34 in their entirety and so forth." 894 895

Speaker Redmond: "Representative Reilly." 897

Reilly: "Thank you, Mr. Speaker. Amendment #2 was worked out in Committee, but has to be added on the floor. There was some question about the accuracy of the wording that we had included in the Bill as originally presented. What this does is it indicates that in these cases we're talking about the respondent has to completely eliminate the effects of the violation before the department would have any authority to dismiss the case through failure to settle. And I would ask adoption of the Amendment." 899 900 901 902 903 904 905

Speaker Redmond: "Any discussion? The question's on the Gentleman's motion for the adoption of Amendment #2. Those in favor say 'aye', 'aye', opposed 'no'. The 'ayes' have it. The motion carried. The Amendment is 907 908 909

adopted. Any further Amendments?" 910

Clerk O'Brien: "Floor Amendment #3, Reilly. Amends House 912
 Bill 3425 on page 1 line 7 by changing and 8-109 913
 and...to 8-109 and 9-102 and so forth."

Speaker Redmond: "Representative Reilly." 915

Reilly: "Thank you, Mr. Speaker. This Amendment is simply a 917
 savings clause. When we passed...Senate Bill 1377, 918
 we...did away with the equal rights for the 919
 Handicapped Act. This simply makes clear that any
 causes of action that accrued during the time that Act 920
 is in effect, which it will be until approximately 921
 July 1st, remain good even though the Act itself goes
 out of existence. It makes no real substantive 922
 change, but does save those causes of action. I would 923
 ask for the adoption of the Amendment."

Speaker Redmond: "Any discussion? The question's on the 925
 Gentleman's motion for...Representative Bullock." 926

Bullock: "Thank you, Mr. Speaker and Ladies and Gentlemen of 928
 the House. Will the Sponsor yield to a question?" 929

Reilly: "Yes." 931

Bullock: "Representative Reilly, I was sort of trying to 933
 hear your explanation of this Amendment. It was a 934
 little noisy in here. Could you briefly explain this 935
 Amendment to me as to how it relates?"

Reilly: "Okay, when we passed 1377 we repealed the...I 937
 believe it is called the Equal Opportunities for the 938
 Handicapped Act. A danger is that our cause of action 939
 might accrue under that Act on say...June 25th. The
 Act is repealed as of July 1st, and there is some 940
 worry. It was not clear as to whether that cause of 941
 action would be saved, and we're simply trying to make
 clear that someone who has a cause of action under 942
 that Act that accrues prior to July 1st can still 943
 pursue it."

Bullock: "Thank you." 945

Speaker Redmond: "Anything further? The question's on the 947

Gentleman's motion for the adoption of Amendment 3. 948
 Those in favor say 'aye', 'aye', opposed 'no'. The 949
 'ayes' have it. The motion carried, and the Amendment
 is adopted. Any further Amendments?" 950

Clerk O'Brien: "Amendment #4, Reilly. Amends House Bill 952
 3425 on page 1 line 6 and so forth." 953

Speaker Redmond: "Representative...who's the Sponsor? 955
 Reilly."

Reilly: "Thank you, Mr. Speaker. Amendment #4 simply brings 957
 the Act into compliance with the Federal Act on 958
 credit. We had used the phrase in 1377. We had 959
 talked about an elderly applicant. The objection was
 raised that that's vague first of all, and second of 960
 all that the Federal Act specifies the age of 62. So 961
 all we've done is take out the vague word elderly and
 specified that we do indeed mean 62. I would ask for 962
 adoption of the Amendment."

Speaker Redmond: "Any discussion?. The question's on the 964
 Gentleman's motion for the adoption of Amendment 4. 965
 Those in favor say 'aye', 'aye', opposed 'no'. The 966
 'ayes' have it. The motion carried, and the Amendment
 is adopted. Any further Amendments?" 967

Clerk O'Brien: "Floor Amendment #5, Reilly. Amends House 969
 Bill 3425 on page 21 by deleting lines 13 and 14 and 970
 so forth."

Speaker Redmond: "Representative Reilly." 972

Reilly: "Thank you, Mr. Speaker. Amendment #5 clarifies 974
 what I think was essentially a drafting mistake in 975
 1377. It has long been policy of the state that any 976
 profit that a state contractor might make while
 carrying out a contract with the state, if he 977
 discriminates...if he is guilty of a civil rights 978
 violation during that time, that that profit can,
 under the right circumstances, be forfeited. In the 979
 drafting of 1377 it appeared as if we were saying that 980
 in all cases whether the person had a contract with 981

the state or not, the problem with that is there is no 981
way to know, there is no way to isolate the profits 982
that say...Penney's or whoever might make during that 983
period of time. There is no way to separate the 984
profits that might somehow be due to the acts of 985
discrimination from other activities of that 986
organization. Furthermore there is already provision, 987
even with this Amendment, there is provision in the 988
Act allowing any kind of penalty that's judicially 989
acceptable to be imposed against the company that's
guilty of the violation, so it seemed like this was a
reasonable clarifying Amendment. I would ask adoption
of the Amendment."

Speaker Redmond: "Any discussion? The question's on the 991
Gentleman's motion for the adoption of Amendment 5. 992
Those in favor say 'aye', 'aye', opposed 'no'. The 993
'ayes' have it. The motion carried. The Amendment is
adopted. Any further Amendments?" 994

Clerk O'Brien: "No further Amendments." 996

Speaker Redmond: "Were there any motions with respect to 998
Amendment 1?"

Clerk O'Brien: "No motions filed." 1000

Speaker Redmond: "Third Reading. 3469. Out of the record. 1002
3471. Brummer on the floor? Representative Brummer. 1003
The Gentleman from Effingham. 3471."

Clerk O'Brien: "House Bill 3471. A Bill for An Act to amend 1005
Sections of the Illinois Marriage and Dissolution of 1006
Marriage Act. Second Reading of the Bill. Amendment 1007
#3 was adopted in Committee."

Speaker Redmond: "Any motions with respect to Amendment 3?" 1009

Clerk O'Brien: "No motions filed." 1011

Speaker Redmond: "Any Amendments from the floor?" 1013

Clerk O'Brien: "Amendments 1, 2 and 4 failed in Committee. 1015
Floor Amendment #5, Johnson. Amends House Bill 3471, 1016
as follows: On page 1, line 1 and 6..."

Speaker Redmond: "Representative Johnson. On Amendment 5." 1018

Johnson: "I want to table Amendment #5." 1020

Speaker Redmond: "Amendment 5 is withdrawn. Any further Amendments?" 1022

Clerk O'Brien: "Floor Amendment #6, Johnson. Amends House Bill 37..." 1024

Speaker Redmond: "Withdrawn. Any further Amendments?" 1026

Clerk O'Brien: "No further Amendments." 1028

Speaker Redmond: "Third Reading. 3472." 1030

Clerk O'Brien: "House Bill 3472. A Bill for An Act to amend Sections of the Illinois Marriage and Dissolution of Marriage Act. Second Reading of the Bill. No Committee Amendments." 1032
1033
1034

Speaker Redmond: "Any Amendments from the floor?" 1036

Clerk O'Brien: "Amendment #3, Johnson. Amends House Bill 3472 as follows: On page 4 and so forth." 1038
1039

Speaker Redmond: "Representative Johnson." 1041

Johnson: "Withdraw...table Amendment #3." 1043

Speaker Redmond: "Amendment 3 is withdrawn. Any further Amendments?" 1045

Clerk O'Brien: "No further Amendments." 1047

Speaker Redmond: "Third Reading. 3474." 1049

Clerk O'Brien: "House Bill 3474. A Bill for An Act creating the Local Government Finance Study Commission. Second Reading of the Bill. No Committee Amendments." 1051
1052
1053

Speaker Redmond: "Any Amendments from the floor?" 1055

Clerk O'Brien: "Amendment #1, Getty. Amends House Bill 3474, on page 1 by deleting line 7 through 13 and so forth." 1057
1058

Speaker Redmond: "Representative Getty." 1060

Getty: "Mr. Speaker and Members of the House. Amendment #1 would provide for an evenly balanced Commission so that the Bill would provide that six Members from the Senate; four appointed by the President, two appointed by the Minority Leader, six Members from the House; four appointed by the Speaker, two appointed by the House Minority Leader, three appointed by the Governor" 1062
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of which there would be no more than two of the same 1067
political party. The object here, is an object of 1068
fairness and to keep this as a proper Commission." 1069

Speaker Redmond: "Representative Daniels." 1071

Daniels: "As the Sponsor of the Bill, I don't have any 1073
problem with the Amendment."

Getty: "Hold it, I think we better take that out of the 1075
record."

Daniels: "We'll take it out of the record." 1077

Speaker Redmond: "Out of the record. 3476." 1079

Clerk O'Brien: "House Bill 3476. A Bill for An Act to amend 1081
Sections of the Probate Act. Second Reading of the 1082
Bill. Amendment #1 was adopted in Committee."

Speaker Redmond: "Any motion with respect to Amendment 1?" 1084

Clerk O'Brien: "No motions filed." 1086

Speaker Redmond: "Any Amendments from the floor?" 1088

Clerk O'Brien: "Floor Amendment #2, Getty. Amends House 1090
Bill 3476, as amended, by adding the following on page 1091
16 after line 3 and so forth."

Speaker Redmond: "Representative Getty." 1093

Getty: "Mr. Speaker, Members of the House. This would 1095
clarify the effective date of the Act, to be October 1096
1st, 1980 and I would move for the adoption of the 1097
Amendment."

Speaker Redmond: "Any discussion? The question's on the 1099
Gentleman's motion for the adoption of Amendment #2. 1100
Those in favor say 'aye', 'aye', opposed 'no'. The 1101
'ayes' have it. The motion carries and the
Amendment's adopted. Any further Amendments?" 1102

Clerk O'Brien: "No further Amendments." 1104

Speaker Redmond: "There was no motion with respect to the 1106
Committee Amendment?"

Clerk O'Brien: "No motions filed." 1108

Speaker Redmond: "Third Reading. 3498." 1110

Clerk O'Brien: "House Bill 3498. A Bill for An Act to amend 1112
Sections of the School Code. Second Reading of the 1113

Bill. Amendment #1 was adopted in Committee." 1113

Speaker Redmond: "Any motions with respect to Amendment 1." 1115

Clerk O'Brien: "No motions filed." 1117

Speaker Redmond: "Any Amendments from the floor?" 1119

Clerk O'Brien: "Amendment #2, McGrew. Amends House Bill 1121
3498, as amended, by inserting after the last sentence 1122
of Section 8 and so forth."

Speaker Redmond: "Representative McGrew. Amendment 2. 1124
What's your pleasure, Representative Bradley?" 1125

Bradley: "At the moment..." 1127

Speaker Redmond: "Third Reading. Sponsor of the Amendment's 1129
not here. Any further Amendments? Pardon me." 1130

Clerk O'Brien: "Amendment #3, Bradley. Amends House Bill 1132
3498, as amended, with reference herein to the page 1133
and line numbers of House Amendment #1 as follows, and 1134
so forth."

Speaker Redmond: "Representative Bradley." 1136

Bradley: "Mr. Speaker, Amendment #3 spells out specifically 1138
the phase out part of the formula, so that those 1139
schools affected by House Bill 3498 would receive the 1140
phase out funds over a three year period and I move 1141
the adoption of the Amendment."

Speaker Redmond: "Any discussion? Question's on the 1143
Gentleman's motion for the adoption of Amendment 3. 1144
Those in favor say 'aye', 'aye', opposed 'no'. The 1145
'ayes' have it. The motion carries and the 1146
Amendment's adopted. Any further Amendments?"

Clerk O'Brien: "Floor Amendment #4, Bradley. Amends House 1148
Bill 3498, as amended, with reference herein to the 1149
page and line numbers of House Amendment #1 and so 1150
forth."

Speaker Redmond: "Representative Bradley." 1152

Bradley: "Thank you, Mr. Speaker. Amendment #4 addresses 1154
itself to a problem that was voiced in the Committee 1155
regarding the number of students that might possibly 1156
be enrolled. It puts a limit on the enrollment from

certain specific or all school districts, so that they 1157
will not be apt to lose more students than they 1158
presently have at that particular lab school and I
move the adoption of Amendment #4." 1159

Speaker Redmond: "Representative Piel." 1161

Piel: "Will the Sponsor yield?" 1163

Speaker Redmond: "He will." 1165

Piel: "Jerry what is the basic reason for the Amendment? I 1167
don't understand the reason for it." 1168

Bradley: "The...there was some concern voiced by the school 1170
districts surrounding the laboratory school, that if 1171
this 3498 becomes law that they might lose more of 1172
their students. Say Bloomington High 1173
School...Bloomington school system. So we're limiting 1174
this...there will be no more students from Bloomington 1175
school system attending the lab school than they have 1176
today, unless the Bloomington school system requests 1177
that they take more. It protects the Bloomington 1178
school system...unifying and all other school 1179
districts surrounding the lab school." 1180

Speaker Redmond: "Anything further? Question's on the 1181
Gentleman's motion for the adoption of Amendment 4. 1182
Those in favor say 'aye', oppose 'no'. Those in favor 1183
say 'aye', 'aye', oppose 'no'. The 'ayes' have it and 1184
the motion carries, the Amendment's adopted. Any 1185
further Amendments?" 1186

Clerk O'Brien: "No further Amendments." 1187

Speaker Redmond: "Representative Bradley." 1188

Bradley: "Move it to Third." 1189

Speaker Redmond: "Okay. Third Reading." 1190

Bradley: "Mr. Speaker, I've got a Bill that you stopped a 1191
couple times and we were waiting for the fiscal note 1192
on 3200. I think it's filed, I'd like to move it to 1193
Third Reading if we could. If that's permissible at 1194
this time." 1195

Speaker Redmond: "3200?" 1196

Bradley: "3200. There was just...we'd moved it on...we moved all the Amendments last week on Second Reading and we were waiting for a fiscal note. I think the fiscal note has been filed." 1198 1199 1200

Speaker Redmond: "There's a Floor Amendment... There's a Floor Amendment down here, are you aware of that?" 1202 1203

Bradley: "Has it been distributed?" 1205

Speaker Redmond: "I don't know. 3200. Representative McPike. Yeah, call 3200." 1207

Clerk O'Brien: "House Bill 3200." 1209

McPike: "Mr. Speaker, I was just wondering how we got from 3498 to 3200? The next Bill was 3507." 1211 1212

Speaker Redmond: "It's what is known as retrogression." 1214

Clerk O'Brien: "House Bill 3200. This Bill has been read a second time previously and Amendments #5 and 6 were adopted." 1216 1217

Speaker Redmond: "And no motions filed, is that correct?" 1219

Clerk O'Brien: "No motions filed." 1221

Speaker Redmond: "Are there any Amendments from the floor?" 1223

Clerk O'Brien: "Floor Amendment #8, McClain. Amends House Bill 3200, as amended, on page 11 by inserting between lines 22 and 23 the following and so forth." 1225 1226

Speaker Redmond: "Representative McClain, on Amendment 8." 1228

McClain: "Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. Amendment #8 to 3200 is an investment tax credit on to...for industries and utility companies that use Illinois coal. During our investigation, the House Environmental and Natural Resources Committee, we found that we're not giving enough economic incentives to utilities and industries for them to burn Illinois coal. So, the Environment Committee put together a myriad of Bills to encourage the use of Illinois coal. One of them being the like of Amendment #8. Amendment #8 in its original form gave a 20 percent investment tax credit for utility companies and industries on purchasing any 1230 1231 1232 1233 1234 1235 1236 1237 1238

anti-pollution devices, like scrubbers and therefore 1239
encouraging them to purchase anti-pollution devices so 1240
that they would then purchase and use our high sulphur
coal. The Bill was sponsored...or was aided in 1241
drafting by utility companies and Caterpillar and 1242
enthusiastically supported therefore. We've amended
it somewhat, and instead of a 20 percent investment 1244
tax credit, for utilities and industries, it's a 10
percent investment tax credit which we found is more 1245
palatable to the cost figures for tax purposes. So, I 1246
move for the adoption of Amendment #8 to 3200, which
would encourage the use of Illinois coal." 1247

Speaker Redmond: "Representative Bradley." 1249

Bradley: "Mr. Speaker, I can appreciate what the Gentleman 1251
is attempting to do and I think it is even germane to 1252
the House Bill 3200. However, there is a one percent 1253
tax credit that the people he's talking to, that he 1254
refers to in his Amendment, are already entitled to
under the Bill. Now though, he wants to make them a 1255
special category and give them a 10 percent tax 1256
credit. It would...it says ten in the Amendment, a
ten percent tax credit, I think is way too large a 1257
credit to be given when with the Bill everybody else 1258
is limited to a one percent tax credit. So, I hope 1259
that people are listening to what this Amendment
attempts to do. In fairness, if this would become 1260
part of the Bill, we might as well...then I think
everybody would be entitled to a ten percent credit. 1261
The Bill calls for a one percent tax credit on 1262
investment and this is a ten percent tax credit and I
didn't hear the Gentleman tell us what the impact 1263
might be on the Bill if it becomes part of the Bill. 1264
I'm sure it would be sizable. I think this should be
done on a separate piece of Legislation, just as our 1265
Bill tried to address itself to a specific case...but 1266
I... Because of the ten percent tax credit is way way 1267

out of line with the rest of the Bill and I urge the 1267
defeat of the Amendment." 1268

Speaker Lechowicz: "Any further discussion? Gentleman from 1270
DuPage, Mr. Hoffman. Okay. The Gentleman from 1271
Devitt, Mr. Vinson."

Vinson: "Thank you, Mr. Speaker. I would question the 1273
germaneness of the Amendment."

Speaker Lechowicz: "Would the Parliamentarian come to the 1275
Speaker's rostrum, please? The Amendment's' germane. 1276
The Gentleman from Cook, Mr. Leverenz."

Leverenz: "I thank you. Would the Sponsor of the Amendment 1278
answer a couple of questions?" 1279

Speaker Lechowicz: "He indicates he'll yield." 1281

Leverenz: "What do you estimate with your Amendment loss in 1283
revenue to be?"

Speaker Lechowicz: "Mr. McClain please." 1285

Leverenz: "Speak, don't waive your hands." 1287

McClain: "I'm waiting to be turned on." 1289

Speaker Lechowicz: "Mr. McClain." 1291

McClain: "Thank you, Mr. Speaker. Mr. Leverenz, first of 1293
all it's the first time we've ever tried this in the 1294
State of Illinois, so, to really put a gauge on it, 1295
specific dollar amounts is really tough. That's the
first answer. The second one is, the Feds already 1296
have..."

Speaker Lechowicz: "Excuse me. Please continue, sir." 1298

McClain: "Thank you. The Federal Government already has a 1300
20 percent investment tax credit on utility companies, 1301
industries, purchasing, anti-pollution devices. And 1302
that began in 1978 we asked for the fiscal impact and
the Feds didn't send it to us. The impact of this, is 1303
that ten percent investment tax credit on purchasing 1304
anti-pollution devices. So, let's say you purchase
anti-pollution device that cost you 25 million 1305
dollars, the kicker has to be...you have to have a 1306
majority of your fuel has to come from Illinois coal,

so, that has to be certified first, then you...let's 1307
say you have ten percent investment tax on a 25 1308
million dollar purchase device, it's 2.5 million,
which then would be an investment tax credit off of 1309
your taxable income. Your taxes."

Leverenz: "What is the estimated amount of revenue loss?" 1311

McClain: "The Department of Revenue, testified in Revenue 1313
Committee, never came up with a figure on the 1314
estimated revenue loss. But you have to balance that 1315
away, Ted, with...that this would improve the Illinois
coal, hire more people. So, I really think it's going 1316
to be a... because what you end up doing, is getting 1317
more income taxes from those coal miners that are now
out of work."

Leverenz: "I understand it will double the loss in revenue 1319
to the State, is that correct? Or more?" 1320

McClain: "No, that's not my understanding. How could it be? 1322
If you don't buy the devices and they're not buying 1323
Illinois coal and they're...we lose all that income 1324
tax. I mean how can you say that it doubles
the...that's impossible."

Leverenz: "They would be covered in the Bill, however, as it 1326
reads without your Amendment, isn't that true?" 1327

McClain: "No, not for anti-pollution devices. What we're 1329
trying to do, is to get industry and utility companies 1330
to purchase anti-pollution devices so that they will 1331
burn Illinois coal."

Leverenz: "But, you don't know how much revenue loss, so 1333
apparently the actual effect of your Amendment is to 1334
double the amount of revenue that the Bill, as it is 1335
now, would have. It'd be about 2 hundred or 3 hundred
million dollars? Is that true?" 1336

McClain: "I think that's a red herring, Ted. That's a red 1338
flag. You know that."

Leverenz: "Thank you." 1340

Speaker Lechowicz: "The noise level is rather high and as a 1342

matter of information, it would be quite informative 1343
if you would just bring it down slightly. It's very 1344
difficult to hear the questions and the answers on the
floor. The Lady from Cook, Mrs. Pullen." 1345

Pullen: "I'd like to ask the Sponsor a question, the Sponsor 1347
of the Amendment."

Speaker Lechowicz: "He indicates he'll yield, ma'am." 1349

Pullen: "And I hope I can hear his answer, better than I 1351
could hear those. The Sponsor of the Bill expressed 1352
concern about the ten percent being so much greater 1353
than the one percent in the rest of the Bill. Would 1354
you please clarify ten percent of what?"

McClain: "Okay. It's ten percent of the purchase price of 1356
what they spent in that taxable year to purchase the 1357
anti-pollution device, when they use over fifty 1358
percent of their fuel had to be Illinois coal. So,
let's say that in the for instance of a..." 1359

Speaker Lechowicz: "Ladies and Gentlemen please, it's very 1361
difficult to hear the Gentleman respond to the 1362
question."

McClain: "In the anti-pollution device..." 1364

Speaker Lechowicz: "Excuse me. Gentleman from McClain, Mr. 1366
Bradley, for what purpose do you seek recognition?" 1367

Bradley: "Mr. Speaker, I support you totally in trying to 1369
get some...lower noise level. There's one way to do 1370
it, Mr. Speaker and that's to clear the floor of 1371
everybody not entitled to the floor and the House of
Representatives will function a great deal better, so 1372
we can hear what's going on. Thank you."

Speaker Lechowicz: "All unauthorized persons, now remove 1374
themselves from the floor. Now." 1375

McClain: "Thank you. Mrs. Pullen, so, what that means, 1377
let's say in the case of Cilco in Peoria, they 1378
purchase a pollution device for 25 million dollars, 1379
but they didn't purchase it all in one year, it would
take them several years to purchase it. Or in the 1380

case of Central Illinois Public Service, where they 1381
purchase an extremely complicated scrubber device, it
costs a little over 120 million dollars and that was 1382
purchased over a several year factor. So, all that 1383
you can take as an investment tax credit would be ten 1384
percent of the total amount expended in one year to
purchase an anti-pollution device in order that...in 1385
that year they had to primarily burn Illinois coal."

Pullen: "But, you are talking about devices that do run into 1387
the tens of millions of dollars? ..."

McClain: "Yes, I gave you two examples of a fairly cheap one 1390
and a fairly expensive one." 1391

Pullen: "25 million was a fairly cheap one? Okay." 1393

McClain: "Yes, it was." 1395

Pullen: "Thank you." 1397

McClain: "And not working very well." 1399

Speaker Lechowicz: "The Gentleman from Winnebago, Mr. 1401
Giorgi. He's not there. The Gentleman from 1402
Williamson, Mr. Harris."

Harris: "Thank you, Mr. Speaker and Ladies and Gentlemen of 1404
the House. This is just one of the many incentives to 1405
use something we have in Illinois. One of the largest 1406
known sources of energy known to man, Illinois coal.
This will just give an incentive for the largest users 1407
of coal to get some kind of tax credit to use our coal 1408
where they can clean the air and give them a tax 1409
incentive. Something that would give us more
incentive, so we could use more Illinois coal. 1410
Strengthen our economy and help with the OPEC nations 1411
we know are ripping us off periodically at their own
will every four to six weeks by charging up the price 1412
of oil. This is something that could add to our 1413
energy program. This is something that could add to
our economy. This is an excellent Amendment. This is 1414
something that is not only important to Illinois, this 1415
is important to our nation. Thank you, Mr. Speaker, 1416

Ladies and Gentlemen of the House." 1416

Speaker Lechowicz: "The Gentleman from DeWitt, Mr. Vinson." 1418

Vinson: "Thank you, Mr. Speaker, Ladies and Gentlemen of the 1420
House. What this Amendment is, is another in the 1421
efforts to destroy and emasculate and defeat this 1422
Bill. What the proponent of the Amendment seeks to 1423
do, is to make the Bill so expensive, that it's 1424
impossible to pass it. Representative Bradley and I 1425
have offered a tightly drawn Bill that attempts to do 1426
one major thing, that's increase the number of 1427
manufacturing jobs in this state, by providing an 1428
incentive to manufacturers. What the opponents are 1429
trying to do, is to broaden that incentive to the 1430
point where it's impossible to pass it and where we in 1431
fact have no incentive. Voting for this in effect, 1432
will kill the opportunity for an incentive for 1433
manufacturing jobs in the state. It will kill the 1434
opportunity to improve the Illinois business climate 1435
and I would very sincerely urge a 'no' vote on this 1436
Amendment." 1437

Speaker Lechowicz: "Gentleman from Hardin, Mr. Winchester." 1438

Winchester: "Thank you, Mr. Speaker and Ladies and Gentlemen 1439
of the House. I now have mixed emotions, after 1440
hearing Representative Vinson's speech, because I 1441
certainly don't want to do anything that would be 1442
harmful to his intentions and to Representative 1443
Bradley's intentions, but at the same time I want to 1444
compliment Representative McClain on what he's trying 1445
to do. Coal is very important, to not only to the 1446
whole State of Illinois, but to my area of the state 1447
and we need to be promoting more and more Illinois 1448
coal, because more coal is coming in from the western 1449
portion of this country and it's not really benefiting 1450
the State of Illinois in any way at all. By...by 1451
stimulating the sale of Illinois coal, I see it as 1452
more dollars being generated back to the State of 1453

Illinois to increase the employment, increase taxes 1446
 paid by Illinois coal mining organizations. But, I
 think the important thing that we need to consider 1447
 here, is that time again and time again we tried to 1448
 pass legislation, lowering the sulphur restrictions 1449
 standards in the State of Illinois and we can't do it.
 We just can't seem to be able to get the job done. 1450
 And this could be a way of solving that problem by 1451
 offering this type of incentive to the coal companies,
 to the utility companies to get scrubbers, because 1452
 apparently that's the answer, that's going to be the 1453
 only answer that's going to be accepted by the
 Illinois EPA and by the Federal EPA, is scrubbers. 1454
 And scrubbers cost money. At the Newton CIPS plant a 1455
 scrubber costs about 25 percent the total cost of that 1456
 whole operation. About two hundred and fifty million 1457
 dollars. And that's a lot of dough for organizations
 in Illinois to come up with in order to have the 1458
 scrubbers to burn Illinois coal. And I would ask for 1459
 a favorable vote on this Amendment, hoping that
 Representative Bradley, Representative Vinson, 1460
 Representative McClain and others from coal mining 1461
 areas can sit down and maybe work out some kind of a
 compromise at a later date."

Speaker Lechowicz: "Gentleman from Cook, Mr. Meyer." 1463

Meyer: "Mr. Speaker and Ladies and Gentlemen of the House. 1465
 I understand that this is the same Amendment that I 1466
 and Mr. McClain have previously sponsored as a 1467
 Committee Bill, but quite frankly I haven't seen it,
 so if the Gentleman would take it out of the record 1468
 for a couple minutes, I'd appreciate it."

Speaker Lechowicz: "Gentleman has leave to take the Bill out 1470
 of the record. Hearing no objections, take the Bill 1471
 out of the record. Mr. Meyer asked him to take it 1472
 out. Let's leave it up to the Sponsor of the Bill.
 Mr. Bradley what would you like to do? He wants to 1473

proceed ahead, Mr. Meyer. It's a...Mr. Meyer." 1474

Meyer: "Apparently I've stuck my nose into something that 1476
don't involve me. I'll privately talk to Mr. McClain.
I withdraw my request." 1477

Speaker Lechowicz: "Gentleman withdraws his request. 1479
Gentleman from Adams, Mr. McClain to close." 1480

McClain: "Thank you very much, Mr. Speaker, Ladies and 1482
Gentlemen of the House. This Amendment is a very 1483
simple Amendment. It provides a ten percent 1484
investment tax credit for those companies, utility
companies, industry in the State of Illinois to 1485
purchase anti-pollution devices if they primarily use 1486
Illinois coal. Now, the House Environment Committee
had a similar Bill except our investment tax credit at 1487
that time, was twenty percent. The Revenue Committee 1488
thought the impact was too great. This Amendment cut
that in half. Mr. Bradley says ten percent is too 1489
much, I'll cut it five percent. But, I think it's an 1490
important thing for the State of Illinois to stand 1491
firm on. We have to give some economic incentive to
businesses to purchase Illinois coal. What you're 1492
faced with right now and everybody blames the 1493
Environmental Protection Agency, what you're faced
with right now, in rural areas they have air quality 1494
standards can be no greater than the Federal. In 1495
areas like Peoria, East St. Louis and Chicago the
ambient quality standards are a hair stiffer. So what 1496
we've done here, is we've got to make it economically 1497
inviting for those utility companies in those areas 1498
like Peoria and East St. Louis and in Chicago to
purchase anti-pollution devices so that they will burn 1499
Illinois coal. What we're faced with in the State of 1500
Illinois, is a tremendous problem with coal miners
being unemployed. All you have to do is just drive 1501
through up around where Gale Schisler lives and you'll 1502
see just coal miner out of coal miner out of work.

This is one of the attempts by the House Environment Committee. We tried to get the Bill through which would have provided an investment tax credit so that we can burn Illinois coal, get those coal miners to work. I think it's a good Bill. It's supported by Caterpillar and the utilities and I would urge your support. Thank you." 1503
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Speaker Lechowicz: "Question is, shall the Amendment be adopted. All in favor signify by saying 'aye'. 'No'. 'Nos' have it, the Amendment's defeated. Any further Amendments?" 1509
1510
1511

Clerk O'Brien: "No further Amendments." 1513

Speaker Lechowicz: "Third Reading. House Bill 3206. Mrs. Younge." 1515

Clerk O'Brien: "House Bill 3206. A Bill for An Act to amend Sections of the Civil Administrative Code. Second Reading of the Bill. No Committee Amendments." 1517
1518

Speaker Lechowicz: "Any Amendments from the floor?" 1520

Clerk O'Brien: "Floor Amendment #1." 1522

Speaker Lechowicz: "Take it out of the record. The Lady's not in her chair. 3214, Mrs. Chapman. No. Take that one out of the record. Call 3507." 1524
1525

Clerk O'Brien: "House Bill 3507. A Bill for An Act to amend Sections of the Revenue Act. Second Reading of the Bill. No Committee Amendments." 1527
1528

Speaker Lechowicz: "The Gentleman from Macon, Mr. Dunn, for what purpose do you seek recognition?" 1530
1531

Dunn: "Thank you, Mr. Speaker. For the purpose of an introduction. We have in the gallery on the Democrat side today and to the rear a group of school children from St. Patrick's school in Decatur, Illinois, from the 51st Legislative District. And what is of special significance to this chamber, is that there are children in the school who are related to each of the Members of our 51st Legislative District team. We'd like to have the group from St. Patrick's school in 1533
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the Democrat gallery, to the rear gallery, stand up 1540
and be recognized. The St. Patrick's school from 1541
Decatur, Illinois. And in the spirit of comradery and 1542
fellowship for the 51st Legislative District, it is my 1542
privilege to present to you the grandson of my 1543
colleague Webber Borchers, Bill Cuddle. Bill, will 1543
you stand up? Be recognized. Where's Bill. There he 1544
is, Bill."

Speaker Lechowicz: "The Gentleman from Macon, Mr. Borchers." 1546

Borchers: "Now, fellow Members of the House, Mr. Speaker. I 1548
also in the spirit of comradery would like to 1549
introduce to you the son of our Representative John 1550
Dunn, Bill Dunn who lives but a block away from us.
So, would...a Bill would you stand up and be 1551
recognized, please."

Speaker Lechowicz: "We need him on the floor. We miss him. 1553
Welcome to Springfield. Any Amendments from the 1554
floor?"

Clerk O'Brien: "Amendment #1, McPike. Amends House Bill 1556
3507..."

Speaker Lechowicz: "Gentleman from Madison, Mr. McPike." 1558

McPike: "I thank you, Mr. Speaker. The intent of House Bill 1560
3507 was to clarify the intention of the Legislature 1561
last year when we passed the corporate tax 1562
replacement. What it attempts to do, is state that
property assessments...personal property prior to the 1563
January 1, 1979, is resumed thereafter to be personal
property. We want to keep that presumption, but we 1564
want to clear up the language here to make sure that 1565
there is no misunderstanding. I've talked to the 1566
Sponsor, and he's in agreement with the Amendment. So
I'd ask for a favorable Roll Call." 1567

Speaker Lechowicz: "The Gentleman from McHenry, Mr. 1569
Skinner."

Skinner: "I trust the Sponsor of the Amendment will bear 1571
with me while I use Second Reading for the same reason 1572

that he used Second Reading last time we were on this House floor. This Bill certainly does need clearing up. It will impose lack of uniformity throughout Illinois in the assessment of real estate in my opinion and I would like to know what this Amendment does to clear up that lack of uniformity, if anything." 1573 1574 1575 1576

McPike: "I think you're thinking of the wrong Bill, Cal, I believe that's the next Bill. I think that's 3513 you're thinking of." 1578 1579

Skinner: "I'm thinking of both Bills. They're almost equally horrendous." 1581

McPike: "Well, I don't know what you want me to say." 1583

Skinner: "What does your Amendment do. That'd be a good start." 1585

McPike: "Well, have you got the Amendment?" 1587

Skinner: "No I do not, that's why I'm asking you the question." 1589

McPike: "Property assessed as personal property before January 1, 1979, is presumed thereafter to be personal property for assessment purposes. Is presumed. What we are saying is, that if it was assessed as personal property prior to that. The presumption is, that it should remain as personal property. However, I think if you took it to court and proved an illegality in court, this is what we said last year, on the House floor, if you prove the illegality then the court then the court would allow you to change it from personal to real and from real to personal." 1591 1592 1593 1594 1595 1596 1597 1598

Skinner: "Then if an assessor had made a mistake and had assessed real estate as corporate personal property incorrectly, that assessor would be able to assess the corporate...the previously assessed...the property previously assessed as corporate personal property as real estate. Is that correct?" 1600 1601 1602 1603

McPike: "Yes, I think it might end up in court, but this 1605

would allow him to do that. It does not allow 1606
wholesale reclassification and that's what we're 1607
trying to get away from."

Skinner: "It sounds to me, you're making the Bill better." 1609

McPike: "We're trying to do that. The Sponsor has agreed 1611
that our language is clearer than the original 1612
language."

Skinner: "Thank you." 1614

Speaker Lechowicz: "The Gentleman from Lake, Mr. Pierce." 1616

Pierce: "Mr. Speaker, I think the Gentleman from Madison did 1618
explain his Amendment and as I saw the Gentleman from 1619
McHenry sitting down quietly for a change, I think he 1620
finally did understand. The Amendment does make for 1621
more uniformity, not less uniformity. You may not 1622
like the Bill, Cal, but the Amendment does improve the 1623
Bill by providing that there's a presumption that 1624
personal property before January 1, 1979 is to be 1625
assessed as personal property after that date. But, 1626
that's a burden of proof matter that can be rebutted 1627
by the taxpayer either before a property tax appeal 1628
board or in court. Where my Bill as it was worded, 1629
not only had a presumption but seemed to....that as a 1630
mandate, by saying it is not to be assessed or taxed 1631
as real property after January 1, 1979. That's the 1632
language he takes out. He takes out the language that 1633
it is not to be assessed or taxed as real property 1634
after January 1, 1979. Allowing for a court 1635
determination with the presumption being in favor of 1636
the assessor as I suppose it should be, that what was 1637
personal property before January 1, 1979 1638
would...should remain that way afterwards and that
presumption, like all presumption of the law is
rebuttable by the objecture with a weight of the
evidence. So, I think the Amendment, although it does
in some ways limit my Bill is a good Amendment. It'll
help it pass. It does make things more uniform and

I've agreed to acquiesce your support to Amendment #1, 1638
to House Bill 3507." 1639

Speaker Lechowicz: "The Gentleman from Madison, Mr. McPike 1641
to close." 1641

McPike: "I know no opposition, I would just ask for a 1643
favorable Roll Call." 1643

Speaker Lechowicz: "Question is, shall Amendment #1 be 1645
adopted? All in favor signify by saying 'aye', 'aye'. 1646
Opposed. Amendment #1 is adopted. Any further 1647
Amendments?" 1647

Clerk O'Brien: "No further Amendments." 1649

Speaker Lechowicz: "Third Reading. House Bill 3513." 1651

Clerk O'Brien: "House Bill 3513. A Bill for An Act to amend 1653
Sections of the Revenue Act. Second Reading of the 1654
Bill. No Committee Amendments." 1654

Speaker Lechowicz: "Any Amendments from the floor?" 1656

Clerk O'Brien: "Amendment #1, McPike. Amends House Bill 1658
3513..." 1658

Speaker Lechowicz: "The Gentleman from Madison, Mr. McPike." 1660

McPike: "I thank you, Mr. Speaker, Ladies and Gentlemen of 1662
the House and Cal Skinner in particular. I think this 1663
is the Bill that Cal was concerned about. It sets up 1664
two different ways of classifying property. 1665
Two...really two different definitions of real 1665
property. One definition that applies prior to 1666
January 1, 1981 and one definition that applies after 1667
January 1, 1981. Amendment #1 would rectify that and 1668
provide at least uniformity, if not equity. It would 1669
allow all property to be classified using the same 1669
definition. Property on the tax rolls before January 1670
1, 1981 would all be classified identically or using 1670
the same definition and then all property after that 1671
date rather, it was put on the tax roll after that 1672
date or before that date. Regardless of when it came 1672
on the tax roll, it would be taxed by using one 1673
definition and not two. I think it's going to at 1673

least clarify the way that we tax property, instead of 1674
 confusing it. And I would ask for a favorable Roll 1675
 Call."

Speaker Lechowicz: "The Gentleman from McHenry, Mr. 1677
 Skinner."

Skinner: "Mr. Speaker, would the Gentleman yield to a 1679
 question or two? Right now, if I may..." 1680

Speaker Lechowicz: "He indicates he'll yield." 1682

Skinner: "I've got the Amendment in front of me and if I 1684
 understand correctly, what you're doing is taking out 1685
 the blatantly unconstitutional part of this Bill, 1686
 which would allow for assessment of real estate based 1687
 on the date when it was when it was constructed. Is 1687
 that correct?"

McPike: "Yes, that is correct." 1689

Skinner: "Are there other Amendments coming?" 1691

McPike: "I don't know, but the Amendment here, does just 1693
 what you said. It does not allow you to classify 1694
 property based on the date it was constructed. If it 1695
 was constructed in 1950 or 1985, it's going to be 1695
 classified using the same definition." 1696

Skinner: "Alright, does that mean that if one had a nuclear 1698
 power plant that is now existing and that nuclear 1699
 power plant under the main Bill would be exempt from 1700
 real estate taxes because it is a building whose use 1701
 is irrelevant once the machinery is taken out of use. 1702
 Would this Amendment...would that mean that all 1702
 nuclear power plants in the state would be exempt from 1703
 taxation under real estate instead of just the ones 1704
 that are completed in putting use after January 1st, 1704
 1981?"

McPike: "I can't answer that specific question. It would 1706
 just allow two nuclear power plants, one built in 1707
 1960, another to be built in 1985. Two nuclear power 1708
 plants would be taxed on using the same definition and 1709
 not two definitions based on a time frame. One

definition for both of those plants." 1709

Skinner: "Well, Representative I certainly think your 1711
Amendment makes the Bill much better. It was just an 1712
incredibly bad concept to classify property based upon 1713
the date of its completion. I don't think it improves
the Bill measurably, but it...it certainly...it 1714
.certainly...well it improves the Bill. I think we 1715
ought to adopt the Amendment."

Speaker Lechowicz: "The Gentleman from Livingston, Mr. 1717
Ewing."

Ewing: "Would the Sponsor yield for a question?" 1719

Speaker Lechowicz: "He indicates he will." 1721

Ewing: "Representative McPike, wouldn't the adoption of your 1723
Amendment here cause a considerable shift in 1724
particular the property that was on the tax rolls 1725
before January 1, 1981?"

McPike: "Well it would, or it wouldn't depending upon what 1727
definition you finally arrived at for real property. 1728
As you well know, you have changed the complete 1729
definition of real property by House Bill 3513. That
which was real property in the past, will no longer be 1730
real property in the future. And all this Amendment 1731
does, is say let's make the Bill constitutional. 1732
Let's...let's tax property based on one definition and
not two. Your Bill is the one that defines real 1733
property, not my Amendment."

Ewing: "Well, it would cause...you believe that it would 1735
cause a shift though, in the way that real property is 1736
taxed. The way the Bill is written now, there would 1737
be no shift before that...the effective date of the
Bill. The new definition." 1738

McPike: "Prior to what date? Prior to January 1, 1981?" 1740

Ewing: "That's correct." 1742

McPike: "There is going to be a considerable shift under 1744
your Bill regardless of this Amendment or its adoption 1745
or not. You're taking a tremendous amount of 1746

property...future property off tax rolls. All this 1746
 Amendment...this Amendment is very simple, it just 1747
 says that regardless of the definition, let's treat 1748
 all property the same. It's got nothing to do with
 when the property was built." 1749

Ewing: "Well, but of course the Bill has to do...and is tied 1751
 in with the replacement tax. And because of that, 1752
 that's why we have the different dates."

McPike: "No. The replacement tax that took effect a year 1754
 ago, that has nothing to do with this Bill whatsoever. 1755
 This Bill has a 1981 date. It has nothing to do with 1756
 original replacement Bill."

Ewing: "Mr. Speaker, Ladies and Gentlemen of the House, I'd 1758
 like to speak to this Amendment." 1759

Speaker Lechowicz: "Please proceed sir." 1761

Ewing: "We have a situation with this date and I won't 1763
 belabor the problem of the business climate. But in 1764
 an effort to try and make this date more attractive to 1765
 business, this Bill 3513, tries to define real estate
 and personal property. And it does this, because 1766
 throughout this state, assessors have been reassessing 1767
 what was formerly personal property as real estate. 1768
 They have been taxing corporations for this, while the
 corporations are currently paying a replacement tax of 1769
 2.85."

Speaker Lechowicz: "Excuse me, Mr. Ewing, there's a point of 1771
 order. Mr. Skinner, what's your point?" 1772

Skinner: "Mr. Speaker, I do not believe he is speaking to 1774
 the Bill. He may be speaking to 3507, but this is the 1775
 definition of real estate, not a definition of 1776
 corporate personal property. I don't think anyway."

Ewing: "Maybe you ought to read the rest of the Bill." 1778

Skinner: "I've read it, it's pretty horrendous." 1780

Ewing: "If that was a point of order, it's more of an 1782
 interruption, Mr. Speaker."

Speaker Lechowicz: "Please speak to House Bill 3513, 1784

Amendment #1 sir." 1784

Ewing: "I oppose this Amendment, because we have two classes 1786
of real estate before the personal property 1787
replacement tax and afterwards. This Amendment is 1788
proposed by the Sponsor, would cause a great deal of
shift in the assessment practices and would cause a 1789
loss to local governments, from what they're currently 1790
getting and I would ask the House, do not approve this
Amendment and to consider this Bill as originally 1791
introduced. Thank you."

Speaker Lechowicz: "Gentleman from Madison, Mr. McPike to 1793
close."

McPike: "I'll be honest with you, those last remarks kind of 1795
confused me because they really don't address 1796
themselves to this Bill. They actually refer to the 1797
investment tax credit Bill of Representative Bradley's
that we were talking about awhile ago and last week. 1798
This Bill has got to do with how we are going to 1799
assess a real property in the future and the Bill as 1800
drafted says that we're going to assess real property
based on when it was made, or when it was constructed. 1801
We can't do that in Illinois. We can't have a 1802
definition for a nuclear power plant and a steel plant
built in 1980 and a separate and distinct definition 1803
for one that's built in 1982. Now....aside from the 1804
constitutionality of the problem, I can't imagine the 1805
confusion that would cause on the local level of an
assessor trying to keep track of when a nuclear 1806
generator or a crane, a overhead crane or any piece of 1807
equipment that becomes a fixture when it was applied
or when it was constructed or when it was built and 1808
have to apply two definitions to all that. That's 1809
really what this Bill does. The Amendment's very
simple, it just says we don't care how you define real 1810
property, let's use the same definition every year. 1811
It's a simple Amendment. I ask for approval."

Speaker Lechowicz: "Question is, shall the Amendment be 1813
adopted. All in favor signify by saying 'aye'. 1814
Opposed. 'Nos' have it, the Amendment's defeated. 1815
Roll Call has been requested. All in favor vote
'aye', all opposed vote 'no'. Have all voted who 1816
wish? Have all voted who wish? Clerk will take the 1817
record. On this question there are 77 'ayes', 68
'nos'. Gentleman from Kankakee, Mr. Ryan." 1818

Ryan: "I would request a verification, Mr. Speaker." 1820

Speaker Lechowicz: "Gentleman's request is in order. Totten 1822
don't...Totten don't fall into the fold that fast. 1823
Kindly record Mr. Totten as 'no'. One moment please. 1824
What we'll do, is will call the absentees and then the 1825
people can get on the Roll Call at that time. Clerk
will proceed to call the absentees." 1826

Clerk O'Brien: "Deuster, Donovan, Ebbesen, Epton, Ewell, 1828
Gaines, Griesheimer, Hanahan, Johnson, Kane, Klosak, 1829
Kucharski, Laurino, McMaster."

Speaker Lechowicz: "McMaster wants to be recorded as 'no'." 1831

Clerk O'Brien: "Mugalian, Polk." 1833

Speaker Lechowicz: "Polk, 'no'." 1835

Clerk O'Brien: "Pullen." 1837

Speaker Lechowicz: "Pullen, 'no'." 1839

Clerk O'Brien: "Sandquist." 1841

Speaker Lechowicz: "Sandquist, 'no'." 1843

Clerk O'Brien: "Schlickman, Schoeberlein, Schraeder." 1845

Speaker Lechowicz: "Schraeder, 'aye'." 1847

Clerk O'Brien: "Stanley, Stearney, Sumner." 1849

Speaker Lechowicz: "Sumner, 'no'." 1851

Clerk O'Brien: "Swanstrom." 1853

Speaker Lechowicz: "Swanstrom, 'no'." 1855

Clerk O'Brien: "Totten, has already changed to 'no'.
VanDuyne, Vitek." 1857

Speaker Lechowicz: "Vitek, 'aye'." 1859

Clerk O'Brien: "Walsh, Williams. No further." 1861

Speaker Lechowicz: "Gentleman from Lake, Mr. Griesheimer." 1863

Griesheimer: "Mr. Speaker, how am I recorded?" 1865

Speaker Lechowicz: "How's the Gentleman recorded?" 1867

Clerk O'Brien: "Gentleman is recorded as not voting." 1869

Griesheimer: "Please vote me 'no'." 1871

Speaker Lechowicz: "Kindly record him as 'no'. Gentleman
from Cook, Mr. Kelly." 1873

Kelly: "Yes, Mr. Speaker, please switch me from a 'no' to a
'yes'." 1875

Speaker Lechowicz: "Kindly record Mr. Kelly as an 'aye'.
Mr. Kornowicz. You're recorded as 'no'." 1877
1878

Kornowicz: "Put me 'aye', please." 1880

Speaker Lechowicz: "Vote Mr. Kornowicz as 'aye'. Lady from
Lake, Mrs. Frederick." 1882

Frederick: "Mr. Speaker, will you please record me as 'no'." 1884

Speaker Lechowicz: "Kindly record the Lady as 'no'.
Gentleman from Macon, Mr. Borchers." 1886
1887

Borchers: "Please record me from 'present' to 'no'." 1889

Speaker Lechowicz: "Kindly record Mr. Borchers as 'no'.
Mrs. MacDonald." 1891

MacDonald: "Please record me as 'no'." 1893

Speaker Lechowicz: "Kindly record the Lady as 'no'. Now is
there anyone else? Mr. Deuster." 1895
1896

Deuster: "Please record me as 'no'." 1898

Speaker Lechowicz: "Kindly record the Gentleman as 'no'.
Mr....The Gentleman from Randolph, Mr. Birchler for
what purpose....kindly record Mr. Birchler from 'no'
to 'aye'. Anyone else? What's the count, Jack? On
this question there are 80 'ayes' and 77 'nos'.
Anyone else want to be recorded? On this question
there are 80 'ayes' and 77 'nos', the Amendment's
adopted. A request for verification. Proceed to
verify the affirmative vote on Amendment #1." 1900
1901
1902
1903
1904
1905

Clerk O'Brien: "Alexander, Balanoff, Beatty, Birchler,
Bowman, Bradley, Braun, Breslin." 1907
1908

Speaker Lechowicz: "Excuse me sir, there are no pictures
taken during a verification of Roll Call. Sir. The
1910
1911

camera light is not on. Kindly...Mr. Capuzi, how's
the Gentleman recorded?" 1912

Clerk O'Brien: "The Gentleman is recorded as voting 'no'." 1914

Speaker Lechowicz: "And he wants leave to be verified as a
'no'. Leave is granted. Please continue with the
verification of the affirmative vote." 1916
1917

Clerk O'Brien: "Breslin, Brummer, Bullock, Capparelli,
Catania, Chapman, Christensen, Cullerton, Currie,
Darrow, Dawson, DiPrima, Domico, Doyle, John Dunn,
Farley, Garmisa, Getty, Giorgi, Goodwin, Greiman,
Hannig, Harris, Henry, Huff, Jaffe, Emil Jones, Katz,
Kane, Kelly, Kornowicz, Kosinski, Krska, Kulas,
Lechowicz, Leon, Madigan, Marovitz, Matijevich,
Mautino, McClain, McGrew, McPike, Mulcahey, Murphy,
O'Brien." 1919
1920
1921
1922
1923

Speaker Lechowicz: "Excuse me, Jack. The Gentleman from
Champaign, Mr. Johnson, for what purpose do you seek
recognition?" 1926
1927

Johnson: "Would you record me as 'no' on this?" 1929

Speaker Lechowicz: "Kindly record Mr. Johnson as 'no'.
Please continue. Excuse me. The Gentleman from Cook,
Mr. Leverenz, wants to be changed from 'no' to 'aye'.
Please continue, sir." 1931
1932
1933

Clerk O'Brien: "Patrick, Pechous, Pouncey, Preston, Rea,
Richmond, Ronan, Satterthwaite, Schisler, Schneider,
Schraeder, Sharp, Skinner." 1935
1936

Speaker Lechowicz: "Hey, Mike." 1938

Clerk O'Brien: "Slape." 1940

Speaker Lechowicz: "Michael." 1942

Clerk O'Brien: "Steczo, Stuffle, Taylor, Terzich, Vitek,
VonBoeckman, White, Willer, Williamson, Sam Wolf,
Younge, Yourell, Mr. Speaker." 1944
1945

Speaker Lechowicz: "Is there any question of the 80 solid
'aye' votes? 81, I'm sorry. Mr. Ryan." 1947
1948

Ryan: "What is the count, Mr. Speaker?" 1950

Speaker Lechowicz: "81, Sir." 1952

Ryan: "To what?" 1954

Speaker Lechowicz: "77." 1956

Ryan: "There certainly are. If there's only 80 solid there, I'd better..." 1958

Speaker Lechowicz: "81." 1960

Ryan: "Balanoff." 1962

Speaker Lechowicz: "82 now. Mr....Gentleman from Sangamon, Mr. Kane, wants to be recorded as 'aye'." 1964

Ryan: "That was intimidation." 1967

Speaker Lechowicz: "82. Mrs. Balanoff did you ask for, Sir?" 1969

Ryan: "Yes." 1971

Speaker Lechowicz: "The Lady is here, in her chair." 1973

Ryan: "Representative Bradley." 1975

Speaker Lechowicz: "Bradley is right here in the aisle." 1977

Ryan: "He wants to be a Republican, you can see that. Representative Braun." 1979

Speaker Lechowicz: "Mrs. Braun. Would the Membership kindly be in your respective chairs? Mrs. Braun. How is the Lady recorded?" 1981

Clerk O'Brien: "The Lady is recorded as voting 'aye'." 1984

Speaker Lechowicz: "Remove her." 1986

Ryan: "What happened to Braun." 1988

Speaker Lechowicz: "We removed her." 1990

Ryan: "Representative Bullock. I see..." 1992

Speaker Lechowicz: "Bullock is here." 1994

Ryan: "Representative Chapman." 1996

Speaker Lechowicz: "Mrs. Chapman. I just seen her on your side. Mrs. Chapman. Is Mrs. Chapman in the chamber? How is the Lady recorded?" 1998

Clerk O'Brien: "The Lady is recorded as voting 'aye'." 2001

Speaker Lechowicz: "Remove her. Excuse me. The Gentleman from Cook, Mr. Stanley, for what purpose do you seek recognition?" 2003

Stanley: "How am I recorded?" 2004

Speaker Lechowicz: "How's the Gentleman recorded?" 2006

Stanley: "How am I recorded?" 2008

Clerk O'Brien: "The Gentleman is recorded as not voting." 2010

Stanley: "Vote me 'no'." 2012

Speaker Lechowicz: "Kindly record him as 'no' and put Mrs. Chapman back on." 2014

Ryan: "Cullerton." 2016

Speaker Lechowicz: "Cullerton's here." 2018

Ryan: "Nice to have you here with us today, John." 2020

Speaker Lechowicz: "He's always here." 2022

Ryan: "Representative Dawson." 2024

Speaker Lechowicz: "Dawson. Representative Glen Dawson. How's he recorded?" 2026

Clerk O'Brien: "The Gentleman is recorded as voting 'aye'." 2028

Speaker Lechowicz: "Remove him." 2030

Ryan: "Schoeberlein." 2032

Speaker Lechowicz: "Oh, the Gentleman from Kane, Mr. Schoeberlein. What purpose do you seek... How's the Gentleman recorded?" 2034
2035

Clerk O'Brien: "The Gentleman is recorded as not voting." 2037

Schoeberlein: "Vote me 'no'." 2039

Speaker Lechowicz: "Vote him as 'no', please." 2041

Ryan: "Representative DiPrima." 2043

Speaker Lechowicz: "The commander's in his chair." 2045

Ryan: "I see the commander's in his chair. Representative Farley." 2047

Speaker Lechowicz: "Mr. Farley. I've seen him around. Mr. Farley. How's the Gentleman recorded?" 2049
2050

Clerk O'Brien: "The Gentleman's recorded as voting 'aye'." 2052

Speaker Lechowicz: "Remove him. Pardon me." 2054

Ryan: "Representative Giorgi." 2056

Speaker Lechowicz: "Call him. Mr. Giorgi's in his chair." 2058

Ryan: "Nice to have you with us, Jake...Zeke. Harris. Representative Harris." 2060

Speaker Lechowicz: "Harris. Mr. Harris. How's the Gentleman recorded?" 2062

Clerk O'Brien: "The Gentleman's recorded as voting 'aye'." 2064

Speaker Lechowicz: "Remove Mr. Harris." 2066

Ryan: "Representative..." 2068

Speaker Lechowicz: "Kindly record Mr. Hanahan as 'aye'." 2070

Ryan: "Representative Henry." 2072

Speaker Lechowicz: "He's here." 2074

Ryan: "Representative Huff." 2076

Speaker Lechowicz: "He's here." 2078

Ryan: "Alright. Emil Jones." 2080

Speaker Lechowicz: "Who was that?" 2082

Ryan: "Emil Jones. Representative Emil Jones." 2084

Speaker Lechowicz: "Mr. Jones. Emil Jones. How's the Gentleman recorded?" 2086

Clerk O'Brien: "The Gentleman's recorded as voting 'aye'." 2088

Speaker Lechowicz: "Remove him." 2090

Ryan: "Representative Krska." 2092

Speaker Lechowicz: "Birchler?" 2094

Ryan: "Krska." 2096

Speaker Lechowicz: "Who was that Jack? Oh, Krska." 2098

Ryan: "I see him, alright." 2100

Speaker Lechowicz: "Krska's here." 2102

Ryan: "Krska. Alright. Representative Kulas." 2104

Speaker Lechowicz: "Kulas is here." 2106

Ryan: "Representative Leon." 2108

Speaker Lechowicz: "He's always here." 2110

Ryan: "Alright. Representative Marovitz." 2112

Speaker Lechowicz: "Put Mr. Jones back on the Roll Call. Put Mr. Christensen back on the Roll Call." 2114

Ryan: "I never took him off. I never took him off." 2117

Speaker Lechowicz: "Mr. Doyle wants to ask leave to be verified." 2119

Ryan: "I did not take Christensen off nor did I take Doyle off." 2121

Speaker Lechowicz: "Alright, leave to be verified. Christensen and Doyle." 2123

Ryan: "Alright. Now where are we...you put Jones back?" 2125

Speaker Lechowicz: "Jones is back on." 2127

Ryan: "Alright, now what about Marovitz?" 2129

Speaker Lechowicz: "Marovitz is right here." 2131

Ryan: "Okay. McGrew." 2133

Speaker Lechowicz: "Sam McGrew. Mr. McGrew. How's the Gentleman recorded." 2135

Clerk O'Brien: "The Gentleman is recorded as voting 'aye'." 2137

Speaker Lechowicz: "Remove him. Vitek wants leave to be verified." 2139

Ryan: "Fine. Representative O'Brien." 2141

Speaker Lechowicz: "O'Brien. He was just here." 2143

Ryan: "There he is, right here waving at me." 2145

Speaker Lechowicz: "Alright." 2147

Ryan: "Representative Preston." 2149

Speaker Lechowicz: "Preston. He's here." 2151

Ryan: "Where at?" 2153

Speaker Lechowicz: "Right in his chair, Sir." 2155

Ryan: "Representative Rea." 2157

Speaker Lechowicz: "Rea's in his chair." 2159

Ryan: "I see him, alright. Is Representative Schisler here?" 2161

Speaker Lechowicz: "Schisler." 2163

Ryan: "Right." 2165

Speaker Lechowicz: "Would you kindly record Tom Do...Mr. Donovan as 'aye'? And leave to be verified?" 2167

Ryan: "Tim, not Tom." 2170

Speaker Lechowicz: "Donovan, Tim." 2172

Ryan: "Okay." 2174

Speaker Lechowicz: "I'm sorry, George, who'd you ask for?" 2176

Ryan: "Schisler." 2178

Speaker Lechowicz: "Gale's back there." 2180

Ryan: "Representative Sharp." 2182

Speaker Lechowicz: "John Sharp is here." 2184

Ryan: "Representative Slape. I see him." 2186

Speaker Lechowicz: "Mike Slape is back there." 2188

Ryan: "Representative Stuffle. I got him." 2190

Speaker Lechowicz: "The Gentleman in the white suit, right over here." 2192

Ryan: "Representative Taylor." 2194

Speaker Lechowicz: "Representative Taylor. Is Taylor in the chamber? How's the Gentleman recorded?" 2196
2197

Clerk O'Brien: "The Gentleman's recorded as voting 'aye'." 2199

Speaker Lechowicz: "Remove him. Kindly record Jack Williams as 'aye'." 2201

Ryan: "Representative VonBoeckman." 2203

Speaker Lechowicz: "He's back there." 2205

Ryan: "Representative Younge. Yeah, she's there. Over here." 2207

Speaker Lechowicz: "I'm sorry, I didn't hear what you asked." 2209

Ryan: "Would you recognize Representative Kucharski?" 2211

Speaker Lechowicz: "Surely. Mr. Kucharski." 2213

Kucharski: "Please record me as 'no'." 2215

Speaker Lechowicz: "Kindly record Mr. Kucharski as 'no' and put Mr. Harris back on the Roll Call. And put Mr. Taylor back on the Roll Call." 2217
2218

Ryan: "I have no further questions." 2220

Speaker Lechowicz: "I put Harris back on and Jim Taylor." 2222

Ryan: "One more question, Mr. Speaker. Representative Ronan." 2224

Speaker Lechowicz: "Big Al." 2226

Ronan: "Yes." 2228

Speaker Lechowicz: "He's talking to Mr. Stanley, he's here." 2230

Ryan: "He wants to be a Republican too." 2232

Speaker Lechowicz: "No, he's converting Stanley to be a Democrat. Mr. Madigan requests the verification of the negative vote. Mr. Conti has leave to be verified. Objections have been raised. Gentleman may be verified. And Mr. Piel same request. Who? Put Mrs. Braun back on the Roll Call, as an 'aye'. What's the count now, Jack? It should be 81-80. I'm asking, I don't know. On this question... The Gentleman from Cook, Mr. Madigan removes his request for a verification of the negative vote. The

Gentleman....The Lady from Cook, Mrs. Catania, what purpose do you seek recognition?" 2241

Catania: "Thank you, Mr. Speaker. How am I recorded?" 2243

Speaker Lechowicz: "How's the Lady recorded?" 2245

Clerk O'Brien: "The Lady's recorded as voting 'aye'." 2247

Catania: "Please change that to 'no'." 2249

Speaker Lechowicz: "Kindly record the Lady as 'no'. Mr. Madigan wants to poll the negative vote. Verification of the negative vote. 80-80. We're starting off with 80 'ayes' and 80 'nos'. The Lady from Peoria, Mrs. Sumner." 2251

Sumner: "Thank you, Mr. Speaker. How am I recorded?" 2255

Speaker Lechowicz: "Sumner." 2257

Clerk O'Brien: "Lady's recorded as voting 'no'." 2259

Sumner: "Thank you, keep it that way." 2261

Speaker Lechowicz: "Mr. Tuerk...er Mr. Ebbesen for what purpose do you seek recognition?" 2263

Ebbesen: "Mr. Speaker, I'd like to be recorded as voting 'no'." 2264

Speaker Lechowicz: "How's the Gentleman recorded?" 2268

Clerk O'Brien: "The Gentleman's recorded as not voting." 2270

Speaker Lechowicz: "Kindly record the Gentleman as 'no'. Proceed to verify the negative vote. What is it 80 'ayes' and 81 'nos' now, Jack?" 2272

Clerk O'Brien: "Right. Poll of the negative vote. Abramson, Ackerman, Anderson." 2275

Speaker Lechowicz: "Excuse me, would you kindly break up the aisle over here and kind of have the people on both sides of the aisle sit in their respective seats. Mr. Ryan, let's have a little decorum in the House. Please. Wait a minute Jack, we'll wait until we get a little order here. Mr. Bell, that also includes you. Please proceed, Sir." 2277

Clerk O'Brien: "Barnes, Bell, Bianco, Birkinbine, Bluthardt, Borchers, Boucek, Bower, Burnidge, Campbell, Capuzi, Casey, Catania, Collins, Conti, Daniels, Davis, 2283

Deuster, Ralph Dunn, Dyer, Ebbesen, Ewing, Flinn." 2285

Speaker Lechowicz: "Excuse me, Jack. Would you kindly put 2287
Mr. Farley back on the Roll Call as an 'aye'. Please 2288
continue. Mr. Huskey has leave to be verified. No 2289
objections. Huskey is verified. And also Leverenz.
We've already went through the affirmative vote, so... 2290
Mr. Walsh, for what purpose do you seek recognition?" 2291

Walsh: "To vote 'no', Mr. Speaker." 2293

Speaker Lechowicz: "Kindly record Mr. Walsh as 'no'. How is 2295
Mr. Walsh recorded?"

Clerk O'Brien: "Gentleman is recorded as not voting." 2297

Speaker Lechowicz: "Kindly record him as 'no'. The 2299
Gentleman from Cook, Mr. Ewell."

Ewell: "Mr. Speaker, how am I recorded?" 2301

Speaker Lechowicz: "How is the Gentleman recorded?" 2303

Clerk O'Brien: "The Gentleman is recorded as not voting." 2305

Speaker Lechowicz: "Kindly record him..." 2307

Ewell: "Record me as 'aye'." 2309

Speaker Lechowicz: "'Aye'. Mr. Doorkeeper, would you kindly 2311
keep the floor strictly to the Membership of the 2312
House. It's very difficult when your going through a 2313
verification to have a number of people that are
unauthorized on this floor. Please continue, Sir." 2314

Clerk O'Brien: "Continuing the poll of the negative vote. 2316
Virginia Frederick, Friedrich, Griesheimer, Grossi,
Hallock, Hallstrom, Hoffman, Hoxsey, Hudson, Huskey,
Johnson, Dave Jones, Karpziel, Kent, Kucharski." 2318

Speaker Lechowicz: "Excuse me, the Gentleman from Cook, Mr. 2320
Epton, wants to be recorded as 'no'." 2321

Clerk O'Brien: "From not voting to 'no'." 2323

Speaker Lechowicz: "Correct. Continue." 2325

Clerk O'Brien: "Leinenweber, Macdonald, Mahar, Margalus,
Matula, McAuliffe, McBroom, McCourt, McMaster, Meyer,
Molloy, Neff, Oblinger, Peters, Piel, Polk, Pullen,
Reed, Reilly, Rigney, Robbins, Ropp, Ryan, Sandquist,
Schoeberlein, Schuneman, Simms, Stanley, E.G. Steele, 2330

C.M. Stiehl, Sumner, Swanstrom, Telcser, Totten, 2331
Tuerk, Vinson, Walsh, Watson, Wikoff, Winchester, J.J.
Wolf, Woodyard. No further." 2332

Speaker Lechowicz: "The Gentleman from Cook, Mr. Dawson, for 2334
what purpose do you seek recognition? Put him back on 2335
the Roll Call as 'aye'. Gentleman from Cook, Mr. 2336
Collins, for what purpose do you seek recognition?
Collins."

Collins: "Mr. Speaker, for the purpose of an introduction. 2338
Representative Huskey is in the gallery to my left 2339
with a group of rotary exchange students from fourteen 2340
foreign countries. And they are chaperoned by Mr. and
Mrs. Al Rooter and Mr. and Mrs. Bill Blane." 2341

Speaker Lechowicz: "Welcome to Springfield. The Gentleman 2343
from Rock Island, Mr. Polk, for what purpose do you 2344
seek recognition?"

Polk: "Mr. Madigan, can I be verified please? Thank you." 2346

Speaker Lechowicz: "Leave. The Gentleman from Cook, Mr. 2348
Madigan."

Madigan: "Questions of the negative Roll Call. Mr. Boucek." 2350

Speaker Lechowicz: "He's back there." 2352

Madigan: "Mr. Burnidge." 2354

Speaker Lechowicz: "Burnidge. How's the Gentleman 2356
recorded?"

Clerk O'Brien: "The Gentleman's recorded as voting 'no'." 2358

Speaker Lechowicz: "Remove him." 2360

Madigan: "Mr. Capuzi." 2362

Speaker Lechowicz: "How's the Gentleman recorded?" 2364

Clerk O'Brien: "The Gentleman is recorded as being 2366
verified."

Speaker Lechowicz: "Yeah, Mike, he was given leave." 2368

Madigan: "Mr. Casey." 2370

Speaker Lechowicz: "Casey. How's the Gentleman recorded?" 2372

Clerk O'Brien: "The Gentleman's recorded as voting 'no'." 2374

Speaker Lechowicz: "Remove him." 2376

Madigan: "Mr. Flinn." 2378

Speaker Lechowicz: "Flinn. How's the Gentleman recorded?" 2380

Clerk O'Brien: "The Gentleman's recorded as voting 'no'." 2382

Speaker Lechowicz: "Remove him." 2384

Madigan: "What's the count, Mr. Speaker?" 2386

Speaker Lechowicz: "Pardon me. Put Burnidge back on." 2388

Madigan: "Mr. McAuliffe." 2390

Speaker Lechowicz: "How's the Gentleman recorded?
McAuliffe." 2392

Clerk O'Brien: "Get Burnidge on here." 2394

Speaker Lechowicz: "McAuliffe." 2396

Clerk O'Brien: "The Gentleman is recorded as voting 'no'." 2398

Speaker Lechowicz: "Remove him. What's the count? On this
question there's 83 'ayes', 81 'nos', the Amendment's
adopted. Any further Amendments? The Gentleman from
Cook, Mr. Madigan." 2400
2401
2402

Madigan: "Mr. Speaker, having voted on the prevailing side,
I now move that we reconsider the vote by which that
Amendment was adopted." 2404
2405

Speaker Lechowicz: "Gentleman from Winnebago, Mr. Giorgi.
All in favor signify by saying 'aye', 'aye', opposed.
Gentleman's motion prevails. Any further Amendments?" 2407
2408
2409

Clerk O'Brien: "No further Amendments." 2411

Speaker Lechowicz: "Fiscal note has been filed. The Bill
remains on Second Reading. Request. Request for a
fiscal note has been filed. The Bill remains on
Second Reading. Okay. House Bill 3565." 2413
2414
2415

Clerk O'Brien: "House Bill 3565. A Bill for an Act relating
to the filling of vacancies in certain State offices.
Second Reading of the Bill. Amendment #1 was adopted
in Committee." 2417
2418
2419

Speaker Lechowicz: "Any Motions?" 2421

Clerk O'Brien: "No Motions filed." 2423

Speaker Lechowicz: "Any Amendments from the floor?" 2425

Clerk O'Brien: "Floor Amendment #2. Pierce. Amends House
Bill 3565..." 2427

Speaker Lechowicz: "Gentleman from Lake, Mr. Pierce. Take 2429

it out of the record. 3600. Take it out of the record. House Bill 3160." 2430

Clerk O'Brien: "House Bill 3160. A Bill for an Act in relation to the issuance of bonds and notes to the Regional Transportation Authority to establish and operate a working cash fund. Second Reading of the Bill. Amendments #1 and 2 were adopted in Committee." 2432
2433
2434
2435

Speaker Lechowicz: "Any Motions?" 2437

Clerk O'Brien: "No Motions filed." 2439

Speaker Lechowicz: "Any Amendments from the floor?" 2441

Clerk O'Brien: "Floor Amendment #3. Skinner. Amends House Bill 3160 on page 2, line 7 by inserting after the period, 'working cash fund bonds and notes may not be issued for a term longer than 5 years'." 2443
2444
2445

Speaker Lechowicz: "Gentlemen from McHenry, Mr. Skinner." 2447

Skinner: "Mr. Speaker, I had filed Amendment #5, which will take the place of 3 and 4, but I haven't seen it printed yet. I believe it was Amendment 5." 2449
2450

Speaker Lechowicz: "According to the Clerk, 5 has not been printed yet, Sir." 2452

Skinner: "Well, I would prefer to wait until it is." 2454

Speaker Lechowicz: "It's up to the Sponsor. According to the Clerk, it was just filed." 2456
2457

Skinner: "Right. His staffer drew it up." 2459

Speaker Lechowicz: "Ah, okay. Mr. Garmisa. Mr. Garmisa please." 2461

Garmisa: "Well, we ah...This is an agreed Amendment, Mr. Speaker. We are in agreement with..." 2463
2464

Speaker Lechowicz: "The Gentleman withdraws Amendments #3 and 4. We are on Amendment #5." 2466
2467

Clerk O'Brien: "Amendment #5. Skinner. Amends House Bill 3160 on page 2, line 7..." 2469

Speaker Lechowicz: "Gentleman from McHenry. Mr. Skinner." 2471

Skinner: "This Amendment does what the two previous ones does with the following difference. In Amendment #3, ah, limited the length of time for the working cash 2473
2474
2475

fund bond to 5 years. This changes that to 10 years. 2475
Without change, it's 40 years. Ah, the other half of 2476
the Amendment is the same thing as Amendment #4, which 2477
would cut the long term potential debt for the RTA 2478
from \$500,000,000 to \$400,000,000."

Speaker Lechowicz: "Any discussion? Question is, shall 2480
Amendment #5 be adopted. All in favor, signify by 2481
saying 'aye', 'aye', oppose. Amendment #5 is adopted. 2482
Any further Amendments?"

Clerk O'Brien: "No further Amendments." 2484

Speaker Lechowicz: "Third Reading. House Bill 3173. 2486
Gentleman from Cook, Mr. Collins. For what purpose do 2487
you seek recognition?"

Collins: "Ah, Mr. Speaker, for the purpose of an 2489
introduction. In the gallery, to my right and rear, 2490
is the 8th grade class from Our Lady of Snow School 2491
from the 25th District, represented by Representatives
Phil Bianco, Robert Terzich, and Ed Kornowicz." 2492

Speaker Lechowicz: "Welcome to Springfield." 2494

Clerk O'Brien: "House Bill 3173. A Bill for an Act to amend 2496
Sections of the Revenue Act. Second Reading of the 2497
Bill."

Speaker Lechowicz: "Is Mr. Stuffle on the floor? Take it 2499
out of the record, request of the Sponsor. House 2500
Bills, Third Reading, page 8. I called on 3206 2501
already Ma'am. You weren't on the floor. Consent
Calendar, Third Reading."

Clerk O'Brien: "House Bill 3005. A Bill for an Act creating 2503
the Adult Abuse Study Commission. Third Reading of 2504
the Bill. House Bill 3017. A Bill for an Act to 2505
amend the Election Code. Third Reading of the Bill
and House Bill 3440. A Bill for an Act to amend the 2506
Revenue Act. Third Reading of the Bill." 2507

Speaker Lechowicz: "Question is, shall these Bills pass? 2509
All in favor, vote 'aye'. All opposed vote 'no'." 2510

Clerk O'Brien: "Consent Calendar on page 19." 2512

Speaker Lechowicz: "Have all voted who wish? Have all voted 2514
 who wish? The Clerk will take the record. On this 2515
 question, there's 115 'ayes', no 'nays', 26 recorded 2516
 as 'present'. This Bill, these Bills, having received 2517
 the Constitutional Majority are hereby declared 2518
 passed. On your desks, appears House Calendar 2519
 Supplemental #1. It's an emergency matter. Na, we'll
 do this first. Alright, messages from the Senate."

Clerk O'Brien: "Message from the Senate by Mr. Wright, 2521
 Secretary. Mr. Speaker, I'm directed to inform the 2522
 House of Representatives, the Senate has concurred 2523
 with the House and passed the Bill with the following 2524
 title to-wit in House Bill 3056 together with Senate 2525
 Amendment #1, passed by the Senate, as amended May 13,
 1980, Kenneth Wright, Secretary."

Speaker Lechowicz: "Now, House Calendar Supplemental #1. 2527
 The Gentleman from Morgan, Mr. Reilly." 2528

Reilly: "Thank you Mr. Speaker." 2530

Speaker Lechowicz: "Moves to suspend the rules for immediate 2532
 consideration."

Reilly: "Yeah." 2534

Speaker Lechowicz: "Used in the attendance of Roll Call. 2536
 Hearing no objection, the attendance of Roll Call to 2537
 be used."

Reilly: "Thank you. House Bill 3056 is a transfer Bill that 2539
 we passed last week, ah, it adds nothing to the total 2540
 of the Department of Public Aid appropriations. It is 2541
 an item that must be signed today, in order that the 2542
 general assistance checks that are due today can be 2543
 issued...I'm going to move to concur, but I would make 2544
 a, just a brief statement before that. This Bill, as 2545
 it went over to the Senate was in good shape, having 2546
 been worked on carefully by our appropriations 2547
 process. We griped and griped and griped about
 agencies that do not ask us to appropriate the federal
 funds that they receive. Both parties, both sides of 2547

the aisle, both the Senate and the House do that. We 2548
sent the Bill over to the Senate with an appropriation 2549
for some federal funds, typical of, I must say, of the
Senate appropriations operation, even though they knew 2550
this was an emergency and even though it's in the best 2551
interest of the legislative branch to have those kind 2552
of funds included, they insisted on taking them out.
Playing with fire, it seems to me. Nonetheless, so 2553
I'm tempted, I was very tempted, to go to a Conference 2554
Committee on this because I think, too often, the 2555
House ends up cleaning up the Senate's act on
appropriations, but I think the best part of 2557
responsibility at this point, on my part and on the
part of the House, is to concur in these Amendments. 2558
I discussed this with both sides. As far as I know, 2559
there's no problems with doing that, so I would move
that we concur in Senate Amendment #1 to this Bill." 2560

Speaker Lechowicz: "Question is, shall the House concur with 2562
Senate Amendment #1 to House Bill 3056. All in favor, 2563
vote 'aye', all oppose vote 'no'. Mike, hit me over 2564
there, will you? Final action. Emergency matter.
Have all voted who wish? Have all voted who wish? 2565
The Clerk will take the record. On this question, 2566
there's 154 'ayes', 2 'nos', 1 recorded as 'present'
and the House does concur with Senate Amendment #1 to 2567
House Bill 3056. This Bill, having received the 2568
Constitutional Majority, is hereby declared passed. 2569
Also, on the calendar on page 18 appears Senate Bill
1652. Mr. Winchester."

Clerk O'Brien: "House Bill, Senate Bill 1652. A Bill for an 2571
Act to provide for certain transfers between funds in 2572
the State treasury. Second Reading of the Bill. No 2573
Committee Amendments."

Speaker Lechowicz: "Any Amendments from the floor?" 2575

Clerk O'Brien: "None." 2577

Speaker Lechowicz: "Third Reading. Senate Bill 1655." 2579

Clerk O'Brien: "Senate Bill 1655. A Bill for an Act to amend Sections of an Act making appropriations to the Department of Administrative Services and the State Comptroller. Second Reading of the Bill. Amendment #1 was adopted in Committee." 2581
2582
2583
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Speaker Lechowicz: "Any motions?" 2586

Clerk O'Brien: "No motions filed." 2588

Speaker Lechowicz: "Any Amendments from the floor?" 2590

Clerk O'Brien: "No Floor Amendments." 2593

Speaker Lechowicz: "Third Reading. On the calendar on page 8, House Bills, Third Reading, Short Debate Calendar, appears House Bill 2967. Mr. McGrew. Take it out of the record. House Bill 3359, Mr. Burnidge. Out of the record. 3382, Mr. Flinn. Out of the record. 3482, Mr. Terzich. Read the Bill." 2595
2596
2597
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Clerk O'Brien: "House Bill 3482. A Bill for an Act to amend Sections of the Illinois Pension Code, Third Reading of the Bill." 2600
2601

Speaker Lechowicz: "Gentleman from Cook, Mr. Terzich." 2603

Terzich: "Yes, Mr. Speaker, this Bill is similar to the ones that were on the Consent Calendar. This was removed. What it does, it amends the Municipal Retirement Fund Article of the Pension Code and it grants creditable service and allows for disability benefits to be paid under certain circumstances to age 70. Ah, what this Bill does is make the Pension Code in compliance with the 1978 Age Discrimination and Employment Act issued by the Federal Government. This has been approved by the Pension Laws Commission and I would urge your support." 2605
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Speaker Lechowicz: "Is there anyone in opposition? The question is, shall House Bill 3482 pass. All in favor vote 'aye', all oppose vote 'no'. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there's 143 'ayes', no 'nays', none recorded as 'present'. This Bill, having 2614
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2617
2618

the Constitutional Majority, is hereby declared 2618
passed."

Terzich: "Mr. Speaker. That was House Bills 1602 and 1603, 2620
wasn't it?"

Speaker Lechowicz: "No, it was 3482. Only. Would you 2622
kindly record Mr. Mulcahey as 'aye' on that last Roll 2623
Call and Stanley as 'aye'. On page 3 on the calendar, 2624
Second Reading, appears House Bill 3064."

Clerk O'Brien: "House Bill 3064. A Bill for an Act making 2626
appropriations for funds for the Common School Fund 2627
and certain federal funds to the State Board of 2628
Education. Second Reading of the Bill. Second 2629
Reading. No Committee Amendments."

Speaker Lechowicz: "Any Amendments from the floor?" 2631

Clerk O'Brien: "None." 2633

Speaker Lechowicz: "Third Reading. House Bill 3065." 2635

Clerk O'Brien: "House Bill 3065. A Bill for an Act making 2637
appropriations for grants-in-aid to the State Board of 2638
Education. Second Reading of the Bill. Amendments #1 2639
and 2 were adopted in Committee."

Speaker Lechowicz: "Any motions?" 2641

Clerk O'Brien: "No motions filed." 2643

Speaker Lechowicz: "Any Amendments from the floor?" 2645

Clerk O'Brien: "No Floor Amendments." 2647

Speaker Lechowicz: "Third Reading. 3066." 2649

Clerk O'Brien: "House Bill 3066. A Bill for an Act making 2651
appropriation to the State Board of Education. Second 2652
Reading of the Bill. Amendment #1 was adopted in 2653
Committee."

Speaker Lechowicz: "Any motions?" 2655

Clerk O'Brien: "No motions filed." 2657

Speaker Lechowicz: "Alright, that Bill remains on Second 2659
Reading. There's an Amendment being prepared. 3067." 2660

Clerk O'Brien: "House Bill 3067. A Bill for an Act making 2662
an appropriation to the State Board of Education. 2664
Second Reading of the Bill. Amendment #1 was adopted

floor. Out of courtesy...." 2714

Speaker Lechowicz: "He's here." 2716

Marovitz: "Okay, I'm sorry. I see him. I think 2718
 Representative Telcser has an Amendment and with leave 2719
 of the House, I would like to move this Bill back to 2720
 Second Reading to give Representative Telcser an
 opportunity to add his Amendment, if..." 2721

Speaker Lechowicz: "The Gentleman has leave to bring the 2723
 Bill back from Third to Second for the purpose of 2724
 Amendment. Is that correct, Mr. Telcser? Telcser."

Telcser: "Mr. Speaker, I filed Amendment #2 earlier in the 2726
 day and I don't know if it's been distributed yet. 2727
 We're going to table Amendment #1 and adopt #2, 2728
 hopefully."

Speaker Lechowicz: "It has not been distributed yet, Sir." 2730

Telcser: "Well, then, could you leave it on Second, 2732
 Representative and when it's distributed, maybe we can 2733
 get back to it?"

Speaker Lechowicz: "Gentleman from Cook, Mr. Epton." 2735

Epton: "Thank you, Mr. Speaker. I just wonder, I was 2737
 waiting to speak against Amendment #1. I wonder if I 2738
 might have leave to ask the Sponsor if Amendment #2 is 2739
 in a similar vein?"

Speaker Lechowicz: "Mr. Telcser." 2741

Telcser: "Yes, Representative. Amendment #1, our staff 2743
 tells us, was technically incorrect. It is my intent 2744
 to table #1 and move to adopt #2."

Epton: "I'm asking you, is Amendment #2 similar to Amendment 2746
 #1?"

Telcser: "Yes it is." 2748

Epton: "Well, I think you can be prepared to have a 2750
 substantial deal of discussion on Amendment #2, 2751
 because Amendment #1 was not only technically 2752
 incorrect, it was ridiculous."

Speaker Lechowicz: "Why don't we leave the Bill on Third 2754
 Reading and when your Amendment is distributed we will 2755

in Committee." 2665

Speaker Lechowicz: "Any motions?" 2667

Clerk O'Brien: "No motions filed." 2669

Speaker Lechowicz: "Any Amendments from the floor?" 2671

Clerk O'Brien: "No Floor Amendments." 2673

Speaker Lechowicz: "Third Reading. 3068." 2675

Clerk O'Brien: "House Bill 3068. A Bill for an Act making 2677
appropriations for the ordinary and contingent 2678
expenses of the State Board of Education. Second 2679
Reading of the Bill. Amendment #1 was adopted in
Committee."

Speaker Lechowicz: "Any motions?" 2681

Clerk O'Brien: "No motions filed." 2683

Speaker Lechowicz: "Any Amendments from the floor?" 2685

Clerk O'Brien: "No Floor Amendments." 2687

Speaker Lechowicz: "Third Reading. 2914." 2689

Clerk O'Brien: "House Bill 2914. A Bill for an Act to amend 2691
an Act to authorize the Department of Public Works and 2692
Buildings to acquire, by donation, a hydroelectric 2693
generating station. Second Reading of the Bill. No
Committee Amendments." 2694

Speaker Lechowicz: "Any Amendments from the floor?" 2696

Clerk O'Brien: "None." 2698

Speaker Lechowicz: "Fiscal Note has been filed." 2700

Clerk O'Brien: "Fiscal Note is filed." 2702

Speaker Lechowicz: "Third Reading. Okay, House Bills Third 2704
Reading. We'll move from the priority of call. 2705
First, there was House Bill 3272."

Clerk O'Brien: "House Bill 3272. A Bill for an Act to amend 2707
the Illinois Insurance Code. Third Reading of the 2708
Bill."

Speaker Lechowicz: "Gentleman from Cook, Mr. Marovitz." 2710

Marovitz: "Thank you very much, Mr. Speaker. Out of 2712
courtesy to ah, the Assistant Minority Leader, I 2713
believe he filed an Amendment to this Bill, ah, 2714
Representative Telcser, and I don't see him on the

floor. Out of courtesy...." 2714

Speaker Lechowicz: "He's here." 2716

Marovitz: "Okay, I'm sorry. I see him. I think 2718
 Representative Telcser has an Amendment and with leave 2719
 of the House, I would like to move this Bill back to 2720
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 substantial deal of discussion on Amendment #2, 2751
 because Amendment #1 was not only technically 2752
 incorrect, it was ridiculous." 2752

Speaker Lechowicz: "Why don't we leave the Bill on Third 2754
 Reading and when your Amendment is distributed we will 2755

ask leave at that time to bring it back to Second. 2756
 Take the Bill out of the record. 3281. Mr. Brummer."

Clerk O'Brien: "House Bill 3281. A Bill for an Act to amend 2758
 Sections of the Revenue Act. Third Reading of the 2759
 Bill."

Speaker Lechowicz: "Out of the Record at the request of the 2761
 Sponsor. 3292. Mrs. Willer." 2762

Clerk O'Brien: "House Bill 3292. A Bill for an Act to amend 2764
 Sections of the Unified Code of Corrections. Third 2765
 Reading of the Bill."

Speaker Lechowicz: "Lady from Cook, Mrs. Willer." 2767

Willer: "Yes. Thank you Mr. Speaker and Ladies and 2769
 Gentlemen of the House. House Bills 32...3292 through 2770
 3296 are a package of Bills that are a work product of 2771
 a special House Committee that met last Fall and this, 2772
 early this Spring....having to do with correctional 2773
 industries. The Committee was composed of members of 2774
 both sides of the House. My hyphenated cosponsor is 2775
 Representative William Mahar. These Bills have the 2776
 support of the Department of Corrections and 2777
 leadership on both sides of the aisle. They are a 2778
 modest attempt, but I believe a necessary venture in 2779
 helping correctional industries get back on their 2780
 feet, expand the industries somewhat and help keep the 2781
 problems of our prisons down quite a bit. As you 2782
 know, we've had riots. We have people sitting in 2783
 cells who have nothing to do. We are trying to expand 2784
 our prison industries somewhat. These Bills, as a 2785
 result of the Committee Study, believe that will help 2786
 our prison industries to get back on their feet and 2787
 expand. I will deal with them Bill by Bill, and will 2788
 ask for your vote on each Bill. I will handle the 2789
 first three and Representative Mahar will handle the 2790
 last two. House Bill 32..." 2791

Speaker Lechowicz: "Excuse me Anne, are you going to, do 2792
 you...are you asking leave to consider all three Bills 2793

at one time?" 2788

Willer: "I would like them heard, but I don't want them 2790
voted on at the same time."

Speaker Lechowicz: "Alright, fine." 2792

Willer: "Each Bill will be voted up or down, but I would 2794
like..."

Speaker Lechowicz: "Well, why don't we just explain one Bill 2796
at a time."

Willer: "Yes, I understand..." 2798

Speaker Lechowicz: "3292." 2800

Willer: "House Bill 3292, in conjunction with the other 2802
Bills, seeks to reaffirm the present market for 2803
correctional industry products by encouraging the 2804
authorized purchaser to buy from the programs. This 2805
Bill expands the category of authorized purchasers to 2806
include contractors doing business with present 2807
authorized purchasers, i.e. the State the local units 2808
of government and nonprofit corporations. Thus, it 2809
expands the potential market for correctional 2810
industries products, but it still retains the 2811
requirement that the use of such products would 2812
benefit the state. The Bill also increases the 2813
ability of the General Assembly to monitor and control 2814
the correctional industry's program by requiring the 2815
program to be filed by November 1st of each year, a 2816
detailed report concerning the previous fiscal year.
Are there any questions about this Bill?" 2817

Speaker Lechowicz: "Is there any discussion? The Gentleman 2818
from Hardin, Mr. Winchester." 2819

Winchester: "Would the Sponsor yield for a question?" 2820

Speaker Lechowicz: "She indicates she will." 2821

Winchester: "Would you repeat again, what your, what an 2822
authorized contractor or whatever the word was that 2823
you used..authorized entity..What does that mean and 2824
who is that?"

Willer: "The authorized purchasers, right now from prison 2825

industries, are the Department of Corrections, first, 2827
it's a priority of who purchases, the Department of 2828
Corrections, the State, then usually local governments
and non-for-profit entities. This Bill expands it so 2829
that contractors, having a contract with the State of 2830
Illinois, may purchase goods or services from the 2831
Department of Corrections industry."

Winchester: "Okay, thank you." 2833

Speaker Lechowicz: "Lady from Cook, Mrs. Balanoff." 2835

Balanoff: "Ah, will the Sponsor yield to a question?" 2837

Speaker Lechowicz: "Indicates she will." 2839

Balanoff: "Ah, is there a wage scale in this Bill? Will the 2841
prisoners be required, be permitted to get a minimum 2842
wages under this Bill?"

Willer: "No, No." 2844

Balanoff: "What will they be paid for this?" 2846

Willer: "I presume...these Bills do not address what the 2848
prisoners will be paid. Whatever they're paid now, I 2849
presume it will be up to the Department when they get 2850
back on their feet financially, ah, you know, they 2851
will address themselves to that. They're not paid 2851
anything near the minimum wage right now, I will tell 2852
you that."

Speaker Lechowicz: "Gentleman from Cook, Mr. Mahar." 2854

Mahar: :Thank you Mr. Speaker and Ladies and Gentlemen of 2856
the House. I rise in support of this package of 5 2857
Bills. As a member of the Committee, it was my 2858
privilege to study the program. It just seems to me 2859
that in revitalizing prison industries, it helps the 2859
prisoners in their work ethic. It helps the whole 2860
system that keeps people busy and it helps the 2860
taxpayer in that it will put the prison industry back 2861
on a paying basis, so they will not have to be using 2862
General Revenue Funds and I would urge everyone to 2862
support this package of 5 Bills." 2863

Speaker Lechowicz: "Gentleman from Cook, Mr. Kelly." 2865

Kelly: "Yes, ah, Mr. Speaker and Members of the House. I am a member of the Commission that visits the penal institutions and I have seen the activities that have taken place where they have done this type of contractual work and it's certainly a credit not only to the institution, but to the morale within the prison facilities themselves and I think this is a strong step in the right direction and certainly, when you talk about helping the prisoners to improve themselves, this would do more than anything else and I think there should even be an increased expansion in the area of work inside of the prison facilities. So, I would be glad to support Representative Willer, Representative Mahar on their Bill." 2867 2868 2869 2870 2871 2872 2873 2874 2875 2876

Speaker Lechowicz: "Lady from Cook, Mrs. Willer, to close." 2878

Willer: "I would simply ask for a favorable Roll Call." 2880

Speaker Lechowicz: "Question is, shall House Bill 3292 pass. All in favor vote 'aye', all oppose vote 'no'. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there's 154 'ayes', 1 'nay', 1 recorded as 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. 3293." 2882 2883 2884 2885 2886

Clerk O'Brien: "House Bill 3293. A Bill for an Act to amend Sections of the Illinois Purchasing Act. Third Reading of the Bill." 2888 2889

Speaker Lechowicz: "Lady from Cook, Mrs. Willer." 2891

Willer: "Yes, Mr. Speaker. This Bill reaffirms what the first Bill does. It amends the different statute and it simply, again, reaffirms the idea of expanding the market for prison industries and this Bill in particular, allows the Department of Corrections to serve as a sub-contractor to other primary contractors who are involved in state projects, also to the benefit of the State." 2893 2894 2895 2896 2897 2898

Speaker Lechowicz: "Any discussion? Question is, shall 2900

House Bill 3293 pass? All in favor, vote 'aye', all 2901
 oppose vote 'no'. Have all voted who wish? Have all 2902
 voted who wish? The Clerk will take the record. On
 this question, there's 152 'ayes', 1 'nay', none 2903
 recorded as 'present'. This Bill, having received the 2904
 Constitutional Majority, is hereby declared passed.
 3294."

Clerk O'Brien: "House Bill 3294. A Bill for an Act to amend 2906
 Sections of the Illinois Property Control Act. Third 2907
 Reading of the Bill."

Speaker Lechowicz: "Lady from Cook, Mrs. Willer." 2909

Willer: "Yes, Mr. Speaker. 3294 amends the State Property 2911
 Control Act to require proceeds from the sale of 2912
 equipment purchased with Correctional Industry's 2913
 working capital revolving fund money to be deposited
 in that Fund. As of now, when they purchase 2914
 equipment, it must come out of the revolving cash 2915
 fund, but when they sell it, secondhand, the money
 then comes back into our General Revenue Fund and so 2916
 they lose the money. This Bill would simply allow the 2917
 money from the sale of secondhand, of any machinery 2918
 they sell, any parts at all, to go back into their
 working cash fund, so they can keep the money. I 2919
 would..."

Speaker Lechowicz: "Any discussion? Question is, shall 2921
 House Bill 3294 pass? All in favor vote 'aye', all 2922
 oppose vote 'no'. Have all voted who wish? Have all 2923
 voted who wish? The Clerk will take the record. On
 this question, there's 150 'ayes', 1 'nay', 5 recorded 2924
 as 'present' and this Bill, having received the 2925
 Constitutional Majority, is hereby declared passed. 2926
 House Bill 3295."

Clerk O'Brien: "House Bill 3295. A Bill for an Act to amend 2928
 Sections of an Act authorizing certain governmental 2929
 units to purchase personal property, supplies and 2930
 services jointly. Third Reading of the Bill."

Speaker Lechowicz: "Gentleman from Cook, Mr. Mahar." 2932

Mahar: "Thank you Mr. Speaker and Ladies and Gentlemen of 2934
the House. Presently, units of local governments can 2935
join together to make purchases, but they can't do 2936
with the correctional industries. This just simply 2937
allows units of local governments to join together to 2938
buy from the correctional industries. I would urge
your support."

Speaker Lechowicz: "Is there any discussion? Question is, 2940
shall House Bill 3295 pass? All in favor, vote 'aye', 2941
all oppose vote 'no'. Have all voted who wish? Have 2942
all voted who wish? The Clerk will take the record.
On this question, there's 143 'ayes', no 'nays', 9 2943
recorded as 'present' and this Bill having received 2944
the Constitutional Majority is hereby declared passed. 2945
House Bill 3296."

Clerk O'Brien: "House Bill 3296. A Bill for an Act to amend 2947
Sections of the Cigarette Tax Use Act and the 2948
Cigarette Use Tax Act. Third Reading of the Bill."

Speaker Lechowicz: "Gentleman from Cook, Mr. Mahar." 2950

Mahar: "Thank you Mr. Speaker and Ladies and Gentlemen of 2952
the House. Presently, cigarettes are manufactured at 2953
Menard Prison for the use by the prisoners themselves. 2954
In 1979, the sales were \$91,500. This is a \$16,000
deficit, due to the fact that the cost of materials is 2955
such that they can't be competitive with the industry. 2956
By exempting them from the Cigarette Tax, the
Department of Corrections and the Department of Mental 2957
Health can purchase cigarettes from Menard and sell 2958
them in their commissaries and be competitive. There
is no opposition from the cigarette industry and I 2959
would urge your consideration and support." 2960

Speaker Lechowicz: "Is there any discussion? Gentleman from 2962
Perry, Mr. Ralph Dunn."

Dunn: "Thank you Mr. Speaker. I wondered will the Sponsor 2964
yield?"

Speaker Lechowicz: "Indicates he will." 2966

Dunn: "How many people are employed in this industry and 2968
where are the cigarettes made? Are they not made at 2969
Menard and Chester?"

Mahar: "Yes, Presently, there's about 10 to 12 people 2971
involved in the industry. They are made at Menard and 2972
that's the only institution they are made at and of 2973
course they've been made there for many, many years."

Dunn: "And they lost \$16,000 last year?" 2975

Mahar: "Yes. It's anticipated that with the removal of the 2977
State tax, they can triple their production. They can 2978
increase the numbers of individuals, residents who can 2979
work in the industry and it will be an asset to the
system."

Dunn: "Thank you. Could I have this Bill, please?" 2981

Speaker Lechowicz: "Please proceed, Sir." 2983

Dunn: "Mr. Speaker, Members of the House. I was a member of 2985
this Subcommittee that held the hearings and decided 2986
and one of the things that bothers me is the fact that 2987
we in Illinois and down at Menard Penitentiary, I
don't know if any of you have visited it..the 2988
penitentiary, it's in our District, it's in my 2989
District, and I've been down and watched them make
cigarettes and frankly, if I smoked cigarettes, I 2990
wouldn't want to smoke cigarettes that are 2991
manufactured there. Ah, ah, maybe they manufacture
them better some place else. I think it's a bad 2992
precedent. I don't think it's a good idea for the 2993
State of Illinois, even in a penal institution, if you
will, to be in the manufacture of cigarettes, with the 2994
health problems associated with them and plus the fact 2995
that it's a money losing proposition. I think that 2996
the prison industries would be much better off to
stick to making furniture or we also have, I believe, 2997
an underwear factory and some other stuff there, but 2998
to work a few men making cigarettes in ah conditions

that I don't think are the very best and particularly 2999
 the fact that we are now going to exempt them from any 3000
 income from the State and make it a kind of freebie,
 I'm going to oppose the Bill and I just urge a few 3001
 'no' votes. I suspect it will pass, and, but I at 3002
 least would like to register in opposition to the fact 3003
 that the State of Illinois is in the business of
 producing cigarettes. I'm an ex-smoker, Conti. Thank 3004
 you."

Speaker Lechowicz: "Any further discussion? The Gentleman 3006
 from McHenry, Mr. Skinner."

Skinner: "Well, I'm curious as to what we're training these 3008
 convicts to do. Are we contemplating them going into 3009
 private enterprise and rolling joints of marijuana or 3010
 something, or what? Ah, it seems to me that this is 3011
 something that state government should not be in, and
 it certainly seems to me that if we're going to have 3012
 them producing cigarettes, there's darn little tax 3013
 money we get out of convicts and it costs an awful lot
 to keep them in jail, so I don't think we should 3014
 exempt the tax. In fact, I'm not even sure we should 3015
 be selling cigarettes. Let them sell Chryslers
 instead."

Speaker Lechowicz: "Lady from Cook, Mrs. Willer." 3017

Willer: "Well, Mr. Speaker, in answer to the gentleman who 3019
 spoke before about the condition the cigarettes are 3020
 made in, I must confess I have not seen ah, where they 3021
 are making cigarettes. I don't know what he means
 about conditions. I think that if you go into any of 3022
 our prison industries, you'll find that they are not 3023
 on a par with private enterprise in any situation. 3024
 It's pretty rough in those prisons, whether they're
 making furniture or socks or mops or anything. Ah, 3025
 prisoners are going to smoke. It's one of the few 3026
 pleasures they have, whether you care about their
 pleasures or not. People in our other institutions do 3027

smoke and it seems that it's silly to me to make them 3028
 pay state tax on tobacco when they're part of the
 State en..., part of one of our State Departments. 3029
 It's sort of robbing Peter to pay Paul. We're simply 3030
 trying to make the cigarette industry more competitive
 in a..on a par with the other so, I don't see what the 3031
 conditions, how well that they are, or whether people 3032
 should smoke or not. They're going to make cigarettes 3033
 and I think this is a very good Bill."

Speaker Lechowicz: "Gentleman from Cook, Mr. McAuliffe." 3035

McAuliffe: "Mr. Speaker and Ladies and Gentlemen of the 3037
 House. I rise in support of this Bill. I'm sure that 3038
 smoking is one of the very few harmless activities 3039
 that takes place in prison. It's probably one of the
 few forms of recreation and relaxation that they have. 3040
 It's not a country club. It's not a very nice place 3041
 to be and they have to have something to do with their 3042
 time and it's not very much to ask them to be exempted
 from paying cigarette tax. They don't make very much 3043
 money in the first place."

Speaker Lechowicz: "Gentleman from Hardin, Mr. Winchester." 3045

Winchester: "Thank you Mr. Speaker and Ladies and Gentlemen 3047
 of the House. Years ago, I worked in prison 3048
 industries and also worked for the Department of 3049
 General Services as a buyer. One of my assignments
 was to buy tobacco for the Menard Correctional 3050
 Institution. We bought the best tobacco available 3051
 from South Carolina and Kentucky and places like that.
 I went through their manufacturing facilities at 3052
 Menard. It's a very clean, very sanitary area and I 3053
 disagree with my colleague from the 58th District in
 that I think that inmates ah, do want cigarettes to 3054
 smoke. They do make tobacco. They make pipe tobacco. 3055
 I agree with what Representative McAuliffe stated. I 3056
 think it's one of the small pleasures that they have
 in correctional institutions. I don't think that we 3057

should deny it and I think that this piece of 3057
legislation would help make the prison industry 3059
tobacco product more competitive with outside and
would mean that inmates would probably be buying more 3060
prison industry products as well as those patients in 3061
the Department of Mental Health and I would ask for a
favorable vote for this Bill." 3062

Speaker Lechowicz: "Gentleman from Cook, Mr. Mahar, to 3064
close."

Mahar: "Thank you Mr. Speaker and Ladies and Gentlemen of 3066
the House. There's no question about the fact that 3067
this is one of the industries which does have some 3068
benefits to the residents of the prison. What I...One
of the things in addition to what I mentioned before, 3069
what other people have said about the Bill, that the 3070
more cigarettes that are sold, the more money that 3071
goes into the prison welfare fund. The prison welfare
fund is one of the those things that helps to make 3072
life just a little bit easier for those people in 3073
prison. One of the other things it does, of course,
it trains machine operators. What we're trying to do 3074
here is trying to get these people to establish some 3075
kind of work ethic and some kind of a trade. So, it 3076
just seems to me that if we can make this industry run
in which is a little more competitive, which would put 3077
more people to work, it's something that we need to do 3078
as far as our prison system and I urge your support."

Speaker Lechowicz: "Question is, shall House Bill 3296 pass? 3080
All in favor vote 'aye', all oppose vote 'no'. 3081
Gentleman from Cook, Mr. Getty to explain his vote. 3082
The timer is on."

Getty: "Mr. Speaker, Members of the House. I rise to 3084
explain my 'aye' vote. This is another function where 3085
we can have prisoners re-establish themselves in the 3086
work ethics. Whether it's building cabinets, making
license plates, or doing something such as this, it is 3087

getting them back as working people again. It's 3088
 retraining and it's occupation. It's silly for us to
 collect taxes from the Department of Corrections to 3089
 put into the Department of Revenue. It makes no sense 3090
 for us to go to the expense of both Departments, 3091
 having the administrative costs of making these
 collections. What makes sense is to make it exempt as 3092
 long as it's a State controlled project and it's very 3093
 clearly in the best interest of our.."

Speaker Lechowicz: "Gentleman from Cook, Mr. Preston, to 3095
 explain his vote. The timer's on." 3096

Preston: "Thank you Mr. Speaker, Ladies and Gentlemen. Ah, 3098
 I'm voting 'no' on this Bill because I agree with the 3099
 gentleman who said that the State ought not to be 3100
 involved in the business of making cigarettes. If, in
 fact, we are going to have programs for convicts, for 3101
 prisoners, I think those programs should be in the 3102
 area of making them useful once they get out of prison
 and not to train them in what would otherwise be a 3103
 useless occupation in this State. Therefore, I urge 3104
 others to follow me by voting 'no'."

Speaker Lechowicz: "Have all voted who wish? Have all voted 3106
 who wish? The Clerk will take the record. On this 3107
 question, there's 101 'ayes', 40 'nos', 1 recorded as 3108
 'present'. This Bill, having received the
 Constitutional Majority, is hereby declared passed. 3109
 3314."

Clerk O'Brien: "House Bill 3314. A Bill for an Act to amend 3111
 Sections of the Criminal Code. Third Reading of the 3112
 Bill."

Speaker Lechowicz: "Gentleman from DuPage, Mr. Daniels." 3114

Daniels: "Mr. Speaker, Ladies and Gentlemen of the House. 3116
 In the January Term, 1980 of the Supreme Court, a 3117
 decision was rendered called People v. Greer. That 3118
 decision basically said that a fetus was incapable of
 being murdered under Illinois Law. House Bill 3314 3119

addresses that question and very simply says that a human fetus shall be included as an individual or another under the murder statute and therefore capable of being murdered under Illinois law. A human fetus, for purposes of the murder statute, is defined as one capable of existence independent of the mother with or without life support systems. This Bill has been heard in the Judiciary Committee, had extensive debate on Second Reading. I believe it's in good form and I would ask for your support and passage of the same." 3120
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Speaker Lechowicz: "Any discussion? Gentleman from Cook, Mr. Preston." 3128

Preston: "Thank you Mr. Speaker. Will the Gentleman yield for a question?" 3130

Speaker Lechowicz: "Indicates he will." 3132

Preston: "Representative Daniels, is the felony murder provision of this Bill, have they been deleted?" 3134
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Daniels: "As explained on Second Reading, Amendment #3 excluded what they classified as Paragraph 3 of the murder statute. That is what we would relate to as a Class X Felony Murder Doctrine, defined as one engaged in the commission of a forcible felony. We intended to omit that and the Amendment is very clear that we did omit that occasion. The second part of that Amendment included the elimination of potential aggravating factor for the purposes of considering the death penalty. The killing of a human fetus would not be concluded as an aggravating factor for that purpose." 3137
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Preston: "Thank you Mr. Daniels. I would like to speak to the Bill. I think in the form in which it is now before the chamber, I think it's an excellent Bill and I would urge everyone here to vote 'yes' on this..on this measure." 3146
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Speaker Lechowicz: "Gentleman from Cook, Mr. Walsh." 3150

Walsh: "Well, Mr. Speaker and Ladies and Gentlemen of the 3152

House. I'm a little bit queasy about this Bill. It 3153
seems to me that what it does is it gives some 3154
credence to the Supreme Court decision of 1973 wherein
they broke pregnancies into trimesters and decided 3155
that a certain trimester was alright and other 3156
trimesters, er two trimesters were alright and the
third was not. It seems to me that a fetus is a fetus 3157
and a fetus is a human being, regardless of what stage 3158
of development he or she is in. It further seems to 3159
me, Mr. Speaker, that if we make this distinction for
a fetus that would be viable outside of the womb, then 3160
we must consider whether it is murder or not when we 3161
remove life, life support from people who are ill and 3162
may need some life support treatment to get over a
certain illness and then have that removed and they 3163
continue to live. Now, it seems to me that there is a 3164
fine line there, Mr. Speaker, that maybe we ought not
to go into before we've looked into this a little bit 3165
more carefully. In my view, and I talked with 3166
Representative Kelly about this, in his view also, a
fetus should be considered as a human being from the 3167
time that that fetus is conceived and he is a human 3168
being until the time he or she goes to his grave. So
I, Mr. Speaker, rise to oppose this Bill and urge you 3169
to also."

Speaker Lechowicz: "Gentleman from Rock Island, Mr. Darrow." 3171
Darrow: "Thank you Mr. Speaker. Will the Sponsor yield?" 3173
Speaker Lechowicz: "Indicates he will." 3175
Darrow: "What is your definition of viable fetus?" 3177
Speaker Lechowicz: "Mr. Daniels, please." 3179
Daniels: "The Amendment #3 that is the Bill right now, 3181
states very clearly using the term a human fetus, is 3182
one that is capable of existence independent of the 3183
mother."

Darrow: "Is there any trimester period here for example, are 3185
we talking about.."

Daniels: "There is not a trimester period or reference to Roe v. Wade or reference to any of the trimester language in that ruling, nor is it intended under this legislation to be a interpretation of Roe v. Wade or for that matter, sanction of Roe v. Wade. Very simply, it is meant to be just what it says. A human fetus, for purposes of the murder statute and for those purposes only, is one that is capable of existence independent of the mother with or without life support systems. One of the things, Representative Darrow, that we must consider, is that if this Bill is not passed, and if it does not become law, then today you cannot kill or murder an unborn child. That a mother pregnant in her 8th month who is a subject of a murder as the case in factual situations in People v. Greer, her unborn child, under Illinois law today, cannot be murdered and whereas, I am pro-life Legislator and have voted on every single instance to support pro-life legislation, I would disagree with Representative Walsh's reasoning on this legislation. I agree that from the moment of conception, a fetus is a human being. But, for purposes of the murder statute, I think we have to look at what the courts would uphold constitutionally to fill that gap for the instant matter. Now if a legislation would come in next year, which would change that, I think we can look at it then, but I think that this Legislature must act to protect the unborn child.

Darrow: "Well, now, during the debate on Amendment #3, if I recall properly, you spoke in terms of, I believe it was 20, 24 weeks something like that, as a period of time we were talking about in this Amendment for a viable human fetus. Is my recollection correct?"

Daniels: "The testimony in Committee would verify what you said, Representative Darrow. The Medical Society

offered testimony that a fetus would not be considered 3216
scientifically viable prior to the 22nd week."

Darrow: "And yet in the decision of the Supreme Court, they 3218
indicated that the State does have an interest in a 3219
fetus after the first trimester. Isn't that correct?" 3220

Daniels: "Are you talking about the United States Supreme 3222
Court?"

Darrow: "Yes. In the abortion decision, the State, they 3224
indicated that the State did have an interest during 3225
the second trimester."

Daniels: "I think, I think that the State has an interest to 3227
regulate the nature of abortions." 3228

Darrow: "Thank you. I would like to address this Bill." 3230

Speaker Lechowicz: "Please proceed, Sir." 3232

Darrow: "Ladies and Gentlemen of the House. Representative 3234
Daniels has a good piece of legislation here, however, 3235
he does not go far enough with his definition of 3236
viable human fetus. What we are doing is, we are
taking a stand that is saying that at the 24th or the 3237
third trimester, the State has an interest and that 3238
the death of a fetus at that point would be murder. 3239
However, the abortion decision, the Supreme Court
decision, indicates that the State does have an 3240
interest after the first trimester. Not only are we 3241
neglecting to consider the unborn child from the third
month to the sixth month, but we're not considering 3242
him from the point of conception up to the third 3243
trimester. I would have no problem voting for this
legislation, were we to define viable human fetus to 3244
mean from point of conception to birth. However, in 3245
view of this, the drafting of this Amendment, I would
be voting 'present' and I would urge others to do so 3246
also. Thank you."

Speaker Lechowicz: "The Gentleman from Will, Mr. Davis." 3248

Davis: "Thank you Mr. Speaker. I'm a hyphenated cosponsor 3250
of the Bill with Representative Daniels and I think 3251

that I share the same concerns that Representative Walsh and Representative Darrow too. However, you must understand where we're at this point in time. At this point in time, the Supreme Court has decided that a viable fetus, and we listed that particular definition directly from the statutes, the abortion statute of 1975 that a viable fetus has absolutely no ability to be murdered in this State. Now, there are those who would take it back to conception and I particularly philosophically agree with that, Representatives Darrow and Walsh." 3252
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Speaker Lechowicz: "Excuse me, Mr. Davis." 3260

Davis: "Yes." 3262

Speaker Lechowicz: "Please continue, Sir." 3264

Davis: "Thank you, Mr. Speaker. But, I must point out to you that at this point in time, the viability by all medical definitions of life capability, with or without support beyond the mother's womb, is roughly 22 to 24 weeks in medical facts and expert testimony. Now, the finding of fact, the problem we ran into in Committee was the finding of fact in a trial court of whether the defendant who had murdered a fetus could have possibly known that the mother was carrying at that time. The possibility that the, that the defendant was not cognizant of that pregnancy and the medical finding of fact in the trial will definitely prove two things: That she could have obviously been showing at that length of time and that the child could have sustained life outside the womb. That is a factor for the trial court, but if you defeat this Bill, you leave the same void and vacuum that currently exist in Illinois law, where an aborted mother, a mother cannot get an abortion under what we wrongfully consider, the pro-life people wrongfully consider, the abortion decision of the Supreme Court cannot get an abortion in the second or the third

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trimester, but some other individual can kill that 3281
 fetus and walk scot free and never be punished. Now, 3282
 that's a tragic and an outrageous situation. So, I 3283
 recommend highly to you, whether you are pro-life or
 whether you are anti-life, if you are for equity in 3284
 the law, vote for 3314."

Speaker Lechowicz: "Gentleman from Marion, Mr. Friedrich." 3286

Friedrich: "Mr. Speaker, would the Sponsor yield, please?" 3288

Speaker Lechowicz: "Indicates he will." 3290

Friedrich: "Representative Daniels, ah, in your definition, 3292
 I think it's pretty clear. The only thing is, do you 3293
 tie that as a matter of proof to the number of weeks 3294
 of pregnancy? What is the proof of a viable fetus
 under your definition?" 3295

Daniels: "Well, first of all, the term viability is not 3297
 used. I think that everybody..." 3298

Friedrich: "Well, alright, just use your present definition. 3300
 I'm sorry."

Daniels: "We'll use the definition human fetus. That would 3302
 be subject to medical testimony that would have to be 3303
 clear and convincing beyond a reasonable doubt that 3304
 that human fetus was capable of existence, independent
 of the mother." 3305

Friedrich: "But, would that testimony be tied into a timed 3307
 length of pregnancy?"

Daniels: "Well, I think that you would find, in accordance 3309
 with the Medical Society testimony, that would have to 3310
 be probably in the neighborhood of 22 weeks on."

Friedrich: "Why didn't you put it in your Bill, 22 weeks?" 3312

Daniels: "Because I didn't feel that in every case, it 3314
 should be 22 weeks. There are cases when a 24 week 3315
 fetus would not be capable of existence independent of 3316
 the mother. I think that's a real difficult area and
 I think that from standpoint of what the prosecutor 3317
 would want to do would have to be subject to the 3318
 medical testimony he or she had available to them."

Friedrich: "Well, just a brief comment. I think what you're trying to do here is good. The only thing to me is I think you're creating a situation which is going to be argumentative and incapable of proof and it seems to me that you would never know whether the fetus was capable of surviving or not until it had actually been delivered and examined and so on. I can see situations where the fetus was actually killed within the womb and actually dismembered within the womb and no one would really be able to prove whether or not it was capable of living outside the womb. I'm a, I'm a little confused about that. I know you've heard the testimony and some of the rest of us haven't. But it just seems like you're leaving it wide open unless you tie it to weeks."

Daniels: "Let me see if I can clarify some of that concern..."

Speaker Lechowicz: "The Gentleman from DuPage, Mr. Daniels to close."

Daniels: "Thank you. Let me see if I can clarify some of the concerns for the people that have addressed this issue. Representative Davis, Getty, Piel, Grossi and myself have worked at length to attempt to bring to you a piece of legislation that is realistic in accordance with our current murder statute in the State of Illinois. We have met head on the problems brought up by the Illinois Supreme Court in the People v. Greer situation, which is a case where a man beat his girlfriend, who was pregnant, 8 1/2 months pregnant, was found guilty of murder of that fetus and of his girlfriend. The case went to the Illinois Supreme Court and the Supreme Court reversed the decision on the murder of the fetus saying, under Illinois law, that an unborn child or a human fetus is incapable of being murdered. What this still says, is that a human fetus is capable of being murdered under

Illinois law. In defining a human fetus, we ran into 3348
substantial problems in exactly what definition we 3349
should use, what term we should use and we discussed
the aspect of whether or not we should plug in 22 3350
weeks, 24 weeks, or 28 weeks. The medical testimony 3351
offered by the Medical Society was that they don't 3352
know scientifically if a child could exist
independently of the mother any time prior to 22 3353
weeks. We have specifically excluded the abortion 3354
situation under this legislation, because abortion is
a voluntary procedure taken under by a physician with 3355
medical instrumentation. In this case we have a 3356
willful and wanton taking without lawful justification
of a life and that life, for purposes of the murder 3357
statute only, is defined as a human fetus capable of 3358
existence independent of the mother. We did not want 3359
to get into the situation as of this date, where we
might be talking about overlapping problems. For 3360
instance, what happens during the first trimester 3361
where a mother is carrying an unborn child and she
suffers a miscarriage because of a classic case of a 3362
man trying to snatch a purse, and run away with it so 3363
the woman then is subject to the problems of losing
her child and then having prosecution for murder. 3364
Would the United States Supreme Court uphold such a 3365
statute? We don't know at this time. What we have 3366
intended to do, because of the unbelievable and
intolerable conditions in this State, that an unborn 3367
child, 8 month old unborn child, is incapable of being 3368
murdered in this State. We are attempting to meet
head on the People v. Greer situation, and ladies and 3369
gentlemen of the House, we had a sitting judge, Judge 3371
Hansen, come before us in the Judiciary Committee and
that judge told us because of the ruling in the 3372
Illinois Supreme Court, that he had to grant a motion 3373
to dismiss a murder indictment against a man who was

accused of killing an 8 month old unborn child. That 3374
 judge told us because of the People v. Greer. There 3375
 were two cases, two cases, in Illinois law since 3376
 January of this year where a person accused of killing
 an unborn child was let free on that particular 3377
 offense. Ladies and Gentlemen of the House, I urge 3378
 you to plug this intolerable, inconscionable and
 ridiculous ruling so that we can clearly state that an 3379
 unborn child in this State, one that is capable of 3380
 existence independent of the mother, is capable of
 being murdered. Let's protect the rights of those 3381
 unborn children. I solicit your 'aye' vote."

Speaker Lechowicz: "Question is, shall House Bill 3314 pass? 3383
 All in favor vote 'aye', all oppose vote 'no'. Vote 3384
 me 'no'. Gentleman from Cook, Mr. Getty, to explain 3385
 his vote. The timer's on."

Getty: "Mr. Speaker, Members of the House. I rise to 3387
 explain my vote. It's unfortunate that the pro-life 3388
 position has clouded the issue here. I happen to have 3389
 consistently supported the pro-life position. That is
 not the issue here. The issue is that today, in the 3390
 State of Illinois, if a sociopath walked into your 3391
 house and shot a woman, who was obviously 8 months 3392
 pregnant, causing the loss of that fetus, that would
 not be a murder. Not a murder. If you pass this 3393
 legislation, and it becomes law, it will, in a 3394
 constitutional way, make that act a murder. That's
 why we need it. I don't say that this is the best 3396
 possible language..."

Speaker Lechowicz: "Gentleman from Adams, Mr. McClain, to 3398
 explain his vote. The timer's on." 3399

McClain: "Thank you very much Mr. Speaker, Ladies and 3401
 Gentlemen of the House. I humbly, with all due 3402
 respect, take into account of what Mr. Getty said. I 3403
 really respect what everybody is trying to do here,
 but if you're really strongly pro-choice, you have to 3404

vote 'no', if you're really strongly pro-life, saying 3405
at the beginning of conception there is life, you have
to vote 'no' and for the first time outside of common 3406
law, we're defining in the Illinois Statutes when a 3407
fetus becomes a human being as a viable fetus and for 3408
our statute books, well Mike, with all due respect,
you catch us in a Catch 22. I respect what you're 3409
trying to do, but it's a no win situation."

Speaker Lechowicz: "Lady from Cook, Mrs. Catania." 3411

Catania: "Thank you Mr. Speaker and Members of the House. I 3413
rise in support of this legislation. I was in the 3414
Committee when we heard the Bill. I think the Sponsor 3415
has worked very hard to address a problem which it is
our duty as the Legislature of Illinois to address. A 3416
woman had an 8 1/2 month fetus which was, I think by 3417
almost anybody's standards, murdered by someone and he 3418
could not be convicted of that murder. Once a child
is capable of living outside of its mother, with or 3419
without life support systems, I think we have to 3420
regard it as a life that should not be taken by
someone who attempts to violently assail that life. 3421
The abortion statute is excluded here. I don't think 3422
it, in any way, can be construed as an attack on civil
liberties. I think that the Sponsor..." 3423

Speaker Lechowicz: "Lady from Cook, Mrs. Willer. The 3425
timer's on."

Willer: "Yes, Mr. Speaker. I was under the impression that 3427
when we voted on this in Committee would sail out of 3428
the House and I'm simply stunned to see all the yellow 3429
lights and red lights. It seems to me the pro-life 3430
people are saying, well, we can't stop abortion in
Illinois because of the Supreme Court's decision of 3431
the United States, so by gosh, go ahead and murder 3432
viable fetuses. I..you know, it simply stuns my mind,
I can't believe they're voting the way they're doing. 3433
There's an old saying you cut off your nose to spite 3434

you face, well this is sort of a variation of that. 3435
 The heck with your viable fetus, let someone murder
 them, ah, we don't care, because we can't have our way 3436
 and it's incredible. Representative Getty explained 3437
 this Bill very well. Representative Daniels did and 3438
 you know, so be it, it's on your heads if you want to
 go ahead and with the decisions that fetuses can be 3439
 murdered while viable, so be it."

Speaker Lechowicz: "Gentleman from Cook, Mr. Grossi, to 3441
 explain his vote. The timer's on." 3442

Grossi: "Thank you Mr. Speaker and Ladies and Gentlemen of 3444
 the House. I rise in support of this Bill. I would 3445
 like to point out, this is a pro-life Bill. It seeks 3446
 to protect the lives of those unborn children that are 3447
 capable of living outside the womb of their mother. 3448
 Please, keep this in mind. Protect those people that
 can't protect themselves."

Speaker Lechowicz: "Have all voted who wish? Have all voted 3450
 who wish? The Clerk will take the record. On this 3451
 question, there are 56 'ayes', 40 'nos', 53 recorded 3452
 as 'present'. This Bill, having received, having 3453
 failed to receive the Constitutional Majority, is 3454
 hereby declared lost. House Bill 3344."

Clerk O'Brien: "House Bill 3344. A Bill for an Act to amend 3456
 Sections of the Illinois Insurance Code. Third 3457
 Reading of the Bill."

Speaker Lechowicz: "Gentleman from Cook, Mr. Epton." 3459

Epton: "Thank you Mr. Speaker, Ladies and Gentlemen of the 3461
 House. Now, this is a Bill which affects only the 3462
 temporary licenses, which are presently issued by the 3463
 Director of Insurance. Today, when an individual 3464
 sells life insurance or accident and health, he is 3465
 entitled to a rather small commission and frequently 3466
 they engage in the sale of this insurance in the 3467
 belief that the commission will continue over a period
 of many, many years. Generally, it does not require

any additional work on the part of the agent. The 3467
 Director of Insurance has a right to issue today, a 3468
 temporary license, every ninety days, to the widow or 3469
 to the executor or to the administrator or the heirs
 of the deceased. In other words, a young individual 3470
 going into the sale of insurance has a right to expect 3471
 that his widow or his heirs will receive this 3472
 commission for some years to come. This Bill changes
 it from 15 months to 5 years. However, again, it 3473
 limits it to every 90 days, the Director must approve, 3474
 if any work is required, if there needs to be any
 change, or any insurance involvement, then of course, 3475
 the license will not be issued and a new broker will 3476
 take over and I would ask your favorable approval of
 this Bill."

Speaker Lechowicz: "Is there any discussion? Question is, 3478
 shall House Bill 3344 pass? All in favor vote 'aye', 3479
 all oppose vote 'no'. Have all voted who wish? Have 3480
 all voted who wish? The Clerk will take the record.
 On this question, there 139 'ayes', 1 'no', none 3481
 recorded as 'present'. This Bill, having received the 3482
 Constitutional Majority, is hereby declared passed. 3483
 House Bill 3353."

Clerk O'Brien: "House Bill 3353. A Bill for an Act to amend 3485
 Sections of the School Code. Third Reading of the 3486
 Bill."

Speaker Lechowicz: "Gentleman from Cook, Mr. Steczo." 3488

Steczko: "Thank you Mr. Speaker, Members of the House. House 3490
 Bill 3353 was introduced to provide some extra 3491
 assistance to certain beleaguered school districts in 3492
 our State who have been suffering severe financial
 problems in their transportation funds due to the high 3493
 cost of energy, etc. What this attempts to do is to 3494
 alleviate the 20 cent capital recurrence they have on 3495
 transportation and allow school districts by front
 door referendum to ah, request more than the 20 cents, 3496

should they need that. This will only affect a handful of school districts in the State and I would ask for your affirmative vote."

Speaker Lechowicz: "Any discussion? Gentleman from Effingham, Mr. Brummer."

Brummer: "Yeah, thanks. Would the Sponsor yield?"

Speaker Lechowicz: "Indicates he will."

Brummer: "I would like to clarify. He indicated this was only authorized with a front door referendum?"

Speaker Lechowicz: "Mr. Steczo."

Steczko: "Yes, that's true. Front door referendum."

Brummer: "Okay. As I understand it, currently, they can only extend .12% without referendum."

Steczko: "That would not, that would not change. What we're taking off is the maximum. When the law was passed, school districts, at that time, could go to 12 cents and then by referendum, can go only up to 20. This is just taking off that 20 cent cap."

Brummer: "Okay. It does nothing with regard to the gap between 12 and 20 then?"

Steczko: "No, it does not."

Brummer: "That's still with the referendum?"

Steczko: "That's still with referendum. Anything over 12 cents."

Brummer: "Thank you. I support your Bill."

Speaker Lechowicz: "Any further discussion? Question is, shall House Bill 3353 pass? All in favor vote 'aye', all oppose vote 'no'. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there's 144 'ayes', no 'nays', 1 recorded as 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. House Bill 3369."

Clerk O'Brien: "House Bill 3369. A Bill for an Act to add Articles to the Illinois Insurance Code. Third Reading of the Bill."

Speaker Lechowicz: "Gentleman from Cook, Mr. Sandquist." 3541

Sandquist: "Yes, ah, Mr. Speaker and Ladies and Gentlemen of 3543
the House. House Bill 3369 is the model Bill put out 3544
by the National Association of Insurance Commissioners 3545
for the Model Privacy Act. What this Bill is based 3546
upon the recommendations of the Federal Privacy 3547
Protection Studies Commission and its purpose is to 3548
strike a reasonable balance between legitimate needs 3549
of the insurance industry for information and the 3550
public's need for fairness in insurance information 3551
practices and protection of personal privacy. What 3552
this Bill, it will give the public protection that 3553
they can find out if they, if they've been cancelled 3554
for what reasons they've been cancelled. It will keep 3555
them from being cancelled just because there's been a 3556
prior denial of a policy. I think it's a good 3557
consumer's Bill for the, for the protection of the 3558
people and I urge your support." 3559

Speaker Lechowicz: "Any discussion? Question is, shall 3560
House Bill 3369 pass? Gentleman from Effingham, Mr. 3561
Brummer." 3562

Brummer: "Yes, I wonder if the Sponsor will yield?" 3563

Speaker Lechowicz: "Indicates he will." 3564

Brummer: "First of all, could you give me the history of 3565
this Bill? This Bill was held in the Insurance 3566
Committee. It did not pass out. There was a 3567
Subcommittee appointed with regard to it. I was 3568
appointed to that Subcommittee and I ah, to my 3569
knowledge, the Subcommittee never did meet. How is 3570
the Bill suddenly on Third Reading?" 3571

Sandquist: "Ah, I don't believe you were appointed to the 3572
Subcommittee. There was a Subcommittee. The 3573
Subcommittee did meet. The Subcommittee reported it 3574
out favorably. I believe the Democratic members.." 3575

Brummer: "How did it..the Insurance Committee never did meet 3576
again. Was it discharged from Committee?" 3577

Sandquist: "Yes, it was." 3576

Speaker Lechowicz: "Is there any further discussion? The Gentleman from DeWitt, Mr. Vinson." 3578
3579

Vinson: "Will the Sponsor yield for a question?" 3581

Speaker Lechowicz: "No. He indicates he will." 3583

Vinson: "It would make it easier if he didn't. Alright. Is this one of the, the arson package?" 3585
3586

Sandquist: "No, no, this is the, this is the, the model insurance privacy Bill. That the insurance commissioners throughout the country adopted for a, submitting to their respective Legislators, after two years of study, and I think the importance of this is that if we in a State do not do it, the Federal Government is going to because they are considering it at the present time." 3588
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Vinson: "What kind of information gets disclosed under this?" 3594

Sandquist: "What do you mean, what kind of information gets disclosed?" 3596

Vinson: "Well, it's a statute that mandates certain kinds of disclosures isn't it?" 3598

Sandquist: "No, it mandates that the public has a right to find out what the denial is for, and the enforcement is by the individual insurance, insurance, person applying insurance can ask for it and also it for the, enforced by the Commissioner of Insurance himself." 3600
3601
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3603

Vinson: "Ah, what's Representative Epton's position on the Bill?" 3605

Sandquist: "I should let him speak for himself." 3607

Speaker Lechowicz: "Gentleman from Cook, Mr. Epton." 3609

Epton: "Thank you Mr. Speaker. Thank you Representative Vinson. I commend Representative Sandquist. This is one of the, the better Bills we've had. It insures something that we've been waiting for, for many years. Many of us have in the insurance dossier, information which is incorrect, which may be improper and up until

now, we have not been able to either obtain it or 3616
correct it. Under this Bill, Equifacts, or any other
similar credit reporting agency, must reveal the 3617
information to the individual involved and he has a 3618
right to correct it and if he fails to do so, the
reporting company is subject to penalty or fine. It's 3619
an excellent Bill and Representative Sandquist for a 3620
change, has shown a splendid sign of brilliance."

Speaker Lechowicz: "Is that as usual? Oh, for a change. 3622
I'm sorry. Gentleman from Cook, Mr. Marovitz." 3623

Marovitz: "I would just reiterate what Representative Epton 3625
said. This Bill really corrects the practice that has 3626
existed far too long in the State of Illinois and that 3627
has adversely into...affected citizens and consumers
across the State of Illinois who really need and have 3628
a right to an explanation as to why they were not 3629
renewed, why they were cancelled, why they cannot get 3630
insurance. This will allow them to get an
explanation. It will allow them to review files for 3631
incorrect information and it will mandate that any 3632
medical information that is supplied must be first
authorized by the individual. It's excellent 3633
legislation, it's overdue and I would recommend an
'aye' vote."

Speaker Lechowicz: "Any further discussion? The Gentleman 3635
from Cook, Mr. Sandquist, to close." 3636

Sandquist: "After that great help from Representatives Epton 3638
and Marovitz, I ask for an affirmative Roll Call." 3639

Speaker Lechowicz: "Question is, shall House Bill 3369 pass? 3641
All in favor vote 'aye', all oppose vote 'no'. Have 3642
all voted who wish? Have all voted who wish? The 3643
Clerk will take the record. On this question, there's
149 'ayes', 3 'nos', 4 recorded as 'present'. This 3644
Bill, having received the Constitutional Majority, is 3645
hereby declared passed. House Bill 3418."

Clerk O'Brien: "House Bill 3418. A Bill for an Act to amend 3647

Sections of the Illinois Municipal Code. Third 3648
Reading of the Bill."

Speaker Lechowicz: "The Gentleman from Cook, Mr. Domico." 3650

Domico: "Thank you Mr. Chair, Chair, Speaker. Members of 3652
the House. House Bill 3418 amends the Municipal 3653
Purchasing Act of cities over 500,000. To increase 3654
formal bid requirements from \$5,000 to \$10,000 and to 3655
increase the emergency maximum from \$20,000 to 40,000
and I urge a favorable Roll Call."

Speaker Lechowicz: "Is there any discussion? Lady from 3657
Cook, Miss Pullen."

Pullen: "I'd like to ask the Sponsor a couple of questions." 3659

Speaker Lechowicz: "Indicates he'll yield." 3661

Pullen: "About the emergency provision, whereby they can, I 3663
guess let contracts of up to \$40,000 without bidding, 3664
if there's an emergency, rather than 20,000. Is that 3665
kind of provision in any other law, or does it apply
only to the City of Chicago?" 3666

Domico: "I could not answer that at the present time." 3668

Speaker Lechowicz: "Would you repeat your question again, 3670
Ma'am?"

Domico: "Will you repeat it, please?" 3672

Pullen: "Do other local governments have the opportunity to 3674
let emergency contracts of..." 3675

Domico: "Yes, many of them do now." 3677

Pullen: "...without bidding, at what amount? Do they, do 3679
their statutes read 20,000 or 40,000?" 3680

Domico: "Our statute, at the present time, reads 20,000." 3682

Pullen: "For the City of Chicago?" 3684

Domico: "Right." 3686

Pullen: "What about for the others? Do you know?" 3688

Domico: "\$2,500." 3690

Pullen: "No, I mean on the emergency. What about other 3692
municipalities? What is their ceiling on emergency 3693
bidding?"

Domico: "I could not answer that at the present time, 3695

Penny." 3695

Pullen: "Well, I sure wish we could find out the answer to 3697
that question before we have to act on this Bill." 3698

Speaker Lechowicz: "Is the Mayor of Schiller Park here? Mr. 3700
Bluthardt and Mr. Williams. We'll take them in turn. 3701
Mr. Bluthardt."

Bluthardt: "Well, my recollection and experience has been, 3703
there is no limitation on any emergency contracts or 3704
awards when an actual emergency exists. Motion is 3705
made by the council to waive the necessity of bids. 3706
They recite the emergency in the motion and then we
proceed to either solicit bids or to award a contract 3707
to take care of the emergency."

Speaker Lechowicz: "Gentleman from Cook, Mr. Williams." 3709

Williams: "Yes, I would, I would completely agree with that, 3711
except that it does require a super majority in as the 3712
other board members to waive the requirements of 3713
bidding, but there is not limit as long as you have 3714
3/5 of the board or 2/5."

Domico: "Mr. Speaker." 3716

Speaker Lechowicz: "Yes, Mr. Domico." 3718

Domico: "I would like to tell Mrs. Pullen, Miss Pullen, this 3720
is only to pertain to Chicago, because it's 500,000 3721
and up."

Pullen: "I know. I'm trying to find out, I'm trying to find 3723
out what the law is for the other municipalities." 3724

Domico: "Well, I don't know that. My Bill does not try to 3726
find out for the other municipalities." 3727

Speaker Lechowicz: "Well, the answer was...I'm sure your 3729
question was answered Ma'am."

Pullen: "I find it hard to believe that there's no 3731
limitations on other cities and there's a limitation 3732
in the City of Chicago. That seems a reverse as to 3733
the ways things usually operate around here."

Speaker Lechowicz: "Question is, shall House Bill 3418 pass? 3735
All in favor vote 'aye', all oppose vote 'no'. 3736

Gentleman from Cook, Mr. Bullock, to explain his vote. 3737
 Have all voted who wish? I thought you wanted to
 explain your vote. Your light was on, Sir. The 3738
 Gentleman from Cook, Mr. Getty, to explain his vote. 3739
 The timer's on."

Getty: "Mr. Speaker, Members of the House. The last time a 3741
 change was made in this limit was in 1969. I don't 3742
 have to tell you how much inflation there has been 3743
 since that period of time. Not only that, there is,
 it is unlikely that this would be changed for some 3744
 years to come, based upon a legislative history of 11 3745
 years since the last change. I would suggest that 3746
 this is a reasonably modest amount, with built-in
 safeguards and it should be adopted." 3747

Speaker Lechowicz: "Have all voted who wish? Have all voted 3749
 who wish? The Clerk will take the record. On this 3750
 question, there's 107 'ayes', 29 'nos', 6 recorded as 3751
 'present'. This Bill, having received the
 Constitutional Majority, is hereby declared passed. 3752
 House Bill 3426."

Clerk O'Brien: "House Bill 3426. A Bill for an Act to amend 3754
 Sections of the School Code. Third Reading of the 3755
 Bill."

Speaker Lechowicz: "Gentleman from DuPage, Mr. Hoffman." 3757

Hoffman: "Thank you Mr. Speaker. I would like to take that 3759
 Bill out of the record and move to 3456." 3760

Speaker Lechowicz: "Take 3426 out of the record. 3456." 3762

Clerk O'Brien: "House Bill 3456. A Bill for an Act to amend 3764
 Sections of the School Code. Third Reading of the 3765
 Bill."

Speaker Lechowicz: "Gentleman from DuPage, Mr. Hoffman." 3767

Hoffman: "Thank you very much, Mr. Speaker, Ladies and 3769
 Gentlemen of the House. House Bill 3456 is a Bill 3770
 which provides for current funding for special 3771
 education. This is a product of some of the work of
 the School Problems Commission and this particular 3772

program provides that ah, beginning with the 80-81 3773
school year, we will pay the reimbursement claims on a
current basis. We will take the 79-80 school year, 3774
divide it into three payments and over the succeeding 3775
three years, will make those payments, so at the end 3776
of the third year, we would be caught up with past
expenditures and bring us up to current funding at 3777
that particular time. To go to current funding for 3778
the 80-81 school year will cost an additional 10
million, which will take us to about a million, about 3779
\$152,000,000 and a third of the payment of the 79-80 3780
school year, the approximate cost is 43,000,000. Then 3781
to start with a number of members on the floor, I am
sure a number of your local school districts have 3782
brought this Bill to your attention and I would ask 3783
for a favorable vote on House Bill 3456."

Speaker Lechowicz: "Any discussion? The question is, shall 3785
House Bill 3456 pass? All in favor vote 'aye', all 3786
oppose vote 'no'. Marco. Have all voted who wish? 3787
Have all voted who wish? The Clerk will take the
record. On this question, there's 113 'ayes', 34 3788
'nays', and 2 recorded as 'present'. This Bill, 3789
having received the Constitutional Majority, is hereby
declared passed. Gentleman from Cook, Mr. Kelly, for 3790
what purpose do you seek recognition? Kelly, please. 3791
Dick Kelly."

Kelly: "Thank you Mr. Speaker, Members of the House. Having 3793
voted on the prevailing side on House Bill 3314, I 3794
move to reconsider the vote. The reason that I'm 3795
asking for this is..."

Speaker Lechowicz: "We're not on that order of business, 3797
Sir. 3458. We'll get back to you in an appropriate 3798
time."

Clerk O'Brien: "House Bill 3458. A Bill for an Act to amend 3800
Sections of the Criminal Code. Third Reading of the 3801
Bill."

Speaker Lechowicz: "Gentleman from Cook, Mr. Grossi. Out of 3803
the record? Alright. Gentleman from Bureau, Mr. 3804
Mautino. For what purpose do you seek recognition?" 3805

Mautino: "Thank you Mr. Speaker. For the purpose of an 3807
introduction." 3807

Speaker Lechowicz: "Proceed, Sir." 3809

Mautino: "At the gallery, to our right, we have the 7th and 3811
8th grade students of the Southville Grade School, 3812
which is in the 37th Legislative District, represented 3813
here by Representative Schuneman, Representative 3814
Ebbensen and myself. I would like to welcome them to
here at the State Capitol in Springfield." 3814

Speaker Lechowicz: "Welcome to Springfield. Gentleman from 3816
Cook, Mr. Piel." 3816

Piel: "Thank you Mr. Speaker. May I have leave of the 3818
House. I accidently hit my, never mind. I'm sorry. 3819
Never mind." 3819

Speaker Lechowicz: "On the calendar is House Bill 1340. 3821
1340. Mr. Meyer. Mr. Meyer in the chamber? Take it 3822
out of the record. 3488. Mr. Garmisa." 3822

Clerk O'Brien: "House Bill 3488. A Bill for an Act relating 3824
to tort immunity. Third Reading of the Bill." 3825

Speaker Lechowicz: "Gentleman from Cook, Mr. Garmisa." 3827

Garmisa: "I would like to have 3488 taken out of the record 3829
and go to 3489, Mr. Speaker." 3830

Speaker Lechowicz: "Would the membership kindly ab, refrain 3832
from any whistles or noises and differences of the 3833
debates pro and con and all this legislation which is 3834
before us. You're really setting a very bad example. 3835
Gentleman asks leave to take 3488 out of the record.
Leave is granted. 3489." 3835

Clerk O'Brien: "House Bill 3489. A Bill for an Act to amend 3837
Sections of the Regional Transportation Authority Act. 3838
Third Reading of the Bill." 3838

Speaker Lechowicz: "Gentleman from Cook, Mr. Garmisa." 3840

Garmisa: "Mr. Speaker and Ladies and Gentlemen of the House. 3842

This Bill would amend the Regional Transportation Authority Act to require the RTA to make their monthly payments to transportation carriers on a pro-rata basis, whenever available funds are not sufficient to meet total outstanding obligations. This legislation would provide for a more equitable distribution of available resources among all transportation carriers holding purchase of service and grant contracts with the RTA. Presently, the RTA has total discretion over the amount of monthly payments made to each carrier. The method of payment provided in this Bill states that the amount of funds paid to each carrier is to be equal to the percentage of the RTA's total outstanding obligation owed to that carrier. In certain months, the RTA finds itself short of the funds necessary to pay all carriers in full, due to cash flow difficulties. This is when this position would determine the distribution of funds available. I ask for your favorable support."

Speaker Lechowicz: "Any discussion? Lady from Cook, Miss Pullen."

Pullen: "I have a question for the Sponsor, please."

Speaker Lechowicz: "Indicates he'll yield."

Pullen: "If a carrier were paid less than their contracted amount for a given month, would this Bill permit the RTA not to have to catch that up later, or would they still have to fulfill the contract at some point?"

Garmisa: "They would still have to fill the obligations of the contract."

Pullen: "Thank you."

Speaker Lechowicz: "Gentleman from McHenry, Mr. Skinner."

Skinner: "Yes, ah, I wonder if the Sponsor could tell us what happened the last time the RTA didn't have enough money? How did they pay the various carriers?"

Garmisa: "It is my understanding that the last time there was a short fall of funding to pay all the carriers,

that the RTA used its discretion in paying larger percentages to some carriers than they did pay to others. This Bill would prohibit that." 3878

Skinner: "Am I correct in remembering that the Chicago Transit Authority is the agency that got short changed on a pro-rata basis?" 3879

Garmisa: "That was one of them." 3881

Skinner: "Alright, so people have been asking me what about this Bill. Let me just offer this suggestion. If you want to be fair, this is probably not a bad Bill. If you want to treat all the carriers equally. If you don't want to treat all the area, all the area carriers equally, and you trust the RTA, you probably want to vote against the Bill." 3882

Speaker Lechowicz: "Gentleman from Cook, Mr. Garmisa, to close." 3884

Garmisa: "The, ah, in reference to what Cal was talking about, the ah, really, the RTA's monthly obligation to all carriers, we'll use as an example, \$100,000,000. But, they only have \$90,000,000 available and we'll assume that the amount that would be owed to the CTA is \$50,000,000 or 50% of the total amount owed by the RTA. Under this Bill, the CTA would receive 50% of the total amount the RTA has available to make payments, or \$46,000,000 and this is a equitable settlement for all carriers to get their amounts of money that are due to them. I ask for your favorable support." 3886

Speaker Lechowicz: "Question is, shall House Bill 3489 pass? All in favor, vote 'aye', all oppose vote 'no'. Marco, vote me 'aye'. Marco. Have all voted who wish? Kindly record Mrs. Younge as 'aye'. Have all voted who wish? The Clerk will take the record. On this question, there's 148 'ayes', no 'nays', none recorded as 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed." 3888

3490." 3908

Clerk O'Brien: "House Bill 3490. A Bill for an Act to amend 3910
Sections of the Regional Transportation Authority Act. 3911
Third Reading of the Bill."

Speaker Lechowicz: "Gentleman from Cook, Mr. Garmisa." 3913

Garmisa: "Mr. Speaker, I would ask that 3490 be taken out of 3915
the record."

Speaker Lechowicz: "Out of the record. 3511." 3917

Clerk O'Brien: "House Bill 3511. A Bill for an Act to amend 3919
Sections of the Unified Code of Corrections. Third 3920
Reading of the Bill."

Speaker Lechowicz: "Gentleman from Marion, Mr. Friedrich." 3922

Friedrich: "Mr. Speaker and Members of the House. This is a 3924
Bill that has been introduced by the members of the 3925
Legislative Audit Commission at the request, partly of 3926
the Department of Corrections. Presently, money that 3927
the State handles for residents of our prisons, the
law requires that they be given individually, the 3928
interest that accrues to that account. Well, it 3929
develops that the total amount of interest we're
talking about for the whole State is \$3,900 and 3930
there's 8,900 residents. We're talking about 43 cents 3931
per inmate and the problem is that one day an inmate
might have \$10 and the next day none and the next day 3932
5 and so on and the, actually, the cost of 3933
administering this is more than twice the amount of
money that is given back. This Bill merely provides 3934
that the money be put into the ah, ah, inmate's 3935
welfare fund and be used for the benefit of all of the
inmates. Ah, the cost has got to the place where it's 3936
impossible to do it. This does not preclude an inmate 3937
having his money invested in a local bank, which he 3938
can do if it's any sizeable amount. I, ah, this would
be a considerable savings to the State of Illinois and 3939
no one would be hurt materially and I urge your 3940
support."

Speaker Lechowicz: "Any discussion? Question is, shall 3942
House Bill 3511 pass? All in favor, vote 'aye', all 3943
oppose vote 'no'. Have all voted who wish? Marco, 3944
vote me 'aye'. Have all voted who wish? The Clerk
will take the record. On this question, there's 146 3945
'ayes', 13 'nos', 4 recorded as 'present'. This Bill, 3946
having received the Constitutional Majority, is hereby 3947
declared passed. House Bill 1340."

Clerk O'Brien: "House Bill 1340. A Bill for an Act creating 3949
the Compensation Review Board. Third Reading of the 3950
Bill."

Speaker Lechowicz: "Gentleman from Cook, Mr. Meyer." 3952

Meyer: "Thank you Mr. Speaker. House Bill 1340 creates the 3954
Compensation Review Board to determine salaries for 3955
the members of the General Assembly, Judges and 3956
elected constitutional officers. This Board, composed
of 16 people appointed by the Leadership of the House 3957
and Senate. No member of the Board may be a member of 3958
the Judiciary, the Legislature or the Executive 3959
Branch. This independent public body would review the
salary schedule of the Judges, the General Assembly 3960
and the elected constitutional officers. They would 3961
file the salary schedule with the General Assembly and
then, similar to our Executive Re-Organization Article 3962
of our Constitution, the General Assembly would then 3963
have 60 days in order to reject it. In the event that 3964
this General Assembly did not reject the pay schedule, 3965
it would become the law. Five other states, the
states of Oklahoma, Michigan, Pennsylvania, Maryland 3966
and Idaho, have similar arrangements. I urge its 3967
adoption."

Speaker Lechowicz: "Any discussion? Gentleman from Cook, 3969
Mr. Mahar."

Mahar: "Thank you Mr. Speaker, Ladies and Gentlemen of the 3971
House. Will the Sponsor yield for a question?" 3972

Speaker Lechowicz: "Indicates he will." 3974

Mahar: "Ted, you mentioned that the General Assembly would 3976
have 60 days to accept or reject. Is that in 3977
Amendment 2?"

Meyer: "No, it's 60 days in which to reject. If the General 3979
Assembly does not take action, it becomes law. It's 3980
similar to the Executive Re-Organization Article of 3981
our Constitution."

Mahar: "Is that part of the existing legislation or part of 3983
Amendment #1?"

Meyer: "That's in Amendment #1. Amendment #1 is now the 3985
Bill."

Mahar: "I have a copy of Amendment #1 and I don't see any 3987
place where it says the General Assembly has the 3988
authority to reject in the 60 day period."

Meyer: "Does any...? I don't have a copy of 3990
Amendment...Well, it's in there."

Mahar: "Well, I think that that's a very important part of 3992
the legislation. I would like to be assured that it's 3993
part of the Bill."

Meyer: "It...yeah...it..." 3995

Mahar: "Let me ask you another question. Why was the date 3997
changed for the Commission to report back from March 3998
2nd of 81 to August 16 of 1980?"

Meyer: "Pardon me? I didn't hear the question." 4000

Speaker Lechowicz: "The Gentleman from McHenry, Mr. Skinner. 4002
Oh, I'm sorry, I thought it was concluded. Mr. 4003
Mahar."

Mahar: "I asked the...a question of the Sponsor. Is the, 4005
the reason for the changing of the date of the 4006
Commission reporting back to the Comptroller or 4007
Secretary of State from January...from March 2nd, 1981
to August of this year...August 16th of this year? 4008
What is the rationale for that?"

Meyer: "Well, the Bill becomes effective July 1st if it, if 4010
it passes the House and the Senate and would permit 4011
the Compensation Review Board to function this year." 4012

Mahar: "In other words..." 4014

Speaker Lechowicz: "Art..." 4016

Mahar: "In other words..." 4018

Speaker Lechowicz: "Telcser." 4020

Mahar: "...was the...would it be possible for the Review Board to report on August 16th of this year with a salary increase at a time when we were not in Session and we might have to ah,...we might have to campaign on that issue?" 4022
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Meyer: "It's conceivable. Yes, Sir." 4026

Mahar: "Mr. Speaker, may I speak to the Bill?" 4028

Speaker Lechowicz: "Please, proceed." 4030

Mahar: "Thank you Mr. Speaker. As I read the legislation, it seems to me that we have a Salary Review Board which will be selected and formed and will report back by filing a document with the Comptroller and Secretary of State as of August 16th of 1980 in which I would presume that they would be thinking in terms of the salary increase for the General Assembly, the state officers, and the Judiciary. Now, many of us are going to be running for election this Fall. Many of us are aware of the problems we had with the last pay raise in our Districts, and it would seem to me that a pay raise of something like the last Commission came back with a couple of years ago with a ten thousand dollar increase might be a little bit difficult to campaign against in May...this October and November. For that reason, it seems to me that we should look upon this Bill with some caution." 4032
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Speaker Lechowicz: "The Gentleman from McHenry, Mr. Skinner." 4045

Skinner: "Well, Mr. Speaker, there are Bills on this House floor that everybody knows what's happening with, but nobody wants to talk about, and somebody's got to talk about this, because this is obviously the Sneak Pay Raise Act of 1980. I didn't think we could sink low 4047
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enough to be as gutless as Congress is, and that's 4051
exactly what this Commission Bill does. We're going 4052
to have our legislative leaders appoint four people 4053
apiece. They're obviously going to be captives of the 4054
legislative leaders, and these...this Commission is 4055
going to set a salary level...a salary level for the 4056
Judicial Branch, for the Executive Branch, and for the 4057
Legislative Branch. I can't find, and neither can 4058
Representative Mahar, who has the Bill and the only 4059
Amendment that's been adopted to it...we can't find 4060
any provision which would allow the rejection of a 4061
salary after the Commission puts it forth, and if the 4062
Sponsor can't cite a specific line and page in either 4063
the Amendment or in the Bill, I would suggest that 4064
what we are voting on there is a pay raise for next 4065
Session. Now, we may want to do that. We may want to 4066
do that knowing that we're doing that, 4067
however...knowing that we will never have an 4068
opportunity to say 'no' that we don't want a raise for 4069
next Session, but if we do, we ought to put it up out 4070
front, and I think that we ought to put a number in 4071
the Bill. I don't...I just don't think that we ought 4072
to do this in a back door manner, and this is 4073
certainly a back door manner without, I believe, even 4074
an opportunity for a referendum on the part of the 4075
Members of the General Assembly, let alone the 4076
public."

Speaker Lechowicz: "The Gentleman from Cook, Mr. Meyer, to 4070
close."

Meyer: "Thank you, Mr. Speaker. First of all, everybody 4072
assumes that this is a salary increase Bill. This 4073
Review Board may re...re...file a schedule that 4074
reduces salary as much as they would take into 4075
consideration of increasing them. Quite frankly, 4076
Ladies and Gentlemen, the public is upset with our 4077
city...with us sitting...ourselves setting our own

salary. No matter what, what salary we would set, 4078
 they feel that there should be some independent third
 Body sitting in review. I know of no other way to get 4079
 third party public input into what our salary is. If 4080
 any of the opposition feels that there's some other 4081
 way to get public participation into the salary
 setting process, I'd be happy to work with them. For 4082
 those reasons, I urge its adoption."

Speaker Lechowicz: "The question is, shall House Bill 1340 4084
 pass? All in favor vote 'aye, all opposed vote 'no'. 4085
 Zeke, get me over there, will you? The Gentleman from 4086
 Cook, Mr. Bowman, do you want to explain your vote? 4087
 Your light's on."

Bowman: "Ah, Well, Mr. Speaker, I had been called off the 4089
 floor by a constituent, and I was just...I was curious 4090
 about something in our staff analysis. If 4091
 Representative Meyer would care to address it in his
 comments during explanation of vote, I'd appreciate 4092
 it. Our staff analysis says this Bill conflicts with 4093
 the State Constitution, Article IV, Section XI, which
 says that our legislative compensation shall not 4094
 change during the term for which we've been elected. 4095
 That is a concern of mine, Sir."

Speaker Lechowicz: "Have all voted who wish? Have all voted 4097
 who wish? The Clerk will take the record. Kindly 4098
 record Mr. Piel as 'aye'. On this question, there are 4099
 90 'ayes', 57 'nos', 9 recorded as 'present'. The
 Gentleman from Whiteside, Mr. Schuneman, for what 4100
 purpose do you seek recognition?"

Schuneman: "I ask for a verification of the Roll Call, Mr. 4102
 Speaker."

Speaker Lechowicz: "You're entitled to that. Poll the 4104
 absentees. Hey, Art. Art. Telcser." 4105

Clerk O'Brien: "Poll of the ab...poll of the absentees. 4107
 Beatty. Burnidge. Campbell. Cullerton. Dawson. 4108
 Flinn. Gaines. Getty. Hoffman. Kane."

Speaker Lechowicz: "Excuse me. Mr. Casey wants leave to be 4110
verified. Leave is granted. Please proceed with the 4111
absentees."

Clerk O'Brien: "Klosak. Laurino. McMaster. Mugalian. 4113
Polk. Schisler. Schlickman. Slape. Stearney. 4114
Totten. and Younge."

Speaker Lechowicz: "The Gentleman from Cook, Mr. Preston, 4116
for what purpose do you seek recognition?" 4117

Preston: "Thank you, Mr. Speaker. I rise for the purpose of 4119
an introduction. Behind me to the right are students 4120
from Skokie's 'Hillotora' North Suburban Day School 4121
accompanied by Rabbi 'Robinowicz'. The school is in 4122
the Fifteenth District...Representative...represented 4123
by Representative Alan Greiman, Representative William 4123
Laurino, and Representative Pete Peters, and I'd ask 4124
them to stand so we can properly say 'Hello'.
Shalom."

Speaker Lechowicz: "Welcome to Springfield. Did 4126
Representative Burnidge seek recognition? Was he...? 4127
Wants to be recorded as 'no'? Mr. Hoffman, as 'no'. 4128
Mr....Kindly record Mr. Daniels as what? 'No'."

Clerk O'Brien: "Daniels from 'aye' to 'no'." 4130

Speaker Lechowicz: "He's in his office. Proceed to verify 4132
the affirmative vote."

Clerk O'Brien: "Abramson." 4134

Speaker Lechowicz: "Kornowicz. Eddy, come here for a 4136
second."

Clerk O'Brien: "Alexander. Barnes. Bianco. Birchler. 4138
Bluthardt. Boucek. Bullock. Capparelli. Capuzi. 4139
Casey. Catania. Christensen. Collins. Conti. 4140
Davis. DiPrima. Domico. Doyle. John Dunn. Ralph
Dunn. Epton. Ewell. Farley. Garmisa. Giorgi. 4141
Goodwin. Grossi. Hanahan."

Speaker Lechowicz: "Excuse me. The Gentleman...excuse me. 4143
The Gentleman from McHenry, Mr. Hanahan, for what 4144
purpose do you seek recognition? Hanahan."

Hanahan: "Mr. Speaker, Members of the House, I'd like to
introduce a former colleague that's here today. I
hate to interrupt the Roll Call, but it's an unusual
guy that looks so skinny now. It's Jimmy Houlihan
from the Twelfth District. He's visiting here tonight
for the tennis tournament. Jim." 4146 4147 4148 4149

Speaker Lechowicz: "Welcome back, Jim. If he was here, he'd
be voting 'aye' on this measure. Please proceed." 4151 4152

Clerk O'Brien: "Henry. Huff. Huskey. Jaffe. Dave Jones.
Emil Jones." 4154

Speaker Lechowicz: "Kindly record Dawson as 'aye'. Monroe
Flinn, 'aye'. Mrs. Younge, as 'aye'." 4156 4157

Clerk O'Brien: "Continuing with the affirmative vote.
Keane. Kosinski. Krska. Kucharski. Kulas.
Lechowicz. Leinenweber. Leon. Leverenz. Margalus.
Marovitz. Matijevich. Matula. Mautino. McAuliffe.
McBroom. McClain. McCourt. McGrew. Meyer. Molloy.
Mulcahey. Oblinger. O'Brien. Patrick. Pechous.
Peters. Piel. Pierce. Pouncey. Preston. Reed.
Richmond. Ronan. Ryan. Sandquist. Schneider.
Stanley. C. M. Stiehl. Stuffle. Taylor. Telcser.
Terzich. Van Duyn. Vitek. VonBoeckman. White.
Willer. Williams. Williamson. J. J. Wolf. Sam
Wolf. Woodyard. Younge. Mr. Speaker." 4159 4160 4161 4162 4163 4164 4165 4166 4167

Speaker Lechowicz: "Questions of the affirmative vote?
Excuse me. The Gentleman from Cook, Mr. Getty, for
what purpose do you seek recognition?" 4169 4170

Getty: "Mr. Speaker, record me as 'present'." 4172

Speaker Lechowicz: "Kindly record him as 'present'. Mr.
McCourt." 4174

McCourt: "Please record me as 'present'." 4176

Speaker Lechowicz: "Kindly record Mr. McCourt as 'present'." 4178

Clerk O'Brien: "From 'aye' to 'present'". 4180

Speaker Lechowicz: "Mr. Piel." 4182

Piel: "Thank you, Mr. Speaker. Would you record me as
'present', please?" 4184

Speaker Lechowicz: "Kindly record Mr. Piel..." 4186

Clerk O'Brien: "From not voting to 'aye' to 'present'." 4188

Speaker Lechowicz: "To 'present'. Mr. Grossi." 4190

Grossi: "Mr. Speaker, please change my vote from 'aye' to 'present'." 4192

Speaker Lechowicz: "Kindly record Mr. Grossi as 'present'. Mr. Bluthardt." 4194

Clerk O'Brien: "From 'aye' to 'present'." 4196

Bluthardt: "Change me from 'aye' to 'present', please." 4198

Speaker Lechowicz: "Kindly record Mr. Bluthardt as 'present'. Kindly record Mr. Harris from 'no' to 'aye'. Mr. Peters." 4200

Peters: "Mr. Speaker, how am I recorded?" 4203

Speaker Lechowicz: "How's the Gentleman recorded?" 4205

Clerk O'Brien: "The Gentlemen is voted...recorded as voting 'aye'." 4207

Peters: "That's the right vote. Thank you, Mr. Speaker." 4209

Speaker Lechowicz: "The Gentleman from Cook, Mr. Leverenz." 4211

Leverenz: "Record me as 'present', Mr. Speaker." 4213

Clerk O'Brien: "From 'aye' to 'present'." 4215

Speaker Lechowicz: "What's the count, Jack? Kindly record Mr. Dunn...I'm sorry, Mr. Polk as 'aye'. It's 89 'ayes' now. You want to continue with the verification, Sir? Mr. Schuneman." 4217

Schuneman: "What's the count, please, Mr. Speaker?" 4221

Speaker Lechowicz: "Eighty-nine." 4223

Schuneman: "Eighty-nine 'aye'? Ah, Representative Bianco." 4225

Speaker Lechowicz: "Bianco? He's back there. He's back there." 4227

Schuneman: "Mr. Speaker, the board records 89 votes for this, and I've heard..." 4229

Speaker Lechowicz: "Well, I just checked with the Clerk, and the Clerk..." 4231

Schuneman: "...changing their votes to 'present'. Is that...?" 4233

Speaker Lechowicz: "The Clerk is...Yes you are. Mr. Speaker" 4235

wants to be recorded as 'aye' and verified. It's 89. 4236

I checked with the Clerk beforehand, Sir."

Schuneman: "Okay, where were we with Representative Bianco?" 4238

Speaker Lechowicz: "He was back there. I told you that." 4240

Schuneman: "Okay. Representative Boucek." 4242

Speaker Lechowicz: "Boucek? He's here." 4244

Schuneman: "Christensen." 4246

Speaker Lechowicz: "Christensen? He's back there." 4248

Schuneman: "Representative Huff." 4250

Speaker Lechowicz: "Doug Huff is there." 4252

Schuneman: "Representative Huskey." 4254

Speaker Lechowicz: "Huskey? He's back there." 4256

Schuneman: "Representative Mautino." 4258

Speaker Lechowicz: "Mautino's back there." 4260

Schuneman: "Is he in his chair, Mr. Speaker?" 4262

Speaker Lechowicz: "No, he's not in his chair. He's in back 4264
of the hall. The Gentleman from Fulton, Mr. Schisler,
for what purpose do you seek recognition?" 4265

Schisler: "Mr. Speaker, how am I recorded?" 4267

Speaker Lechowicz: "How's the Gentleman recorded?" 4269

Clerk O'Brien: "The Gentleman's recorded as not voting." 4271

Schisler: "Please record me as voting 'aye'." 4273

Speaker Lechowicz: "Kindly record Mr. Schisler as 'aye'." 4275
The Gentleman from Tazewell, Mr. VonBoeckman." 4276

VonBoeckman: "May I be verified? I have to see the 4278
Speaker." 4279

Speaker Lechowicz: "How's the Gentleman recorded?" 4280

Clerk O'Brien: "The Gentleman's recorded as voting 'aye'." 4282

Speaker Lechowicz: "Kindly verify Mr. VonBoeckman. Verify 4284
Mr. Jesse White." 4285

Schuneman: "Representative McBroom, Mr. Speaker." 4286

Speaker Lechowicz: "He is back there in his seat." 4288

Schuneman: "Representative McClain." 4290

Speaker Lechowicz: "McClain's in his seat." 4292

Schuneman: "Representative Mulcahey." 4294

Speaker Lechowicz: "Mulcahey is here." 4296

Schuneman: "And Representative Piel." 4298

Speaker Lechowicz: "Piel is present." 4300

Schuneman: "He's here. Okay. Representative Ronan." 4302

Speaker Lechowicz: "Mr. Ronan? How's the Gentleman recorded?" 4304

Clerk O'Brien: "The Gentleman's recorded as voting 'aye'." 4306

Speaker Lechowicz: "Remove him." 4308

Schuneman: "Representative Stanley." 4310

Speaker Lechowicz: "He's here." 4312

Schuneman: "Representative Van Dyne." 4314

Speaker Lechowicz: "LeRoy is back there." 4316

Schuneman: "Okay. Representative Taylor." 4318

Speaker Lechowicz: "He's here. Right here." 4320

Schuneman: "Representative Willer." 4322

Speaker Lechowicz: "She is here." 4324

Schuneman: "Okay, I have no other questions, Mr. Speaker." 4326

Speaker Lechowicz: "What's the count? On this question, there are 89 'ayes', 59 'nos'. This Bill having received the Constitutional Majority is hereby declared passed. House Bill 3536." 4329
4330

Clerk O'Brien: "House Bill..." 4332

Speaker Lechowicz: "Out of the record at the request of the Sponsor. 3536. Gentleman from Cook, Mr. Preston, for what purpose do you seek recognition?" 4334
4335

Preston: "Mr. Speaker, I just rise in a point of personal privilege. On House Bill 1340, I had pressed my button to speak. I just wanted to indicate that I had a potential conflict of interest, but nevertheless had voted my conscience on that Bill." 4337
4338
4339
4340

Speaker Lechowicz: "Thank you. 3538." 4342

Clerk O'Brien: "House Bill 3538. A Bill for an Act to amend Sections of the Metropolitan Transit Authority Act. Third Reading of the Bill." 4344
4345

Speaker Lechowicz: "Gentleman from Cook, Mr. Garmisa." 4347

Garmisa: "Ah, Mr. Speaker and Ladies and Gentlemen of the House. House Bill 3538 amends the Metropolitan 4349
4350

Transit Authority Act, which is the CTA's neighboring 4351
 statute to allow bonds issued by the CTA to be repaid
 from any funds received by the Authority. Currently, 4352
 the CTA may repay bonds and notes solely from revenues 4353
 or incomes derived from fare box revenues. This 4354
 provision is outmoded because fare box revenues
 provide the CTA with roughly 52% of its operating 4355
 revenues, while the balance comes from their portion
 of the RTA sales tax and federal operating assistance. 4356
 This Bill simply authorizes the CTA to pledge these 4357
 other sources of revenue for debt service repayment. 4358
 I ask for your favorable consideration of this good
 Bill."

Speaker Lechowicz: "Any discussion? Gentleman from Lake, 4360
 Mr. Griesheimer."

Griesheimer: "Thank you Mr. Speaker. Will the Sponsor 4362
 yield?"

Speaker Lechowicz: "Indicates he will." 4364

Griesheimer: "Ah, Representative Garmisa, on these, on this 4366
 Bill that's proposed, is there any limitation on the 4367
 new bonds that may be extended by the Chicago Transit 4368
 Authority?"

Garmisa: "Ah, there is no new bond authorization." 4370

Griesheimer: "Does the Authority have the, the permission of 4372
 the statutes, or the authority within the statutes, to 4373
 issue new bonds without the review of the Regional 4374
 Transportation Authority Board?"

Garmisa: "Ah, will you repeat that, please?" 4376

Griesheimer: "Does the Chicago Transit Authority have the 4378
 statutory authority to issue bonds without review and 4379
 approval of the Regional Transportation Authority?"

Garmisa: "Yes." 4381

Griesheimer: "Is it my understanding that this will give the 4383
 authority to Chicago Transit to issue new bonds and 4384
 then pledge the monies that will be coming to it from 4385
 the Regional Transportation Authority?"

Garmisa: "Yes." 4387

Griesheimer: "Well, Mr. Speaker, I'd like to speak to this 4389
Bill."

Speaker Lechowicz: "Please proceed, Sir." 4391

Griesheimer: "Thank you, Mr. Speaker. To those of us that 4393
live in the crescent counties, the collar counties 4394
around Chicago, again I see another inroad being made 4395
into the pocketbook to those of us that live in the 4396
suburban area. There appears to be no limits on the 4397
bounds that the Chicago Transit Authority will go to, 4397
to issue new bonds, to create new indebtedness, which 4398
is solely for the benefit of the inner City of Chicago 4399
that is served by the CTA, and yet, the financial 4400
status of the Regional Transportation Authority will 4400
be the basis for the security for these bonds. As the 4401
RTA has already proven itself to be a rather 4402
unworkable situation, certainly one that is less than 4402
financially solvent, I think that by allowing the 4403
assets and the income from the RTA to be used to 4404
guarantee bonds issued on an unlimited basis by the 4404
CTA, is merely asking for more financial trouble. I 4405
don't think this is a merely Bill. I think this is a 4405
Bill that should very definitely be voted down." 4406

Speaker Lechowicz: "Any further discussion? The Gentleman 4408
from Cook, Mr. Piel."

Piel: "Thank you Mr. Speaker. Will the Gentleman yield for 4410
a question?"

Speaker Lechowicz: "Indicates he will." 4412

Piel: "Representative. Where are they getting their funds 4414
from right now? What area?"

Garmisa: "I didn't hear that question." 4416

Piel: "To pay off their bonds and certificates at the 4418
present time."

Garmisa: "Right now, they are, the only source of paying 4420
back the bonds and notes now is out of the fare box 4421
revenues and that's only 52% of their income."

Piel: "So, what you're advocating is that they would go over 4423
52, as far as their bonds and their, their 4424
certificates. Is this correct?"

Garmisa: "No. The ah, that 52% is constant. What we're 4426
talking about here is giving them further sources of 4427
revenues, so that these notes and bonds can be paid 4428
off."

Piel: "Such as what?" 4430

Garmisa: "Well, such as..." 4432

Piel: "What other sources?" 4434

Garmisa: "...payments from the RTA and from federal 4436
assistance. Those other two sources provide the other 4437
48% of their income."

Piel: "What concerns me a little bit, is what happens if the 4439
federal or the RTA subsidies are reduced and they have 4440
already committed themselves to pay back bonds. 4441
Wouldn't that cut them down, as far as their
improvements?"

Garmisa: "If the RTA, if the RTA subsidies are reduced, 4443
there's only one source, the other only, the only 4444
other source of income, other than federal funding, 4445
would be the fare box. At that stage, the fares would
be have to be increased to make up for the 4446
differential."

Piel: "What alternatives do you have in a situation if they 4448
are reduced, but the bonds and certificates are 4449
already out?"

Garmisa: "You would still have to raise fares." 4451

Piel: "So, you would have to go back to the fare box, where 4453
you initially were in the first place. Right?" 4454

Garmisa: "That would be the only other source." 4456

Piel: "Thank you." 4458

Speaker Lechowicz: "The Gentleman from Cook, Mr. Totten." 4460

Totten: "Thank you Mr. Speaker and Ladies and Gentlemen of 4462
the House. I rise in opposition to this Bill for a 4463
number of reasons. But, first of all, what we either 4464

back the bonds that are due now. This is a good Bill. 4493
 We want to take the financial restrictions off of the
 CTA so that they can do the job that they're supposed 4494
 to do without going back to the fare box and 4495
 increasing those fares and then driving the ridership
 back into their automobiles in this energy, times 4496
 that, times that the energy problem is as great as it 4497
 is. This is a good Bill. We solicit your support. 4498
 We need a lot of green lights out there. Let's have
 it so."

Speaker Lechowicz: "Question is, shall House Bill 3538 pass? 4500
 All in favor vote 'aye', all oppose vote 'no'. The 4501
 Gentleman from Will, Mr. Van Dwyne, to explain his 4502
 vote."

Van Dwyne: "Well, thank you Mr. Speaker. I'm sorry I go my 4504
 light on too late, but Sparky, I don't know, ah, it 4505
 seems to me that when you change what's already 4506
 happening, I don't...you know, the CTA is perennially
 in the hole and when they can't pay off their bonds 4507
 and we sell bonds out in the outer counties for some 4508
 capital improvement, such as the Joliet Station, or 4509
 one of the other. That just happens to be one that
 comes to my mind, ah, and then the Bill specifically 4510
 says that they can pay, ah, pay other bills with bonds 4511
 from any source, I can visualize a ring-a,
 ring-around-the rosie going on here that really would 4512
 benefit no one else but the CTA. I, ah, that's my 4513
 feeling."

Speaker Lechowicz: "Have all voted who wish? Have all voted 4515
 who wish? The Clerk will take the record. On this 4516
 question, there are 80 'ayes', 60 'nos', 2 recorded as 4517
 'present'. Gentleman asks to poll the absentees. 4518
 Gentleman from Cook, Mr. Preston. For what purpose do
 you seek recognition?"

Preston: "Thank you Mr. Speaker. I'm sorry. I hit the 4520
 wrong button. Would you please record me as voting 4521

Kelly, for what purpose do you seek recognition?" 4561

Kelly: "Yes, ah, Mr. Speaker and Members of the House. On 4563
House Bill 3314, I'd like to move to reconsider the 4564
vote. I did vote on the prevailing side. I had 4565
talked with the Sponsor, Representative Lee Daniels,
and we intend to get together to adopt and Amendment 4566
and make the Bill one that could be supported. So, I 4567
would move to reconsider the vote on House Bill 3314."

Speaker Lechowicz: "The Gentleman moves that the House 4569
reconsider the vote by, ah, on House Bill 3314, which 4570
the Bill failed. All in favor vote 'aye', all 4571
opposed, vote 'no'. Marco, 'aye'. Have all voted who
wish? Kindly record Doctor Capuzi as 'aye'. Have all 4572
voted who wish? The Clerk will take the record. 4573
Giorgi.... The Clerk will take the record. Record
Kulas as 'aye'. On this question, there's 123 'ayes', 4574
14 'nos', 4 recorded as 'present'. The Gentleman's 4575
motion prevails and the House does reconsider the vote 4576
by which House Bill 3314 has failed. The Bill is on
Third Reading. At the request of the Sponsor, take 4577
the Bill out of the record. Gentleman from Macon, Mr. 4578
Borchers, for what purpose do you seek recognition?
Your light was on, Sir. Gentleman from Cook, Mr. 4579
Totten."

Totten: "Mr. Speaker. A point of order on 3314 that was 4581
defeated that was defeated and has now been 4582
reconsidered. To what order of business does that go. 4583
Does it have to go to postponed?"

Speaker Lechowicz: "His motion was that the Bill would have, 4585
ah, move it back to Second Reading. That was the 4586
Gentleman's motion. Mr. Kelly."

Totten: "No it wasn't. His motion was just to reconsider 4588
the vote by which it was defeated." 4589

Speaker Lechowicz: "Mr. Kelly, why don't you clarify it." 4591

Kelly: "Yes, Yes, ah, Mr. Speaker. Ah, I, I had mentioned 4593
that the intention of myself for asking for 4594

'aye'." 4521

Speaker Lechowicz: "Change him from 'no' to 'aye'. Mrs. Braun." 4523

Braun: "Mr. Speaker, please note my vote as 'aye', please." 4525

Speaker Lechowicz: "Kindly record the Lady as 'aye'. Kindly record Mr. Taylor as 'aye'. Mr. Schisler, for what purpose..." 4527

Schisler: "Mr. Speaker. Please record me as voting 'aye'." 4530

Speaker Lechowicz: "Kindly record Mr. Schisler as 'aye', Mr. DiPrima as 'aye'. The Lady from Cook, Mrs. Alexander as 'aye', Mr. Huff. Mr. Huff, please." 4532

Huff: "How am I recorded, Mr. Speaker?" 4535

Clerk O'Brien: "The Gentleman is recorded as voting 'present'." 4537

Huff: "Vote me 'aye' please." 4539

Speaker Lechowicz: "Kindly record Mr. Huff as 'aye'. Mr. Emil Jones as 'aye'. Giorgi from 'no' to 'aye'. Poll the absentees." 4541

Clerk O'Brien: "Bradley. Breslin. Bullock. Burnidge. Campbell. Daniels." 4544

Speaker Lechowicz: "Kindly record Mr. Bullock as 'aye'." 4546

Clerk O'Brien: "Donovan. John Dunn. Ralph Dunn. Ebbesen. Dwight Friedrich. Henry. Klosak. Laurino. Leverenz. McMaster. Mugalian. Mulcahey. Neff. Polk. Ryan. Schlickman. Skinner. Stearney. E. G. Steele. C. M. Stiehl. Tuerk. VonBoeckman. and Winchester." 4550

Speaker Lechowicz: "Kindly record Mr. Henry as 'aye'. What's the count, Jack? Excuse me. The Gentleman from ah, Winnebago, Mr. Mulcahey." 4553

Mulcahey: "Mr. Speaker. Please be, record me as voting 'aye'." 4556

Speaker Lechowicz: "Kindly record Mr. Mulcahey as 'aye'. On this question, there are 92 'ayes', 58 'nos'. This Bill, having received the Constitutional Majority is hereby declared passed. The Gentleman from Cook, Mr." 4558

reconsideration of the vote is for the purpose of 4595
 getting together with the Sponsor to draft an
 Amendment which could be supported by the members of 4596
 the House. I would hope that this intention would be 4597
 to place the Bill into Second Reading, so we could
 adopt an Amendment."

Totten: "Well, Mr...." 4599

Speaker Lechowicz: "The Gentleman's motion prevailed, but 4601
 Mr. Daniels asked the Bill remain on Third Reading. 4602
 That's the policy of the Bill. That's where it stays. 4603
 House Bill 3556. Mr. Katz."

Clerk O'Brien: "House Bill..." 4605

Speaker Lechowicz: "He was just here. Read the Bill." 4607

Clerk O'Brien: "House Bill 3556. A Bill for an Act to amend 4609
 Sections to the School Code, approved March 18, 1961, 4610
 as amended. Third Reading of the Bill."

Speaker Lechowicz: "The Gentleman from Will, Mr. Pierce, er, 4612
 Mr. Van Duynes. For what purpose do you seek 4613
 recognition?"

VanDuynes: "Yes, Mr. Speaker. I rise to mildly object or 4615
 however mild you want, or be eminently. Don't you 4616
 think it was a little bit of a devious method to give 4617
 the same Bill another shot at Third Reading? If, ah,
 If Representative Kelly wanted to bring it back and 4618
 put an Amendment on it, it seems to me the only, only 4619
 ah, fair thing to do, because now, the Bill is back on 4620
 Third Reading and Representative Daniels has another
 shot at a Bill that was already declared lost, and I 4621
 don't really think that that was Representative 4622
 Kelly's intent of reconsidering the Bill and I don't
 really know where I'm at in as far as parliamentary 4623
 procedure is concerned, but I do know this: That it's 4624
 not fair, your, by your ah, rendition there, you are 4625
 just giving Representative Daniels another shot at his
 Bill, that you have declared that it failed. So, I, 4626
 you know, the motion, the motion..."

Speaker Lechowicz: "Mr. Van... Mr. Van Dyne. The Gentleman 4628
has followed the proper parliamentary procedure. It 4629
is available to every member of this House and I'm 4630
sure that in his opening statement, he is stated what 4631
his intent was and I'm sure that the vote would be the 4632
same if the Gentleman brought up the matter on Third 4633
Reading, as it presently stands. It may be slightly 4634
different, but I think we should address that issue 4635
when the Bill is before us. I call House Bill 3556.
Mr. Katz."

Katz: "Well, how...Mr. Speaker and Ladies and Gentlemen of 4637
the House. House Bill 3556 permits elementary 4638
districts and high school districts to raise their 4639
education fund tax levies to 3.5%, with approval of 4640
the voters. We have not changed the maximum 4641
permissible rate since 1969. It still, it leaves in 4642
effect a referendum, er, it was favorably recommended 4643
by the Committee 19 to 1 and I would urge the approval 4644
of 3556. It affects elementary and high school 4645
districts in the State of Illinois. No, I think that
it's a Bill that would affect elementary and high 4644
school...the non-unit districts in the State." 4645

Speaker Lechowicz: "Any discussion? The Gentleman from 4647
Champaign, Mr. Wikoff."

Wikoff: "Will the Sponsor yield?" 4649

Speaker Lechowicz: "Indicates he will." 4651

Wikoff: "Ah, Harold, is this a front door referendum?" 4653

Katz: "A front door referendum. It requires a direct 4655
referendum before any of it applies." 4656

Wikoff: "Thank you." 4658

Speaker Lechowicz: "Any further discussion? Question is, 4660
shall House Bill 3556 pass? All in favor vote 'aye', 4661
all oppose vote 'no'. Have all voted who wish? Have 4662
all voted who wish? The Clerk will take the record.
On this question, there's 148 'ayes', no 'nays', none 4663
recorded as 'present'. This Bill, having received the 4664

Constitutional Majority is hereby declared passed. 4665
 House Bill 3580."

Clerk Leone: "House Bill 3580. A Bill for an Act to amend 4667
 the School Code. Third Reading of the Bill." 4668

Speaker Lechowicz: "The Lady from Cook, Mrs. Barnes." 4670

Barnes: "Mr. Speaker, Ladies and Gentlemen of the House. 4672
 House Bill 3580, as amended, requires all school 4673
 districts with a population of five hundred thousand 4674
 or less to provide free transportation for resident 4675
 students to public or nonpublic schools more than one 4676
 and a half miles from the student's home. They can 4677
 just be bused to adjacent school districts. Six 4678
 students requiring bussing to a school must ask a 4679
 request for bussing, and no transportation must be 4680
 afforded to private schools unless it is afforded to 4681
 public schools."

Speaker Lechowicz: "Any discussion? The Gentleman from 4682
 Champaign, Mr. Wikoff."

Wikoff: "A question of the Sponsor." 4683

Speaker Lechowicz: "Indicates she'll yield." 4684

Wikoff: "Jane, was this amended that this becomes a function 4685
 of the State to fund it?"

Barnes: "Yes, Representative." 4686

Wikoff: "What's the fiscal impact to that?" 4687

Barnes: "The first year, the estimated cost is from 5.9 4688
 million to 23.7 million, and the fiscal year 1982 is 4689
 estimated to be between 3.9 million to 19.5 million." 4690

Wikoff: "That's a pretty good spread. Would you intend that 4691
 to come out of the present school transportation fund, 4692
 or would that be added to the existing transportation 4693
 fund?"

Speaker Lechowicz: "I don't believe she heard your 4700
 question."

Barnes: "Just a moment." 4701

Wikoff: "Yes, she did. She's waiting for a little 4702
 assistance."

Barnes: "I'm just waiting for some...I want to give the right answers. Representative Wikoff, under Amendment 7, the State does pick up the cost, and this estimate is based upon the state assuming 100% of the cost for out-of-district students and 65% of the cost of transporting nonpublic students within the district." 4706
4707
4708
4709

Wikoff: "Well, is that added to the existing transportation fund that the state school fund now provides for transportation? Is that an addition too?" 4711
4712

Barnes: "Mr. Speaker, we can't hear him." 4714

Speaker Lechowicz: "Would you repeat your question, Sir?" 4716

Wikoff: "My question was is this monies that would be..." 4718

Speaker Lechowicz: "Kindly repeat your question." 4720

Wikoff: "Are these monies that would be added to the present State contribution to the transportation fund?" 4722
4723

Barnes: "Yes, Representative." 4725

Wikoff: "And, is there any place where those monies...where do you anticipate those monies coming from?" 4727
4728

Barnes: "That was a very good question." 4730

Wikoff: "No further questions." 4732

Speaker Lechowicz: "The Lady from Cook, Mrs. Willer. Mrs. Willer. Okay. The Gentleman from Lake, Mr. Griesheimer." 4734
4735

Griesheimer: "Thank you, Mr. Speaker. Will the Sponsor yield?" 4737

Speaker Lechowicz: "Indicates she will." 4739

Griesheimer: "Jane, will this money be paid to the school districts on a reimbursement basis or in advance, so that they can make arrangement for the original expenditures for this additional transportation?" 4741
4742
4743

Barnes: "On a reimbursement basis." 4745

Griesheimer: "How often will they be paid?" 4747

Barnes: "It...it gets paid the following year, Representative." 4749

Griesheimer: "Would you, as a person that...in the eyes of the person that wants to vote for this Bill, would you" 4751
4752

just tell me where our school districts will get the 4753
 money for the initial cost outlay, seeing as how most
 of the school districts right now are right up against 4754
 the wall from a cash flow standpoint? Where does the 4755
 money come from?"

Barnes: "To be very honest with you, Representative, I know 4757
 that there...we do have some surplus funds that the 4758
 Governor has not decided where they're going to 4759
 allocated..."

Speaker Lechowicz: "Jim Keane." 4761

Barnes: "...and it is my wish that maybe some of those funds 4763
 will be allocated for this particular Bill." 4764

Griesheimer: "And at the present time, the allocation that 4766
 we're talking about ranges from three to fifteen 4767
 million? Is that correct?"

Barnes: "No, I said from 5.9 million to 23.7 million, and I 4769
 said the second year, it would be 3.9 million to 19.5 4770
 million."

Griesheimer: "Do you have any suggestions on how the schools 4772
 are going to pay for this?" 4773

Barnes: "No." 4775

Griesheimer: "No. Do you have...is there a companion 4777
 appropriation in for this?"

Barnes: "No, Representative." 4779

Griesheimer: "Is the Bill endorsed by the State Board of 4781
 Education? Well, how about...how about..." 4782

Barnes: "My assistant says that the school district could 4784
 borrow in an anticipation of receiving the funds." 4785

Griesheimer: "Thank you, Representative Leinenweber. No 4787
 further questions."

Speaker Lechowicz: "The Gentleman from Peoria, Mr. 4789
 Schraeder."

Schraeder: "Well, Mr. Speaker and Members of the House. 4791
 This Bill is probably one of the most important pieces 4792
 of legislation that we will act on this Session. The 4793
 reason I say that...it was because it's a repetition

of a piece of legislation that was passed and sent to 4794
the Governor last year. In his wisdom, for some 4795
reason or another, he declined to sign it...and so it 4796
came back to us this year. And I might like to add
that this Bill is...has become so important and so 4797
serious that there were some forty Amendments 4798
introduced on behalf of the legislation to improve it.
Some were accepted and some were defeated, and I think 4799
that's as it should be. But the only objections that 4800
were heard from our school board is that they haven't
the funds to finance it and in principle they weren't 4801
opposed to it. Now we've taken care of that by an 4802
Amendment that says the State should fund it since it 4803
is a mandated program. And I think that by the
passage of this legislation we tell to the Governor, 4804
yes, the people in our districts do want this kind of 4805
transportation program and they can't afford it from
the property tax and that the state should pick it up 4806
from their tax revenue. And it seems to me that this 4807
is extremely important and should be passed
overwhelmingly and I would ask for an 'aye' vote." 4808

Speaker Lechowicz: "The Lady from Cook..." 4810

Barnes: "Thank you, Representative." 4812

Speaker Lechowicz: "Mrs. Hallstrom." 4814

Hallstrom: "Thank you, Mr. Speaker and Ladies and Gentlemen 4816
of the House. As the Sponsor of Amendment 7 which 4817
said that the State shall take over the 4818
responsibility, I did go home this weekend and I did
talk to my local school superintendents and school 4819
board presidents. They still have the concern that 4820
the school districts are not paid in full at this
moment for their transportation costs. The concern 4821
is, are we going to give them any kind of insurance 4822
that this will happen now just because I put in that
Amendment that said that the State should take over. 4823
So I would question, please, of the Sponsor, if...if 4824

the Sponsor would yield, please?" 4824

Barnes: "Yes, Representative." 4826

Hallstrom: "Jane, do you see any way that we can still 4828
 assure the school districts, even though we got that 4829
 Amendment passed, that they are really going to get 4830
 full funding when, at the present moment, they are not 4831
 getting the full funding for transporting public
 school children?"

Barnes: "The State Board interpreted your Amendment, as I 4833
 had read before, that 100% of the cost would be paid 4834
 for out-of-district students and 65% of the cost of 4835
 transporting nonpublic schools within the district."

Hallstrom: "Then may I speak to the Bill, please, Mr. 4837
 Speaker?"

Speaker Lechowicz: "Please proceed, Ma'am." 4839

Hallstrom: "My concern still is that we have passed 4841
 appropriations many times that said the school 4842
 districts shall receive, for instance, the full cost 4843
 for reimbursement for their professional personnel.
 And to date, they have not received the full funding. 4844
 I'm concerned that after I went back and talked to my 4845
 school people that they would still have the same
 problem. Even though I tried to make the State pay 4846
 for it, there is no assurance that the school 4847
 districts are really going to get that money to pay
 the full costs. My concern also is that we have bills 4848
 yet to be paid as far as our education budgets for the 4849
 local school districts. And I don't think it's the 4850
 right time to take on another program until we really
 fully fund the programs that we've already told them 4851
 they have to have. Thank you."

Speaker Lechowicz: "The Gentleman from Cook, Mr. Keane." 4853

Keane: "Thank you, Mr. Speaker. I would just like to take a 4855
 few moments to point out to the Members that the 4856
 fiscal note on House Bill 3580 as amended shows a 4857
 total cost, in bussing thirty-nine thousand five

hundred students, which is a rather high figure, to be 4858
5.9 million. The money can come in a number of 4859
different ways. As yet, the financing has...the
financing structure has not been set up. We now 4860
anticipate warrants that fund...that some school 4861
districts use...we could amend an existing
appropriation Bill. The Sponsor of Amendment 7, who 4862
is...who put on the mandating of the State to
fund...to fully fund this Bill, should be well aware 4863
that the legislative intent is crystal clear in this 4864
matter. The discussion on Amendment 7, as my
recollection, went for a half of an hour to forty-five 4865
minutes. There were a number of people who spoke in 4866
support of Amendment #7 indicating that it was the
intent of...their intent in voting for the Bill...that 4867
the Bill be fully funded by the State. So we do have 4868
legislative intent. I think it's unfortunate that 4869
the...there wasn't...if there was a problem, that the
Sponsor did not check with the school board or the 4870
local school people before offering the Amendment. As 4871
you remember, I resisted that. I think the Bill is in
good order. It's fully...it's very, very reasonable, 4872
even as amended. And I would ask for your support."

Speaker Lechowicz: "The Gentleman from Kankakee, Mr. 4874
McBroom."

McBroom: "Mr. Speaker and Members of the House, I move the 4876
previous question."

Speaker Lechowicz: "The Gentleman has moved the previous 4878
question. All in favor signify by saying 'aye', aye, 4879
opposed...the previous question has been moved. The 4880
Lady from Cook, Mrs. Barnes, to close."

Barnes: "Well, Mr. Speaker and Ladies and Gentlemen of the 4882
House. After three and a half hours of discussion on 4883
this Bill Thursday, I feel that we are all aware of 4884
what is in the Bill. I consider it an extremely
important and timely Bill and I would ask for a 4885

favorable Roll Call." 4885

Speaker Lechowicz: "The question is, shall House Bill 3580 4887
pass? All in favor vote 'aye', all opposed vote 'no'. 4888
The Gentleman from Cook, Mr. Leverenz, to explain his 4889
vote. Timer's on."

Leverenz: "Well, thank you, Mr. Speaker and...I certainly 4891
would have liked to be able to ask some questions. I 4892
guess my opinions have to stand. I don't think the 4893
money is there in front. And the Sponsor did say that
it would be a reimbursed item, reimbursed for 4894
nonpublic schools in full and reimbursement on 4895
transportation, I understand, is only 80%. Well
certainly the Sponsor's other comment toward the 4896
reimbursement, in terms of where the money would come 4897
from, said that she would wish that the money would 4898
come from the surplus funds we have now. Well wishes
don't pay bills and I would encourage a red vote." 4899

Speaker Lechowicz: "The Gentleman from Macon, Mr. Dunn, to 4901
explain his vote. Timer's on." 4902

Dunn: "Thank you, Mr. Speaker. I had my light on to ask 4904
questions and I don't care to speak on the Bill. 4905
Thank you."

Speaker Lechowicz: "Ma'am, you'll have to shut off the TV 4907
cameras, we're explaining our votes. The Gentleman 4908
from DuPage, Mr. Hoffman, to explain his vote. 4909
Timer's on."

Hoffman: "Thank you very much, Mr. Speaker. Ladies and 4911
Gentlemen of the House. I do not know of one school 4912
district that is in favor of this legislation. 4913
There's no question about the fact that the school
districts are going to have to pay for this before 4914
they get anything from the State. Let me point out to 4915
you that out of the two hundred and forty-four
elementary districts in this State, two hundred and 4916
sixty-five are already at their twelve cent maximum. 4917
Out of the four hundred and forty-eight unit

districts, four hundred and ten are already at their 4918
 twelve cent maximum. How are these school districts 4919
 going to afford this? They cannot afford it and we
 should not put this burden on them. If we've ever, 4920
 ever mandated anything on school districts, we're 4921
 doing it right now on an unconstitutional Bill."

Speaker Lechowicz: "The Gentleman from Cook, Mr. Bowman, to 4923
 explain his vote. Timer's on." 4924

Bowman: "Thank you, Mr. Speaker. Ladies and Gentlemen of 4926
 the House. Representative Hoffman covered one of the 4927
 serious problems of this Bill very well. I'd like to 4928
 point out that in addition there will be an impact on
 the entitlements of school districts under the School 4929
 Aid Formula. The exact amount of the impact is 4930
 unclear because it depends on how many students who
 now attend public schools will switch over and attend 4931
 private schools. I caution you, it doesn't have to be 4932
 very many to...to make a switch for a significant 4933
 impact to be felt. I have a memo here dated May 13th
 from I.O.E. indicating if...if only six students 4934
 switch in five hundred districts, that's going to cost 4935
 4.4 million dollars in entitlements under the School
 Aid Formula. I think that's one more reason to vote 4936
 against this Bill. Thank you."

Speaker Lechowicz: "The Gentleman from Wayne, Mr. Robbins, 4938
 to explain his vote. Timer's on." 4939

Robbins: "Mr. Speaker. The Bill does not make clear the 4941
 mile and a half exemption. If...if a student from a 4942
 parochial school lives within a mile and a half of the 4943
 high school, then they have to walk to the high school
 and be picked up on the bus according to the Bill or 4944
 is that within a mile and a half of the...parochial 4945
 school? Now, if...it's unclear on this and on many 4946
 other things and the Bill should be defeated."

Speaker Lechowicz: "The Gentleman from Coles, Mr. Stuffle, 4948
 to explain his vote."

Stuffle: "Yes, Mr. Speaker and Members. Representative 4950
Hoffman hit the nail on the head that this Bill is 4951
clearly unconstitutional. But, beyond that, and 4952
whether you are for it or against it, no one has
explained the significant differences in the language 4953
between Amendment 7 and 38. Either we're giving more 4954
for private transportation than we are public or we're
not providing any specific language in this Bill to 4955
drive the money into the school districts to pay for 4956
what we're going to do. So, either way the Bill..."

Speaker Lechowicz: "The Gentleman from Will, Mr. 4958
Leinenweber, to explain his vote. Timer's on." 4959

Leinenweber: "Mr. Speaker. Several Members have questioned 4961
the constitutionality of this particular Bill. It 4962
should be enough to say that the United States Supreme 4963
Court laid that matter to rest. But I would point
out, we're talking about transportation not education. 4964
A hell of a case can be made not to pay for anybody's 4965
transportation in this...in this State. The State is
obligated to pay for the education, but not 4966
transportation. If we're going to transport for some, 4967
we ought to transport for all. And I urge an 'aye'
vote." 4968

Speaker Lechowicz: "The Lady from Cook, Mrs. Willer, to 4970
explain her vote. Timer's on."

Willer: "Yes, Mr. Speaker, I'm going to vote 'present'. And 4972
I hadn't intended to vote 'present', but because one 4973
of the supporters summarily cut off debate because he 4974
didn't want to listen to anymore arguments. I had two
very important questions to ask posed to me by school 4975
board members when I went home. I, therefore, vote
'present'." 4976

Speaker Lechowicz: "The Lady from Champaign, Mrs. 4978
Satterthwaite, to explain her vote. Timer's on." 4979

Satterthwaite: "Mr. Speaker and Members of the House. 4981
Regardless of the other problems in this Bill, we 4982

certainly would be requiring that our local school districts put this money up front until they are reimbursed by the State for whatever portion is coming back to them. I think you know that your school districts are already in tight financial situations and they cannot afford to have that up front money until they are reimbursed. That, along with the problems of administrating a system like this, make it an unbearable thing for them and I'm voting 'no'." 4983

Speaker Lechowicz: "The Gentleman from Livingston, Mr. Ewing, to explain his vote. Timer's on." 4984

Ewing: "Mr. Speaker, I wanted to ask questions also, so I don't want to explain my vote anymore." 4985

Speaker Lechowicz: "The Gentleman from DuPage, Mr. Schneider. Timer's on." 4986

Schneider: "It's very nice of you, Mr. Speaker, to recognize me. On 3580, Representative Barnes utilized the figures of the Board of Education at 5.9 and 23.7 million dollars. Realizing that the low figure presumes that if the students are on a regular route that would be indeed the cost of those kids that they can calculate so far. The other one, 23.7 million, presumes that they would be transported much the same as special ed kids, which means roughly six hundred dollars per kid...kid. That should also indicate, by the way, that these are old figures, based on last year and are not projected into next year. So that's one of the problems with those figures. B.O.B. has already projected upward to 22 million dollars. We have also got to address ourselves to the unconstitutionality of it. The Pennsylvania case has very different language in their State Constitution which talks to the appropriation of public monies for schools, does not make a designation relating to..." 4987

Speaker Lechowicz: "The Gentleman from Lake, Mr. Deuster, to explain his vote. Timer's on." 4988

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Speaker Lechowicz: "The Gentleman from Lake, Mr. Deuster, to explain his vote. Timer's on." 5013

Speaker Lechowicz: "The Gentleman from Livingston, Mr. Ewing, to explain his vote. Timer's on." 5014

Ewing: "Mr. Speaker, I wanted to ask questions also, so I don't want to explain my vote anymore." 5015

Deuster: "Mr. Speaker and Ladies and Gentlemen of the House. 5016
 As former Sponsor of Senate Bill 101, I can tell you 5017
 that we've responded to every reasonable request on 5018
 the part of anybody to improve this Bill by Amendment
 and that has been done. Besides being constitutional 5019
 and fair to all of the taxpayers, I'm telling you that 5020
 when the dust settles this is going to be a..."

Speaker Lechowicz: "Excuse me, Mr. Deuster. Would you 5022
 kindly shut that TV camera off? I stated it earlier 5023
 as far as when the House is explaining their vote, the 5024
 TV cameras are not allowed. Please continue, Mr.
 Deuster."

Deuster: "When the dust settles, this is going to be a 5026
 bargain for the taxpayers because what we're doing..." 5027

Speaker Lechowicz: "Would the Doorkeeper kindly enforce the 5029
 rules of the House. Ma'am. Ma'am. Ma'am, would you 5030
 please observe the rules of the House? There will be 5031
 no TV commentaries or any type of pictures taken now.
 I'm talking to you, Ma'am. Good. Thank you. Please 5032
 proceed, Mr. Deuster."

Deuster: "The reason I'm voting for this Bill is because 5034
 it's reasonable and it's going to bring two results. 5035
 It's going to improve the quality of education the 5036
 children are receiving in public schools as well as
 private because it's going to help sustain a 5037
 competitive dual school system in this State. And 5038
 after the dust settles, we're going to find that this
 is a bargain for the local real estate property 5039
 taxpayers because if all you pay is the cost of 5040
 transporting a child to school and the private parents
 pay for the teacher's salaries, the overhead and all 5041
 the other costs of education, you're getting a real 5042
 bargain. And, if we do this little bit to make sure
 that neutral government services such as 5043
 transportation are afforded to private school students 5044
 whose parents pay taxes as well. We're being fair and

we're going to bring about an improvement on the 5045
 quality of education and it is going to be a 5046
 taxpayer's bargain on the local level after the costs
 of this are borne by the State, and I would 5047
 encourage..."

Speaker Lechowicz: "The Gentleman from McLean, Mr. Bradley, 5049
 to explain his vote. Timer's on." 5050

Bradley: "Yes, Mr. Speaker and Ladies and Gentlemen of the 5052
 House. It's kind of missed sometimes that some of the 5053
 statements that are made in regarding this Bill and 5054
 constitutionality...and one thing. Because right now
 in our district we already do this. Unfortunately, 5055
 the two school districts that do most of the bussing 5056
 are not reimbursed for it. But Unit 5 that completely
 surrounds Bloomington-Normal busses in those students 5057
 right now. This Bill would simply allow them to be 5058
 paid for doing it, for something that they already do. 5059
 The Bloomington school system right now busses the
 students to three different private schools on an 5060
 optional basis and they are not reimbursed for it. 5061
 This Bill would allow them to be reimbursed for
 something they already to and I'm sure, regardless of 5062
 whether this Bill passes or not, they're going to 5063
 continue to...bus the students to those various
 schools in the district. This simply would allow them
 to be paid for it. I think it's a good Bill." 5065

Speaker Lechowicz: "The Gentleman from McLean, Mr. Ropp, to 5067
 explain his vote. Timer's on." 5068

Ropp: "Yeah, Mr. Speaker and Members of the House...it's 5070
 been mentioned a couple of things. I don't think that 5071
 in our district they necessarily go outside the 5072
 district too far to pick up students, so I don't think
 that's quite a...totally a valid statement. And then 5073
 it was just mentioned a little while ago that this is 5074
 going to improve the quality of education. From what 5075
 I've heard what goes on in some of these buses, I'm

not sure that that's the kind of education we need. I 5076
urge a...more 'no' votes."

Speaker Lechowicz: "The Gentleman from Cook, Mr. Yourell, to 5078
explain his vote. Timer's on." 5079

Yourell: "I don't want to explain my vote, Mr. Speaker. I 5081
do have an inquiry of the Chair." 5082

Speaker Lechowicz: "Proceed." 5084

Yourell: "I have read recently in a local newspaper that the 5086
only way that you can explain your vote during debate 5087
prior to the taking of a Roll Call or after a Roll 5088
Call is to vote 'present'. And I'd like to have the
Chair inform me that if you vote 'no' or 'yes', you 5089
still have the opportunity to explain your vote." 5090

Speaker Lechowicz: "That is correct." 5092

Yourell: "Is that correct, Sir?" 5094

Speaker Lechowicz: "Yes, Sir." 5096

Yourell: "And then I now would request a...a record of that 5098
portion of the tape."

Speaker Lechowicz: "You may have it." 5100

Yourell: "Thank you." 5102

Speaker Lechowicz: "The Gentleman from LaSalle, Mr. 5104
Anderson, to explain his vote. Timer's on." 5105

Anderson: "Yes, Mr. Speaker, as you remember last year, I 5107
opposed this Bill quite strenuously on the floor. 5108
But, after much reflection...you know there isn't any 5109
religion taught on school buses, and if we are to have
a viable, dual system in this State where...where one 5110
will compete with the other, I think it's time that we 5111
do have an alternative. Now, Chicago has been taken 5112
completely out of the Bill. Last year, it wasn't
certain whether Chicago, you could transport in and 5113
not out. But, Representative Barnes has taken care of 5114
this problem. I think it's a problem that we're going
to have to face and I..." 5115

Speaker Lechowicz: "Excuse me. I'm sorry for the 5117
interruption, but I really don't know what the buzzer 5118

is on the...in the Speaker's corridor. It's just 5119
 a...be ready to abandon the ship...that includes all
 captains too. I'm sorry, Mr. Anderson, will...if you 5120
 can please proceed. Keep these doors closed until we 5121
 find out what's going on. Why don't the Doorkeepers
 go find out what's happening out there and we'll...get 5122
 back to us."

Anderson: "Okay. No, quite a few of the major states have 5124
 addressed this problem, Ohio has, Pennsylvania has. 5125
 And I...even though the cost is undetermined at the 5126
 present time, I think it's time that we face up to
 it...that if we're to have a two system tier of 5127
 education here in this State. This is long overdue 5128
 and I think we should support it and get it out of the
 House."

Speaker Lechowicz: "According to one of the Doorkeepers, 5130
 someone inadvertently pulled the fire alarm. Someone 5131
 did, they don't know who. Put a little fire on this 5132
 crowd. The Gentleman from McHenry, Mr. Hanahan, to
 explain his vote. Timer's on." 5133

Hanahan: "Mr. Speaker and Members of the House. I stand in 5135
 support of this measure hoping that someday that the 5136
 Legislature recognizes that in the six county region 5137
 of the RTA, that possibly some emphasis would be given
 to them to handle all transportation. You know, 5138
 everyone talks about the Regional Transportation 5139
 Authority like they're some sort of governmental 5140
 agency that has nothing to do with transporting kids.
 They do it in the City of Chicago. I'd like to have 5141
 them to do it in McHenry County and Kane County and 5142
 all of the other counties and take over the
 transportation of the school children going to all the 5143
 schools, parochial, public and private. I think that 5144
 the RTA should be charged with that responsibility and 5145
 relieve the taxpayers, especially them...of that 5146
 area...of that district from any cost in the school

board, in the State, from any cost concerning 5147
transportation. A Bill of this nature may go a long 5148
way trying to encourage the RTA to do the job that
they're charged with and that is to transport all 5149
citizens, children included, for purposes of 5150
transportation. I encourage an 'aye' vote."

Speaker Lechowicz: "Have all voted who wish? Have all voted 5152
who wish? The Clerk will take the record. Has the 5153
record been taken, Tony? The Lady asks for a poll of 5154
the absentees. And Mr. Schneider wants a
verification. All right, thank you. Mr. Ewell for 5155
the purpose of an announcement. Why don't you tell 5156
them what's happening...over here at Sandquist's desk?
Mr. Ewell."

Ewell: "The Speaker's Office has informed us that the alarm 5158
system downstairs shows the fire on the fourth floor, 5159
but the fourth floor shows no fire...fourth floor 5160
south, shows no fire and they're checking it out. It
might be a false alarm and they will get right back to 5161
us. The announcement is that the alarm by 400 was 5162
pulled by the Bill Room, but they find no fire there,
so..."

Speaker Lechowicz: "Maybe it's a sign from above. Do you 5164
persist in your verification, Mr. Schneider?" 5165

Schneider: "I persist without alarm." 5167

Speaker Lechowicz: "Poll the absentees." 5169

Clerk Leone: "Poll of the absentees. Balanoff." 5171

Speaker Lechowicz: "I'm sorry, Ma'am, yes. Mrs. Balanoff. 5173
Kindly record Mrs. Balanoff as 'no'." 5174

Clerk Leone: "Gaines. Klosak. Laurino. Mugalian. 5176
Schlickman. Stearney. White. Williamson. and 5177
Winchester."

Speaker Lechowicz: "What's the count? The Gentleman from 5179
Cook, Mr. White."

White: "Mr. Speaker, kindly vote me 'aye'." 5181

Speaker Lechowicz: "Kindly record Mr. White as 'aye'. The 5183

Gentleman from DuPage, Mr. Hoffman." 5184

Hoffman: "Everyone has had a chance. Let's roll it." 5186

Speaker Lechowicz: "According to the Doorkeeper, he checked, 5188
everything is all right. So there...please disregard 5189
the unnecessary noise caused by the alarm. The 5190
Gentleman from Hardin, Mr. Winchester, wants to be
recorded as 'no'. What's the count? On this 5191
question, there are 84 'ayes'...how many nos? 75 5192
'nos'. The Lady asks leave to put the Bill on
Postponed Consideration. The Bill is on Postponed 5193
Consideration. House Bill 560. 560. Take it out of 5194
the record? Stuffle, do you want to have that Bill
called? Is Mr. Stuffle in the chamber? Take it out 5195
of the record. 697, Mr. Davis. Out of the record. 5196
803, Mr. Terzich. Read the Bill."

Clerk Leone: "House Bill 803. A Bill for an Act to amend 5198
Sections of the Illinois Pension Code. Third Reading 5199
of the Bill."

Speaker Lechowicz: "The Gentleman from Cook, Mr. Terzich." 5201

Terzich: "Yes, Mr. Speaker. I'd like leave of the House to 5203
return this Bill back to Second Reading for the 5204
purpose of an Amendment."

Speaker Lechowicz: "Any objections? Hearing none, the Bill 5206
is on Second Reading."

Terzich: "Yes, Mr. Speaker..." 5208

Speaker Lechowicz: "Hey, Bob." 5210

Clerk Leone: "Floor Amendment..." 5212

Terzich: "That was Mary Laney. She went...she pulled a 5214
false alarm there when you told her she couldn't take 5215
pictures."

Speaker Lechowicz: "All right. Any Amendments?" 5217

Clerk Leone: "Floor Amendment #3, Terzich, amends House Bill 5219
803 on page 1 and so forth." 5220

Speaker Lechowicz: "Gentleman from Cook, Mr. Terzich." 5222

Terzich: "Yes, Mr. Speaker, I would like leave of the House 5224
to table Amendments #1 and 2 and move to adopt 5225

Amendment #3." 5225

Speaker Lechowicz: "Gentleman...any discussion? Gentleman 5227
from Lake, Mr. Griesheimer."

Griesheimer: "Mr. Speaker, is there a possibility with the 5229
Sponsor of this Bill and his comrades in here, that 5230
this could involve firemen's pension?"

Terzich: "No, no, no. This happens to deal with the General 5232
Assembly pension."

Speaker Lechowicz: "Gentleman from DeKalb, Mr. Ebbesen." 5234

Ebbesen: "Yes, I didn't, I, I...Is he tabling Amendments #1 5236
and 2 and adopting Amendment..." 5237

Speaker Lechowicz: "That is correct." 5239

Terzich: "No, I'm moving for a...tabling Amendment #1. I 5241
don't believe Amendment #2, or yeah, Amendments #1 and 5242
2..."

Ebbesen: "Mr. Speaker, I can't hear." 5244

Lechowicz: "Turn your hearing aid up. Gentleman tables 5246
Amendments 1 and 2. All in favor, signify by saying 5247
'aye', 'aye', oppose. Amendments 1 and 2 are tabled. 5248
Any further Amendments?"

Clerk Leone: "Amendment #3. Terzich. Amends House Bill 5250
803..."

Speaker Lechowicz: "Gentleman from Cook, Mr. Terzich." 5252

Terzich: "Yes, Mr. Speaker. Amendment #3 strikes everything 5254
after the enacting clause and amends a Section of the 5255
Illinois Municipal Retirement Fund Articles of the 5256
Pension Code by changing the date from September 20,
1979 to December 20, 1980, and the purpose of this 5257
change is to permit the members of the General 5258
Assembly Retirement Fund or members of the IRMP to 5259
terminate their memberships in the Fund and transfer
their service credit to the General Assembly 5260
Retirement Fund, which in ninety days following 5261
December 20, 1980, in which the member would pay the
costs for any differentiation in the pension transfer. 5262
This has been a normal practice. I move for adoption 5263

of Amendment #3." 5263

Speaker Lechowicz: "The Gentleman from DeKalb, Mr. Ebbesen." 5265

Ebbesen: "Yes, in this case, do they, does the 5267
individual..."

Speaker Lechowicz: "Now, wait a minute. It's just really 5269
rather difficult, with the noise in the background. 5270
The House will stand in recess for fifteen minutes 5271
until it gets a...Any announcements? Take the Bill
out of the record. We'll get to it tomorrow. The 5272
Bill's on Second Reading. We're in the process 5273
of...leave it on Second Reading with Amendment #3
being offered. Is that okay with you, Bob? Alright. 5274
Any announcements? Lady from Cook, Mrs. Chapman." 5275

Chapman: "Mr. Speaker. Appropriations II will meet at 10 5277
a.m. tomorrow morning. There will be no pre-meeting
of Democrats tomorrow morning. There will be no 5278
pre-meeting of Democrats. The Committee itself will
not meet until 10 a.m. Thank you." 5280

Speaker Lechowicz: "We're just in a...Don't get excited. 5282
We're just in the process of making an announcement 5283
and by then, hopefully, the alarm will be shut off and 5284
then we can get back to the normal business of the 5285
House and we'll try to work til 6 o'clock and then
adjourn until tomorrow morning. Alright? For further 5286
announcements, the Gentleman from Lake, Mr.
Matijevich."

Matijevich: "Mr. Speaker, I see the firemen out there. 5288
Leaders leave the sinking ship last, er first, rather. 5289
Ah, no, Mr. Speaker and Ladies and Gentlemen of the 5290
House. The Appropriations I Committee will meet
tomorrow at 10 a.m. instead of 9 a.m. in Room 114. 5291
10 a.m."

Speaker Lechowicz: "Gentleman from Macon, Mr. Dunn." 5293

Dunn: "Mr. Speaker, I don't know how many of us in the 5295
chambers were under the same misapprehension as I was, 5296
but I misinterpreted the explanation of House Bill 5297

1340 and having voted on the prevailing side, I now 5297
 move to reconsider the vote by which House Bill 1340 5298
 passed. The motion is on writing, and on file with 5299
 the Clerk."

Speaker Lechowicz: "We'll get back to that area right after 5301
 our announcements and the other stuff. Any further 5302
 announcements? Gentleman from Cook, Mr. Meyer. Mr. 5303
 Meyer, were you seeking recognition?"

Meyer: "Are we going to debate that motion during this a..." 5305

Speaker Lechowicz: "The motion is not in order at the 5307
 present time. We're in the process of announcements. 5308
 Hey, Hey. How about that? We finally got it fixed. 5309
 We'll get back to them. Any further announcements?
 Alright. Let's get back to House Bill 803 now. We're 5310
 on Amendment #3. Hey, Ma'am. Ma'am. The TV light is 5311
 on, if you would like to televise now, you may. 5312
 Everybody be in your seats, please. Gentleman from
 Cook, Mr. Terzich, on Amendment #3 to House Bill 803." 5313

Terzich: "Yes, once again, Mr. Speaker. Amendment #3 simply 5315
 amends the Code to allow transfers of IMRF funds into 5316
 the General Assembly Retirement System. This is a 5317
 normal practice. It has been approved by the Pension
 Laws Commission and I would move for its adoption." 5318

Speaker Lechowicz: "Is there discussion? Question is, shall 5320
 Amendment #3 be adopted? All in favor, vote 'aye', 5321
 all in favor, say 'aye', 'aye', oppose...Amendment #3 5322
 is adopted. Any further Amendments?"

Clerk Leone: "No further Amendments." 5324

Speaker Lechowicz: "Third Reading. House Bill 1180, Mr. 5326
 Kane."

Clerk Leone: "House Bill 1180. A Bill for an Act to amend 5328
 Sections of an Act concerning public utilities. Third 5329
 Reading of the Bill."

Speaker Lechowicz: "The Gentleman from Sangamon, Mr. Kane." 5331

Kane: "Mr. Speaker. Ladies and Gentlemen of the House. 5333
 House Bill 1180 does a number of things. The first 5334

and most important is that it changes the rating base 5335
for utilities on figuring what a reasonable rate of
return is from the cost of replacement to the original 5336
cost. This has been the subject of a number of court 5337
cases. We have worked out the differing problems 5338
between the utilities and the Commission and the
Public Action Council, and that has been agreed to by 5339
all of the parties concerned. We have also shortened 5340
the length of time from eleven months to nine months
that the Commerce Commission has to review rate cases, 5341
and we've earmarked 75% of the utility fund to the 5343
Commission. These changes have been the subject of a
great deal of discussion between the Commission, the 5344
utilities, and other interested parties, and I think 5345
that there is general agreement now on the provisions
of 1180 as it now stands, and I would urge the 5346
adoption of House Bill 1180 by the House." 5347

Speaker Lechowicz: "The Gentleman from Madison, Mr. Sharp." 5349

Sharp: "Yes, Mr. Speaker..." 5351

Speaker Lechowicz: "Excuse me." 5353

Sharp: "...would the Sponsor yield to a couple of 5355
questions?"

Speaker Lechowicz: "Please, could we have your attention, 5357
please? Could we have your attention, please? 5358
Please, proceed, Sir."

Sharp: "Okay, these are some questions that I think have to 5360
be clarified because of the technical nature of the 5361
legislation. If the Commission fails to give notice 5362
as provided in the fifteen-day filing period at the
beginning, what date then is used to deem a complete 5363
filing?"

Kane: "It would be fifteen days after the filing was...was 5365
initiated."

Sharp: "Okay, so fifteen..." 5367

Kane: "That...yes, that had some importance with the Bill or 5369
the wording of the Bill as it was first introduced. 5370

But, since none of the time period runs from the 5371
time...the date at which the filing is deemed to be
complete, that is no longer a date of importance 5372
although the answer to your question would be the 5373
fifteenth day."

Sharp: "Okay, and how many days in total does the Commission 5375
have to consider a case...filing case?" 5376

Kane: "There would be thirty days at the front end of the 5378
filing and then the Commission could suspend that 5379
filing for 245 days. So, altogether the Commission 5380
would have 275 days to consider a rate case."

Sharp: "Okay, 275 days. Okay..." 5382

Kane: "Yes, that would be the maximum." 5384

Sharp: "Okay, and under what conditions would a filing be 5386
considered withdrawn and does the Commission have the 5387
authority to withdraw a filing?"

Kane: "The only conditions under which filing would be 5389
withdrawn is if the utilities failed to give the 5390
additional information asked for...specified by the 5391
Commission according to its rules at the end of the
first fifteen day period. If the utility failed to 5392
comply with that request, then the filing would deem 5393
to be withdrawn or if the Commission...or if the
utility actively withdrew its own rate request. Those 5394
are the only two cases in...under which a filing would 5395
be deemed to be withdrawn."

Sharp: "Okay, and then I have one other question. If a 5397
utility responds to the Commission's request, the 5398
Commission indicating that a filing is incomplete and 5399
they come up with the data and the documentation
that's requested along with the sworn statement of an 5400
officer of the utility that's filing for the rate 5401
request, can the Commission come in later and state or
indicate that a filing is incomplete?" 5402

Kane: "No, the Commission would not have the authority to 5404
state that the filing would be incomplete, but the 5405

Commission could ask the utilities for additional information according to their rules." 5406

Sharp: "Okay, I would just like to make a brief statement. 5408
I thank the House for consideration of this 5409
legislation. This Bill was considered by the Public 5410
Utilities Committee at length. We've gone through a
number of proposals concerning original versus 5411
replacement costs in determining a rate base. We have 5412
worked out what I consider to be a fair compromise by
going back to original costs and reducing the time 5413
allowed the Commission in reaching its decision. I 5414
think it's a fair Bill. It's one that we should act 5415
on favorably."

Speaker Lechowicz: "The Lady from Adams, Mrs. Kent." 5417

Kent: "Thank you, Mr. Speaker. Could I ask a question, 5419
please?"

Speaker Lechowicz: "Please proceed, Ma'am." 5421

Kent: "Could you tell me, Representative Kane, what the 5423
division is as far as the natural resources and the 5424
Commerce Commission? What is the division there?"

Kane: "What the Bill does is...is earmark 75% of the utility 5426
fund that is paid for by the utilities. It earmarks 5427
that money to the Commerce Commission to be used for 5428
the regulation of the utility industry."

Kent: "Why was it changed? I thought there was to be an 5430
Amendment where that was to be deleted. Why was that 5431
not done?"

Kane: "The Amendment was not offered when the Bill was on 5433
Second Reading. We are going to try to work out an 5434
agreement with the Bureau of the Budget. As you'll 5435
recall several years ago, when the lid was lifted from
the utility fund, it was with the expressed purpose 5436
that the legislative purpose was that the additional 5437
money that was being returned to the utility companies
would be used for improved rate making and improved 5438
regulation by the Commerce Commission. For a number 5439

of reasons that has not happened, and it's our desire with this Bill since the amount of time that the Commission will have to review cases is being reduced from eleven months to nine months that the Commission be given additional resources to review rate cases." 5440

Kent: "Did you refuse to have an Amendment that would have deleted that Section?" 5441

Kane: "No, the Sponsor of that Amendment was not on the floor when that occurred. The Sponsor has subsequently talked with me, and I indicated to the Sponsor of the Amendment that we would try to work out the problem with that. It is not my intention or the intention of any of the other Sponsors of the Bill to cut down the funding for the Natural Resources Institute." 5442

Kent: "Thank you." 5443

Speaker Lechowicz: "The question is, shall House Bill 1180 pass? All in favor vote 'aye'. All opposed vote 'no'. Marco. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question, there are 72 'ayes', 31 'nays', 3 recorded as 'present'. The Gentleman from Sangamon, Mr. Kane." 5444

Kane: "No, I don't believe you gave me the opportunity to close. I was responding to Representative Kent." 5445

Speaker Lechowicz: "Oh, I'm sorry. Dump the Roll Call. The Gentleman from Mr...Sangamon, Mr. Kane, to close." 5446

Kane: "Yeah, Mr. Speaker, Ladies and Gentlemen of the House, this is a Bill that makes some significant changes on the practices of the Commerce Commission on utility rate cases. What it does specifically is to change the base that the rate of return on utilities is figured on from replacement costs or fair value to original cost. This has a number of benefits to it. There are presently 40 states that use original cost. The benefit is that the Commission has solid figures

on which to base its judgment. After initial 5473
opposition to this Bill, the utilities...all of the
major utilities in this State have agreed to support 5475
this principle for a number of reasons. One, it 5476
reduces the utility costs in preparing their rate
cases. Under the fair value concept, some utilities 5477
had to spend as much as two million dollars preparing 5478
a rate case, and not only did the utilities have to
spend that kind of money to prepare a rate case, is 5479
that the Commission had to spend a considerable amount 5480
of money checking those figures. By going to original
cost, the utilities and the Commission will have 5481
simple verified figures to figure rate of return on, 5482
and this is a concept that is strongly supported by 5483
the Commerce Commission and supported by the
utilities. The utilities support the Bill primarily 5484
because it cuts down the amount of time that they have 5485
to wait to get a determination on their rate case from
eleven months to nine months. They support that 5486
provision strongly. It is...in the present situation, 5487
it is a Bill that is supported by the utilities. It's 5488
supported by the Public Action Council, and it's
supported by the Commerce Commission, and I would urge 5489
the House to adopt House Bill 1180."

Speaker Lechowicz: "The question is, shall House Bill 1180 5491
pass? All in favor vote 'aye'. All opposed vote 5492
'no'. Have all voted who wish? Have all voted who 5493
wish? Bill, give me an 'aye'. Henry. Have all voted
who wish? The Clerk will take the record. On this 5494
question, there's 115 'ayes', 37 'nos', 4 recorded as 5495
'present'. This Bill having received the
Constitutional Majority is hereby declared passed. 5496
1572. Mr. Neff. Is the Gentleman there? Take it out 5497
of the record. 1848. Mr. Mulcahey. Out of the
record. 2731. Mr. Skinner. Out of the record. 5498
2831. Mr. Donovan. Read the Bill."

Clerk Leone: "House Bill 2831. A Bill for an Act making appropriations to the Department of Agriculture in relation to conducting of county soil surveys." Third Reading of the Bill." 5500
5501
5502

Speaker Lechowicz: "Gentleman from Macon, Mr. Donovan." 5504

Donovan: "Mr. Speaker, ah, I ask leave of the House to return House Bill 2831 to Second Reading for the purposes of dropping Amendment #1." 5506
5507

Speaker Lechowicz: "Any objections? Hearing none, House Bill's on Second Reading." 5509

Donovan: "Mr. Chairman, I asked the House move to table Amendment 1. This is the Amendment that deleted ah, the line to 100,000 from \$300,000. It..." 5511
5512

Speaker Lechowicz: "The Gentleman moves the Amendment be tabled. Any objections? Amendment's tabled. Any further Amendments?" 5514
5515

Clerk Leone: "No further Amendments." 5517

Speaker Lechowicz: "Third Reading. 2901. Mr. Daniels. Read the Bill." 5519

Clerk Leone: "House Bill 2901. A Bill for an Act making appropriations to the State Comptroller. Third Reading of the Bill." 5521
5522

Speaker Lechowicz: "Gentleman from DuPage, Mr. Daniels." 5524

Daniels: "Mr. Speaker and Ladies and Gentlemen of the House. House Bill 2901 appropriates \$11,598 to the City of Elmhurst for repairs to a fire engine damaged while responding to an emergency call from the Illinois State Police. Ah, there's been some question on the repairs to the truck. They covered an I-90 situation, which was outside of the area in their jurisdiction. The fire truck was damaged and as the response to the City of Elmhurst on co-ordination with Representatives Redmond, Hoffman and myself, we're asking that you approve this appropriation. I know of no objection to it." 5526
5527
5528
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5533

Speaker Lechowicz: "Any discussion? The Gentleman from 5535

Macon, Mr. Dunn." 5535

Dunn: "Mr. Speaker, I had my light on for the purposes of a 5537
hearing on my motion, which I have on file. I'd like 5538
to have that called at the proper time."

Speaker Lechowicz: "Alright. Do you have any discussion on 5540
this Bill?"

Dunn: "No." 5542

Speaker Lechowicz: "Gentleman from Cook, Mr. Birkinbine." 5544

Birkinbine: "Thank you Mr. Speaker. Will the Sponsor 5546
yield?"

Speaker Lechowicz: "Indicates he will." 5548

Birkinbine: "Lee, who normally who would have responded to 5550
this?"

Daniels: "The State. It was the State's responsibility. 5552
The State Police called the City of Elmhurst Fire 5553
Department, because they didn't have any fire 5554
facilities available and they responded, and as a
result of the response, a driver was there who backed 5555
into the fire engine, damaging the fire equipment to 5556
the tune of \$11,598.43. That's the amount of the
repair price. I know of no opposition to the Bill and 5557
what we're doing here is making sure the City is 5558
returned the amount of money that it cost to repair
that truck. The insurance did not cover it, because 5559
Elmhurst is self-insured."

Birkinbine: "And that applies only within the corporate 5561
boundaries. The city boundaries?" 5562

Daniels: "This occurred on Interstate 90." 5564

Birkinbine: "So, the insurance didn't cover it because it 5566
was on I-90."

Daniels: "We're self-insured. Don't have insurance. The 5568
City is self-insured."

Birkinbine: "Who was driving the car that backed into the 5570
truck?"

Daniels: "A driver who was later issued a ticket for driving 5572
while intoxicated, apparently ignoring all the warning 5573

devices, which were placed, he plowed into the fire engine and he turns out to be judgment proof. Terminology means that he doesn't have any money nor insurance." 5574

Birkinbine: "Is he from Elmhurst?" 5577

Daniels: "No, he was from Chicago." 5579

Birkinbine: "Okay." 5581

Speaker Lechowicz: "Any further discussion? The Gentleman from DeWitt, Mr. Vinson." 5583

Vinson: "Will the Sponsor yield for a question?" 5585

Speaker Lechowicz: "Yes he will." 5587

Vinson: "The guy that was driving the car was a State employee. That's why you're trying to get the money from the State?" 5589

Daniels: "No, no, no. No, the driver of the car was not a State employee." 5592

Speaker Lechowicz: "Let's speak to House Bill 2901, please." 5594

Daniels: "No." 5596

Vinson: "Well, why do you want to get it from the State?" 5598

Daniels: "Because we responded to a State call by the State police on Interstate 90, which is the jurisdiction of the State. Out of the goodness of our hearts, because it was a Democrat that was calling on the Bill, Representative Redmond responded to that call and because it's a Republican in the City of Elmhurst that has asked us to Sponsor the Bill, Representative Hoffman responded to that call and because I'm the sucker of the three, I'm the one that's sponsoring the Bill for \$11,000." 5600

Vinson: "Well, if it's for the Speaker, then I'm for it." 5608

Speaker Lechowicz: "Gentleman from Cook, Mr. Bullock." 5610

Bullock: "Mr. Speaker and Ladies and Gentlemen of the House. Because one day I may decide to retire in the great State of Elmhurst, I think we ought to know that Elmhurst has subsidized to the tune of approximately \$18,000 or thereabouts, the repair of the vehicle in 5612

question and the State's pro-rata share is a mere 5616
\$12,000 or thereabouts. So, I certainly will support
this measure and I'm delighted to know that we have 5617
such distinguished leadership from the State of 5618
Elmhurst."

Speaker Lechowicz: "It's getting kind of high. Let's close. 5620
The Gentleman from DuPage, Mr. Daniels." 5621

Daniels: "I would certainly appreciate your favorable 5623
support for this good Bill."

Speaker Lechowicz: "Question is, shall House Bill 2901 pass? 5625
All in favor vote 'aye', all oppose vote 'no'. Have 5626
all voted who wish? Have all voted who wish? The 5627
Clerk will take the record. On this question, there's
113 'ayes', 17 'nos', 6 recorded as 'present'. This 5628
Bill, having received the Constitutional Majority is 5629
hereby declared passed. House Bill 2922."

Clerk O'Brien: "House Bill 2922. A Bill for an Act making 5631
supplemental appropriations to the State Comptroller. 5632
Third Reading of the Bill."

Speaker Lechowicz: "The Gentleman from Kankakee, Mr. Ryan." 5634

Ryan: "Thank you Mr. Speaker. I understand there's been an 5636
Amendment filed to this Bill and I would request leave 5637
to take it back to Second Reading."

Speaker Lechowicz: "Gentleman asks leave to bring the Bill 5639
back from Third to Second for the purpose of an 5640
Amendment. Hearing no objection. Second Reading. 5641
Any Amendments?"

Clerk Leone: "Amendment #2. Catania. Amends House Bill 5643
2922, as amended, on page 1, lines ..." 5644

Speaker Lechowicz: "Lady from Cook, Mrs. Catania." 5646

Catania: "Thank you Mr. Speaker and Members of the House. 5648
Amendment #2 appropriates \$20,000,000 to the Illinois 5649
Department of Public Aid for the purpose of making 5650
periodic impaction payments to hospitals and the
companion substantive Bill is House Bill 2793, which 5651
is on Third Reading. I ask for your support for this 5652

Amendment and I move its adoption." 5652

Speaker Lechowicz: "Any discussion? Gentleman from Effingham, Mr. Brummer." 5654

Brummer: "Yes, I'm sorry. Although the alarm is off, it is still noisy back here and I couldn't hear..." 5656
5657

Speaker Lechowicz: "We'll try to give your some attention. I'm sorry." 5659

Brummer: "I wonder if the Sponsor could explain what the Amendment does? I could not hear at all what it..." 5661
5662

Speaker Lechowicz: "Mrs. Catania." 5664

Catania: "Yes. It appropriates \$20,000,000 to the Illinois Department of Public Aid, so that impaction payments can be made to hospitals under the provisions that are spelled out in House Bill 2793, which is the substantive legislation on Third Reading." 5666
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Brummer: "Have the substantive legislation passed?" 5671

Catania: "No, it was waiting for this appropriation on Third Reading. It came out of the Human Resources Committee and moved through Second Reading, stopped at Third Reading." 5673
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Brummer: "Has this ah...was there an appropriation Bill, a separate appropriation Bill that was originally introduced with regard to this topic?" 5677
5678
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Catania: "Yes there was." 5681

Brummer: "And, what's the status of that Bill?" 5683

Catania: "I saw the motion last Thursday to discharge the Appropriations II Committee, but those Bills were tabled when the deadline came on Friday." 5685
5686

Brummer: "Are you saying that it was defeated in the Appropriations Committee?" 5688

Catania: "I didn't have good attendance when I had the Roll Call and there was not time to go back to Second Roll Call." 5690
5691

Brummer: "Was there a vote on it in Appropriations Committee?" 5693

Catania: "Yes, there was. I think there were 11 people 5695

voting on it." 5695

Brummer: "How many Republicans voted for it?" 5697

Catania: "None." 5699

Brummer: "Is this supported by the Governor." 5701

Catania: "I certainly hope he will support it. He has not
told me that he does not support it." 5703
5704

Brummer: "He apparently hadn't indicated to the Republican
members of the Appropriations Committee anyway, that
he was in support of it." 5706
5707

Catania: "It certainly does seem that he had not gotten
around to telling them that he supported this." 5709
5710

Brummer: "Would this apply to hospitals other than Cook
County hospitals?" 5712

Catania: "Yes, it certainly would. About a year ago, when
we first started talking about this concept of making
impaction payments, there were 41 hospitals that were
thought to be eligible for the kind of impaction
payments we were talking about. With inflation, the
list of hospitals that will be able to benefit is
getting longer all the time, I'm told." 5714
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Brummer: "Well, will the 20,000,000 be enough?" 5720

Catania: "Ultimately, I don't know if it will be or not, but
it certainly would be a help to public hospitals and
to local property taxpayers who otherwise are going to
experience a direct bite to have to fund to public
hospitals." 5722
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Brummer: "Do you have an estimate of the \$20,000,000, how
much would go to Cook County hospitals?" 5726
5727

Catania: "I don't have an exact estimate. No, it would
really be proportional to the amount of assistance
that they have rendered to the indigent in the last
three years, compared to the amount of assistance that
has been rendered by other public hospitals in
Illinois." 5729
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Brummer: "Would the ah, majority of those funds go to Cook
County Hospital?" 5734

Catania: "I'm sure it would be the principle beneficiary. I
can't tell you if over 50% would go to them." 5736
5737

Brummer: "One final question. Does the Sponsor of the Bill
support the Amendment?" 5739

Catania: "Yes, he says that he does. So, that's at least
two Republicans willing to vote for it. I'm sure
there will be more." 5741
5742

Speaker Lechowicz: "He was kind enough to bring that back to
Second." 5744

Catania: "Yes, he was very gracious about that." 5746

Speaker Lechowicz: "The Gentleman from Champaign, Mr.
Johnson." 5748

Johnson: "Here we are at the end of the day, amending a Bill
that reasonably appropriates..." 5750
5751

Speaker Lechowicz: "We're responsible for being here, Sir." 5753

Johnson: "Pardon me." 5755

Speaker Lechowicz: "We're supposed to be here until 6:30
now." 5757

Johnson: "Well, that's alright. We're near the end of the
day. But, it reasonably appropriates \$23,000 to Ford
County for expenditures made during a rather noted
criminal prosecution, and we're talking about
increasing that appropriation to \$20,023,000 for
something that, between the Executive and Legislative
Branch, the State of Illinois has said no, no, no, to
on time and again. I certainly urge you to look, even
though this in an innocuous Amendment, by virtue of
the fact that it was brought up near the end of the
day, to look and see what we're going to be doing.
We're busting the budget. We can't afford it and I
urge a 'no' vote on Amendment #2." 5759
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Speaker Lechowicz: "Any further discussion? The Lady from
Cook, Mrs. Catania, to close." 5770
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Catania: "Thank you Mr. Speaker and Members of the House. I
wanted to point out to the Gentleman from
Champaign-Urbana, that when I was there at the request 5773
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of the people, trying to help his public hospital a couple of weeks ago, they were much in favor of this legislation. I ask for your support of the Amendment." 5775
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Speaker Lechowicz: "Question is, shall Amendment #2 be adopted? All in favor, signify by saying 'aye', aye, oppose. All in favor, vote 'aye', all oppose vote 'no'. Hey, Bob. Gentleman from Macon, Mr. Dunn, to explain his vote. Have all voted who wish? The Lady from Cook, Mrs. Catania." 5779
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Catania: "Thank you Mr. Speaker and Members of the House. I just wanted to briefly explain my vote, if I may." 5784
5785

Speaker Lechowicz: "Proceed." 5787

Catania: "Ah, there were questions about whether this is going to be enough money. I would venture to say that if we spend the money now, it will be very well spent, so that those hospitals that are having trouble paying their creditors will not have to get loans at very, very high rates. Ah, this is the kind of money that spent now, would help to keep us from having to spend a great deal more money in the future. It is not something that would establish any kind of permanent precedent. We do have legislation pending, that would help to put the public hospitals on a sound long-term financial foundation. So, this is indeed a stop-gap kind of measure. I ask for your support for the Amendment, so that we can have a chance to try to talk to those of you who have questions about it and see if you might be willing to give it a chance on Third Reading. As I said, there is substantive legislation, which everybody should have a chance to look at and this is a companion funding appropriation. I would hope that you would give it a chance to pass." 5789
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Speaker Lechowicz: "Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there are 72 'ayes', 78 'nos'. Lady asks to 5804
5805
5806

poll the absentees, poll the absentees." 5806

Clerk Leone: "Poll of the absentees. Beatty. Bradley. 5808
Burnidge. Davis. Ralph Dunn. Flinn. Getty. 5809
Huskey. Klosak."

Speaker Lechowicz: "Kindly record Mr. Beatty as 'aye'." 5811

Clerk Leone: "Laurino. MacDonald." 5813

Speaker Lechowicz: "Mrs. MacDonald as 'aye'." 5815

Clerk Leone: "Margalus. McGrew. Molloy. Mugalian. Rea. 5817
Richmond. Schlickman. Schoeberlein. Sharp. 5818
Stearney. C. M. Stiehl."

Speaker Lechowicz: "Kindly record Bradley as 'aye'." 5820

Clerk Leone: "Telcser. Wikoff. and Sam Wolf." 5822

Speaker Lechowicz: "Mr. Matijevich, for what purpose do you 5824
seek recognition? Kindly record Mr. Matijevich as 5825
'aye'. Yes, Sir. Mr. Vinson."

Vinson: "How am I recorded, Mr. Speaker?" 5827

Speaker Lechowicz: "How is the Gentleman recorded?" 5829

Clerk Leone: "The Gentleman is recorded as voting 'no'." 5831

Vinson: "Please change my vote to 'aye'." 5833

Speaker Lechowicz: "Kindly record Mr. Vinson as 'aye'. Mr. 5835
Bower as 'aye'. Mr. Johnson, for what purpose do you 5836
seek recognition?"

Johnson: "Well, if now, or at any time, the affirmative vote 5838
succeeds the negative vote, I ask for a verification 5839
of the affirmative vote."

Speaker Lechowicz: "Alright, you're entitled to that. 5841
Anybody else want to be recorded? What's the count, 5842
Tony? On this question, there are 78 'ayes', 75 5843
'nos'. We have polled the absentees. The Gentleman 5844
has asked a verification of the affirmative vote. 5844
Proceed the...verify the affirmative vote."

Clerk Leone: "Poll of the affirmative. Alexander." 5846

Speaker Lechowicz: "Hey, Zeke, why don't you come up here 5848
for a while?"

Clerk Leone: "Balanoff." 5850

Speaker Lechowicz: "I'll get my ..." 5852

Clerk Leone: "Beatty." 5854

Speaker Lechowicz: "Would the membership kindly be in your 5856
 respective seats? Break up the conference in the 5857
 middle aisle, please. Please proceed with the 5858
 verification."

Clerk Leone: "Continuing with the poll of the affirmative. 5860
 Beatty. Bower."

Speaker Giorgi: "78 'aye', 75 'no'. Continue, Mr. Clerk." 5862

Clerk Leone: "Representative Giorgi in the Chair. Bower. 5864
 Bowman. Bradley. Braun. Breslin. Bullock. 5865
 Capparelli. Capuzi. Catania. Chapman. Cullerton.
 Currie. Dawson. DiPrima. Domico. Doyle. Dyer. 5866
 Epton. Ewell. Farley. Gaines. Garmisa. Giorgi. 5867
 Goodwin. Greiman. Hanahan. Henry. Huff. Jaffe. 5868
 Dave Jones. Emil Jones. Kane. Katz. Keane. Kelly.
 Kornowicz. Kosinski. Krska. Kulas. Lechowicz. 5869
 Leon. Leverenz. MacDonald. Madigan. Marovitz. 5870
 Matijevich. McPike. Meyer. Murphy. Oblinger.
 O'Brien. Patrick. Pierce. Pouncey. Preston. 5871
 Robbins. Ronan. Ryan. Sandquist. Satterthwaite. 5872
 Schneider. Skinner. Steczo. Taylor. Terzich.
 Vinson. Vitek. Walsh. White. Willer. Williams. 5873
 Williamson. Younge. Yourell. and Mr. Speaker."

Speaker Giorgi: "The poll of the affirmative has been 5875
 concluded. Representative Stanley, for what reason do 5876
 you rise? Representative Stanley wants to be recorded 5877
 as voting 'aye'. Okay, what is the count again now?
 Representative Pechous wants to be recorded as voting 5878
 'aye'. Representative Johnson, the 'aye' votes are 5879
 now 80 and the 'nay' votes are 74. 80 'aye' votes.
 73 now that we changed, excuse me a minute. 5880
 Representative Birchler, for what reason do you rise? 5881
 Representative Birchler wants to be recorded as voting
 'aye'. Representative Getty wants to be recorded as 5882
 voting 'aye'."

Clerk Leone: "Representative Lechowicz in the Chair." 5884

Johnson: "Representative Bower." 5886

Speaker Lechowicz: "Bower. The Gentleman just in the 'john' with me. Mr. Bower." 5888

Bower: "Well, he isn't here now." 5890

Speaker Lechowicz: "We'll get him out in a second." 5892

Johnson: "Can I have him removed from the affirmative Roll Call?" 5894

Speaker Lechowicz: "Mr. Bower. How is the Gentleman recorded?" 5896

Clerk Leone: "The Gentleman is recorded as voting 'aye'." 5898

Speaker Lechowicz: "Remove him." 5900

Johnson: "Representative Braun. Braun." 5902

Speaker Lechowicz: "Mrs. Braun is here." 5904

Johnson: "Representative Capparelli." 5906

Speaker Lechowicz: "Capparelli. How is the Gentleman recorded?" 5908

Clerk Leone: "The Gentleman is recorded as voting 'aye'." 5910

Speaker Lechowicz: "Remove him." 5912

Johnson: "Representative Chapman." 5914

Speaker Lechowicz: "Mrs. Chapman. She's in the chamber." 5916

Johnson: "Representative Cullerton." 5918

Speaker Lechowicz: "Was that Cullerton?" 5920

Johnson: "Right." 5922

Speaker Lechowicz: "I think he's on the ninth tee, I'm not sure. How is the Gentleman recorded?" 5924
5925

Clerk Leone: "The Gentleman is recorded as voting 'aye'." 5927

Speaker Lechowicz: "Pore and remove him." 5929

Johnson: "Representative Stanley." 5931

Speaker Lechowicz: "Stanley. Mr. Stanley. How's Mr. Stanley recorded?" 5933

Clerk Leone: "The Gentleman is recorded as voting 'aye'." 5935

Speaker Lechowicz: "Ah, remove him." 5937

Johnson: "Representative Dawson." 5939

Speaker Lechowicz: "Dawson is here." 5941

Johnson: "Representative Doyle." 5943

Speaker Lechowicz: "Doyle is here." 5945

Johnson: "I know, yeah, I'm sorry. Representative ah, Ewell. Ray Ewell." 5947

Speaker Lechowicz: "Ewell is here." 5949

Johnson: "Representative Farley." 5951

Speaker Lechowicz: "Farley. How is the Gentleman recorded?" 5953

Clerk Leone: "The Gentleman is recorded as voting 'aye'." 5955

Speaker Lechowicz: "Is Farley back there? I can't see back there right now." 5957

Johnson: "No, he isn't here." 5959

Speaker Lechowicz: "Mr. Farley. Take him off the record. Put Bower back on the record." 5961
5962

Johnson: "Where's Representative Bower? Why are we putting him back on?" 5964

Speaker Lechowicz: "Walking right down the aisle." 5966

Johnson: "Representative Bower is?" 5968

Speaker Lechowicz: "Oh, I thought I seen him back there, I'm sorry, that was Bell." 5970

Johnson: "We want to keep Bower off then." 5972

Speaker Lechowicz: "Yeah, keep Bower off." 5974

Johnson: "Representative Kelly. Okay. I see...Representative Kosinski." 5976

Speaker Lechowicz: "He went to the Press Dinner, I think. Any announcements?" 5978

Johnson: "Mr. Speaker." 5980

Speaker Lechowicz: "Yes." 5982

Johnson: "Could we have, Representative, ah, Representative ah, Kosinski removed." 5984

Speaker Lechowicz: "No, not yet. Mr. Kosinski. How is the Gentleman recorded?" 5986

Clerk Leone: "The Gentleman is recorded as voting 'aye'." 5988

Speaker Lechowicz: "Remove him and kindly put Mr. Richmond as an 'aye'." 5990

Johnson: "Representative Macdonald." 5992

Speaker Lechowicz: "Mrs. Macdonald. No, she recorded herself as 'aye', I'm sure. How is the Lady recorded?" 5994
5995

Clerk Leone: "The Lady is recorded as voting 'aye'." 5997

Speaker Lechowicz: "Mrs. Macdonald. Remove her." 5999

Johnson: "Representative McPike." 6001

Speaker Lechowicz: "He's right here." 6003

Johnson: "Representative O'Brien." 6005

Speaker Lechowicz: "O'Brien. How is the Gentleman recorded?" 6007

Clerk Leone: "The Gentleman is recorded as voting 'aye'." 6009

Speaker Lechowicz: "Remove him." 6011

Johnson: "Representative Preston." 6013

Speaker Lechowicz: "Lee Preston. He's here." 6015

Johnson: "Representative Ronan." 6017

Speaker Lechowicz: "Mr. Ronan. Put Capparelli back on the
Roll Call. Mr. Ronan. How's the Gentleman recorded?" 6019 6020

Clerk Leone: "The Gentleman is recorded as voting 'aye'." 6022

Speaker Lechowicz: "Remove him." 6024

Johnson: "Representative Schneider." 6026

Speaker Lechowicz: "Schneider is here." 6028

Johnson: "Representative Yourell." 6030

Speaker Lechowicz: "Yourell. How's the Gentleman recorded?" 6032

Clerk Leone: "The Gentleman is recorded as voting 'aye'." 6034

Speaker Lechowicz: "Remove him." 6036

Johnson: "I have no other questions of the Affirmative Roll
Call." 6038

Speaker Lechowicz: "On this question, there are 74 'ayes',
72 'nos' and the Amendment is adopted. Any further
Amendments?" 6040 6041

Clerk Leone: "No further Amendments." 6043

Speaker Lechowicz: "Third Reading. 2934." 6045

Clerk Leone: "House Bill 2934. A Bill for an Act in
relation to the selection of jurors. Third Reading of
the Bill." 6047 6048

Speaker Lechowicz: "Gentleman from Cook, Mr. Getty." 6050

Getty: "Mr. Speaker and Members of the House. House Bill
2934, as amended, is a Bill that would provide the
counties of, single counties containing, which would
be Cook County, containing 1,000,000 or more
6052 6053 6054

inhabitants. The jurors may be drawn in accordance 6055
with Court Rules, as set out by the Court in such a 6056
way as to provide for a impartial trial. The jury
venery. This Bill would be a great help in providing 6057
not only an effective and efficient manner of 6058
selecting our juries on a local and logical level in a
very wide-spread area, such in Cook County, but will 6059
be a great aid to our constituents in providing them 6060
with lesser travel and giving indeed, a venery jurors,
who come from the area served. I would ask for your 6061
support of this Bill, which I think is a very 6062
important one."

Speaker Lechowicz: "Any discussion? The question is, shall 6064
House Bill 2934 pass? All in favor, vote 'aye', all 6065
oppose vote 'no'. Dawson. Have all voted who wish? 6066
Have all voted who wish? Put Mr. Yourell as an 'aye',
please. Have all voted who wish? The Clerk will take 6067
the record. On this question, there's 137 'ayes', 3 6068
'nos', 2 recorded as 'present', and this Bill, having 6069
received the Constitutional Majority, is hereby
declared passed. 2942."

Clerk O'Brien: "House Bill 2942. A Bill for an Act making 6071
appropriations to the Department of Aging. Third 6072
Reading of the Bill."

Speaker Lechowicz: "Lady from Sangamon, Mrs. Oblinger." 6074

Oblinger: "Mr. Speaker and Members of the House. This is a 6076
State Environmental Protection Bill for employment of 6077
senior citizens. We were one of the ten states chosen 6078
in the Nation for this program. The State
Environmental Agency said that they have had such a 6079
monumental task in ah, monitoring environmental 6080
protection and that this Bill has been invaluable to
them and I would appreciate a vote." 6081

Speaker Lechowicz: "Question is, shall House Bill 2942 pass? 6083
All in favor vote 'aye', all oppose vote 'no'. Have 6084
all voted who wish? Have all voted who wish? The 6085

Clerk will take the record. On this question, there's 6085
 139 'ayes', 4 'nos', 2 recorded as 'present'. This 6086
 Bill, having received the Constitutional Majority, is 6087
 hereby declared passed. 2952."

Clerk O'Brien: "House Bill 2952. A Bill for an Act to amend 6089
 an Act relating to the practice of beauty culture. 6090
 Third Reading of the Bill."

Speaker Lechowicz: "Gentleman from Effingham, Mr. Brummer." 6092

Brummer: "Yes, thank you, Mr. Speaker, Members of the House. 6094
 This is a very simple Bill. Currently, there are two 6095
 things required to practice beauty culture. One, you 6096
 have to be a licensed beautician, and two, you have to 6097
 practice in a licensed beauty shop. This Bill affects 6098
 the second portion of that, only in so far as it 6099
 applies to hospitals and nursing homes. This Bill 6099
 would allow a licensed beautician to set the hair of 6100
 residents in a hospital or nursing home without that 6101
 hospital or nursing home, itself, being a licensed 6101
 beauty shop. This is a practice which currently 6102
 exists in violation of the law. The Department of 6103
 Registration and Education is in support of this Bill. 6103
 I would be glad to answer any questions concerning 6104
 it."

Speaker Lechowicz: "Any discussion? Question is, shall 6105
 House Bill 2952 pass? All in favor vote 'aye', all 6106
 oppose vote 'no'. Dawson. Have all voted who wish? 6107
 Have all voted who wish? The Clerk will take the 6108
 record. On this question, there's 156 'ayes', 2 6108
 'nos', none recorded as 'present'. This Bill, having 6109
 received the Constitutional Majority, is hereby 6109
 declared passed. House Bill 2976." 6110

Clerk O'Brien: "House Bill 2976. A Bill for an Act to 6112
 provide for the licensing and regulating certain games 6113
 of chance. Third Reading of the Bill."

Speaker Lechowicz: "Gentleman from...excuse me. The 6115
 Gentleman from DeWitt, Mr. Vinson. For what purpose 6116

do you seek recognition?" 6116

Vinson: "Well, I thought we were going down the priority of 6118
call, Mr. Speaker."

Speaker Lechowicz: "That's 2976, Sir." 6120

Vinson: "Well, you skipped 2943." 6122

Speaker Lechowicz: "Oh, no. I did not skip 2943." 6124

Vinson: "You did. Mr. Bower was standing there waiting to 6126
be recognized and you went from 42 to 52." 6127

Speaker Lechowicz: "We'll get right back to Mr. Bower. Next 6129
time, he'll get out of the bathroom a little quicker. 6130
Mr. Giorgi."

Giorgi: "Mr. Speaker. House Bill 2976 is a Bill that passed 6132
both Houses of Session last Session, it was vetoed by 6133
the Governor and the Bill has been rewritten with his 6134
recommendations with the help of the Department of 6135
Revenue and his Office. This is a Bill that licenses 6136
on a local level, chances. This allows cities and 6137
counties to ah, to license for ah, not-for-profit 6138
corporations, the use of chances or raffles, within 6139
their jurisdiction. The Bill allows the cities and 6140
counties, it allows them to, it is not mandatory. 6141
They allow not-for-profit corporations that have been 6142
in existence at least five years, and have benevolent 6143
attitudes in their organization. Now, the Governor 6144
requested that there be a limit on the aggregate value 6145
of prizes. The Governor requested that there be a 6146
maximum value of prizes. The Governor requested there 6147
be a maximum price and the Governor requested that 6148
there be a maximum number of days. The cities and 6149
counties that license them have the authority within 6150
this ordinance to do that. Just specifically what the 6151
Governor requested."

Speaker Lechowicz: "Any discussion? Gentleman from Cook, 6148
Mr...I'm sorry."

Giorgi: "This Bill has bipartisan cosponsorship. It's 6150
sponsored by Hallock, Darrow and Representative Polk." 6151

Speaker Lechowicz: "What do we hear from them? Gentleman 6153
from Cook, Mr. J. J. Wolf."

Wolf: "Will the Sponsor yield for a question? 6155
Representative Giorgi.."

Giorgi: "Yes." 6157

Wolf: "Would this allow groups like the Illinois Public 6159
Action Council to have raffles. They're a 6160
not-for-profit corporation, I'm sure, in business for 6161
at least five years."

Giorgi: "They would have to ah, it's specific in the Bill, 6163
ah, they would have to apply...in the event...where 6164
are they licensed? Do you know off hand? They would 6165
have to be, they would have to be licensed in a 6166
jurisdiction that is going to license raffles and 6167
chances. In other words, if the jurisdiction doesn't 6168
license, doesn't allow it, then they can't be 6169
licensed. They can't apply for a license." 6170

Wolf: "Somebody just whispered in my ear, it would be okay 6171
if they raffled off a former colleague of ours." 6172

Speaker Lechowicz: "Excuse me. The TV light is off."

Wolf: "Are there any general obligation bonds in this Bill?" 6174

Giorgi: "No, Sir." 6176

Wolf: "Thank you." 6178

Speaker Lechowicz: "Jake, do you have any more questions?" 6180

Wolf: "Well, I was just wondering two other things. The 6182
Coalition on Political Honesty, I think, is a 6183
not-for-profit corporation. I was wondering if 6184
Chrysler, also, seeing they're not making a profit, 6185
would be a not-for-profit corporation that could hold 6186
raffles?"

Giorgi: "It depends on where they were licensed. If it was 6187
Belvedere, they would qualify." 6188

Speaker Lechowicz: "The Gentleman from Winnebago, Mr. 6190
Hallock."

Hallock: "Thank you Mr. Speaker and Members of the House. 6192
This Bill arose last year in Rockford where a Roman 6193

Catholic Church group planned to have a raffle and the State's Attorney got involved and said they could not do that. So, to combat that effort, within two weeks, Representative Giorgi and myself obtained in Rockford more than 2,000 signatures to try to put a raffle issue in the State Statutes. This Bill would do just that and it would legalize raffles for the whole State. It will allow VFW's, Boy Scout Groups, Church Groups, Labor Union Groups, and all types of charitable groups to raise money for their charities. It's a most volitive Bill and we ask you for your sincere support. Thank you." 6194
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Speaker Lechowicz: "The Gentleman from Cook, Mr. Leverenz." 6203

Leverenz: "Ah, would the Sponsor yield for just a quick question?" 6205

Speaker Lechowicz: "Indicates he will." 6207

Leverenz: "Would this perhaps be the funding mechanism for 3580?" 6209

Giorgi: "What's 3580?" 6211

Leverenz: "That's what we all ask? Thank you." 6213

Speaker Lechowicz: "The Gentleman from Lake, Mr. Deuster." 6215

Deuster: "If the Sponsor would yield for a question. I just have two questions. I was wondering if this was the Bill that was endorsed by the Christian Prayer Breakfast and secondly, I notice that the regulations here are going to guarantee that there's a sober and prostitute free environment. I was just wondering, how are you planning to do that, Mr. Giorgi?" 6217
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Speaker Lechowicz: "If it hasn't, it should be." 6223

Giorgi: "Well, really all the power vested in the county, er, the municipalities that agree to license these, they do not have to, it is not mandatory. They still set the rules and the guidelines and it's where it should belong. Right on the local level." 6225
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Speaker Lechowicz: "Gentleman from DuPage, Mr. Hoffman." 6230

Hoffman: "Thank you very much, Mr. Speaker and Ladies and 6232

Gentlemen of the House. I rise in opposition to this 6233
 legislation. The various groups that have been 6234
 mentioned that are worthy causes, ought to be able to
 stand on their own and not take advantage of people's 6235
 weakness and that's what gambling appeals to is the 6236
 weakness of people who want to get something for 6237
 nothing. We have too much of that in our society
 today and I believe as a legislative body, that it's 6238
 wrong for us to encourage this."

Speaker Lechowicz: "Gentleman from Cook, Mr. Kornowicz." 6240

Kornowicz: "I make a motion to move the previous question." 6242

Speaker Lechowicz: "All in favor signify by saying 'aye', 6244
 aye, oppose. The previous question's been moved. The
 Gentleman from Winnebago, Mr. Giorgi, to close." 6246

Giorgi: "Mr. Speaker, in answer to the only voice that 6248
 appeared in opposition, what I'm trying to do, is
 trying to legalize something that has been the 6249
 practice of the last hundred years. There are 25,000
 areas in Illinois that have at one time or another 6251
 used raffles and chances to raise funds for benevolent 6252
 organizations. Why should we subject these people to
 arrest when we don't have to? This is an accustomed, 6254
 an accepted practice. We've been doing it for times 6255
 and memorials. The JC's are raffling off Cadillacs.
 Some areas are raffling off homes. Some people are 6256
 raffling off refrigerators and stoves. Why should we 6257
 penalize their fellow citizens and make them the
 victim of the Criminal Act? I think this is one of 6258
 the best Bills we could pass, taking that stigma away 6259
 from our citizens. I urge its adoption."

Speaker Lechowicz: "Question is, shall House Bill 2976 pass? 6261

All in favor, vote 'aye', all oppose vote 'no'. Have 6262

all voted who wish? Have all voted who wish? Have 6263

all voted who wish? The Clerk will take the record.

On this question, there's 110 'ayes', 34 'nays', 3 6264

recorded as 'present'. This Bill, having received the 6265

Constitutional Majority, is hereby declared passed. 6266
 One for the gipper. House Bill 2943. No, we lost
 one."

Clerk O'Brien: "House Bill 2943. A Bill for an Act making 6268
 appropriations to the Department of Transportation. 6269
 Third Reading of the Bill."

Speaker Lechowicz: "The Gentleman from Effingham, Mr. 6271
 Bower."

Bower: "Thank you Mr. Speaker, Ladies and Gentlemen of the 6273
 House. This Bill would appropriate \$50,000 to the 6274
 Department of Transportation for the operational 6275
 expense of the Lawrenceville Bi-State Airport
 Authority."

Speaker Lechowicz: "What is that? They couldn't hear you." 6277

Bower: "This Bill appropriates \$50,000 to the Illinois 6279
 Department of Transportation for operational expense 6280
 at the Lawrenceville-Vincennes Bi-State Airport
 Authority."

Speaker Lechowicz: "Any discussion? Ah, it's like a 6282
 Christmas tree up here. The Gentleman from Cook, Mr. 6283
 Totten."

Totten: "Thank you Mr. Speaker, would the Sponsor yield for 6285
 a question?"

Speaker Lechowicz: "Indicates no, but please proceed." 6287

Totten: "Is this in the Governor's budget?" 6289

Bower: "I don't believe so." 6291

Totten: "Well, ah, then I think, ah, I've turned over a new 6293
 leaf and I think that if this is not in the Governor's 6294
 budget, we ought not to pass it. We all ought to be 6295
 together on this and we can't afford this pork."

Bower: "I would like to point out to the Representative that 6297
 the State of Indiana has already appropriated a 6298
 similar amount of \$50,000. This money would help 6299
 bring jobs to economically depressed Southeastern
 Illinois and I would urge an 'aye' vote." 6300

Speaker Lechowicz: "Any further discussion on this good 6302

Bill? Gentleman from Cook, Mr. Huskey." 6303

Huskey: "I would just like to ask a question. Ah, would 6305
Roscoe Cunningham be on that Airport Authority?" 6306

Speaker Lechowicz: "Please don't ask that question." 6308

Bower: "He is not a member of the Airport Authority." 6310

Speaker Lechowicz: "But, he may. The Gentleman from Rock 6312
Island, Mr. Darrow." 6312

Darrow: "Thank you Mr. Speaker. Ladies and Gentlemen of the 6314
House. It's with some reluctance that I speak against 6315
this Bill. However, in reading the analysis, it 6316
appears that this Lawrenceville-Vincennes Bi-State 6317
Airport Authority is attempting to attract the Flying 6318
Tigers cargo business and everyone who is familiar 6319
with appropriations realizes the Flying Tiger plans to 6319
settle in the Waterloo area and that Monroe Flinn and 6320
the other Legislators, Sissy Stiehl and Wyvetter 6320
Younger are very interested in continuing to have the 6321
Flying Tigers come to Waterloo and I don't understand 6321
why we're sponsoring legislation and funding the 6322
Waterloo Airport Authority and trying to help that 6323
area of the State, when here we have another competing 6323
airport authority that's just starting out, that we 6324
can, remember, we were going to call this the Roscoe 6325
Cunningham Memorial Airport, but he always indicated 6325
that they had no landing facilities there. Ah, this 6326
just is another waste of taxpayers' money. We've 6327
funded one airport authority in Waterloo. There's no 6327
need for this. They're not going to get the Flying 6328
Tigers cargo facility and it's a little bit of pork 6329
that we just don't need. Thank you." 6329

Speaker Lechowicz: "No, it's not that much. Gentleman from 6331
Wayne, Mr. Robbins." 6331

Robbins: "I hate to say it, but you know, we've already got 6333
a landing strip and that's further than they've got on 6334
those others. You can bring your plane down there and 6335
land and we have the land. We don't have no farmers' 6335

opposition. All we need is a little money. We're 6336
 already running cargo planes in and out of there. 6337
 They may not haul too many bodies, but they're pretty 6338
 good cargo planes. I would recommend that you help
 support this. Federal Express is interested. Flying 6339
 Tigers is interested. Now, just think, for this 6340
 little dab of money, after we just voted \$20,000,000
 on an Amendment for the hospital in Cook County, 6341
 surely we could give something to try to attract jobs 6342
 on industry in Southern Illinois."

Speaker Lechowicz: "Gentleman from St. Clair, Mr. Flinn." 6344

Flinn: "Well, Mr. Speaker, I wasn't going to get up and 6346
 speak on the Bill."

Speaker Lechowicz: "Alright." 6348

Flinn: "But, Representative Darrow got up and he talked 6350
 about the St. Louis Metropolitan Airport Authority. I 6351
 would like to say this, at this opportunity, this 6352
 afforded me the opportunity to thank Representative
 Darrow and all the other members of the Appropriations 6353
 Committee for giving us \$9 to run ours on. Now, 6354
 that's..\$9 is a whole lot less than the \$50,000 they're
 asking here, but if Representative Robbins wants to 6355
 stand toe to toe and argue about which one is the best 6356
 site, I think he'll lose the argument, because Flying 6357
 Tigers....Federal Express and all of them are looking
 at something besides a strip of concrete. They're 6358
 looking for something in the central part of the 6359
 United States in a metropolitan area and I think that
 this indeed would be a waste of money, but in spite of 6360
 that, we need to get the all freight airport located 6361
 in Illinois and I'm going to vote for it."

Speaker Lechowicz: "The, oh, the Gentleman from Effingham, 6363
 Mr. Brummer. Brummer."

Brummer: "Yes, this is a very important Bill. Someone 6365
 indicated that we had plenty of transportation. We 6366
 need this because we do not have adequate roads and at 6367

least, we'll be able to fly in there. There is 6367
 considerable interest with regard to Federal Express 6368
 and Flying Tiger. There have been dollars spent with 6369
 regard to the feasibility study. Ah, it would be a
 tremendous economic boom to the State of Illinois if 6370
 we could attract either of those or any other cargo 6371
 carriers and I would solicit an 'aye' vote."

Speaker Lechowicz: "The Gentleman from Vermilion, Mr. 6373
 Campbell."

Campbell: "Speaker, I move the previous question." 6375

Speaker Lechowicz: "All in favor signify by saying 'aye', 6377
 aye, oppose. The previous question has been moved. 6378
 The Gentleman from Effingham, Mr. Bower, to close." 6379

Bower: "Thank you Mr. Speaker. I would like to point out 6381
 that the analysis on both the Republican and the 6382
 Democratic side is in error. This is not money to 6383
 attract Flying Tigers. Flying Tigers is one of seven 6384
 or eight different major air carriers who have 6386
 expressed interest in various airports in Illinois.
 The Lawrenceville-Vincennes Bi-State Airport Authority
 is going ahead without ah, the thought of attracting 6387
 any particular airlines, in developing this 3,200 acre 6388
 facility, that's already in existence, into an air
 cargo hub regardless of Flying Tigers or any specific 6389
 airlines. There are other smaller ones that are 6390
 definitely interested at this time. It's an airport
 that's already in existence. I would like to point 6391
 out that this airport has not received funding in the 6392
 past and the Columbia-Waterloo Authority, which of 6393
 course is going to...which is now \$9 has been proposed
 for this year, has received in the past several 6394
 millions dollars..."

Speaker Lechowicz: "Question is, shall House Bill 2943 pass? 6396
 All in favor vote 'aye', all oppose vote 'no'. Have 6397
 all voted who wish? Ah, give the kid a vote. Have 6398
 all voted who wish? The Gentleman from Adams, Mr.

McClain." 6398

McClain: "Thank you very much, Mr. Speaker. Ladies and 6400
Gentlemen of the House. Just for your benefit, there 6401
are four cities applying for to be this air cargo hub. 6402
What your really doing here is putting one city in an 6403
unfair advantage, as compared to the Decatur site or 6404
in my case, the Quincy site. Springfield has a site 6405
that they have now applied, and likewise, the ah, 6406
Waterloo area. So, what you're doing here, is you're 6407
putting one area of the State in an unfair fiscal 6408
advantage over the other four sites. So, the point 6409
I'm trying to say is by your legislative action here, 6410
what you might be doing, is showing a preference for 6411
the Lawrenceville-Vincennes site over the other four 6412
sites and I think that's inappropriate and I think 6413
that a proper way is either not passing the Bill or at 6414
least having an appropriation for all five sites 6415
rather than unfairly favoring one." 6416

Speaker Lechowicz: "The Gentleman from Madison, Mr. Steele, 6417
to explain his vote. Timer's on." 6418

Steele: "Thank you Mr. Speaker. I, I rise in support of 6419
this Bill. I think it's a good Bill. I think if we 6420
can get Flying Tigers in this State, regardless of 6421
where it's at. Now, one of these airports happens to 6422
be in my District, but I say to you, let's support 6423
this Bill if we can get the Flying Tigers here in any 6424
part of this State, it's going to help jobs, it's 6425
going to help business, and like I say, there's an 6426
airport in my District too that would like to get, but 6427
I say, let's support this Bill. It's the one before 6428
us. We need it. It helps jobs." 6429

Speaker Lechowicz: "The Gentleman from Cook, Mr. Bowman. 6430
Timer's on." 6431

Bowman: "Well, the language of the Bill indicates that the 6432
purpose of this appropriation is to subsidize the 6433
operation of Lawrenceville-Vincennes, but if this, and 6434

if this is the case, it is not the practice of the State to subsidize the operational expenses of any airport in this State. This is really a very unusual procedure and I think we should not get into it at this time and I would urge a 'no' vote."

Speaker Lechowicz: "Gentleman from Macon, Mr. Dunn." 6435

Dunn: "Thank you Mr. Speaker and Ladies and Gentlemen of the House. I would concur with the remarks of Representative McClain. Approximately one year ago, an orderly procedure was established for the purpose of investigating a large cargo airport in the State of Illinois. \$50,000 or approximately that sum, was appropriated for each of the then potential sites so that studies could be made for submission to the Flying Tigers Corporation. No site has been selected in Illinois. Flying Tigers has not even indicated whether they will come to Illinois at this point. What is going on now, is an orderly procedure to approach Flying Tigers to compete with the other States, the other sites which are outside the State of Illinois. Once the decision has been made by that corporation to come to Illinois, then it might be appropriate to fund one site over another. But, at this point in time, the general objective is to get them into Illinois. We don't need operational appropriations in the first place. We're at the study process..." 6437
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Speaker Lechowicz: "Gentleman from Marion, Mr. Friedrich, to explain his vote. The timer's on." 6453
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Friedrich: "Mr. Speaker, I think that some of you who are voting 'no' are probably weren't here in the days of Roscoe and those of you who were have short memories. Roscoe would tell you that Lawrenceville is a poor community that needs your help and can't compete with towns like Decatur and so on. He would also tell you that the roads are so bad you can't get there by road," 6456
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so they need this money for an airport. Now, that's 6461
 what Roscoe would have said and I'm sure that will 6462
 refresh your memory on his position on these matters."

Speaker Lechowicz: "He also would say, you've got em in his 6464
 vest pocket. Have all voted who wish? Have all voted 6465
 who wish? The Clerk will take the record. On this 6466
 question, there's 100 'ayes', 59 'nos', 3 recorded as 6467
 'present'. This Bill, having received the
 Constitutional Majority, is hereby declared passed. 6468
 Gentleman from Macon, Mr. Dunn, on the motion."

Dunn: "Mr. Speaker, ah, a short time ago, I filed a motion 6470
 with regard to House Bill 134..." 6471

Speaker Lechowicz: "I'm sorry. It's my fault. Please 6473
 proceed, Sir."

Dunn: "I filed a motion to reconsider the vote by which 6475
 House Bill 1340 passed this House and I would like 6476
 that motion called for a vote at this time."

Speaker Lechowicz: "The Gentleman from Cook, Mr. Meyer. For 6478
 what purpose do you seek recognition?" 6479

Meyer: "Point of order, Mr. Speaker." 6481

Speaker Lechowicz: "What's the point?" 6483

Meyer: "According to Rule 62, 62A, the Bill must be within 6485
 control of the House and I would ask you to ask the 6486
 Clerk where the Bill is."

Speaker Lechowicz: "Where is the Bill?" 6488

Clerk O'Brien: "The Bill is in the Senate." 6490

Speaker Lechowicz: "It should be on the Governor's desk." 6492

Dunn: "Mr., Mr. Speaker, I filed my motion within minutes 6494
 after the ah, ah, roll was taken on House Bill 1340. 6495
 1340 is the pay raise Bill is what it is and is my 6496
 motion in order or not, Mr. Speaker?"

Speaker Lechowicz: "It is not, Mr. Dunn." 6498

Dunn: "Well the, Mr. Speaker, I rise on a point of personal 6500
 privilege."

Speaker Lechowicz: "Please proceed, Sir." 6502

Dunn: "That Bill, House Bill 1340 was the Bill which 6504

provided for the Pay Raise Commission and during 6505
debate on that Bill, it was indicated, if I am 6506
correct, that this General Assembly would have an
opportunity to review the vote, the decision of any 6507
Pay Raise Commission which was set up to consider 6508
raises for this General Assembly. Because of the
noise and the volume of the noise in this portion of 6509
the chamber, I understand there was an explanation 6510
made later that that representation was not correct.
A number of us over here on this side of the aisle did 6511
not hear that explanation and we voted for that Bill 6512
on the presumption that should it come...should it
become law, any pay raise would come back to this 6513
General Assembly for vote. The Bill that went out of 6514
here does not contain that provision. It simply
provides that any pay raise will become final if 6515
approved by the Commission. I think this is 6516
unconstitutional. Representative Stuffle and I filed
a motion to reconsider the vote by which that House 6517
Bill passed out of here. It was passed out of here on 6518
representations made on the floor, which were not 6519
accurate, which I admit were corrected, but were not
heard over here and some of us were misled on that 6520
vote and I think it's a bad, bad precedent to 6521
establish in this General Assembly and I hope that
everyone in here will go to their Senator and see that 6522
this Bill is amended in the Senate to provide that any 6523
decision on pay raises, must ultimately come back here
to us to bear the responsibility for the legislation 6524
that sets the pay raises for judges, for executive 6525
officers and for ourselves."

Speaker Lechowicz: "Agreed Resolutions." 6527

Clerk O'Brien: "House Resolution...House...Senate Joint 6529
Resolution 83, Telcser. Senate Joint Resolution 95, 6530
Winchester-Rea-Harris. House Resolution 770, Emil 6531
Jones, and 771, Emil Jones."

Speaker Lechowicz: "The Gentleman from Winnebago, Mr. 6533
Giorgi."

Giorgi: "Mr. Speaker. Senate Joint Resolution #90...83 asks 6535
for a new reporting date for the Joint Condominium 6536
Study Committee. Senate Joint Resolution #95 asks the 6537
Capital Development Board to conduct a feasibility 6538
study. 770 by Emil Jones, notes the birth of Emil
Jones III and House Resolution 771 by Emil Jones, 6539
extends birthday greetings to Kay Stinson. I move for
adoption of agreed Resolutions." 6540

Speaker Lechowicz: "Any discussion? The question is, shall 6542
the agreed Resolutions be adopted? All in favor 6543
signify by saying 'aye', aye, opposed. Agreed 6544
Resolutions are adopted. House Resolution 769. As
far as Mr. Bover's Bill? I announced that House Bill 6545
2953 was passed."

Clerk O'Brien: "House Resolution 769, Marovitz." 6547

Speaker Lechowicz: "Gentleman from Cook, Mr. Marovitz." 6549

Marovitz: "Thank you Mr. Speaker. I would ask for the 6551
suspension of the appropriate rule for immediate 6552
consideration of House Resolution 769."

Speaker Lechowicz: "Any objection? Hearing none, the 6554
Gentleman's wish is granted. Used the attendance of 6555
Roll Call."

Marovitz: "Thank you Mr. Speaker. I would move for the 6557
adoption of House Resolution 769, which sets up a 6558
Committee to study the question of security guards in 6559
the State of Illinois and abuses of the security
guards.."

Speaker Lechowicz: "Any discussion? Question is, shall the 6561
House Resolution 769 be adopted. Use the attendance 6562
of Roll Call. Hearing no objection. The attendance 6563
of Roll Call is used. Further Resolutions."

Clerk O'Brien: "House Joint Resolution 101, VonBoeckman." 6565

Speaker Lechowicz: "Committee on assignment. Death 6567
Resolutions."

- Clerk O'Brien: "House Resolution 772, Rea, with respect to memory of James M. Lockart." 6565
- Speaker Lechowicz: "Mr. Rea moves the adoption of Death Resolution. All in favor, signify by saying 'aye' aye. Death Resolution is adopted. Any further Resolutions?" 6571
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- Clerk O'Brien: "House Resolution 773, Pechous, with respect to memory of John F. Kubick." 6575
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- Speaker Lechowicz: "Mr. Pechous moves the adoption of Death Resolution. All in favor signify by saying 'aye', aye, oppose? Death Resolution is adopted. Any further Resolutions? Mr. Madigan." 6578
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- Madigan: "Any further announcements, Mr. Speaker?" 6582
- Speaker Lechowicz: "No." 6584
- Madigan: "Providing five minutes for a perfunctory session, I move that we adjourn until 11 a.m. tomorrow morning." 6586
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- Speaker Lechowicz: "All in favor, signify by saying 'aye', aye, oppose. The House stands adjourned til 11 a.m. tomorrow morning, after five minutes perfunct. The House stands adjourned." 6589
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- Clerk O'Brien: "Message from the Senate by Mr. Wright, Secretary and Mr. Speaker. I am directed to inform House of Representatives the Senate has passed Bills with the following titles to which I am instructed to ask concurrence from the House of Representatives to wit: Senate Bills Nos. 1647, 1650 and 1983 passed by the Senate May 13, 1980. Kenneth Wright, Secretary. Introduction First Reading. House Bill 3613, Henry. A Bill for an Act making appropriation to East Garfield II. First Reading of the Bill. No further business. The House now stands adjourned." 6593
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