

HOUSE OF REPRESENTATIVES

SEVENTY-SEVENTH GENERAL ASSEMBLY

EIGHTY-EIGHTH LEGISLATIVE DAY

OCTOBER 8, 1971

10:00 O'CLOCK A.M.

MR. J. DAVID JONES,

IN THE CHAIR



GENERAL ASSEMBLY
STATE OF ILLINOIS
HOUSE OF REPRESENTATIVES

J. David Jones: "The House will come to order. Prayer by the Chaplain."

Dr. John Johnson: "May the Lord look over us in our deliberations. Amen."

J. David Jones: "Introduction of bills."

Fredric B. Selcke: "House Bill 3546, Shapiro. Bill for an act to amend the 'Revenue Act'. First reading of the bill. That's all."

J. David Jones: "House will now adjourn until 1:00 P.M., Tuesday, recess until 1:00 P.M., Tuesday, October the 12th."

Adjournment at 10:01 O'Clock A.M.

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HOUSE OF REPRESENTATIVES

SEVENTY-SEVENTH GENERAL ASSEMBLY

EIGHTY-NINTH LEGISLATIVE DAY

OCTOBER 12, 1971

1:00 O'CLOCK P.M.

THE HONORABLE W. ROBERT BLAIR,

SPEAKER IN THE CHAIR



GENERAL ASSEMBLY
STATE OF ILLINOIS
HOUSE OF REPRESENTATIVES

A roll call for attendance was taken and indicated that all were present with the exception of the following:
Representative John P. Downes - illness;
Representative Benedict Garmisa - illness;
Representative Anthony Scariano - illness.



Hon. W. Robert Blair: "The House will be in order and the doorkeeper will see that those persons not entitled to the floor are removed therefrom, and also from the halls on each side of the Chamber. The invocation will be given by Dr. Johnson, the House Chaplain."

Dr. John Johnson: "We pray. Almighty God, we thank you for the gift of government which you have established in this, our nation, and as you have directed us to pray for those who are in authority, we pray now for these Representatives who have been elected to serve in the legislature of our State. Grant us and our fellow citizens an esteem for these offices of government, and the political process in which we are privileged to function. Instill in us respect and honor which is due government. At the same time, grant us people in government who respect themselves and who honor the offices to which they have been elected. Endow all who serve with wisdom in a spirit of sacrifice for the common welfare. Correct all evils of selfishness, vain desire for honor, and willfull abuse of power. Grant that the great purpose of government might be achieved among us to safeguard peace, establish justice, and further the well-being of all of our people. May authority and integrity, power and truth, walk hand and hand in our State. And Our Lord, finally we ask you to look in mercy upon Representative John P. Downes and Representative Benedict Garmisa. Look upon these men with your favor and remind them that if they commit their way to you and place their trust in you,



your merciful Will will be done. We pray all of this in the name of Jesus Christ, through whom we are privileged to call you Our Father. Amen."

Hon. W. Robert Blair: "Roll call for attendance. All right, we're having problems with the switches. Let's get on the roll call for attendance again. The introduction and first reading of House Bills."

Fredric B. Selcke: "House Bill 34- 3547, Williams. An act requiring the filing of financial statements by candidate for state and local governments. First reading of the bill. House Bill 3548, Williams. An act to add Section 3-2-2.1 to the 'Illinois Municipal Code'. First reading of the bill. House Bill 3549, Williams. A bill for an act to amend 'The Election Code'. First reading of the bill. House Bill 3550. A bill for an act to amend 'The Vehicle Code'. First reading of the bill. House Bill 3551, Palmer. A bill for an act to amend 'The School Code'. First reading of the bill. House Bill 3552, J. J. Wolf, et.al. A bill for an act to amend 'The Election Code'. First reading of the bill. 3553, Kosinski, et.al. Amends 'Municipal Code'. First reading of the bill. 3554, Kosinski. A bill for an act in relation to firearms training for peace officers. First reading of the bill. 3555, Kosinski. An act to amend Section 1 of 'An Act creating a Council on the Diagnosis and Evaluation of Criminal Defendants'. First reading of the bill. House Bill 3556, Hyde. Appropriates \$164.00 to Michael Syracuse. First



reading of the bill."

Hon. W. Robert Blair: "The Chair recognizes the gentleman from Cook, Mr. Hyde."

Henry J. Hyde: "Mr. Speaker, I now move that the House stand in recess for thirty minutes for purposes of a Republican conference. Republicans to go immediately to Room 212."

Hon. W. Robert Blair: "All right, it is the intention to . . . when we return, to proceed with the order of business, and will probably address ourselves to House Bills on third readings, and so if any of the members have bills that are on House Bills third, if you will let us know, we will give consideration to calling those bills when we are back on the floor. What purpose does the gentleman from Union, Mr. Choate rise?"

Clyde L. Choate: "Well, Mr. Speaker, inasmuch as the Democratic members have already had a conference, I will not request time for another conference today. However, I hope that you members on the Democratic side was listening to the Speaker. There was enough noise going on here that I am not sure that you was. But in the event that you did not hear what the Speaker said, he simply told you that this afternoon there would be time devoted in third reading, and then if you had a bill that you wanted heard, to come to the Speaker's to the Clerk's desk and have him to mark the calendar appropriately."

Hon. W. Robert Blair: "All right, the, ah, we'll stand in recess now until 2:00 o'clock P.M. We'll return to the



floor and proceed with work."

Recess at 1:28 O'Clock P.M.

Return at 2:00 O'Clock P.M.

Hon. W. Robert Blair: "All right, the House will be in order and would the doorkeeper see that those persons not entitled to the floor are removed therefrom, and unfortunately with the construction that's going on, the bell system is not working, so I guess we'll have to send out scouts, Mr. Minority Leader. I suggest maybe we do some things that don't require votes, if we can here. They're trying to run down what the problem is, the bell was working on Friday, but it's out of commission now. All right, we're caught up with the introductions. I would like to indicate to the membership, and I would especially like the members on the minority side of the aisle to hear this, because I explained it to our members in the conference, but, we are going to have another meeting of the Rules Committee tomorrow morning at 9:30 A.M. and we will be coming in at 10:00 A.M. tomorrow morning in session, and we hope to have before we adjourn here this afternoon, on each members' desk, a copy of the Proposed Rule Changes, primarily to take care of these veto items, and also a session schedule, the dates that we will be in. As part of these Proposed Rule Changes, there will be written motions required, to be filed concerning the any actions that a member desires



to take respecting any of the veto items. And what I would propose to do tomorrow if we can work it out with the leadership, would be to perhaps have to have a supplemental calendar printed up during the day tomorrow, so that we have these written motions that would be filed on a calendar, so we'll know what we're addressing ourselves to. But rather than losing a day tomorrow, we might well have to do it in by supplemental calendar. Now, the motion forms and the amendments that would be along the lines of the specific recommendations of the Governor, have been drafted by the Reference Bureau, so any of the members that desire to move a adoption of these amendments on the amendatory veto, a our staff people have those available and will be happy to give them to you and they'll comply with what the proposed rules will be if they're adopted. What purpose does the gentleman from Union, Mr. Choate rise?"

Clyde L. Choate: "Ah, then, Mr. Speaker, after listening to your explanation of same, I think you said that those motion forms were available now?"

Hon. W. Robert Blair: "I understand that the Reference Bureau drafted an amendment for each one of these things and on top of the amendment, they have affixed the motion form, so it's it's a package, it's all together."

Clyde L. Choate: "Then in the event that some member might be leary as far as running out of time is concerned, as far as attempting to either override any portion of the Governor's action, it would be possible for him to file that



motion yet this afternoon and be heard probably tomorrow?"

Hon. W. Robert Blair: "Yes, I'd, ah, this is all in anticipation that the Proposed Rule Changes will be adopted and in order to expedite it so we can get on with considering some of these veto items tomorrow, I think it'd be very good, if we could make these available today, and the members could actually file the motions today, and even though we don't have that rule, still if they get it done, they'd be on the calendar tomorrow, and it would expedite things. What purpose does the gentleman from Franklin, Mr. Hart rise?"

Richard O. Hart: "Mr. Speaker, would it be in order to table a bill?"

Hon. W. Robert Blair: "Yes."

Richard O. Hart: "I'd like to move to table House Bill 3079. I am the chief and sole sponsor."

Hon. W. Robert Blair: "All right, ah, hearing no objection, the consent will be given to table the bill. The gentleman from Cook, Mr. B. B. Wolfe."

Bernard B. Wolfe: "Thank you, Mr. Speaker, a point of parliamentary inquiry, please."

Hon. W. Robert Blair: "State your point."

Bernard B. Wolfe: "Has . . . on October 5th there was a prefunctory session, as I understand it. Were any of the Governor's vetoes and objections journalized on October 5th, or would today be the first day of journalizing the veto messages and the objections?"



Hon. W. Robert Blair: "Each and every one of the Governor's veto messages, with regard to House Bills, were journalized on October 5."

Bernard B. Wolfe: "Then the fifteen day period would commence from that date, is that correct?"

Hon. W. Robert Blair: "And it, by agreement with the leadership, we are saying that that fifteen day period will expire midnight, October 20th, which is next Wednesday."

Bernard B. Wolfe: "Thank you, Mr. Speaker."

Hon. W. Robert Blair: "The gentleman from La Salle, Mr. Soderstrom."

Carl W. Soderstrom: "Mr. Speaker, I would like to move to table House Bill 2932. This is an appropriation for the Department of Labor. It's an identical bill that was introduced and passed in the Senate and we passed it and the Governor has signed that one, so this one's superfluous. I would move to table."

Hon. W. Robert Blair: "What's the number again?"

Carl W. Soderstrom: "2932. House Bill."

Hon. W. Robert Blair: "Postpone?"

Carl W. Soderstrom: "No, part of the calendar."

Hon. W. Robert Blair: "Oh, it is on the veto part of the calendar."

Carl W. Soderstrom: "Un-huh."

Hon. W. Robert Blair: "Well, what we do is we don't table those, we just leave them on the calendar, and ah, as of midnight next Wednesday, ah, no motion having, you know,



been made, to override, it'll be over and done with at that time."

Carl W. Soderstrom: "Okay, I was just trying to help you clear the calendar. All right."

Hon. W. Robert Blair: "We'll clear it in one fell swoop then. For what purpose does the gentleman from Cook, Mr. Rayson rise?"

Leland H. Rayson: "Mr. Speaker, I rise to as principal sponsor of a couple bills to move that they be tabled. House Bill 1682 and 1683, because they have been superseded by House Bills 3073 and 3074, treating the same subject matter going to the same committee and I would so move it."

Hon. W. Robert Blair: "Where, where are those?"

Leland H. Rayson: "1682 and 3? Well, I don't . . ."

Hon. W. Robert Blair: "I mean where are they on the calendar?"

Leland H. Rayson: "Oh, I, I, well, I I didn't look on the calendar, Mr. Speaker."

Hon. W. Robert Blair: "Well, I can't find them, that's why I'm asking."

Leland H. Rayson: "They were in committee, that's all."

Hon. W. Robert Blair: "Oh, you're, you're, you're, ah. . ."

Leland H. Rayson: "They're in a constitutional committee, but the two new bills have been referred to the same committee."

Hon. W. Robert Blair: "All right, if there is no objection, consent will be given to table those two bills which are in committee. The gentleman from Cook, Mr. Moore."



Don A. Moore: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House. Mr. Speaker, appearing on the calendar of House Bills third reading appear House Bill 2326. At this time I would ask leave to table that bill."

Hon. W. Robert Blair: "All right, if there is no objection, then consent will be given to table 2326. Any further recognition desired in connection with tabling bills? The gentleman from Stark, Mr. Nowlan."

James D. Nowlan: "Mr. Speaker, I request the unanimous consent to have leave to table House Bill 2477 of which I am the chief sponsor. The bill appears on third reading."

Hon. W. Robert Blair: "All right, ah, 2477, if there is no objection, then consent will be given to table that bill. The gentleman from Randolph, Mr. Holloway."

James D. Holloway: "Mr. Speaker and Ladies and Gentlemen of the House, I would also like unanimous consent to table House Bill 1400, of which I am the principal sponsor. It's on the House calendar in the order of third reading."

Hon. W. Robert Blair: "All right, if there're no objections, then House Bill 1400 will be tabled. The gentleman from Peoria, Mr. Day."

Robert G. Day: "Mr. Speaker, as the principal sponsor of House Bill 402, which is on the order of consideration postponed, I would like unanimous consent to table that bill."

Hon. W. Robert Blair: "All right, hearing no objection, then House Bill 402 will be tabled. The gentleman from Cook, Mr. McAvoy."



Walter McAvoy: "Mr. Speaker, Members of the House, I ask unanimous consent to table House Bill 2676 of which I am the principal sponsor."

Hon. W. Robert Blair: "All right, hearing no objection, House Bill 2676, appearing on the order of consideration postponed, will will be tabled. The the gentleman from Coles, Mr. Cox."

William D. Cox: "Mr. Speaker, a having been the chief sponsor of House Bill 2860 on second reading, I, too, would like the unanimous consent to table."

Hon. W. Robert Blair: "All right, if there is no objection, then we will table 2860. All right, if we have some indication of House Bills third reading, any of the members have bills there that they would like to request a be called, please notify us. Would the gentleman from Cook, Mr. Shea, care to table SJR27?"

Gerald W. Shea: "Is that the 18 year old from Senator Partee?"

Hon. W. Robert Blair: "Yes."

Gerald W. Shea: "I I think that we might make that motion."

Hon. W. Robert Blair: "All right, if there is no objection, then we'll table SJR27. For what purpose does the gentleman from Cook, Mr. Klosak rise?"

Henry J. Klosak: "A parliamentary inquiry, Mr. Speaker."

Hon. W. Robert Blair: "What's your point?"

Henry J. Klosak: "I would like the Speaker to advise whether we are in compliance with Section 7 of Article IV of the Constitution, which requires a transcription of the debates



of this House floor?"

Hon. W. Robert Blair: "Yes, we're, the Clerk is quick to point out that we are in compliance, we have a primary machine and a back-up machine that is typing or is taping the proceedings and a it eventually will be piped into a room upstairs, where a transcript, a typed transcript, will be made of the of the entire proceedings of the House floor."

Henry J. Klosak: "Thank you, Mr. Speaker."

Hon. W. Robert Blair: "What purpose does the gentleman from Cook; Mr. Lechowicz rise?"

Thaddeus S. Lechowicz: "Thank you, Mr. Speaker. I request that House Bill 2842 be tabled. I ask leave of the House for to grant this request."

Hon. W. Robert Blair: "All right, hearing no objection, we will table 2842. All right, with leave of the House, we'll go to the House Bills third reading, on which there appears House Bill 1070. All right, read the bill."

Fredric B. Selcke: "House Bill 1070. An act to amend Section 1 of 'Workmen's Occupational Diseases Act'. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Telcser."

Arthur A. Telcser: "Mr. Speaker, Ladies and Gentlemen of the House, House Bill 1070 is one of those bills which was left over from our Spanish speaking peoples' study commission, passed out of committee as I recall, unanimously. It deals with occupational diseases for the larger canneries and



growers in the State of Illinois. It provides, as we did previously for 'Workmen's Compensation', for those individuals working for those larger canneries and growers.

I would appreciate a favorable vote on House Bill 1070."

Hon. W. Robert Blair: "Any further discussion? The gentleman from Union, Mr. Choate."

Clyde L. Choate: "I'd like to ask the chief sponsor if to explain the amendment to House Bill 1070 for me, please."

Arthur A. Telcser: "Representative Choate, I don't have the amendment on my desk, but is that the one that provides for five hundred man hours, ah . . .?"

Clyde L. Choate: "I don't know."

Arthur A. Telcser: "Well, we amended the a a that bill in committee to amend out a smaller growers and smaller canners. We amended out a hired help, exchange help, family help, year-round help, and limited the bill to those growers who have people working for five hundred man hours or more per quarter, so that we'd be only dealing with the larger canneries and growers in Illinois. Yeah, I just have the amendment here and it's correct."

Clyde L. Choate: "Well, we're just starting back into session and I don't, I haven't turned to my digest yet, ah, Representative Telcser, on this bill, and I'm sorry that I was not attentive when you were explaining the bill. If you'll just give me just a second and let me look at the synopsis."

Hon. W. Robert Blair: "For what purpose does the gentleman from Perry, Mr. Cunningham rise?"



William J. Cunningham: "Mr. Speaker, I move the previous question."

Hon. W. Robert Blair: "That motion having died for lack of a second, the the Chair recognizes the gentleman from Union, Mr. Choate."

Clyde L. Choate: "I think that I'm fairly well straight now, Representative Telcser. I have a copy of the amendment. However, there is only one, there is one, rather, a serious question that I have as far as the bill is concerned. Now when you talk about five hundred man days in the amendment, that could make it applicable then to the fruit and vegetable grower who employs say fifty people and only works ten days. That would be five hundred man days. Thereby, creating hardship on that small family-type farmer, but who by necessity must hire that fifty people for a period of two weeks or so."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Telcser."

Arthur A. Telcser: "Uh, well, Representative Choate, this is the same amendment that was adopted on the bills relative to 'Workmen's Compensation' which we passed earlier this year. It's certainly not the intent of the bill, nor after talking to various a people familiar with the agriculture, am I aware, nor do I intend, certainly, to hurt any fruit growers who may have ah be on the border line of this instance. It is our understanding that no small growers, including those who grow fruit would come under this act."

Clyde L. Choate: "Grow what?"



Arthur A. Telcser: "Grow fruit."

Hon. W. Robert Blair: "All right, is there any further discussion? The gentleman from Cook, Mr. Telcser, care to close?"

Arthur A. Telcser: "I would appreciate a favorable vote, Mr. Speaker."

Hon. W. Robert Blair: "All right, we we have a little problem. That is the bell doesn't operate. So, we're going to open the switches. Are they open? Ed, I can't get it up. . . Well, we blew a fuse. Not only does the bell not work, but the board doesn't either. While we're waiting for the board to be made operable, the Pages are now distributing these Proposed Rule Changes and, I'm sorry, just the session schedule at this time. Uh, we're right in the middle of a roll call that didn't get started. All right, the a board is open, and the question is shall House Bill 1070 pass? All those in favor shall vote 'Yeas' and the opposed 'No'. Have all voted who wished? Have all voted who wished? The gentleman from Cook, Mr. Shea."

Gerald W. Shea: "Ah, Mr. Speaker, am I to understand that since this bill has not been amended and does not have an emergency clause on it, that it ah, it ah, yeah, has it got an emergency clause on it, though?. Without the emergency clause, that it will only take a majority of those voting or elected 89 votes, but it will not become effective if signed by the Governor until July the 1st?"

Hon. W. Robert Blair: "Wait until I consult with my parlia-



mentarian. I think it'll probably be October 1, unless there is a different date specified."

Gerald W. Shea: "Well, that's that's why I'm inquiring because it's my understanding bills passed prior to January 1, become effective July 1, and those bills passed after July 1, become effective October 1. I just want to, you know, find out what ball park we're in."

Hon. W. Robert Blair: "All right, ah, the parliamentarian advises me that if this legislation is to pass both House and the Senate and be signed by the Governor, that it would become effective July 1 of 1972. Have all voted who wished? The Clerk will take the record. On this question, there are 106 'Yeas' and 7 'Nays', and this bill having received the constitutional majority, is hereby declared passed. The gentleman from Union, Mr. Choate, desire recognition for purposes of . . . ?"

Clyde L. Choate: "Yes, Mr. Speaker, inasmuch as House Bill 1134 and House Bill 2741 now appear on the calendar in the order of third reading, I would move to strike from the calendar, the petition filed by myself and other Democratic members to take these bills from the committee."

Hon. W. Robert Blair: "All right, if there's no objection, leave will be granted to withdraw the petitions shown as being under the Speaker's table. House Bills 1134 and House Bill 2741."

Clyde L. Choate: "And Mr. Speaker, as the chief sponsor of the following House Bills and inasmuch as similar legis-



lation has been enacting and signed, I would move that House Bill 1817 as amended be stricken from the calendar, and 2027 and 2028 and 2598 as amended."

Hon. W. Robert Blair: "All right, if there be no objection, then leave will be granted to table 1817, 2027, . . . , wait a minute, where's. . . ?"

Clyde L. Choate: "2027, 2028. . . ."

Hon. W. Robert Blair: "Is that on, wait a minute, is that on postponed con-. . . ."

Clyde L. Choate: "No, they're on second reading."

Hon. W. Robert Blair: "All right, on second reading, then, 2027, 2028."

Clyde L. Choate: "And third reading, 2598 as amended and 1817 as amended."

Hon. W. Robert Blair: "2598, all right, and 1817. And how about HJR44? On the Speaker's table."

Clyde L. Choate: "What what's that?"

Hon. W. Robert Blair: "HJR44 on the Speaker's table."

Clyde L. Choate: "What's 44?"

Hon. W. Robert Blair: "Railroad passenger trains, that's that Am-track. It's down at the bottom of the second page."

Clyde L. Choate: "Speaker's table, HJR44. Yes, Mr. Speaker, and I would move to table House Joint Resolution 44."

Hon. W. Robert Blair: "All right, if there be no objection, leave will be granted to table that bill. For what purpose does the gentleman from Cook, Mr. Lechowicz rise?"

Thaddeus S. Lechowicz: "Mr. Speaker, I ask leave of the House



to table Senate Bills 990, -91, -92, -93, -94, -95, -96, -97, -98, -99, 1000, 1001, as they are similar in nature, in fact exact identical bills as House Bills 1650 through 1660 that were passed by this General Assembly and signed by the Governor."

Hon. W. Robert Blair: "All right, if there's, what purpose, is there objection? No objection, then those bills will be tabled, 990 through 1001. What purpose is the gentleman from Cook, Mr. Moore rise?"

Don A. Moore: "Mr. Speaker, at this time I would like to ask leave to table Senate Bill 989, appearing on the calendar in the order of Senate Bills third reading. It is the same piece of legislation that the House Bill was signed into law by the Governor."

Hon. W. Robert Blair: "All right, are there any objections? Then leave will be granted to table 989. What purpose is the gentleman from Cook, Mr. Rayson rise?"

Leland H. Rayson: "Mr. Speaker, on the House calendar under consideration postponed appears House Bills 395 and 396, of which I am the chief sponsor. Now the Governor has signed into law the Drug Abuse Control Act and the Cannabis Control Act and a there is no further need for this to be on the calendar and I would ask for leave of the House to table House Bills 395 and 396."

Hon. W. Robert Blair: "All right, if there is no objection, then leave will be granted to table 395 and 396. What purpose does the gentleman from Jackson, Mr. Williams rise?"



Gale Williams: "Mr. Speaker and Ladies and Gentlemen of the House, I'd like to have leave of the House to table House Bill 571. I am the chief sponsor of that bill."

Hon. W. Robert Blair: "All right, if there's no objection, then leave will be granted to table House Bill 571. On the calendar on on the leave of the House consideration postponed, there appears Senate Bill 1188 on which the Chair recognizes the gentleman from Cook, Mr. William Walsh."

William D. Walsh: "Mr. Speaker, I'd ask unanimous consent to take Senate Bill 1188 back to the order of second reading for purposes of tabling an amendment."

Hon. W. Robert Blair: "All right, ah, if there be no objections, a we'll take Senate Bill 1188 back to the order of Senate Bills second reading, and the Chair now recognizes the gentleman from Cook, Mr. Walsh, with regard to the bill."

William D. Walsh: "Mr. Speaker, having voted on the prevailing side, I move to reconsider the vote by which Amendment Number One was adopted."

Hon. W. Robert Blair: "What purpose is the gentleman from Cook, Mr. Shea rise?"

Gerald W. Shea: "Mr. Speaker, would the sponsor of the bill be kind enough to explain to us what the bill does, and what the proposed amendment did to the bill and the removal of the amendment, what will that do?"

William D. Walsh: "I I thought you'd probably remember, Jerry,



I'm awfully sorry. The amendment was placed on in the House and removed the requirement that the State Junior College Board approve any annexations or any placing of new areas in a junior college district. Ah, I thought at the time that it would be a good idea to have the local boards make this decision. I've since been convinced that the state board ought to determine what is in the best interest of the junior college system, generally, and by removing this amendment that's what we do."

Hon. W. Robert Blair: "Any further discussion? The gentleman from Cook, Mr. Shea?"

Gerald W. Shea: "Well, as I understand it then, Mr. Walsh, if we remove this amendment from the bill, the State will not have any jurisdiction over whether an annexation should take place, is that it?"

Hon. W. Robert Blair: "The gentleman from Cook, Mr. William Walsh."

William D. Walsh: "Jerry, would you repeat that question, please?"

Gerald W. Shea: "The amendment says 'provided the state board determines that such an annexation is in the best interest of the school and the general area in the educational welfare of the students within the territory', so then, with the removal of this amendment, would this piece of legislation allow for the consolidation of junior college districts without any state authorization or state prior approval?"



William D. Walsh: "Ah, Jerry, the amendment removes that language. My tabling the amendment now places that language back in the bill, as the bill was as the bill came from the Senate."

Hon. W. Robert Blair: "The gentleman from Union, Mr. Choate."

Clyde L. Choate: "Ah, Representative Walsh, are you talking about the a Senate Amendment Number One to Senate Bill 1188?"

William D. Walsh: "No, I'm talking about the, well, yeah, that that was Senate Amendment Number One, that's right. I removed Senate Amendment Number One with House Amendment Number One. I am now removing House Amendment Number One, so that the bill is as it passed the Senate with Senate Amendment Number One."

Clyde L. Choate: "Are, well, you're not putting your not put are you going to put are you going to attempt to put Senate Amendment Number One back on?"

William D. Walsh: "That that's the effect of it. Ah, the bill came over from the Senate, as I understand it, with an amendment. Now, I took that I with House Amendment Number One, I took that amendment from the bill, now I the effect of removing my amendment is to restore their amendment and to make the bill in the same condition that it was when it passed the Senate."

Hon. W. Robert Blair: "Is there any further discussion? The gentleman from Adams, Mr. McClain."

Elmo McClain: "Ah, will the gentleman yield to a question,



please?"

Hon. W. Robert Blair: "He indicates he will."

Elmo McClain: "Are you trying to put this bill back like you had it before, where we would have mandatory state junior college districts?"

William D. Walsh: "Well, yes, this is that bill. This is the bill that that provides for manditory junior colleges, and it simply gives the the state board, the State Junior College Board, the final determination, Mac. The bill is exactly, after this amendment is tabled, hopefully, the bill will be in exactly the condition it passed the Senate."

Hon. W. Robert Blair: "Okay, one more."

Elmo McClain: "When would this go into effect?"

William D. Walsh: "You mean the uh, Mac, . . ."

Elmo McClain: "The way the bill would read now . . ."

William D. Walsh: "Mac, Mac, I would hope to discuss all this on third reading. I ah I I don't think it's germane to a our motion to table the amendment. And also, I don't remember."

Hon. W. Robert Blair: "Any any further discussion? All right, is there any objection? All right, there is objection. All right, all those in favor of the motion to table say 'Yeas' and the opposed 'No'. Well, try it once again, we're on Senate Bill 1188, it's off of, it's been brought off by unanimous consent off of that order of business on to Senate Bill second reading and the a House sponsor of the bill, Mr. William Walsh, has moved to table



the House Amendment Number One? Number One, and the there was objection to unanimous consent to tabling the amendment and there was no request made for a roll call vote, so I I took a 'Yeas' and 'Nays' vote and I didn't get enough of a response one way or the other to announce a vote, so we'll try it once more. All those in favor of the motion to table Amendment Number One to House Bill 1188, Senate Bill 1188, say 'Yeas', the opposed 'No'. All those in favor will vote 'Yeas' and those opposed will vote 'No'. The gentleman from Cook, Mr. William Walsh."

William D. Walsh: "Well, Mr. Speaker, Members of the House, what I am doing here, or attempting to do, is not to override a committee action, I'm attempting to table an amendment that I myself placed on the bill because, I, at that time, at the time it was placed on the bill, felt that it improved the bill. I feel differently now, and I would hope that anyone voting no on this motion would keep in mind that ah, ah, this is, it would seem to me a prerogative that a member had, that is to offer an amendment, and then if he himself felt that the amendment was not doing the job, then to remove it. I assure you, that this did not have committee action, that it was my personal doing and ah, I would think if you didn't like the bill, then you'd attack it on third reading and not at this time."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Richard Walsh."

Richard A. Walsh: "Mr. Speaker, it seems that only one member



of this body could make this matter as controversial as as he has, and that's the gentleman right behind me. I think if if we would look at our digest, we'll see that this bill passed the Senate. There's only one amendment to the bill, it's the amendment which was offered by the gentleman a who sits immediately behind me. Ah, I think if the amendment is removed, at his request, since he offered it in the first place, we'll put the bill back in the form it was in when the Senate passed it over to us. And at that time, as he indicated, we can either vote it up or vote it down, and as we all know, it will need at least 89 votes even to become effective by next July, so I think we should support the gentleman, even though it is the esteemed gentleman from Cook, my brother, Bill Walsh."

Hon. W. Robert Blair: "Have all voted who wished? The Clerk will take the record. In this question, there are 70 'Yeas' and 66 'Nays', and the motion having received a majority of the votes cast, is hereby declared carried and the Amendment Number One is tabled. Third reading. On the ah leave of the House Bills, Senate Bills third reading on which there appear Senate Bill 1242 and the Chair recognizes the gentleman from Cook, Mr. Shea."

Gerald W. Shea: "Mr. Speaker, with leave of the House, I'd like to bring Senate Bill 1242 back to the order of second reading for the purposes of an amendment."

Hon. W. Robert Blair: "Ah, all right then. No objection,



why leave's granted and we'll take the bill back to a second reading for purposes of amendment. The Clerk read the amendment."

Fredric B. Selcke: "Amendment Number One, Shea. Amend Senate Bill 1242 on page 1, line 33, by striking 'September 30' and inserting in lieu thereof 'December 15'; and on page 1, by adding after line 33 the following: 'Section 4. Whereas, Municipalities and Counties in need of these funds may be seriously distressed if said funds do not become immediately available available for use, therefore, an emergency exists and this act shall take effect upon its becoming a law'."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Shea."

Gerald W. Shea: "Mr. Speaker, Ladies and Gentlemen of the House, Senate Bill 1242 was put in at the request of the Attorney General of the State of Illinois, and it's in authorization for the Department of Revenue to return to the municipalities and counties of this State, the share of the use tax money that has been turned over to the State because there were no refunds or claims for refunds filed on on this money. Now, when this bill or if this bill passes and becomes law, the Attorney General and the Department of Revenue will then make a distribution to the local units of government and I'd ask for adoption of the amendment."

Hon. W. Robert Blair: "Any further discussion? All those in favor of the adoption of the amendment say 'Yeas', the



opposed 'Nay'. The 'Yeas' have it. The amendment is adopted. Are there any further amendments? Third reading. On the leave of the House, we go to the Speaker's table, ah, there appears House Resolution 196, in which the Chair recognizes the gentleman from McLean, Mr. Bradley."

Gerald A. Bradley: "Mr. Speaker and Ladies and Gentlemen of the House, I'd like to ask unanimous consent to table House Resolution 196."

Hon. W. Robert Blair: "Is there objection? All right, leave will be granted to table HR 196. Leave of the House to go to House Bills third reading, on which there appears House Bill 305 on which the Chair recognizes the lady from DuPage, Mrs. Dyer."

Mrs. Robert C. "Giddy" Dyer: "Ah, Mr. Speaker, ah, Mr. Speaker, with leave of the House, I would like to table House Bill 305 of which I am the chief sponsor. I would appreciate an affirmative vote on this."

Hon. W. Robert Blair: "Is there objection? All right, a leave to table will be granted. All right, with leave of the House, we'll go to introduction and first reading of House Bills."

Fredric B. Selcke: "House Bill 3561, Lindberg. A bill for an act to amend 'The Election Code'. First reading of the bill. House Bill 3562, Lindberg. An act to amend 'An Act conveying the fees and salaries'. First reading of the bill. House Bill 3563, Lindberg. An act to amend 'An act in relation to township organization'. First reading of



the bill. House Bill 3564, Hirschfeld. An act to amend Section 32 of 'An Act codifying the powers and duties of the Department of Mental Health'. First reading of the bill. House Bill 3565, Hirschfeld. An act to amend 'An Act to provide for the right of eminent domain'. First reading of the bill. House Bill 3566, Hirschfeld. An act to amend 'An Act to provide for the right of eminent domain'. First reading of the bill. House Bill 3567, Hirschfeld. Amends 'The Illinois Vehicle Code'. First reading of the bill. House Bill 3568, Hirschfeld. An act to amend Sections 2 and 5 of 'An Act authorizing the Department of Public Works and Buildings to carry out certain improvements'. First reading of the bill."

Hon. W. Robert Blair: "All right, the Clerk advises me that we have received now, about six or seven motions on these amendatory vetoes, so I would urge the members to get those in, while we'll be we'll be getting those up for a consideration. We'll be at ease for just a few moments. We're waiting for the Proposed Rules Changes to be placed on the desks. I understand they'll be coming out in just a few minutes. Ah, on the order of a consideration postponed, with leave of the House, appears House Bill 2 on which the Chair recognizes a gentleman from Lake, Mr. Pierce."

Daniel M. Pierce: "Ah, Mr. Speaker, I ask a leave to return House Bill 2 to the order of second reading for the purposes of offering an amendment."

Hon. W. Robert Blair: "Hearing no objection, we'll take



House Bill 2 back to the order of House Bills second reading for purposes of consideration of an amendment, and the Clerk will read the amendment. May I have a little order, please."

Fredric B. Selcke: "Amendment Number One. Amend House Bill 2 by striking 'third' and inserting in lieu thereof, the 'fourth' on Snyopsis, page 2, line 19, page 3, line 13, page 4, line 8, page 4, line 16, page 4, line 29, page 9, line 29, page 9, line 31."

Hon. W. Robert Blair: "The gentleman from Lake, Mr. Pierce."

Daniel M. Pierce: "Ah, Mr. Speaker, the purpose of the amendment is to change the date in this May primary bill from the third Tuesday of May to the fourth Tuesday of May. I offer the, I offer Amendment Number One."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Hyde."

Henry J. Hyde: "Well, Mr. Speaker, Ladies and Gentlemen of the House, this amendment as I understand it, just moves the proposed primary date from the third week in May to the fourth week in May. Ah, is that is that correct, Mr. Pierce?"

Daniel M. Pierce: "Yes, that's all the amendment does, Mr. Hyde."

Henry J. Hyde: "Well, ah, I have no objection, of course, to the amendment going on, because the bill is as bad if the primary is in the fourth week in May as in the third week in May, so I will certainly not object to the amendment."

Daniel M. Pierce: "Thank you for those kind words."



Hon. W. Robert Blair: "The gentleman from Cook, Mr. Simmons."

Arthur E. Simmons: "Can you, can you tell me where Number Two appears on the calendar?"

Hon. W. Robert Blair: "On consideration postponed, on page two, third column, half way down. All right, all all all those in favor of the adoption of the amendment say 'Yeas', opposed 'No'. The 'Yeas' have it. The amendment is adopted. Are there further amendments? Third reading. All right, we're not too far off now from winding up the . . . The Pages are going to be distributing the Proposed Rule Changes, they they have not been considered in full by the Rules Committee, yet, so you can take a look at them overnight and if there are any items that you would desire clarification on and so forth, why convey that to any members of the Rules Committee. They'll be meeting at 9:30 A.M. tomorrow morning. We would propose to put out those rules changes in the Rules Committee and then to adopt them on the floor and then go on to consideration of these motions, ah, that have been filed today. All right, are there are there any any further bills to be tabled now? Any place on the calendar? Have you looked looked the calendar over, so if there are, we can get rid of those today? Leave of the House, we'll go to the introduction and first reading of House Bills."

Fredric B. Selcke: "House Bill 3569, Bartulis. A bill for 'An Act to amend 'Illinois's Vehicle Code''. First reading of the bill."



Hon. W. Robert Blair: "All right, I'm advised now that there has been a fairly complete distribution of these Proposed Rule Changes. Any of the members that do not have them, if you'll just stand by after we adjourn, why I'm sure they'll be there, or you can pick them up down here at the Clerk's desk, if you're interested in looking at them. All right, introduction and first reading of House Bills."

Fredric B. Selcke: "House Bill 3570, Blades. A bill for an act to amend 'The Revenue Act of 1939'. First reading of the bill. No more."

Hon. W. Robert Blair: "On the order of consideration postponed appears House Bill 631 on which the Chair recognizes the gentleman from Cook, Mr. B.B. Wolfe."

Bernard B. Wolfe: "Ah, thank you, Mr. Speaker, Ladies and Gentlemen of the House. I've ask leave to take House Bill 631 from the order of postponed consideration and place it on the order of second reading for purposes of an amendment."

Hon. W. Robert Blair: "If there's no objection, then leave will be granted and it will be taken back to second reading and the Clerk will read the amendment."

Fredric B. Selcke: "Amendment Number Six, House Bill 631, B. B. Wolfe, Amend House Bill 631 on page 5, line 19, by inserting immediately after 'Section 5' the following:
'after the court has determined that the principal parties, or either of them, have submitted to reconciliation services'."

Hon. W. Robert Blair: "What purpose does the gentleman from Cook, Mr. Simmons rise?"



Arthur E. Simmons: "I wanted to question the Number Six, it seems to me that a bill had a more than that."

Hon. W. Robert Blair: "All right, one one moment, well, we'll check it out. Ah, we've numbered this Amendment Number Six. The gentleman from Cook, Mr. B. B. Wolfe, care to address himself to that matter?"

Bernard B. Wolfe: "Yes, Mr. Speaker, Ah, previously adopted by this House are five amendments, the last Number Five, the last one was adopted May 27th, and there have been no amendments since that date and therefore, this would be the Sixth Amendment to that bill."

Hon. W. Robert Blair: "All right, that that matter apparently is clarified now. Do you want to proceed to explain the amendment?"

Bernard B. Wolfe: "Yes, briefly, ah, Mr. Speaker and Ladies and Gentlemen, the amendment the requires the court to make a determination in the this area of of dissolution of marriage, that the principal parties, or either of them, have submitted to reconciliation services."

Hon. W. Robert Blair: "Is there any further discussion? All those in favor of the adoption of Amendment Number Six to House Bill 631, say 'Yeas', the opposed 'No'. The 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading. All right, a Resolutions."

Fredric B. Selcke: "House Resolution 395, Palmer, et.al. House Resolution 396, Conolly, Blair, Choate, et.al. House Resolution 397, Blair, et. al. House Resolution 398, Choate,



et. al. House Resolution 399, Choate, et.al. House Joint Resolution 91, Arrigo, et.al."

Hon. W. Robert Blair: "This is the agreed list. The gentleman from Cook, Mr. Hyde."

Henry J. Hyde: "Mr. Speaker, House Resolution 395 congratulates Charles Richard in the Palos Regional Newspaper of Palos Heights. House Resolution 396 urges the Civil Aeronautics Board to permit direct flight from Chicago to Israel. House Resolution 397, I'd like to read at length, if I may, 'Whereas, today, October 12, 1971, marks the return of Representative Arthur Simmons to the floor of this House, after a long illness; and, Whereas representative Simmons has been uniquely vigilant in guarding against unwarranted unwarranted deviations from the procedures set forth by the constitution of the State of Illinois; and, Whereas, his vigilance has resulted in the active preservation of invaluable rights and duties to the benefit of the people of our State and to the benefit of all Members of this body; and, Whereas, Representative Simmons is the personal friend and colleague of each member of this House; Therefore, be it resolved by the House of Representatives of the Seventy-seventh General Assembly of the State of Illinois, that we joyfully welcome Arthur Simmons back into our midst, that we encourage him to continue to render his unique services, and that we wish him good health; and be it further resolved, that a suitable copy of this Resolution be presented to him.' House



Resolution 398 is a congratulatory resolution to J. Douglas Donenfeld, who served as Parliamentarian of this House and Administrative Assistant to the Speaker. House Resolution 399, if I might read to you, 'Whereas, the Honorable Representative Victor A. Arrigo of the 35th Legislative District has been absent due to a prolonged illness; and, Whereas, his hard work and dedication has contributed immeasurably to the quality of work in the General Assembly; and, Whereas, the several causes he has championed have missed his strong advocacy; and, Whereas, his knowledge and experience have been sorely missed by his fellow members in the General Assembly; Therefore, be it resolved by the House of Representatives of the Seventy-seventh General Assembly of the State of Illinois, that we welcome Victor A. Arrigo back and sincerely wish him a continued outstanding service to the people of Illinois and that a suitable copy of this preamble and resolution be presented to the Honorable Representative Victor A. Arrigo.' House Joint Resolution 91 congratulates Congress and Congressman Frank Annunzio for making Columbus Day a National Holiday. Mr. Speaker, I move adoption of the agreed resolutions."

Hon. W. Robert Blair: "All those in favor will say 'Yeas', opposed 'No', the agreed resolutions listed as adopted. Further resolutions? Gentleman . . ."

Henry J. Hyde: "Mr. Speaker, I now move that this House do stand adjourned until 10:00 A.M. tomorrow morning."

Hon. W. Robert Blair: "Okay, there'll be a Rule Committee



Meeting at at . . ."

Henry J. Hyde: "At 9:30 A.M. in the Speaker's Chambers."

Hon. W. Robert Blair: "Right. Hold the motion for just a second. The gentleman from McHenry, Mr. Lindberg."

George W. Lindberg: "Ah, Mr. Speaker, the House Commission on Ethics and Government will continue its hearings immediately upon adjournment in Room M-3."

Hon. W. Robert Blair: "Any further announcements? All right, the all those in favor of the adjournment motion say 'Yeas' the opposed 'No'. The 'Yeas' have it and the House will stand in adjournment until 10:00 A.M. tomorrow morning."

Adjourn at 3:55 O'Clock P.M.

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