

Speaker Blair: "All right, the House will be in order. The invocation will be by Dr. Johnson."

Dr. Johnson: "We pray. Lord, our Creator Father, you have seen fit to sanctify hard and honest labor. You did this when you created all things and brought them forth as the handiwork of your power. Help us and all who labor here to be about their work in a spirit of devotion and diligence which will bring your favor upon all that we undertake. Enable us to believe that we have here been called to a noble vocation in which we are to serve not ourselves but those who have placed us in the offices we hold. Above all, enable us to recognize that as we carried out our appointed tasks, we do them to magnify your holy name as we pray with the psalmists, bless the work of our hands and our minds that we be faithful stewards. Hear us for your mercy's sake. Amen."

Speaker Blair: "The Roll Call for attendance. Roll Call for attendance. Messages from the Senate."

Clerk Selcke: "A message from the Senate by Mr. Fernandes, Secretary. Mr. Speaker, I am directed to inform the House of Representatives that the Senate has adopted the following Senate Joint Resolution and the adoption of which I am instructed to ask concurrence of the House. Senate Joint Resolution 72 adopted by the Senate June 6, 1974 by a 2/3 vote. Edward E. Fernandes, Secretary. A message from the Senate by Mr. Fernandes, Secretary. Mr. Speaker, I am directed to inform the House of Representatives that the Senate has passed the Bill of the following title and the passage of which I am instructed to ask concurrence of the House. Senate Bill 1355, 1595, 1550, 1559, 1633 passed the Senate June 5, 1974. Edward E. Fernandes, Secretary. Mr. Speaker, I am directed to inform the House of Representatives that the Senate has concurred with the House in the passage of the Bill of the



following title. House Bill 2417 and 2418 passed the Senate June 5, 1974. Edward E. Fernandes, Secretary.

Speaker Blair: "Committee Reports."

Clerk Selcke: "Mr. Walsh from the Committee on Rules to which House Resolution 622 was offered reports the same back with the recommendation that the Resolution be not adopted. Mr. Walsh from Rules to which House Resolution 696 was referred reports the same back with the recommendation that the Resolution be not adopted. Mr. Duff from the Committee on Judiciary to which House Bill 2826 was referred reports the same back with the recommendation that the Bill do pass. Ms. Dyer from Higher Education to which House Bill 2309, 2757 were referred recommend the Bills be assigned to interim study calendar. Mr. Randolph from Revenue to which House Bill 2268 was referred reports the same back with the recommendation that the Bill do pass. Mr. Wall from Registration and Regulation to which 2498, 2499, 2530, 2531 were referred reports the same back with the recommendation that the Bills do pass and be rereferred to Appropriations. Mr. Wall from Registration and Regulation to which House Bill 2752 was referred reports the same back with the recommendation that the Bill do pass. No further Committee Reports."

Speaker Blair: "Introduction First Reading."

Clerk Selcke: "House Bill 2860, McClain, appropriates \$5000 to the Department of Registration and Education, First Reading of the Bill. House Bill 2861, Shea et al, amends an Act concerning public utilities, First Reading of the Bill. House Bill 2862, Calvo et al, appropriates \$3,220,000 to the Department of Transportation, First Reading of the Bill. House Bill 2863, Getty et al, appropriates \$500,000 to the Illinois Law Enforcement Commission, First Reading of the Bill. House Bill 2864, Grotberg et al, amends the Public



Utilities Act, First Reading of the Bill. House Bill 2865, J.M. Houlihan et al, amends the Chicago Policemen's Annuity and Benefit Fund, First Reading of the Bill. House Bill 2866, Collins et al, amends the Capital Development & Bond Act, First Reading of the Bill. House Bill 2867, Duff et al, appropriates \$200,000 to the Department of Conservation, First Reading of the Bill. House Bill 2868, Lundy et al, amends the Revenue Act, First Reading of the Bill. House Bill 2869, Getty, makes the following appropriation for the ordinary and contingent expense of the Dangerous Drugs Commission, First Reading of the Bill. House Bill 2870, C.L. McCormick, amends the City Employees Article of the Illinois Pension Code, First Reading of the Bill."

Speaker Blair: "Agreed Resolutions."

Clerk Selcke: "House or Senate Joint Resolution 72. House Resolution 991, Hirschfeld. House Resolution 992, Collins et al. House Resolution 993, Terzich et al. House Resolution 994, Ewell et al. House Resolution 995, Hyde et al. House Resolution 996, Choate. House Resolution 998, Brandt et al. House Resolution 999, Fary et al. Whereas on the ninth day of June in the year of our Lord 1974 an event will occur in the city of Chicago which will terminate the heretofore confirmed bachelorhood of the Honorable Walter S. Kozubowski, distinguished Representative of the people of the 23rd Legislative District and whereas, on that great day in Walt's life he will have the privilege of taking Miss Patricia Ann Depat as his lawfully wedded wife ending 34 years as a single man and whereas, this happy union will joyfully conclude a one year courtship which began when Miss Depat first met Walt while seeking employment in local government and whereas, Ms. Depat has now found herself a lifetime job as the wife of a politician which as many campaign



weary wives might well attest will be harder than working in the local government and whereas, Walt is indeed fortunate to have one such a charming and intelligent lifetime partner as Patricia Ann who holds a degree in political science and psychology from DePaul University and who is currently working on an advanced degree in education and whereas, Patricia and Walt will be united in Holy Matrimony in ceremonies at St. Mary's, Star of the Sea in Chicago followed by a true polish style reception at the Golden Age Restaurant in Evergreen Park and whereas, the new Mr. and Mrs. Kozubowski and their guests will be dining on a polish gourmet dinner, chicken, beef and sausage which only a cook of polish ancestry can prepare and which will fortify Walt for the last weeks of this Session of the General Assembly and whereas, the happy couple may not even need a honeymoon following their elaborate reception which will feature the happy, snappy music of Eddie, one of America's most renowned polka bands and whereas, because Walt and Patricia will have to delay their post-nuptial holiday until after the close of the General Assembly and it is the duty of this House to finish our business before June 30th so that Walt and Patricia Ann won't have to endure weeks of separation at the very beginning of their married life, be it therefore resolved by the House of Representatives, 78th General Assembly of the State of Illinois that the Members of this House extend our heartiest congratulations to our Honorable colleague, Walter S. Kozubowski and his bride to be, Miss Patricia Ann on their forthcoming marriage and be it further resolved that we vigorously demonstrate our affection for Walt and his new bride by giving them copies of this Resolution and more importantly by giving them the best wedding present we can offer, a speedy end to the 1974 Session of the



78th General Assembly."

Speaker Blair: "Mr. Fary."

Fary: "Mr. Speaker and Ladies and Gentlemen of the House, there comes a time in every man's life when he does something very foolish. Walter, you and I are running mates. All I can say to you is, farewell, old friend. Welcome to the club. I will now yield to you to explain to this great House of Representatives this nonsense of yours."

Speaker Blair: "Mr. Kozubowski."

Kozubowski: "Thank you, Mr. Speaker and my fine running mate, John Fary. I would just like to thank the Members of the House for their courtesy and their best wishes. Thank you very much."

Speaker Blair: "Mr. Borchers."

Borchers: "Mr. Speaker and fellow Members of the House, about three or four days ago there was an editorial in the Decatur Herald and Review that it costs \$300 per Resolution to be put through this House. Now, I want to call it to the attention of the House because I wanted you all to realize we have a financial responsibility and arrangement in this matter and we should carefully watch and see that everything goes according."

Clerk Selcke: "House Resolution 992, Collins, Blair et al, whereas June 3, 1974 marks the 37th anniversary of the birth of our good friend and highly respected colleague from Joliet, Illinois, the Honorable Harry D. Leinenweber and whereas, Representative Leinenweber was born and raised in Joliet where he attended public school and now lives with his charming and lovely wife and their four children and whereas, he earned an A.B. degree with honors in history at the University of Notre Dame in 1959 and graduated from the University of Chicago Law School in 1962 and was admitted to the Illinois Bar



and whereas, during the 10 years from his entering the practice of law in Joliet as a partner in the law firm of Benson, Stepvitch, McGary and Kennedy Ltd. to his election to the General Assembly in 1972 he gained prominence in Joliet in the legal profession and the Republican party and whereas, he was city attorney for the city of Joliet from 1953 to 1967 and in 1968 was appointed special prosecutor by the order of the circuit court where he served notably until 1970 and whereas, his political career began in Joliet in 1962 when he joined the Will County Young Republican organization for which he served as the director from 1963 to 1971 and its president in 1965 and includes his political activity as a precinct committeeman since 1966 and whereas, besides his legal and political interests, he is the co-founder of the Joliet Montessori School which endeavors to develop a child's initiative by emphasizing individual liberty and the training of the senses and muscles through special exercises and games, and whereas, his outstanding legal experience as private practitioner, city attorney and special prosecutor make him a legislator who knows the precise meaning of the language and is a knowledgeable Member of both the Judiciary I and Judiciary II Committees as well as the Committee on Agricultural and Natural Resources, therefore be it resolved by the House of Representatives of the 78th General Assembly of the State of Illinois that we give voice to our heartiest congratulations and say to our highly respected, much appreciated colleague, the Honorable Harry D. Leinenweber, happy birthday, Harry and many, many more of them, each more joyous than the last one celebrated and that a suitable copy of this preamble and Resolution be presented to him as a memorial of this happy occasion that he may share with his



family to help them bear his absence from them while on legislative duties here in the General Assembly."

Speaker Blair: "Mr. Collins."

Collins: "Mr. Speaker, Ladies and Gentlemen of the House, I know that we all want to join in wishing my seat mate and your running mate, Representative Leinenweber a happy birthday and in moving for the adoption of the Resolution, I would like to ask Adeline and Representative Tipword if he is here to join in a happy birthday song for Representative Leinenweber. And Representative Kriegsman. I apologize."

Geo-Karis: "Ladies and Gentlemen, may we all sing happy birthday to Harry."

Speaker Blair: "Mr. Leinenweber."

Leinenweber: "Mr. Speaker, Members of the House, this is very much appreciated, almost as much as if I had gotten the 300 cost Bill but nevertheless, I do appreciate the honor."

Speaker Blair: "Mr. William Walsh."

Walsh: "Other Agreed Resolutions, Mr. Speaker. House Resolution 991 congratulates Mr. Greg Speida as being the most remarkable member of the Tuscola High School class of 1974. House Resolution 992 discusses at some length concerning our colleague, Harry Leinenweber. House Resolution 993 also takes note of our colleague, Walter Kozubowski's forthcoming betrothal and that is sponsored by Representatives Terzich, Capparelli et al. House Resolution 994 congratulates Mrs. Gladys Recht who is celebrating her birthday. House Resolution 995 has some substance to it, Mr. Speaker and it directs that the Illinois Legislative Investigating Commission hold hearings throughout the State and communities of various socio-economic character for the purpose of determining the extent and pattern of criminal behavior regarding the sale and use of drugs to and among persons attending



junior highs and high schools in our State. Further, it formulates specific recommendations including but not limited to statutory changes for more effective enforcement of the law regarding the apprehension and punishment of criminals who distribute illegal drugs and finally, report its finding and recommendations to the General Assembly upon the conclusion of its investigation. House Resolution 996 resolves that the Members of this House extend best wishes and good luck to the Wildcats of the Anna-Jonesboro High School in their effort to be the State Baseball Champions. House Resolution 998 directs that the Metropolitan Sanitary District congratulates the Metropolitan Sanitary District of Greater Chicago in their activities in the recent disaster which attended Chicago citizens who live in the area of the Bulk Terminals Corporation. House Resolution 999 was Representative Fary's Resolution regarding our colleague, Walter Kozubowski and Mr. Speaker, I move the adoption of the Agreed Resolutions and I have one more that requires a Roll Call vote."

Speaker Blair: "Is there question on the adoption of the Agreed Resolution? Mr., the Gentleman from Winnebago, Mr. Giorgi."

Giorgi: "Mr. Speaker, I heard the Majority Leader speak about a Resolution that has to do with the Illinois Crime Investigating Commission and I wonder if he will amplify on that a little bit because it seems like their budget keeps expanding and the crime rate keeps expanding and I think they are looking for other avenues to spend more money and I don't know if what they are doing is effective to begin with. I would like him to amplify on that Crime Investigation Commission Resolution."

Speaker Blair: "All right, is there, well, wait a minute. Mr. Walsh, Mr. Hyde, Mr. Hyde, O.K."



GENERAL ASSEMBLY

STATE OF ILLINOIS

HOUSE OF REPRESENTATIVES

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Hyde: "Thank you, Mr. Speaker. Mr. Giorgi, I wish I could see you. Where are you? Oh, ah..... this Resolution asks the Legislative Investigating Commission to hold hearings concerning drug abuse in high schools and junior high schools. Statistics have recently been received from Dr. Bakalis' office and others indicating the problem is almost engulfing us. Far from getting better, it's getting worse, and while the Investigating Commission has enough to do, as a former co-chairman, I know the expertise that this staff in this particular field and it was my hope that this Commission could hold hearings at selected high schools and junior high schools throughout the State to determine the nature and extent of the problem they have and make suggestions concerning maybe changing the law, maybe changing procedures, maybe changing the drug abuse courses that they're using in schools, so they aren't courses in teaching kids how to use drugs, but on the contrary turning them away from drugs. We have a serious problem and if this Commission is best equipped to look into it for us."

Speaker Blair: "Mr. Giorgi."

Giorgi: "Yes, Mr. Speaker, in reply to Representative Hyde, I think this Resolution could have gone to the Judiciary I or II Committee, because I think something should be told to the Illinois Investigating Commission because their budget is now approximating one-half million dollars. They've conducted at least ten studies last Session and I don't see one Bill....."

Speaker Blair: "One moment. For what purpose does the Gentleman from Cook, Mr. Dunn, arise?"

Dunn: "I can't hear the debate, Mr. Speaker."

Speaker Blair: "All right. Will the Members please quiet down so the debate may be heard."

Giorgi: "Mr. Speaker, Mr. Hyde, and Members of the General Assembly. The crime rate keeps increasing. The



expenditures by the Law Enforcement Commission, State of Illinois, is in the millions of dollars. The budget for the Illinois crime investigating commission is also one-half million dollars. They have published ten studies and you'd think they had a whole stable of novels. I haven't seen any legislation introduced to back the high crime rate, the increase in crime rate and I haven't seen any legislation introduced to combat some of the studies that have proven some of the facts, so how long are we going to go around expending money, conducting studies, conducting hearings, when People in those fields are already doing those things. For example, all the counties in the 102 studies has drug abuse problems. They have people addressing themselves to drug abuse problems. I don't think the Illinois Investigating Commission should go into those counties, if they are aptly doing their jobs. I think this is just bad money pouring down the rat hole and I think they are just spending too much money and I want to object to the agreed Resolution."

Speaker Blair: "All right, Mr. Hyde wants to be recognized. Mr. Hyde."

Hyde: "Mr. Speaker, Ladies and Gentlemen of the House, I am very dismayed that Mr. Giorgi will object to the Illinois Legislative Investigating Commission, making a study of drug abuse in high schools and junior high schools. His own leadership has co-sponsored this, but if that is his objection, ah..... so be it. Let him live with it and I'll ask that it be taken out of the Agreed list then. At the appropriate time today, I would like the opportunity to make the Motion to suspend the rules for its immediate consideration and adoption."

Speaker Blair: "All right, in order to obviate this problem, we'll..... the Majority Leader will withdraw that and



when we get to the Order of Motions, the Chair will recognize the Gentleman to put his Motion with respect to this Resolution. Is that satisfactory? All right, then, the Gentleman now moves for the adoption of the Agreed Resolution. This particular resolution is not included in the Agreed Resolutions. What was the number of that, Mr. Walsh? All right, all those in favor, say 'aye'. Opposed 'no'. The 'ayes' have it and the Agreed Resolutions are adopted. Mr. Walsh."

Walsh: "Mr. Speaker, and Ladies and Gentlemen of the House, there is another Agreed Resolution which requires, under the Constitution, that we have a two-thirds vote and it is Senate Joint Resolution 72. Now, it provides and I'll read it, it's short. Resolved by the Senate of the 78th General Assembly, the State of Illinois, the House of Representatives concurring herein, that pursuant to Paragraph 3 of Section 5 of Article IV of the Constitution, the General Assembly determines that the public interest requires that the meetings of the Legislative Audit Commission for the purpose of considering background information reports of candidates for the Office of Auditor General, in connection with making recommendations to the General Assembly, be closed to the public and that the Legislative Audit Commission is authorized to hold closed meetings for such purpose. Now, Mr. Speaker, I solicit an 'aye' vote on a Roll Call vote on this measure."

Speaker Blair: "Any discussion? The question is, shall SJR 72 be adopted. All those in favor, will vote 'aye'. The opposed 'no'. This requires 118 votes. Have all voted who wished? You need 118. All right, it needs 118. Mr. Ebbesen? Mr. Ron Hoffman. All right, what's happening is we've got.... look at the Board. My lights aren't working up here and your lights are probably not working on your desk. There's



some electric failure, but if you'll look at the Board, if your lights aren't working.... Ron Hoffman is 'aye' on the Board. Phil Collins is 'aye'. Push your button, Joe. Tim Simms 'aye'. You're on there. All right, have all.... Mr. Mann."

Mann: "Mr. Speaker, I apologize for this inquiry. I guess I wasn't covering the debate. Could the Clerk read this Resolution or summarize it for us?"

Mr. Blair: "All right, what it does, it simply ah.... allows the Audit Commission to meet in closed Executive Sessions to consider the investigory reports that were made in connection with their recommendations for the General Assembly for the position of Auditor General and they cannot do that under the Constitution unless there's a two-thirds vote of the Senate and the House. Now, Mr. McPartlin, do you have anything to add to that? As I understand it, that's the thrust."

McPartlin: "Mr. Speaker, that's absolutely right. This Resolution was put in the Senate this morning. It passed the Senate 47 to nothing and this is exactly what it does. It investigates three top individuals that have been voted on by the Legislative Audit Commission for the position of Auditor General, but what we have to do and what was brought out in one of our meetings was to investigate these three top individuals and go into a background information on each one and all this.... I think this is the first time that this Resolution has ever been used, but it's the first time, and I think it's a good thing that it will bring it before us and then we can take a look at each one of these individuals in their right perspective."

Speaker Blair: "Ah.... Mr. Lundy."

Lundy: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House, will the Sponsor of the Resolution yield for a question?"

Speaker Blair: "He indicates he will. Mr. McPartlin."



Lundy: "I take it, the purpose in closing this meeting is to keep from public disclosure and dissemination of the results of the report. Does it follow from that that the results of these reports would be available to Members of the House and Members of the Senate who will be required to vote on the choice of the Auditor General?"

McPartlin: "This gives the prerogative to each Member of the Auditor Commission to look into the extensive report on each individual who has been brought before the Legislative Audit Commission. Now this is of a very personal nature. From what I understand, there are income tax returns going back five years on some of these individuals. Everything is there that we can't look at, which I think is a very, very good healthy thing."

Lundy: "I would agree with the Gentleman that the Members of the Legislative Audit Commission ought to conduct this thorough investigation and I think I also agree that it would not be wise to open this session to the public and to the press. However, I am concerned that in passing this Resolution, we not in any way reply or say exquisitely that Members of the House and Senate, who will be called upon ultimately to vote on the qualifications of whoever the Legislative Audit Commission recommends will not have access to the material. Now is it the intention of the Sponsor that in passing this Resolution, we do not, we do not in any way deprive Members of the House and Senate of access to the data, which will be considered by the Audit Commission."

McPartlin: "As far as the Audit Commission is concerned, this would definitely be a separate issue. This is what has been brought up in our meetings and this is why we put this Resolution in. Now, when this... what we have do, in the Legislative Audit Commission, is have



a three vote requirement, which is actually going to happen, both on the Senate Floor and also on the House Floor, so at that time, this probably could be brought up at this time, but right now, this is for our own personal information, to go into the background of the individuals that are being considered for the position of Auditor General."

Lundy: "And the information that the Commission will be reviewing today would be available to Members of the House and Senate. Is that correct?"

McPartlin: "Probably at the time when it hits both the Floors of the House and Senate, yes."

Lundy: "Well, if there's any question about it, then I would ask the Gentleman to hold the Resolution until we can clarify the matter."

McPartlin: "Like I said earlier, this is the first time, I believe, under this Article, that a Resolution has ever been brought before the House or the Senate. Now this is under Section 5 of Article IV of the Constitution. I think this is the first time that this has ever been used and what we want to do, ah.... we want to have these individuals that are confronted before us right now. We want to make judgement on them. Now we need three-fifths out of 12, which is 8 Members of the Legislative Audit Commission to recommend, all we do is recommend, by a Senate Joint House Resolution a Member that we will pick out and this will be our recommendation to the House and to the Senate. Now, at the time it comes before the House or the Senate, you can go back to Section 5, Article IV and probably do the same thing, or it will be in either Committee. It will be in Executive Committee, it will be in the Senate and it will be in the House and at that time, any Member would be required to do their thing, whatever they wanted to do."



Lundy: "This Resolution does not deal with the question of whether Members of the House and Senate will have access to this information. Is that right?"

McPartlin: "Right. Positively, you hit it right on the head."

Lundy: "Thank you."

McPartlin: "And I ask for your support."

Speaker Blair: "Any further discussion? All right, have all voted who wished? The Clerk will take the Record. On this question, there 127 'ayes', 20 'nays' and SJR 72, having received the required two-thirds vote, is hereby declared adopted."

Clerk Selcke: "Mr. Washburn from which House Bill 2796 was referred, reported sending back with the recommendation the Bill do pass. Washburn from Appropriations which House Bill 2797 was referred, reported sending back with the amendments thereto, with the recommendation the Amendments be adopted and the Bill, as amended, do pass. Mr. Washburn from Appropriations which Senate Bill 1501 was referred, reported sending back with the recommendation that the Bill do pass."

Speaker Blair: "All right, you can't.... the voting isn't open anymore, Doc, that's why it won't come on now. We'll try it again here when we clear the Board. Let me open the Board up here a minute. Try your switches to see if they're working. Your's is all right now. Let me explain what the problem is. There is some short circuit in the electric system and it seems to be in connection with the overhead lights, and we simply can't hold the power. The lights fade out, so you're not getting any light on your desk, when you're voting. You look up at the Board, why you'll be able to see if you've voted. That's the only way I know how to do it. We're having some problem getting the electrician in because there's a strike



going on someplace. O'kay, we'll clear the vote now.  
Mr. Walsh do you have something?"

Walsh: "Mr. Speaker, have we ah.... adopted Senate Joint  
Resolution 72?"

Speaker Blair: "Right."

Walsh: "Now, back to the Agreed Resolutions. I understand  
that the objection has been removed to House Resolution  
995. That's the one ordering the Legislative Investi-  
gating Commission to look into drug abuse in high  
schools and junior high schools and so I therefore  
move the adoption of House Resolution 995."

Speaker Blair: "All right, ah..... we're now back on the  
Order of Agreed Resolutions and the Gentleman has  
moved for the adoption of Resolution 995. All those  
in favor, say 'aye'. Opposed 'no'. The 'ayes' have  
it and the Agreed Resolutions are adopted. Two quick  
Senate Bills, First Reading."

Clerk Selcke: "Senate Bill 1284. An Act making an appro-  
priation to the Department of Finance. First Reading  
of the Bill. Senate Bill 1359. An Act to provide  
for the ordinary and contingent expenses of the  
Environmental Protection Agency. First Reading of  
the Bill."

Speaker Blair: "All right, now in order to get behind all  
these various Motions that have been put with respect  
to Bills that have been in the Rules Committee and  
so forth, I'm going to go to the Order of Motions at  
this time and we'll simply go right down the list.  
We're on Motions on page 5 and we'll just go right down  
those now and get them called. Doctor Douglas' is  
first."

Clerk Selcke: "House Bill 1432. Douglas."

Douglas: "Mr. Speaker and Ladies and Gentlemen of the House,  
House Bill 1432 was a Bill that was introduced last year  
and referred to the Judiciary II Committee, which deals





with the question of the registration of hand guns. This Bill was in the process of being heard in the Judiciary II Committee, but was referred to the Interim Study Calendar, as was true with many other Bills. It never received its doom. There was one hearing, briefly, in the Chicago area. The subcommittee was assigned to study it, was ready to have hearings elsewhere in the State. The issue of handgun control and I'm not talking about the substance of the issue. I'm talking about hearings on the issue, which this General Assembly should feel responsible to deal with in this Session of the Legislature for the People of the State of Illinois. It's hanging in the balance and I would like the support of the House to have this Bill returned to the Judiciary II Committee, so that hearings could be held on the subject of expanding the idea of registration of handguns and it only deals with handguns and I would ask for the favorable consideration of the House in getting this Bill back to the Judiciary II Committee for hearing."

Speaker Telscer: "Gentleman from Cook, Representative William Walsh."

Walsh: "Well, Mr. Speaker and Ladies and Gentlemen of the House, the Gentleman has indicated that he has no intention of this Bill passing and there isn't really a fondest hope that anything will be done in this Session, substantively, to provide for handgun controls. The Gentleman suggests that this Bill be used as a vehicle in the Judiciary Committee for studying the question. Might I suggest to him that a better vehicle might be a Resolution of this House, asking that the Judiciary Committee do this and not upset the procedure which we, all of us, have adopted in an effort to limit the activities of this Session. Now it can be done, I think, more expeditiously by means of a



Resolution then it can be removed from the Rules Committee, going through the problem of assigning it and having testimony on the Bill, when there is no intention of doing anything with the Bill, but to use it as a vehicle, so I urge you for those reasons to vote 'no' on the Gentleman's Motion."

Speaker Telcser: "Gentleman from Macon, Representative Borchers."

Borchers: "Mr. Speaker and fellow Members of the House, there may not be remembered by the Members, but there is already a Handgun Study Commission, of which I, for one, is vice-chairman. It's in the Senate. It's a Bill, now, being used.... sponsored by Senator Daly, to fund \$15,000 for the purpose of this Study. One Commission hearing has already been held in Chicago and as soon as the Legislature and Senate recess for the summer, we are going to continue hearings throughout the State upon this very matter, so I would suggest that it's unnecessary to rehear or to have the Judiciary to hear this Bill. We are already in process of taking care of it, so I suggest a 'no' vote, to save a little time."

Speaker Telcser: "Gentleman from Cook, Representative Rayson."

Rayson: "Well, Mr. Speaker and Members of the House, for many years I thought these kinds of Motions were procedural, but I guess we all know we lurk in the back of our minds what is the substance of these Bills on these Motions and I suggest, notwithstanding, the Majority Leader's pragmatic reasons why we should get on with other business and notwithstanding the distinguished Gentleman who is going to come in with a Handgun Investigation. I suggest that we ought to hear something that is going to affect our society today. There's something like 889 murders, homicides



in Chicago alone, a figure that's doubled in the last ten years. Representative Douglas and others have been working very hard on the passage of this legislation. They've had hearings on it in Chicago and distinguished people who know something about handgun control have appeared in Committees and rendered expertise on the matter, so I suggest, without speaking on the merits that it's important enough; it's compelling enough for us to consider it this Session when we're not doing much of anything anyway, so I suggest that ah....., responsibility suggests that we give this Motion at least enough green lights to move ahead on the legislative process."

Speaker Teclser: "Gentleman from Perry, Representative McGrew."

McGrew: "I move the previous question."

Speaker Teclser: "Gentleman moves the previous question. Gentleman has moved the previous question. All in favor, signify by saying 'aye'. Opposed 'no'. Representative Douglas to close."

Douglas: "Well, Mr. Speaker, I'm in a delimma, because there are differences of opinion. The only concern I have and Representative Walsh put it quite well, I'm perfectly willing to admit, with the circumstances being what they are, in this General Assembly, in a lame duck session, that we're not about to pass handgun legislation, that would be of any importance in the State between now and January 1. If I had the assurance that there was some adequate mechanism where the People of this State, deeply concerned about this extraordinary important issue, which every day leads to unnecessary deaths throughout this State, I would be perfectly willing to even withdraw this Bill, but I have not seen any clear cut evidence that the handgun commission or anything else is really moving in that



direction. I would prefer to see this Bill go up or down at this Point. If it does go down, then I would be glad to discuss with the Minority Leader, his suggestion of a Resolution and I ask for your favorable vote."

Speaker Telcser: "The Gentleman has moved to take House Bill 1432 from the Rules Committee and have it returned to Judiciary II. All those in favor of the Gentleman's Motion, signify by saying 'aye'. The opposed by voting 'no'. This will take 89 votes. Gentleman from Cook, Representative Kosinski, to explain his vote."

Kosinski: "Mr. Chairman, Mr. Sponsor, Mr. Majority Leader, Ladies and Gentlemen of this House, there is actually no need for this consideration. This House, in its wisdom, has passed a Bill sponsored by Representative Kozubowski, which originated in the Senate by Senator Daly, to establish it with public funds.... where am I? Wait.... a Handgun Study Commission, to come up with some attitudes relative to the problem. Now I point out to you that it's somewhat self-defeating if we establish a costly commission to study a problem and then go about these blunders as we are tending to do today. I think they should be held in abeyance. I think first we should give that very astute commission an opportunity to come up with this investigative report and then possibly take some line of attitude. In hence, I vote 'no'."

Speaker Telcser: "Gentleman from Cook, Representative Duff,"

Duff: "Well, Mr. Speaker, Ladies and Gentlemen of the House, ah.... there was a subcommittee established, an interim study commission established to study this subject long before a Commission Bill came before this House. Representative Romie Palmer has been the Chairman of this subcommittee and frankly, it's not important to me on the subject where the vehicle would be a Resolution or



a Bill, but I do think that it is important that we recognize that when we can fund a subcommittee for almost no expense, compared to the establishment of a Commission for thousands of dollars and establish the same task, we ought to take it into consideration and I think it would be appropriate if we might hear from the Chairman of the subcommittee on this subject."

Speaker Telcser: "Have all voted who wished? Take the Record. Representative Holloway. How do you want to vote, Tim? On this question, there are 24 'ayes', 54 'nays'.... You can come up here and the Clerk will put you on. On this question, there are 24 'ayes', 54 'nays', none answering 'present'. Representative Palmer, do you seek recognition, Sir? What purpose do you rise, Representative Palmer?"

Palmer: "Mr. Speaker, has the vote been taken?"

Speaker Telcser: "Has not been declared, no."

Palmer: "Well, first of all, my panel doesn't work and I'd like to be recorded as voting 'yes' and then I would like to explain my vote briefly. Ah.... the subcommittee has had hearings in Chicago on this very important subject, and it is a subject of current, immediate and I feel imperative concern. Now it is a subcommittee of the Judiciary. We made some contribution in this direction. It has been funded. Perhaps we can do the same thing by the Resolution. We had expected, at least my thoughts have been and I have not talked with the other Members of the subcommittees, to transfer to the Commission, that has been established, everything that we have on it, including our recommendation. Again the subject of this is one of extreme importance, to not only the Members of this House, but also the People that we represent. If it doesn't go this way, then perhaps we can do it another way. Thank you, very much."



Speaker Telcser: "On this question, there are 25 'ayes', 54 'nays', none answering 'present' and the Gentleman's Motion fails. On the Order of Motions appears House Bill 1612, for which purpose the Gentleman from Cook, Representative Duff, is recognized."

Duff: "Mr. Speaker and Ladies and Gentlemen of the House, because I will have a number of Motions to make in this regard, at this time, to save the time of the House, I would like to move to Table the Motion to take from the Rules House Bill 1612 and the next one on the list, House Bill 2010 and keep them in the Rules Committee."

Speaker Telcser: "Gentleman has moved to Table the Motion on the Calendar, with respect to House Bills 1612 and 2010. Are there any objections? Hearing none, those two Motions will be Tabled. On the Order of Motions appears House Bill 2019, for which purpose the Gentleman from Cook, Representative Duff, is recognized."

Duff: "Mr. Speaker, Ladies and Gentlemen of the House, we had a prolonged discussion yesterday afternoon on the problem of usuary in Illinois, House Bill... and we did amend a Senate Bill to accomplish a 9-1/2 percent increase in usuary rates. House Bill 2019 is another approach to the problem. There is no certainty at this time, to the best that I've been able to determine, what the final resolution of this kind of problem should be. It is my understanding that the Governor has not yet made up his mind what he will do or under what method he will do it, if he does it. 2019 does offer a method of approach to the solution, which is different and I would like to move at this time to take House Bill 2019 from the Rules Committee and be referred to the Committee on Assignment of Bills."

Speaker Telcser: "Is there any discussion? Gentleman has moved to take House Bill 2019 from the Rules Committee



and refer it to the Committee on Assignment of Bills. All in favor of the Gentleman's Motion, signify by voting 'aye', the opposed by voting 'no'. It takes 89 votes." Have all voted who wished? Gentleman from Will, Representative Leinenweber."

Leinenweber: "Mr. Speaker, I'd like to explain my 'yes' vote on this. Yesterday, we did see, I think 110 votes, on a Bill to raise the limit of interest in the Usuary Act to 9-1/2 percent. There was much weeping and matching of pace by those opposed to the raise on the grounds that someone who would take out a mortgage now, or upon the raise of the interest rates, would be stuck for the remainder of the term of his loan, even though by the act itself, the raise terminated one year from July 1. This Bill, I think, is an imaginative approach and solves that problem by lifting the usuary on home residential mortgages and..... but in return requires that all mortgage lenders permit refinancing without any penalty whatsoever after a three year period. Consequently, if a person gets a mortgage at 9-1/2 percent, after July 1, because of this Bill, if the mortgage market the home loan mortgage market would go down in the future this individual could go to the bank and insist or go somewhere else and get a loan at 8 or 7 percent, whatever the market was at that particular time and he would not be locked in for the term of this mortgage. I think this is an imaginative approach. I would certainly like to have this one go out of the House, too, and so I would certainly urge an 'aye' vote on this."

Speaker Telcser: "Have all voted who wished? It's still open, Toby. You're on Toby. Have all voted who wish? Gentleman from Cook, Representative Duff."

Duff: "Well, Mr. Speaker an explanation of my vote. I've talked about this Bill with most of the Members of the House and have received assurances that we did need two



vehicles. I've talked to the other sponsors of the Bills relative to this subject. It is a different approach. It is the one which takes the limit off of the residential mortgages only and on the condition that there be no prepayment penalty and no renegotiation fees after a period of three years. It has received support of most of the organizations and People who are concerned about this subject matter. I do feel that it would be a healthy thing to have a House Bill and a different approach in consideration on this subject matter. We have tried to find out what the Governor's position would be on this subject and it is clear that in this point in time, he doesn't want to make a final decision on which course of action he will follow. This will offer us an alternative and will offer him an alternative in terms of the decision made. I would very much like to see six more votes, if we could get them up there, so that we can keep the Bill alive."

Speaker Telcser: "Gentleman from Cook, Representative Robert Dunne."

Dunne: "Yes, Mr. Speaker, there are some Members here who have not voted yet on this particular Bill and some of them are ones I particularly talked to yesterday, concerning the Bill that we voted on Usuary rates and I think this gives them the alternative that they were looking for, the opportunity for those who might get a loan at a rate higher than eight percent, to have some relief in the the tight money market should loosen up, so I think this is a good alternative and I wish that some of those that spoke to me yesterday about their concern, about the Bill that we passed yesterday, might put a green light on today."

Speaker Telcser: "Gentleman from Logan, Representative Lauer."

Lauer: "Mr. Speaker, Ladies and Gentlmen of the House, this is an imaginative approach. This is a good approach, because this allows the interest rate to float both upward





and downward as it would follow the general money market. There are other concepts that have been talked about with regard to interest rate bills, but this one would definitely tie because of the forbidden penalty. On the base of renegotiation, this would definitely let that mortgage rate market come downward and it's an excellent concept, because it has a built in consumer protection clause to it. For those of you who supported the year's moratorium yesterday, I would suggest that this is a reasonable alternative to give to the Governor, ah..... and to let another House take care of it, because with adequate study, I think, you would find this to be an excellent Bill. I would strongly suggest an 'aye' vote."

Speaker Telcser: "Gentleman from Cook, Representative Grieman."

Grieman: "Mr. Speaker, Ladies and Gentlemen of the House, at a close reading of the Amendment that we adopted yesterday, ah..... will clearly indicate that the so-called protection that is offered in this Bill is in that Bill, but this Bill does something that yesterday we weren't at all willing to do. This removes all limitations. We talk about floating up and down. This thing is without limitation. At least what we had yesterday gave us a 9-1/2 percent limit. This Bill gives no limit. It gives no protection and I think that the People of this State would be at the mercy of the money lending People if they passed this and I would recommend that those People who voted yesterday for the 9-1/2 cap remain off their levers today on this one. Thank you."

Speaker Telcser: "Have all voted who wished? Take the Record. On this question, there are 87 'ayes', 25 'nays', 20 answering 'present'..... Representative Duff, for what purpose do you rise, Sir?"

Duff: "Well, Mr. Speaker, I do consider this a very serious subject, obviously, and I do think that the Bill does have some merit as an alternative, and I would like to



ask for a poll of the absentees."

Speaker Telcser: "All right, now one second. Mr. Clerk, let's have the roll call first. Do anymore Members want to go on? We've got to wait until the Roll Call gets out of the machine. Mr. Clerk, these Members want to vote 'aye', Fleck aye. Springer 'aye'. Representative Hill, for what purpose do you rise?"

Hill: "At the proper time, I would like to ask for a Verification of the Roll Call."

Speaker Telcser: "Sure you would. Representative McAvoy wants to vote 'aye'. Krause 'aye'. Brummett 'aye'. Flinn 'aye'. Is there anyone else who wishes to go on the Roll Call? Do you persist in polling the absentees, Representative Duff? What do you have, Fred? 93 'ayes'. All right, now, Representative Hill has asked for a Verification of the Affirmative..... All right, now the Gentleman has now asked for a Poll of the Absentees. The Clerk please read the Absentees."

Selcke: "Alsup. Barns. Boyle. Bradley. Brandt. Caldewell. Capparelli. Carter. Chapman. Davis. DiPrima. Ebbesen. Ewell. Farley. Gibbs. Jimmy Holloway. D. Houlihan. Dave Jones. Katz. Keller. Klosak. Kosinski. LaFluer. Madigan."

Speaker Telcser: "LaFluer 'aye'. One minute, Representative Taylor, for what purpose do you rise, Sir?"

Taylor: "Mr. Speaker, I was checking the board, and I was temporarily absent from my seat and I see that my button has been pushed on 'aye'. I'd like to be recorded as voting 'no'."

Speaker Telcser: "Record Representative Taylor as voting 'no'. Representative Maragos, for what purpose do you rise, Sir?"

Maragos: "I'd like to know how I'm voted, Mr. Speaker."

Speaker Telcser: "All right, the Clerk is in the middle of Polling the Absentees."

Maragos: "That's what I want to find out."



Clerk Selcke: "Madigan. Maragos."

Speaker Telcser: "Record Mr. Maragos as voting 'present'."

Clerk Selcke: "Matijeovich. McClain. Merlo. Pappas.

Schisler. Sevcik. Sharpe. Stedelin. Stiehl. Telcser.

Terzich. Wall. Washington. Yourell."

Speaker Telcser: "Record Representative Thompson as.... how's he recorded?"

Clerk Selcke: "The Gentleman is recorded as voting 'yes'."

Speaker Telcser: "Record the Gentleman as voting 'present'.

O'kay, Representative Martin, for what purpose do you rise?"

Martin: "How am I recorded?"

Speaker Telcser: "How's the Lady recorded?"

Clerk Selcke: "The Lady is recorded as voting 'no'."

Martin: "Please change my 'no' to 'aye'."

Speaker Telcser: "Record the Lady as voting 'aye'. O'kay,

Verification of the Affirmative Roll Call has been requested. Will the Clerk read the Affirmative Roll

Call. We'll let you know what we're starting with.

He's figuring it out now. Record Representative McClain

as voting 'no'. McClain 'no'. 94 'ayes'. Representative

Hill. Record Representative Gibbs as voting 'aye'.

That's 95 'ayes'. Representative Madigan, for what

purpose do you rise, Sir?"

Madigan: "Mr. Speaker, there's a reproduction of a newspaper article being circulated through the House, the Illinois State Register entitled 'Resources Offers Needed'. There's no indication as to who is circulating the article and I for one would appreciate it if the circulator would identify himself so we can know who is attempting to influence the House of Representatives."

Speaker Telcser: "O'kay, I think the pages ought to be aware of the Rules. They require that anything that is distributed here, has on that material the source of the person or persons who is distributing that



material. Will the Clerk read the Affirmative Roll Call. We have 95 votes, Representative Hill."

Clerk Selcke: "Anderson. Arnell. Beaupre. Bluthardt. Brinkmeier. Brummett. Campbell. Catania. Clabaugh. Collins. Craig....."

Speaker Telcser: "One minute, Representative Hill, for what purpose do you rise, Sir?"

Hill: "Seeing around the Floor of the House, here, I'd appreciate it if the Clerk would go slower."

Speaker Telcser: "O'kay, proceed."

Clerk Selcke: "Clabaugh."

Speaker Telcser: "Mr. Clerk, record Representative Pappas as voting 'aye'."

Clerk Selcke: "Collins. Craig. Deavers. Dee. Deuster. Douglas."

Speaker Telcser: "Representative Douglas. Record Representative Douglas as voting 'no'. Representative Brummett..... Douglas 'no'. Brummett..... You're recorded as voting 'aye', I think."

Douglas: "That's all right, I was on present. Put me on 'no'."

Speaker Telcser: "Record him as voting 'no'. Go ahead with the Verification. Representative Stiehl, for what purpose do you rise?"

Stiehl: "How am I recorded?"

Speaker Telcser: "Record Representative Stiehl as voting 'aye'. Stiehl 'aye'. Representative Hill, for what purpose do you rise?"

Hill: "May I inquire what's going on?"

Speaker Telcser: "Well, the Clerk is trying.... the Clerk is trying to determine where we are on the vote now. The Members insist on changing their vote in the middle of the Verification. It makes it impossible for the Clerk to keep an accurate count. He's trying to balance it, so we can continue."

Hill: "I'm down to 90 right now."

Speaker Telcser: "Well, now, let's wait until we are done with the verification. Representative Hill, for what purpose do you rise?"

Hill: "Mr. Speaker and Members of the House, I think this is a very important piece of legislation and apparently something has gone wrong with the count, so I would suggest that we start all over again."

Speaker Telcser: "All right, the Clerk thinks that that is a good idea. Now, if the Members would be in their seats, if the Members would be in their seats and listen to the debate and make up your minds, would you please listen? If the Members would be in their seats and listen to the debate and make up your minds and vote, I think we would get about 80 percent more business done during the day and leave here every day at a respectable hour. We're spending all of our time on changing votes and verification and we could really move along much faster. Now, we'll take Representative Duff's Motion again. Representative Dee, for what purpose do you rise?"

Dee: "I'd like to inform the Speaker that the intercom system is not working in the building. The switches in your control is being investigated. There are members who would like to return when these Bills are called, and it's down right now, I've just been advised."

Speaker Telcser: "We've got an electrical problem with the equipment. We're having trouble getting an electrician here to handle it because of a local strike, so that's all the more reason to pay closer attention. Representative Duff has moved to take House Bill 2019 from the Committee on Rules and have the Bill referred to the Committee on Assignment of Bills. All in favor, signify by voting 'aye'. The opposed by voting 'no'. It will take 89 votes. 89 votes. Have all voted who wished? LaFluer 'aye'. He's standing up here, not back by his seat. Have all voted who wished? Take the Gentleman



from Cook, Representative Duff."

Duff: "Well, Mr. Speaker, I'm obviously happy to accommodate Representative Hill's request for a new board, because it's easier for both of us to work the board when the lights are on up there. I find myself, however, in an uncomfortable situation of not being able to explain my vote, which we sometimes need in order to have time to get the votes on the board, as we all know. So I would..... Representative Bluthardt suggests I go for the best two out of three. Ah..... what I hope is the Speaker might give a little time, so we can get the votes on that we had before."

Speaker Telcser: "Anyone else? Have all voted who wished? The switches are still open if you want to vote. Has everyone voted? Have all voted who wish? Gentleman from Lake, Representative Murphy."

Murphy: "Mr. Speaker, do we still have time to explain our vote?"

Speaker Telcser: "Guess so."

Murphy: "All right, in case we do have it. I'd just say I'd like to see this Bill get out on the Floor because of the fact that it has given us a vehicle in the House, I believe that the Usuary Law should be changed and we should limit. We have an opportunity to amend this Bill, so we could amend the add-on part that they have now on loans and I think it's very sensible that we have some limit on the add-on point and if we get this vehicle on the floor, amend it and allow us to do that, so I certainly like to see some more votes get up on the board for this Bill."

Speaker Telcser: "Have all voted who wished? Take the Record. On this question, there are 32 'ayes', 31 'nays'..... Representative Duff, for what purpose do you rise?"

Duff: "Well, Mr. Speaker, on the new Roll Call, I'd like to call the absentees."



Speaker Telcser: "Gentleman asks for a Poll of the Absentees. Will the Clerk read the absentees. Representative.... Mr. Clerk, will you record Representative J. J. Wolf as voting 'aye'. Representative Duff, for what purpose do you rise?"

Duff: "Mr. Speaker, I am curious, is it a fact that the intercom system is not working in the offices or can People hear us now?"

Speaker Telcser: "Well, I really don't know. If Representative Dee says it doesn't work, I can understand that because we are now having problems with the electrical system. I don't know what's going on. Representative Barnes, for what purpose do you rise?"

Barnes: "Thank you, Mr. Speaker. Just to answer Representative Duff's inquiry. I called my secretary and they are not working over there. They are not working."

Speaker Telcser: "Will the Clerk read the absentees."

Clerk Selcke: "Barnes. Beatty. Boyle. Bradley. Brandt. Caldwell. Capparelli. Carter. Catania. Chapman. DiPrima. Ebbesen. Ewell. Farley. Flinn. Garmisa. Gibbs. Hanahan. Hirschfeld. Holloway, Jimmy. Katz. Keller. Klosak. Krause. Martin. McCormick. Mugalian. Redmond."

Speaker Telcser: "Record Representative Mugalian as voting 'aye'."

Clerk Selcke: "Sevcik. Sharp. Stiehl. Taylor. Telcser. Terzich. Thompson. VonBoeckman. Wall. Washington. Yourell."

Speaker Telcser: "Record Representative Catania as voting 'aye'. Anyone else? On this question, there are 34 'ayes', 31 'nays'..... Representative Duff, for what purpose do you rise?"

Duff: "Well, Mr. Speaker, I consider this a very important Bill, as we all know, and there are People who are on this floor and voted 'aye' before, like Representative



Gibbs, who has stepped out. They obviously cannot hear the debate that is going on, which is a normal affect within this House and under the circumstances, I would request that we take this out of the Record, because if we cannot have the People who are Members of the House have the opportunity to cast their votes and be on an important Roll Call, I think perhaps it's an untimely Roll Call. I don't know what the situation is on the communicators, but it is a fact that the People who are off the Floor cannot hear us."

Speaker Telcser: "There are objections to that, Representative Duff. You think you can get 107 votes?"

Duff: "Is it necessary to get 107 votes to take a Bill out of the Record?"

Speaker Telcser: "Well, in the middle of a Roll Call. Gibbs is here. He voted 'aye'. On this question, there are 85 'ayes', 31 'nays', 23 answering 'present' and the Gentleman's Motion fails. House Bill 2061. Representative Griesheimer on the Floor? 2061. All right, Representative Griesheimer has moved to Table the Motion with respect to House Bill 2061. Is there any objections Hearing none, that Motion will be Tabled. On the Order of Motions appears House Bill 2223, for which purpose the Gentleman from Grundy, Representative Washburn is recognized."

Washburn: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House, House Bill 2223 is intended to force the Department of Mental Health to slow down on some of its drastic actions and to require that Department to receive some input from interested persons and associations. A system of planning councils would review and approve or reject the Department's proposed action to close facilities, reduce patient care or to reduce community grants. The Bill has the support of the Mental Health Association. The Association has been working with





various other organizations and has developed an Amendment which would eliminate many objections to the Bill. The emergency nature of this Bill can be illustrated by the performance of the Department of Mental Health in this fiscal year. The General Assembly appropriated funds for various projects, which the Department has refused to expend in accordance with legislative intent. This is a fact that many of the Members are aware of and have had the frustrations of dealing with the Department. This Bill provides an alternative solution to the serious problem. House Bill 2710, sponsored by Representative Jacobs which presents a different but similar approach to this difficulty has been assigned to the Committee on Human Resources and my Motion would allow that Committee of the House to consider the two alternatives. Therefore, I move, Mr. Speaker, to take House bill 2223 from the Rules Committee and that it be re-referred to the Committee on Assignment of Bills."

Speaker Telcser: "Is there any discussion? Gentleman from Cook, Representative Barnes."

Barnes: "Thank you very much, Mr. Speaker. Mr. Speaker and Members of the House, I stand to agree with the Sponsor of this Bill. We just had the opportunity this morning, in the Appropriations Committee, to hear the current appropriation for the Department of Mental Health and I wish every Member in this House would have had that opportunity. In the City of Chicago, one of the questions that was brought up this morning was the fact that the Department of Mental Health is arbitrarily transferring services away from the inter-city, out to suburban area that is hard for any city resident to get out there for service. They're doing that on the premise the service will be better given at the new location, but they ignore the fact that right within the heart of the city, on the west side of Chicago around Roosevelt and Wolfe, is located a facility that is not being used, is under utilized,



that the same people could be receiving these services from. It seems to me that based upon a track record of that sort, where arbitrary decisions are made with no thought of the community or the individual people represented involved, I think we need a Bill of this type. I think we need to monitor some of the arbitrary rules of the Department of Mental Health and I solicit each and everyone of you to give an 'aye' vote for this good piece of legislation."

Speaker Telcser: "Gentleman has moved to take House Bill 2223 from the Committee on Rules and have it referred to the Committee on the Assignment of Bills. All in favor of the Gentleman's Motion, signify by voting 'aye'. The opposed by voting 'no'. 89 votes. Gentleman from DuPage, Representative Gene Hoffman."

Hoffman: "Mr. Speaker, Ladies and Gentlemen of the House, I rise to explain my 'no' vote on this proposal, to take this from Committee. It seems to me like the responsibility of the Governor's Office and the responsibility of this General Assembly is to provide for the welfare of the People of the State of Illinois. If we get to the point where, in order to change an agency, you have to ask those who work there, or those who live in the community who are benefiting one way or another from the fact that that program is there, we will be put in a straight jacket and I don't think this is where we want to be. We want to be in a position where we can make changes and where we can grow and where we can make judgements about movements of these types of facilities. I think as we move into the day and age in which we find ourselves now, in terms of changing concepts, particularly in the areas of the Department of Mental Health, we do not want to straight jacket them. We have the legislative process on an individual basis. I think the fiasco we went through on the Peoria State Hospital in terms of one Governor using a one candidate for Governor, using



that as a campaign issue and then when he got into office found out that the facts were the same whether he was Governor or whether he was a candidate and went ahead and closed it, is an indication of the... ah.... of a good reason to not support this program and therefore, I'm voting 'no'."

Speaker Telcser: "Have all voted who wished? Take the Record. On this question, 109 'ayes', 9 'nays', 3 answering 'present'. The Gentleman's Motion prevails. On the Order of Resolutions, appears House Bill 2272, for which purpose the Gentleman from Cook, Representative Jim Houlihan is recognized."

Houlihan: "Mr. Speaker and Members of the House, this is a Motion to discharge Committee. The Committee was considering House Bill 2272. It was a 10 to 10 tie. The Bill, therefore, remained within Committee. It is a Bill which this House had passed on previous occasion and I would like an indication of ah.... the Chairman of the Committee as to what the intention is in terms of hearing this Bill before we put it up for a vote. It has been scheduled for hearing and postponed a number of times and maybe if I could have some indication of what the Chairman of the Committee or the powers that make those decisions is going to do, I'd appreciate that direction."

Speaker Telcser: "Representative Shea, did you seek recognition? No. Gentleman from Cook, Representative Randolph wish to respond?"

Randolph: "Yes, Mr. Speaker. The Revenue Committee will meet immediately following adjournment tonight. We have a number of Bills left in the Committee. Hopefully, we can get to all of them and this Bill is one to be considered early. We will also meet tomorrow morning at Nine O'Clock if we're unable to meet tonight."

Houlihan: "Mr. Speaker and Chairman, I appreciate that. I notice on the Calendar there's other Bills in that Committee which are listed for ah.... for hearing, there



is a Motion to discharge. Are we going to hear all of those Bills and not hear them discharge?"

Randolph: "I expect to hear all the Bills."

Speaker Telcser: "Gentleman from Cook, Representative Maragos."

Maragos: "Mr. Speaker, I would like to ask the Chairman of the Revenue Committee that we do meet tonight no matter what time we adjourn, because we're going to have cauos tomorrow morning even worse than we had this morning, because we have.... I know personally on the Judiciary I. I've got another Committee that I have before the Vehicle Committee, a couple of Bills and I know the Appropriations Committee is going to meet tonight and tomorrow, so we're not going to be any less in a better condition tomorrow morning than we will be tonight, so I would hope that we could make an honest effort to meet tonight."

Speaker Telcser: "All right, Gentleman from Cook, Representative Shea."

Shea: "Mr. Speaker, I understand from the Chairman of the Committee that we were going to meet tonight after adjournment and consider all Revenue Bills. Is that when we're going to meet now, Mr. Chairman?"

Randolph: "Yes, in D-1, immediately following adjournment."

Shea: "All right, thank you very much."

Speaker Telcser: "Representative Houlihan."

Houlihan: "Ah..... Mr. Speaker, I don't.....The Committee has heard the Bills before, the Bills, similar Bills have been put to the House, maybe to save some time of the Committee, since it has quite a few Bills, we ought to just discharge this. Paul, do you have a strong feeling about this? Will it save you some time? Pardon?"

Speaker Telcser: "Gentleman from McHenry, Representative Skinner."

Skinner: "Mr. Speaker, it seems to me that at least my



colleagues on the Revenue Committee should appreciate that tax relief is an extremely bipartisan thing at this point and if we're going to get it, we're going to have to get an agreement from both sides. Now, we have successfully gone through the maze of the senior citizen property tax relief proposal, can come up with a committee proposal, that we can also do it for the other tax relief proposals if we're given time and if the Members who are both on the Appropriations Committee and the Revenue Committee decide, or at least a couple of them decide to come to a Revenue Committee meeting so that we can have a quorum. Now, Mr. Houlihan wants to get all four or five of the overlapping Members from his side to the Committee meeting, his Bill will get out and nobody else's will and the same goes for the Republican side, but I'm going to be there and I've been there all those times and all you got to do is come to the Committee and get your Members there and we'll hear it. On that note, Mr. Speaker, I'd like to call my Motion."

Houlihan: "I'd like to thank Mr. Skinner for clipping the scales in terms of how I want to do that."

Speaker Telcser: "Is there any debate? Gentleman from Cook, Representative William Walsh."

Walsh: "Mr. Speaker, I certainly would like to suggest that if the Gentleman persists in his Motion after being told that every effort is being made this afternoon to hear the Bill in Committee, I would hope that everyone in this House would vote 'no'. He is advocating chaos in this House and absolute advocacy of the Committee System, so I suggest to you, Mr. Speaker, that I would hope that the Gentleman would reconsider, but if he does not, I certainly ask that everyone in this House vote no on the Gentleman's Motion."



Speaker Telcser: "Is there further discussion? Gentleman wish to close the debate? Representative Houlihan to close?"

Houlihan: "Mr. Speaker, the Majority Leader failed to recognize the fact that this Bill has been considered before. It's been postponed on a number of occasions for I think rather arbitrary reasons and I think that's unfair to the Committee and to the Members of this House to say that it's going to be heard again if that's what has always been said. It has been heard once. It's been voted 10 to 10, a tie vote. I think the House has a proper function in dealing with this matter."

Speaker Telcser: "Gentleman has moved to take House Bill 2272 from the Committee on Revenue and place the Bill on the Calendar on the Order of Second Reading. All in favor of the Gentleman's Motion, signify by voting 'aye'. Opposed by voting 'no'. This Motion will take 89 affirmative votes. Anyone wish to explain their vote? Record Representative Mann as voting 'aye'. Gentleman from Cook, Representative Schlickman."

Schlickman: "Mr. Speaker, Members of the House, this is the Bill that would exempt the sales tax from prescription and nonprescription drugs and medicines and medical supplies. It's a Bill that has had bipartisan support and a Bill which is almost identical to two previous Bills overwhelmingly passed by this House previously. It appears that the matter of tax relief has become a political partisan issue, and in becoming a political partisan issue the People that are in need of tax reform and relief in this State are suffering. I see no purpose, Mr. Speaker, Members of the House, to have this Bill flounder in Committee and to be treated as it has been and I would urge that the Membership of this House give the number of 'yes' votes needed to bring the Bill to the Floor so that we can dispose of it as we have



previously."

Speaker Telcser: "Have all voted who wished? Gentleman from Cook, Representative Jim Houlihan."

Houlihan: "Mr. Speaker, I would like to explain my vote and urge at least 27 additional Members of the House.... 28, 27....I can't keep up with that. I would like to have enough support so this Bill could be considered before the entire House. I think this matter of tax relief is of such importance that it ought not to be held in Committee or bottled up. We have had the Bill before the Committee. The merits have been discussed. The vote was 10 to 10 and in that vote, I think it indicates the Committee was undecided and unable to come to a decision and I think it's a very legitimate request to have the entire House consider this Bill that is so important. As has been pointed out, it would be a shame if this proposal to provide tax relief would be defeated because of partisan politics. It is my feeling that this Bill would give us the most relief for all of the People in Illinois of the Bills in Committee. Now I think that one of the important things that we ought to discuss on the Floor of the House is the type of tax relief that would reach the most People and for that reason, I would urge a favorable vote on this particular measure. It is not a vote necessarily for the Bill, but merely to be able to discuss the merits of this Legislation before the entire House. It is not a question of the Committee having voted against the Bill. The Bill, in fact, was discussed in Committee and was held there by a tie vote. I would ask for a favorable consideration on this matter."

Speaker Telcser: "Gentleman from Cook, Representative William Walsh."

Walsh: "Well, Mr. Speaker, Ladies and Gentlemen of the House, the Chairman of the Revenue Committee has indicated to the Gentleman that his Bill is on the call for the meeting



immediately after adjournment. If the Gentleman keeps talking and keeps urging People to get on this terrible Bill, we're going to have a verification that will take more time than... and maybe we won't get to it. Why don't we just finish this up right now, hear the Bill this afternoon. It will be given a fair hearing and we may be able to consider it later. There's simply no excuse for this Bill to be heard now and not one of the several other Bills on the .... Revenue Committee this afternoon that would provide tax relief. Why don't we just dispose of this matter, vote no or don't vote at all if you wish, but don't put this on the Calendar because if we do, in fairness, we'll have to put every single tax relief Bill on the Calendar and we'll have to discuss it hear, without having the benefit of the Revenue Committee looking at it at all, so if the Revenue Committee or any committee of this House means anything at all to you Members, then get off of this. This makes a farce of our system."

Speaker Telcser: "Gentleman from Kane, Representative Ryan."

Ryan: "Yes, Mr. Speaker and Ladies and Gentlemen of the House, as Representative Houlihan pointed out, this Bill ended up at a 10-10 tie in Committee. I have some information that I've gathered since the last Committee meeting and I would like to present to that Committee when this Bill is heard and I would ask for you to put on a red light or anything but a green light and not vote for this Bill. I think that we've got some phoney issues here and they should be brought out in Committee."

Speaker Telcser: "Representative Houlihan, for what purpose do you rise, Sir?"

Houlihan: "Mr. Chairman, if ah.... if Representative Ryan has some additional information, it ought to be considered, and it's just not a delaying tactic of the Majority Speaker or Majority Leader, then I'd be happy



to have it heard in Committee and I'll withdraw my Motion."

Speaker Telcser: "O'kay, the Gentleman has withdrawn his Motion. He's withdrawn it, not Tabled it. On the Order of..... I say you withdrew it, you did not Table it."

Houlihan: "Right."

Speaker Telcser: "O'kay, on the Order of Motions appears House Bill 2299, for which purpose the Gentleman from Cook, Representative Dee, is recognized."

Dee: "Mr. Speaker, Members of the House of Representatives, I'm not going to bore you and I'm not going to keep you very long on this or the following Bill. Suffice it to say that these are Bills that are of a very emergency nature in that they deal with crimes committed while armed and with the use of a gun. We've discussed gun registration this afternoon and I agree that it is not necessary at this time. I have never seen a piece of iron that shot, held up, intimidated or hurt anyone, it's the man that uses it who is then left off on probation, who is then permitted to spend his sentences, who is then permitted to walk upon the streets again and again commit crimes with a gun. This act and this Bill provides for mandatory sentence where guns were used in the commission of a crime and prohibits probation or suspension of sentences indefinitely, and where a defendant is convicted of a commission of a crime with a gun, he must go to jail. This is all I'm going to say on this matter. It's up to the House to decide whether or not this is an emergency Bill and should be assigned to the Committee on Assignment of Bills."

Speaker Telcser: "Is there any discussion? Gentleman from Cook, Representative Kosinski."

Kosinski: "Mr. Chairman, may I address the Sponsor of this Bill, please?"



Speaker Telcser: "Proceed."

Kosinski: "Mr. Sponsor, you and I are very much in accord with our feeling. Matter of fact, this follows the Bill we passed in the House, signed into law, making it mandatory a five year sentence for the use of a gun in the commission of a crime. You have added to that. Now I too have three law and order Bills held by the Rules Committee and I just put this up for your consideration. I am not calling for an overruling of that Committee, because I realize that even if we put it through Committee and put it through the House, it's going nowhere in the Senate and I just want to call that to your attention."

Speaker Telcser: "Is there further discussion. Gentleman from Cook, Representative Rayson."

Rayson: "I'd like to ask the Gentleman a question about this Bill, because Bills of this sort always seemingly create problems that are caused by the original Bill. What if there were five People involved in ah..... one guy has a gun and ah.... involved in a robbery somewhere, that maybe the guy driving the car doesn't know what it's all about. Now, under the law, you know, there's a accomplices after the fact, accomplices before and after, would it apply to anyone connected in the chain of events for this?"

Dee: "Well, if I might answer myself, I think you suppose a hypertheoretical case that I'm not qualified to judge. I think that would be for a court to decide. Ah.... that is not what my intention was nor the intention of the co-sponsors. We are talking about a man who actually holds the gun."

Rayson: "But if he has more than one and one guy's got a gun, then maybe another guy doesn't have a gun slugs someone with a wrench, in other words, we've got some problems here, right?"



Dee: "Well, I think that's for the court to decide."

Rayson: "All right. The Gentleman says that his kind of legislation regards the perinneeal problem, indicates the Court should decide how to handle the problem. Mr. Speaker....."

Speaker Telcser: "Representative Totten."

Totten: "Point of Order, please, Mr. Speaker. I believe we're on debating a Motion. If we're on debating a Motion, not the Bill and the Gentleman should restrict his remarks to the Motion."

Speaker Telcser: "I think your Point is well taken, Sir. Refine your remarks to the....."

Rayson: "Thank you. I appreciate the Gentleman's reminder that I was trying to satisfy my curiosity, but I will just briefly speak to the Motion. I suggest that this Bill should not.... or this Motion should not pass due to the fact that the Sponsor indicated problems considering the Bill should be left to the Court and I suggest that that's what the whole Bill should be left to the Court."

Speaker Telcser: "Is there further discussion? The Gentleman wish to close? Representative Dee."

Dee: "I ah..... Ladies and Gentlemen of the House, may I again urge you that this is an emergency. I think you should speak out. It's not for the passage of the Bill. It's merely to discharge it from Rules and let's hear the merits and when it reaches Committee and I would urge your affirmative vote for this Motion."

Speaker Telcser: "Gentleman has moved to take House Bill 2272 from the Com.... 2292 from the Committee on Rules and have the Bill referred to the Committee on Assignment of Bills. All in favor of the Gentleman's Motion, signify by voting 'aye'. The opposed by voting 'no'. It takes 89 affirmative votes. Gentleman from Cook, Representative Shea."



Shea: "Mr. Speaker, I see one of our former colleagues on the Floor and I just think we all ought to say hello to Senator Art Bidwell."

Speaker Telcser: "How you doing, Art? Have all voted who wish? Take the Record. On this question, there are 39 'ayes', 12 'nays', 5 answering 'present' and the Gentleman's Motion fails. Representative Dee, for what purpose do you rise, Sir?"

Dee: "Mr. Speaker, I don't suppose I ought to poll the absentees. Can we get on with the next Motion."

Speaker Telcser: "He says he doesn't suppose he ought....."

Dee: "I am not requesting a poll."

Speaker Telcser: "O'kay, on the Order of Motions appears House Bill 2300, for which purpose the Gentleman from Cook, Representative Dee, is recognized."

Dee: "Again, again, this is a companion Bill, which is an Act which would require that a defendant charged with a commission of a criminal offense while armed with a gun must be prosecuted for such offense, that such charge may not be reduced by plea bargaining, that he must be tried for this crime. Mr. Speaker, in view of the vote on the previous Motion, may I request that this Bill be Tabled."

Speaker Telcser: "Gentleman has moved to Table the Motion with respect to House Bill 2300. Any objections? Hearing none the Motion is Tabled. On the Order of Motions appears House Bill 2311 through House Bill 2337, for which purpose the Gentleman from Cook, Representative Duff, is recognized."

Duff: "Mr. Speaker, Ladies and Gentlemen of the House, I would also like at this time, if I could, to have ah.... the Motion on not only 2311 through 2337, but also the Motion on 2644 through 2646 heard at the same time. They are all the same subject matter and we can save a lot of time of the House."



Speaker Telcser: "Gentleman from Cook, Representative Shea."

Shea: "I object."

Speaker Telcser: "Gentleman has objected. Want to proceed with the 2311 through 2337?"

Duff: "Well, Mr. Speaker, if I may, for a moment. I realize Representative Shea is objecting, but these are all the same Bills, Jerry. These are all the same package."

Speaker Telcser: "Representative Shea, for what purpose do you rise?"

Shea: "Mr. Speaker, he can say they are all a package. They tried that with 3636 and the Supreme Court struck it down. That's why there's a series of Bills there. Every one of them covers a different act and a different subject matter and I think they are completely different Bills."

Duff: "All right, thank you, Mr. Speaker. I'll proceed with 2311 through 2337. Ladies and Gentlemen of the House, ....."

Speaker Telcser: "Representative Shea, do you seek recognition?"

Shea: "My understanding is that he's going to take them one Bill at a time."

Speaker Telcser: "All right, Representative Duff, objections have been raised to taking on one Roll Call or one Motion, House Bills 2311 through 2337."

Duff: "Well, Mr. Speaker, ah..... the Motion on the Calendar which you just called, if everybody will check their calendar, include 27 Bills on one Motion, and it's been on the calendar now for several weeks."

Speaker Telcser: "Representative Shea, for what purpose do you rise?"

Shea: "Perhaps your Parliamentarian will rule that the Motion is in proper order and he can file the proper Motion then. I think the Rules are such that each Bill is required to be filed and I'd like to find out if each Bill, if there's



a Motion filed on each Bill?"

Duff: "Yes, Mr. Speaker, there was a Motion filed on each Bill, individually."

Speaker Telcser: "All right, and the Clerk apparently, in order to more conveniently list them on the Calendar, listed them as though they were one Motion. The fact of the matter is that they were all filed individually, Representative Duff, therefore,....."

Duff: "I can't hear you, Mr. Speaker."

Speaker Telcser: "And in view of the fact, Representative Duff, that you filed the Motion individually, I believe Representative Shea's objection, if he wants to persist in objecting, is a valid one."

Duff: "Mr. Speaker, in that case, if I could have the attention of the Floor at this time, it would save a lot of time. Mr. Speaker, I understand that the Minority... Assistant Minority Leader has objected to handling these 30 Bills as a package. That will require unfortunately 30 separate Roll Calls on 30 separate Bills, which is going to be an awful lot of time in this House. I don't mind if the Assistant Minority Leader insists on that, but to save the time of the House, I would like to ask what Roll Call must I have in order to override the objection?"

Speaker Telcser: "Representative Berman, for what purpose do you rise?"

Berman: "Well, Mr. Speaker, on the question raised by Mr. Duff, I don't think there's any vote that can prevent the division of the question, so that's a parliamentary right and I don't think that can be taken away from anyone."

Speaker Telcser: "All right, Rep..... Well, Representative Duff, Representative Berman's point is well taken that it is a prerogative of the House to have a question divided. However, by the filing of your own Motion,



you've divided themself to start with. You've divided the question yourself to start with. O'kay, now, Representative Walsh, what purpose do you rise?"

Walsh: "Well, Mr. Speaker, it seems to me that the Gentleman's request is certainly in order. It's not uncommon at all for a Sponsor to ask that one or more, or two or more Bills be included and considered together, and so if the Assistant Minority Leader insists in objecting then it seems to me that the Sponsor could request a Roll Call and the majority of those voting on the Roll Call could determine whether they are considered together."

Speaker Telcser: "All right, now, Representative Shea, for what purpose do you rise?"

Shea: "Well, Mr. Speaker, I certainly don't want to delay the time of this House, but there are 30 some Bills involved limiting homerule powers. Now what the Sponsor is attempting to do is to put little bits and pieces together to try to get these Bills out on the Floor and I think if we take them one at a time, we'll find out just what exactly, how much support there is for any given Bill. He knows full well that there's a series of Bills over in the Senate that deal with exactly the same subject as this. They are on the calendar and if they are going to be passed over there, they are going to come over here. Now, he's had these Bills up three different times in Rules Committee to try to get them out. He couldn't get the requisite number of votes. Now he files some 30 Motions and then accuses Members of this House of delaying the House, when he full well knows he's doing it himself."

Speaker Telcser: "All right, now, the Gentleman has, by his own filing of the Motions, divided the question. Representative Walsh's inquiry or Point is well taken. If the Gentleman wishes to have the Bills heard in affect



on one Roll Call, he can put a Motion in view of your objection and that question would be decided by a majority of those voting on the question. That is in Robert's Rules. Gentleman from Cook, Representative Duff."

Duff: "Mr. Speaker, Ladies and Gentlemen of the House, ah... in fact, I am trying to save the House time, I have not accused, nor would I ever accuse anybody particularly the Assistant Minority Leader of dilatory tactics, and I have not. I, myself, am trying to save time. Now, the Members of the this Body who were here two years ago, know that these 30 subjects were heard together in one Bill and that the Supreme Court decided that they should be held seperately. There is, however, a very strong common thread between them all, so I would at this time, Mr. Speaker, in order to try to save time, make a Motion that the Bills be all heard at once."

Speaker Telcser: "Gentleman has moved that ..... you want me to hold with for a second? O'kay? Gentleman from Cook, Representative Shea."

Shea: "Mr. Speaker, we'll let him hear them all together, then."

Speaker Telcser: "O'kay, Gentleman from Cook, Representative Duff."

Duff: "Mr. Speaker, did you speak to me?"

Speaker Telcser: "Yeow, Representative Duff, Representative Shea has withdrawn his objections. You wish to proceed on House Bills 2311 through 2337."

Duff: "And 2644 through 2646, Mr. Speaker."

Speaker Telcser: "2644 through 2646. Does the Gentleman have leave to hear House Bills 2644 through 2646? Hearing no objection, you want to proceed with all of them, Representative Duff?"

Duff: "Well, Mr. Speaker, Ladies and Gentlemen of the House, these Bills are the Bills which refer to the problem of





licensure at the State level. They have been an issue now for three years. They have, as a subject, received in the past, those strong bipartisan support. House Bill 3636 passed out of this House two years ago with a vote of 125, I believe it was, or 124, with strong support from both sides of the aisle. It's a very important subject. It is a fact there are Bills similar to this, being put in on the Senate side. Two years ago we used entirely House Bills on this subject. I have submitted these Bills some many weeks ago. It has been difficult to get them out of the Rules Committee, its true. It has not always been on a negative vote. It has often times been on the fact that it was impossible to have everybody there at the same time. I don't think the subject is unfamiliar to most of the Members of the House, including the new Members, but it has proven to be one of the very serious issues in Illinois government since the establishment of the new Constitution. It is, in fact, a problem of homerule; a problem of State-wide licensing; the problems of competency, uniformity and the potential of sometimes local abuse. I would like to move, Mr. Speaker, that these Bills be reported out of the Rules Committee and referred to the Committee on Assignment of Bills."

Speaker Telcser: "All right, Gentleman from Cook, Representative Shea."

Shea: "Well, Mr. Speaker, Ladies and Gentlemen of the House, I oppose the Gentleman's Motion. I know of no abuses by the Villages and the Municipalities of this State with regard to this problem. Now, this present Bill, 3636, is now the subject matter of a law suit before the Supreme Court. There have been petitions for rehearings before the Court and that has not been decided yet. Now I don't know of anything where it's essential that we make horse-shoeing an absolutely essential State purpose. If we



look through these Bills one at a time, Mr. Speaker, we find in many instances there's just no need for this Legislation in this short Session. We've got enough to worry about the budget and I would object to the Gentleman's Motion."

Speaker Telcser: "Is there further discussion? If not, Representative Duff, to close."

Duff: "Well, Mr. Speaker, Ladies and Gentlemen of the House, I'll be brief. This is a very, very important issue. There's this broad philosophical concept related to the problem of homerule that has been contended since the new Constitution passed. That same factor is involved in every single one of these Bills. I would like to let the Assistant Minority Leader know that the petitions for rehearing was denied last Friday, but because we've been down here and he's been busy, I wouldn't expect him to necessarily to have been informed of that yet. The subject is necessary for us to pass. I will point out that this is not a partisan issue. In fact, if I recall, two years ago, not only did every Republican south of Route 30 support it, but just about every Democrat south of Route 30 supported these Bills. There was a large, broad support in Cook County as well. I would now, Mr. Speaker, ask for a favorable Roll Call."

Speaker Telcser: "Gentleman has moved to take House Bills 2311 through 2337 and House Bills 2644 through 2646 from the Committee on Rules and refer them to the Committee on Assignment of Bills. All in favor of the Gentleman's Motion, signify by voting 'aye'. The Opposed by voting 'no'. It will take 89 Affirmative votes. Gentleman from Cook, Representative Lundy."

Lundy: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. To explain my 'no' vote, I think the history of this subject has demonstrated the folly of attempting to deal at one fell foot with all the occupations covered



in these many Bills. Now I would certainly vote 'aye' to discharge on some of these Bills, but I cannot vote 'aye' to discharge on all of them. I ask the Sponsor to deal with this subject in the selective discriminating way that it deserves. All of these occupations and professions are not equally deserving of exclusive State regulations. Why should we deal with this entire subject at one time when in reality, the professions and occupations involved all call for discriminating judgements which separate one kind of profession or occupation from another. I urge a 'no' vote."

Speaker Telcser: "The Lady from Lake, Representative Geo-Karis."

Geo-Karis: "Mr. Speaker and Ladies and Gentlemen of the House, I can well agree with the prior Speaker, but since House time is very, very valuable time, I think we can best save it if we will allow all these Bills to go into that particular committee requested by the Sponsor and let them decide which Bills should pass or should not pass. I think we spend an awful lot of time today. We've hardly started and I wonder just how much time we're going to have, so let's see if we can't get enough 'aye' votes and let the Committee decide what comes out or what does not come out."

Speaker Telcser: "O'kay, anyone else to explain their vote?"

Gentleman from Cook, Representative Schlickman."

Schlickman: "Mr. Speaker and Members of the House, last year, I believe it was, this House overwhelmingly passed House Bill 3636, that established by law that the State would exclusively exercise certain powers and functions relative to a prescribed list of professions and occupations. Now as the Assistant Minority Leader mentioned, that Law has been found unconstitutional, but not as to the substance. It was found unconstitutional on a technical point, point being that the Constitution prohibits a Bill to cover more than one subject. Now what the Sponsor of this Motion is attempting to do is to meet the

constitutional objections of more than one subject within a Bill, and I would suggest and respectfully request that the necessary votes be given to this Motion. Thank you."

Speaker Telcser: "Have all voted who wish? Take the Record.

On these questions, there are 103 'ayes', 37 'nays', 3 answering 'present' and the Gentleman's, and the Gentleman's Motion..... Are you seeking recognition, Ted? Gentleman from Cook, Representative Lechowicz."

Lechowicz: "At the appropriate time, I want to verify the Roll Call."

Speaker Telcser: "O'kay, the Gentleman has asked for a verification of the Affirmative Roll Call. Gentleman from Cook, Representative Duff."

Duff: "I request a Poll of the Absentees, Mr. Speaker."

Speaker Telcser: "Poll the Absentees. Representative Shea, for what purpose do you rise?"

Shea: "Just one thing, Mr. Speaker. Perhaps some of the Members don't understand that they're voting on 40 some issues here now. I can understand in certain selective issues, like the medical profession, nurses, that perhaps they support this kind of legislation, but if you can tell me why the State should be the exclusive agent for barbers, for horseshoers, for a whole raft of professions, it alludes me and I don't think some of the Members perhaps understand that they're voting on all 40 Bills and not just certain issues."

Speaker Telcser: "O'kay, the Clerk please read the Absentees."

Clerk O'Brien: "Beatty. Bluthardt. Borchers. Brummett. Caldwell. Carter. Chapman. Cunningham. Dee. Ebbesen. Epton."

Speaker Telcser: "Epton 'aye'. Ebbesen 'aye'. Cunningham 'aye'."

Clerk O'Brien: "Ewell. Getty. Gibbs. Giglio. J. Houlihan. Huskey. Emil Jones. Kennedy. Klosak. Kosinski. Leon. McAuliffe. McGrew. Pappas. Schisler. Sevcik. Sharp. Stedelin. Stone. Taylor. VonBoeckman. Washington. Yourell."



Speaker Telcser: "Representative Dunne, for what purpose do you rise?"

Dunne: "Merely at this time to call the attention to the House that this is merely a request to vote to send these Bills to Committee and ask Representative Lechowicz if he might withdraw his Motion."

Speaker Telcser: "O'kay, verification has been requested. We now have 106 'ayes' right now. 89 moves, affirmative votes."

Clerk O'Brien: "Alsop. Anderson. Arnell. Barry. Beaupre. Boyle. Bradley. Brinkmeier. Campbell. Catania. Clabaugh. Collins. Cunningham. Day. Deavers. Deuster. Douglas. Duff. Ralph Dunn. R. L. Dunne. Dyer. Ebbesen. Epton. Fleck. Flinn. Friedland. Geo-Karis. Giorgi. Griesheimer. Grotberg. Hanahan. Harpstrite. Hart. Hill. Hirschfeld."

Speaker Telcser: "Record Representative Fennessey as voting 'aye'. From 'no' to 'aye'."

Clerk O'Brien: "Hirschfeld. Gene Hoffman. Ron Hoffman. Jimmy Holloway. Robert Holloway. Hudson. Hunsicker. Hyde. Jacobs. Jaffe. Jenison. J. D. Jones. Juckett. Kelly. Kempiners. Kent. Kriegsman. Kucharski. LaFluer. Lauer. Leinenweber. Londrigan. Macdonald. Mahar. Mann. Matijevich. McAvoy. McClain. McCormick. McCourt. McGah. McMaster. Kenny Miller. Tom Miller. Molloy. Murphy. Neff. North. Palmer. Peters. Philip. Pierce. Polk. Porter. Randolph. Rayson. Redmond. Rigney. Rose. Ryan. Sangmeister. Schlickman. Schneider. Schoeberlein. Schraeder. Shurtz. Tim Simms. Skinner. Springer. Stiehl. Telcser. Tipword. Totten. Tuerk. Waddell. Wall. R. A. Walsh. W. D. Walsh. Walters. Washburn. J. J. Wolf. Mr. Speaker."

Speaker Telcser: "All right, Mr. Clerk, would you record Representative Katz, Representative Katz; for what purpose do you rise, Sir?"



Katz: "Mr. Speaker, I want to be recorded as 'aye' on all of the Bills except 2312 and 2646."

Speaker Telcser: "Oh, now, wait a minute. Is that a problem?"

Katz: "If I can't do it that way, Mr. Speaker, since predominantly I'm voting 'aye', I guess I'll have to be recorded as 'aye'."

Speaker Telcser: "All right, thank you. Mr. Clerk, record Representative Jim Houlihan 'aye'. Katz 'aye'. Jim Houlihan 'aye'. Representative Martin."

Martin: "Mr. Speaker, I was previously recorded as voting 'aye' on these Bills. In passing, someone must have accidentally touched my 'no' button. Would you please change it back to 'aye'."

Speaker Telcser: "Record Representative Martin as voting 'aye'. Record Representative Yourell 'no'. Yourell 'no'. Now is there anyone else who wishes to get on or off of the Roll Call before we have questions of the affirmative vote. Representative Lechowicz, do you have questions of the affirmative roll call."

Lechowicz: "Yes, Mr. Speaker, I would like to hurry along before everybody gets back. Representative Arnell."

Speaker Telcser: "Arnell. Let's put Representative Gibbs on. Gibbs wants on. Representative Arnell is in his seat."

Lechowicz: "Representative Barry. He's here. Representative Boyle."

Speaker Telcser: "Representative Boyle. He's right here, Ted, by the Clerk's ah....."

Lechowicz: "Representative Catania."

Speaker Telcser: "Representative Catania is right by Bob Holloway."

Lechowicz: "Representative Collins."

Speaker Telcser: "Representative Collins. Representative Collins on the Floor? How's the Gentleman recorded?"

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



Speaker Telcser: "Take him off the Roll Call. Record Representative Chapman as voting 'aye'. Chapman 'aye'."

Lechowicz: "Representative Fleck."

Speaker Telcser: "Representative Fleck on the Floor? Fleck. How's the Gentleman recorded?"

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

Speaker Telcser: "Take him off the Roll Call."

Lechowicz: "Giorgi."

Speaker Telcser: "Representative Giorgi's in his seat."

Lechowicz: "Juckett."

Speaker Telcser: "Representative Juckett's in his seat."

Lechowicz: "Kelly."

Speaker Telcser: "Representative Kelly. Representative Kelly on the Floor? How's the Gentleman recorded?"

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

Speaker Telcser: "Take him off the Roll Call."

Lechowicz: "Mahar."

Speaker Telcser: "Representative Mahar. Mahar is sitting back by Miller."

Lechowicz: "McClain."

Speaker Telcser: "Representative McClain. Representative McClain. How's the Gentleman recorded?"

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

Speaker Telcser: "Take him off the Roll Call."

Lechowicz: "Murphy."

Speaker Telcser: "Representative Murphy. Is Representative Murphy on the Floor? I'm told he's on his way, but how's the Gentleman recorded?"

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

Speaker Telcser: "Take him off the roll call."

Lechowicz: "Philip."

Speaker Telcser: "Representative Philip on the Floor? Representative Philip. How's the Gentleman recorded?"

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

Speaker Telcser: "I'm sorry, Philip is standing by Cissy Stiehl."



Lechowicz: "All right, I see him. Porter."

Speaker Telcser: "Representative Porter. Representative Porter on the Floor? Here he is right here, Ted."

Lechowicz: "Thank you. Rose."

Speaker Telcser: "Representative Rose, is standing here by the press box."

Lechowicz: "Schraeder."

Speaker Telcser: "Representative Schraeder on the Floor? Schraeder. How's the Gentleman recorded?"

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

Speaker Telcser: "Take him off the Roll Call."

Lechowicz: "Tuerk."

Speaker Telcser: "Tuerk. Representative Tuerk. How is Representative Tuerk recorded?"

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

Speaker Telcser: "Wait a second now. There he is standing in the aisle."

Lechowicz: "Thank you. Wall."

Speaker Telcser: "Representative Wall on the Floor? Representative Wall. How is the Gentleman..."

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

Speaker Telcser: "Take him off the Roll Call and Representative Murphy has returned. Murphy has returned."

Lechowicz: "Walters."

Speaker Telcser: "He's in his seat."

Lechowicz: "Ron Hoffman."

Speaker Telcser: "Ron Hoffman on the Floor? Ron Hoffman? How is the Gentleman recorded?"

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

Speaker Telcser: "Take him off the Roll Call."

Lechowicz: "And Gene Hoffman."

Speaker Telcser: "Gene Hoffman on the Floor? Representative Gene Hoffman. How's the Gentleman recorded?"

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

Speaker Telcser: "Off the Roll Call."





Lechowicz: "Representative Griesheimer."

Speaker Telcser: "Is Representative Griesheimer on the Floor?  
Representative Griesheimer. How's the Gentleman  
recorded?"

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

Speaker Telcser: "Take him off of the Roll Call."

Lechowicz: "I have no further questions, Mr. Speaker."

Speaker Telcser: "What is the count, Mr. Clerk? On these  
questions, there are 103 'ayes', 37 'nays', 3 answering  
'present' and the Gentleman's Motion prevails. On the  
Order of Motions appears House Bill 2371, for which  
purpose the Gentleman from Cook, Representative Duff,  
is recognized."

Duff: "Mr. Speaker, House Bill 2371 through 2376 is a package  
all related to the modifications of Grand Juries. There  
are other Motions to be heard. I wanted to speak to  
one of the Co-Sponsors on the other side of the aisle  
if I might, before the Bills are called. Could we take  
them out of the Record?"

Speaker Telcser: "Sure, we'll come back to them. On the  
Order of Motions, appears House Bill 2599, for which  
purpose, the Gentleman from Kane, Representative Hill  
is recognized. You want to take it out? O'okay. Repre-  
sentative Fleck, do you want your's called on Motion.  
On the Order of Motions appears House Bill 2815. In  
connection with that matter, Gentleman from Cook, Repre-  
sentative Fleck is recognized."

Fleck: "Mr. Speaker, this Motion is to discharge the Executive  
Committee on House Bill 2815, which is the Legislative  
Pay Raise Bill. The reason I filed this Motion is because  
I think it's very unfair for any Committee to bear the  
factors that this Bill might possibly generate and sit  
on judgement on it, and secondly, there's no need for a  
Committee meeting because we don't need any experts  
advice as to what is the proper pay raise for the People



who are sitting in judgement of themselves. This is just an effort to have this Bill heard in Committee. I filed this Motion so it could be on the Floor, along with all the other Bills and I ask for the support of the House."

Speaker Telcser: "Is there any discussion? Gentleman has moved to take House Bill 2815 from the Executive Committee and place it on the Calendar on the Order of Second Reading. All in favor of the Motion, signify by voting 'aye'. The opposed by voting 'no'. 89 affirmative votes. Gentleman from Cook, Representative Fleck."

Fleck: "Well, Mr. Speaker, I am very hesitant to arise again, but I'm having a very difficult time trying to understand why it is necessary to have a Committee hear this Bill. I don't know of anyone in the State of Illinois who can sit and give testimony in front of a Committee and determine whether they are going to be an expert and whether their testimony is needed, and secondly, I don't think it's fair to any Members, Democrat or Republican, to sit and vote on this thing in a Committee when all of us should be responsible, whether it passes or whether it doesn't pass and I think it's unfair to leave this burden on the Executive Committee, where I guess it has been assigned and I ask again for the support of the House."

Speaker Telcser: "Gentleman from Cook, Representative Mann."

Mann: "Mr. Speaker, when I first came to the House 13 years ago, I was very defensive and apologetic about voting for pay raises, but I voted for pay raises and I've come back every time and if I were to summarize the number of letters which I've received over the years from the People in my District for a pay raise, it would be no more than a handful. I think that we have to respect ourselves. We have to respect the importance of what

we are doing. We are now full-time legislators, charged with the responsibility of legislating for the third largest State in the Union, with an annual budget of close to nine million dollars and no constituent who understands the importance of our work down here is going to criticize you if you're not apologetic. If you stand up for your right to be fairly and evenly compensated with other States, like New York and California and others that have more peripheral benefits than we do, receive more money, but meet less time. I can tell you, as a lawyer, that I'm sure I speak for a lot of people in this House, that we are unable to attend to our practices, even though we work Saturday, Sunday and holidays because of our time down here. Let's be honest and not hypercritical and let's get some of those green votes up here, because the expert testimony is that we're living in an inflationary spiral, prices have gone up 25 percent, 30 percent since 1972 and we deserve this pay raise."

Speaker Telcser: "Gentleman from Cook, Representative Epton."

Epton: "Mr. Speaker, Ladies and Gentlemen, I can see the vote total doesn't require anymore conversation. I just wanted to simply concur with the remarks of Representative Mann and make this one statement. I would vote for a pay raise for any public official today. I think it's a mistake. It's a shame for those of us who, and perhaps I less than anybody, need this money. I wish there was some provision, perhaps, for those who can't see fit to vote for this, I wish we could give them the opportunity to give it back, but the fact remains as Representative Mann said, all of us down here beat our brains out and that is true of most public officials and to you Ladies and Gentlemen, you have my great respect, even when we disagree on issues. I think you earn your pay. You earn the respect of your constituents and by gosh you



have the right to demand, not to request, you have a right demand even more than you're presently asking for now."

Speaker Telcser: "Have all voted who wished? Take the Record. On this question, 108 'ayes', 25 'nays', 3 answering 'present' and the Gentleman's Motion prevails. On the Order of Motions appears House Bill 2832, for which purpose the Gentleman from Cook, Representative Katz, is recognized."

Katz: "Mr. Speaker, Ladies and Gentlemen of the House, this Bill is one of three Bills that has been filed here in the General Assembly as a result of these tremendous confusions generated by Memorial Day Holidays being celebrated on more than one occasion, in a single week here in Illinois. Now, whatever one may want to say about what should happen to this Bill in the course of the Legislative history, there is not the slightest question but that it is to the citizens of Illinois a very important issue. It is an issue that needs to be decided now because school calendars will be fixed in the fall, bank calendars are printed and the matter must be taken care of now at this session, if we are to avoid the tremendous confusion next year that is certain to result, if after calendars have been printed and circulated throughout the State, we then once again add an unlimited session decide to change the pattern in Illinois. Now, I would also like to say, with regard to this issue that I do not believe that the question is one really as to whether Memorial Day ought to be celebrated on the first Monday... on the last Monday in May or on the 30th of May. All that we can say for sure is that it should not be celebrated both in the same State of Illinois at the same time. Now if, in fact, there are those who desire to change the holiday, their energies ought to be directed to the Congress, because it is a



totally unacceptable situation to have young People in the State who have school holidays on the days when their parents are working and have parents who are not available to take care of the children on those days and cannot take their children along with them on the celebration of this holiday. I would also like to say to you that this is an issue on which there is tremendous agreement. Ordinarily we are use to having management and labor fighting around here and we see it very frequently. This is an issue on which they agree. The State Chamber of Commerce, the State Federation of Labor, the Teamsters, all of these Union, United Auto Workers, have tremendous confusion generated by National Collective Bargaining Agreements, that must be respected in all of the 50 States and it is productive of mischief and confusion to have a single Collective Bargaining Agreement that specifies a single holiday throughout the Nation and yet have Illinois in the situation of not observing that holiday, and so I would respectfully urge the Members of this House, however they may want to vote on this Bill, when it is ultimately called, to bring this Bill out. There is tremendous public interest in this matter. It deserves serious discussion. It must be resolved at this time to avoid the confusion that would result when school calendars and bank calendars have been printed and I respectfully urge the allowance of this Motion and urge my colleagues to bring this Bill to Committee, where it will be possibly heard and then on the Floor, so that we may act on this at the current session."

Speaker Telcser: "Is there any discussion? Gentleman from Cook, Representative DiPrima."

DiPrima: "Well, I'm awfully sorry to hear Mr. Katz bring this up on such a memorable day as today, which is June the 6th, which reminds us all of Normandy 30 years ago. Now, a.... Congress decided to play shuffleboard with these



holidays and the Veteran organizations are adamant in their demands that November 11, Veterans Day, revert back to November 11 from the last Monday in October, which makes it a three day Holiday. The Veterans aren't concerned about People going on excursions and using up all the gas when there's suppose to be an energy crisis and People ought to stay home and celebrate the holidays the way they are suppose to be celebrated. The State has first priority in designating holidays. Now Memorial Day is May 30. The Congress decided it should be celebrated on the last Monday in May. Now, Memorial Day is about the only holiday that has two names. It's called Decoration Day and Memorial Day. Memorial Day means to remember, and Decoration Day is a day that we go and honor our war dead at the cemetery and decorate their graves. Now, we have.... there's two Bills in Congress that are being considered and one is to have Veterans Day revert back to November 11 and Decoration Day to - revert back from May 30 and I'm sure that the Congress in their wisdom will finally decide to do that and all we have to do is just be patient. They realize what havoc was caused here in Illinois and I'm sure that when these Bills finally get to be considered, both Memorial Day and Veterans Day will revert back to the original date and I would ask that this recommendation by Representative Katz lay dormant."

Speaker Telcser: "Lady from Lake, Representative Geo-Karis."

Geo-Karis: "Mr. Speaker and Ladies and Gentlemen of the House in reply to the prior Speaker, I, too, an an ex-service woman and certainly would not want to do any disservice to the memory of any serviceman or servicewoman who lost their life in the service. However, I think we're going to have to be a little more practical. I was one of the 174 who voted to put Memorial Day back to May 30.



I have as much respect for the dead now as I did then and I will continue to have. However, we've got to realize that we cannot have two different holidays where the children are off school one day and the parents are working, and I think if anything, I am speaking in favor of Representative Katz' Motion because I do feel that perhaps in line with the prior Speaker, it's nothing at all if we get this Bill passed through Committee and decide it there and if the Committee acts favorably to return it to the last Monday of the month. If nothing else, we can have an Amendment to say that it should coincide with the Federal holiday. I do feel that this year has been very, very difficult on many People and much as I would like to celebrate Decoration Day, Memorial Day on the 30th of May, I think we have to think more of our constituents than we do of ourselves. I might add that there's another holiday that has two names and that is Armistice Day, which has another name too, so I do support the Motion to discharge from Committee."

Speaker Telcser: "Gentleman from Union, Representative Choate."

Choate: "Well, Mr. Speaker, Ladies and Gentlemen of the House, I can't agree with the previous Speaker, my good friend, Representative Geo-Karis, from the County of Lake, and I can't agree with her for several reasons, and when she says that bringing this day back to the position that it was initially set on, caused difficulties in the State of Illinois, I would only answer her by saying that she full well knows as a practicing Member of the Bar that just about any law, in its initial stages, brings difficulty somewhere within the confines of this State, as far as administration thereof. Now, I don't know how many of you people in this Legislature, I don't know how many of you Members of this Legislature are aware of this historical value of Memorial Day to the State of



Illinois. We in southern Illinois, at least, are especially concerned with the proper celebration of Memorial Day, because Memorial Day was first observed at Woodlawn Cemetery at Carbondale, Illinois, shortly after the Civil War. Shortly after that war, the War between the States. Shortly after that war, brother opposed brother. Shortly after that war where Americans dedicated a day to remember Americans killed by Americans. General John A. Logan from Murphysboro is the one that brought about the celebration of Memorial Day and since that time, Memorial Day has grown into a general day of tribute, to those who have died in all wars that this country's been involved in. It's a day when widows and orphans and friends and comrades solemnly pay their tribute to their departed. It's a day that we have said remembrance of the conflict that this country has been involved in. It's a day that we historically have dedicated to the memory of those who have given their all in behalf of freedom for America, and therefore, I was especially concerned when United States Congress decided to commercialize, if you please, Memorial Day by making it just another three day holiday. Their action, I felt, showed disregard for the true meaning of this important, this important occasion. And I personally think the General Assembly of the State of Illinois was right in putting it back on the day that General John A. Logan brought about. I agree with what Representative Katz said, that it is the responsibility of the Congress to undo what they have already done, but I say it's the responsibility of we, in Illinois, to show them how we feel about it, by leaving it on the day that we have dedicated as this Memorial Day. I think personally the Congress should reverse its actions so that all Americans in the 50 States can jointly observe this historical and patriotic occasion in the way it was meant to be observed. I would hope that out of the memory, out of the remembrance of great Illinois that you would





leave this law exactly in the manner in which it is today. Thank you, very much."

Speaker Telcser: "Gentleman from Rock Island, Representative Polk."

Polk: "Mr. Speaker, I rise today to support Representative Katz in his attempt to put Memorial Day back where we had it just a year ago and I do so without any fair confunction about my creditability being questioned in relation to my feelings towards my Country. My grandfather at the age of 16 walked from Sidney, Iowa to Illinois to enlist in the Illinois Calvary and served with Lincoln and my Father was in World War I, served in France. Both of my relatives are in cemeteries that are Federal cemeteries. This year I had the opportunity to speak at three different memorial services, which I am very proud and pleased that I was asked to do so, but also I missed many of the services that were held on Monday because in my community, the Quad Cities, we have a large Federal installation. We have a very large Federal cemetery. Unfortunately on that Monday, we were here on the Floor of the General Assembly and unfortunately I wasn't able to attend that ceremony. I was questioned why I didn't take the day off from the General Assembly and stay in my community so I could attend those Memorial service, but I felt compeled to be here as I think most of us and all of us did. It's unfortunate that we made that decision last year and I was one of 124 who supported it, because at that time, I thought it was correct, but obviously with having three different days that we recognize in the State of Illinois as Memorial Day this year, it's obvious that we can't continue to do so and I would suggest and hope you would support Representative Katz."

Speaker Telcser: "Gentleman from Cook, Representative Wolf."



Wolf: "I move the previous question."

Speaker Telcser: "Gentleman has moved the previous question. All in favor, signify by saying 'aye'; opposed 'no'. The Gentleman's Motion prevails. Representative Katz to close."

Katz: "The issue is a very simple and clear one. The question is whether if any holiday is to be celebrated in Illinois should it not be celebrated so that parents and children should celebrate that holiday together and that is really what the issue and those who seek to change, go to Washington and make the change there and I would be one who would follow the lead of Congress. It is a matter that ought to be handled on a single National pattern. The only way we can do that here today is to vote to bring this matter out of the Rules Committee, let it go through the Legislative process, to go back to the situation that we had until Congress has changed it, so I urge a 'yes' vote."

Speaker Telcser: "Gentleman has moved to take House Bill 2691 from the Revenue Committee and place it on the Calendar. All in favor, signify by voting 'aye'. The opposed by voting 'no'. Takes 89 votes. Now the Gentleman from Ogle, Representative Brinkmeier. There are a few Members who want to explain their vote."

Brinkmeier: "Mr. Speaker and Members of the House, Representative Choate was very correct when he reminded us that the first Memorial Day Services were held in Carbondale. What he didn't mention to you was that it was held in 1866 and in April, not on May 30th, so that I don't think there's anything specific about the particular date of May 30th. If we wanted to go back, we'd have to go back into April, if we wanted to take the very first day. Pardon me for being a history teacher. That's what I happened to be for a number of years. I submit to you that the major concern here is the amount of appreciation



that we display on Memorial Day, not whether it should happen on the date of May 30th, 27th or 28th or whatever, and I would urge an 'aye' vote for Representative Katz."

Speaker Telcser: "Gentleman from Macon, Representative Borchers."

Borchers: "Mr. Speaker and fellow Members of the House, it seems.... it seems from a historical angle, there have been a few changes in date. However, for nearly a hundred years, May 30th has been Memorial Day. Now, it's true in our community, we had really two.... the school board decided to recognize both of the Memorial Days. That's the action of the school board. They did not have to do it. They could have designated May the 30th in the State of Illinois, so I feel as I stand here that I prefer to go not for the idea of an extra holiday, the idea that people having a beautiful time and forgetting the dead. I prefer to go the route of tradition and in honor of those who have fallen on the battle field. I think of that old song, beginning in the civil war. I want to tell you that 30 years ago today, we did invade York. I for one climbed Omaha Beach. Those Utah Beach, right along us to the right and I want you to know that nine to ten thousand men died this day in Omaha and Utah Beach. Nine to ten thousand. Now how many hear can name any of them. Well, I'm sorry to say I can't name very many myself. Time has gone by for 30 years. But nevertheless, they lie somewhere, either at the top of Omaha Beach, Utah Beach, in the cemetery there or they've been brought back to this country in the various military cemeteries or family plots throughout the United States of America and our own land. I think we should think of them, not of commercialism. It is they who are the important ones and nothing else. I would like to remind you and perhaps I can tell a story like this, perhaps it won't even be appreciated, but



one day when crossing the Mozelle River, I saw an infantryman, running forward with a rifle in his hand and a shellman came along beside him. I saw that man run for maybe four steps, his rifle still clutched in his hand and the blood spouting like a fountain out of his neck and no head and this is the way these things are in battle. Arms and Legs go. Bodies go, and I think it is something we should never forget. The destruction of the bodies. The injury to the bodies. The living, dead, that are still in our hospitals and think of them and the hell they've gone through, so I say we should vote 'no' on this."

Speaker Telcser: "Gentleman from Cook, Representative Richard Walsh."

Walsh: "Mr. Speaker, Ladies and Gentlemen of the House, as a Sponsor of a similar Bill, which is the next one on the Calendar, I would urge all my colleagues to vote 'aye' on this Motion and remind them that it is merely a Motion to have the Bill taken from the Rules Committee and referred to a Committee for hearing. Now, many have spoken on the merits and I would just like to make a few comments. We make mistakes down here and it isn't very often we get a chance to remedy them so fast. It was just ludicrous, I feel, that the celebration of Memorial Day this year. As a matter of fact, it turned out to be no celebration at all! In the Metropolitan area, we all experienced a split work day, no mail delivery on Monday, which was the day when State employees were suppose to work. Holiday on Thursday, when the Federal employees were working. The school children were in school when parades were being held. The reports on the Chicago Memorial Day Parade are that it was the shortest and worst in history. It seems to me that if we are to celebrate a Memorial Day, it should be uniform with the majority of the other States in the Union and



the Federal government. Uniformity is the issue. I would strive to reverting back to May 30th, if Congress does, but I think we've got to take our head out of the sand and vote this Bill into a Committee. I urge an 'aye' vote for Representative Katz."

Speaker Telcser: "Lady from DuPage, Representative Dyer."

Dyer: "Mr. Speaker and Ladies and Gentlemen of the House, the great men in this society do seem to work similarly. As the third person who presented this identical Bill and now has it resting in the Rules Committee, I would like to urge my colleagues to vote 'yes' on this Motion. I would like to discribe for your just a minute the situation that I saw on Monday, May 27th. It happened that my husband and I were driving back from Wisconsin after taking a holiday on the weekend and in every little village on Monday morning, May 27th, the Veterans of Foreign Wars, the American Legions, all the Veterans organizations had the flags out. There were parades in full force and both parents and children in every family were able to attend these parades. It was a happy, patriotic site. It was a delightful site to see. When we crossed the Illinois border, all was confusion. The Brownie Scouts and the Boy Scouts were marching on one day. The fathers were marching on a different day. There's only one other subject on which I've had more mail this Session than this particular issue. People really are concerned about this. They were concerned about banks closings, national corporations were concerned, schools were concerned. Just read your mail on this. I agree with Representative Walsh, whether we feel Memorial Day should be May 30th or the last Monday in May is not the issue. The issue is uniformity. Then if we can persuade Congress to change, fine, but let's not go through another year like we did this year. Now having listened to Representative Borchers



it seems that you have to establish your creditability as a patriotic. I, of course, did not participate in the invasion of Normandy, but I do have credentials for Memorial Day. My two brothers were killed in World War II. Memorial Day is every day of my life, and it doesn't matter whether it's May 27th or May 30th. I urge you to vote 'yes' on this Motion and let's get a little uniformity."

Speaker Telcser: "All right, now, Representative Ewell, is recorded. Just let me make an announcement, will you? Representative Ewell is absent today. Someone has pushed his button. Those of you who are keeping score should be aware that Representative Ewell is inadvertently voting. Representative Borchers, for what purpose do you rise?"

Borchers: "I merely wanted to point out, it's a Point of Personal Privilege, that if ERA passes, some of the ladies here might have the opportunity to join another Omaha Beach."

Speaker Telcser: "Lady from Lake, Representative Geo-Karis."

Geo-Karis: "Mr. Speaker and Ladies and Gentlemen of the House, I don't have to worry about the last comment, I was in World War II. However, however, to explain my vote, I did talk to some of the Congressmen who did promote putting Memorial Day on the last Monday in May and the reason they gave me was that People did not have . . . that People who wanted to take out the Veterans in the hospitals did not have, did not have enough time to take them home over the weekends. They did it to help the veterans who are in the hospitals. That was the reason. I think we ought to consider that and furthermore, Memorial Day is something in the heart, like Representative Dyer said. If you have feeling and it's you that are mourning, it's within you and no holiday is going to do it for you."



Speaker Telcser: "Gentleman from DuPage, Representative Gene Hoffman."

Hoffman: "Mr. Speaker and Ladies and Gentlemen of the House, in a community right north of where I live, the Veterans organization couldn't get together on whether they had the parade on Monday or Thursday, so they didn't have it at all. In the community in which I teach, they had the parade on Monday, but school was out on Thursday. In Decatur, the example of that was mentioned to us earlier, they used an emergency day which they had to declare special holidays. All schools are not in that position. It seems to me like the Legislature here, for the living, respect for the dead and if we're concerned about the living respective dead, it seems to me it makes sense to get them together on the same day and I believe that we ought to move this Bill out."

Speaker Telcser: "Gentleman from Lake, Representative Matijevich."

Matijevich: "Mr. Speaker and Members of the House, I haven't received any letters on this yet, but I want to say I spent a nice Memorial Day weekend because I spent all that weekend trying to hide from my constituents, because everyone I did speak to said that we were crazy and I spent most of the time defending the Legislature and trying to run down Congress. I think the sense of the voters in my District, at least is that Congress is wrong in changing the Monday holiday, but I think the sense of the voters also is that since they've made that change, that we ought to go along with it. At least, I say the wisdom of the Leadership of this Legislature, by bringing us here on the Monday, at least I didn't have to hide from them on the Memorial Day, May 30th, so I didn't have to hide from my constituents twice, but I think that all of us really ought to be serious about this. Those who really want to celebrate Memorial Day



as Memorial Day within their minds can do it on Monday. Since Congress.... and you know how I feel about bowing down to Congress. I have never been one to say that we bow down to the Federal government, but I think we have to be practical about this situation. We ought to try to keep families together and really, it is an infactual situation, having the kids in school one day and having the parents home from work. I think we ought to put up 89 votes as soon as possible so we can get on with our work."

Speaker Telcser: "Gentleman from Cook, Representative Tom Miller."

Miller: "Thank you, Mr. Speaker, Members of the House, I doubt if there is one among us all who isn't interested in having the Memorial Day Holiday a fitting tribute to the departed Veterans, and it seems to me after we have observed Memorial Day split, that in each and every community throughout the State of Illinois, the success or failure of the various events, may have varied. It seems to me we have an opportunity here to go back to our individual American Legion folk, VFW folk and what not, to get a feedback from them and then come back and vote on Third Reading on this Bill, but if we can put 89 votes on it today, then it will give us a week of breathing room to go back and contact our individual organizations to find out what their individual viewpoints are. For that reason, I would recognize 89 votes today."

Speaker Telcser: "Gentleman from Lake, Representative Deuster."

Deuster: "Mr. Speaker, Ladies and Gentlemen of the House, in explaining my 'yes' vote, I was one of the Co-sponsors of the Bill which caused the confusion and it was my privilege to serve for seven years as Congressman Bob McCloy's Assistant and as some of you know, Bob served in this House and he was the Sponsor of the Monday holiday Bill and I listened to all the debates in Congress and





I visited with a lot of Veteran groups and I followed this and I know it's a hot subject of great concern. However, I would like to mention this. The real motivation for allowing the Monday holiday is double to allow families to spend some time together and to avoid absenteeism and to provide another holiday when families could more together commemorate a holiday and last Sunday, the 26th, Bob McCloy and I rode in a parade up in Round Lake and we went up to the Legion center there and we placed some wreaths in honor of the deceased veterans of all past wars. We listened to prayers and we remember the dead and we did the best we could to honor the flag and our country and focus our minds on this holiday. We did it on a Sunday. We did it on the 26th. There's no reason we can't celebrate these holidays on a Monday. It's a matter what's in our minds and in our hearts and in our determinations and because I know this is a complex Bill, we're not voting on final passage, we're just voting on the question of whether we should send this to a Committee so that the Committee can give a thorough and deliberate consideration and I urge you, out of respect to our ability to honor people on any day and different days and also out of respect to the deliberate process to send this Bill to a committee and let them give it careful consideration now while our Constituents are so concerned."

Speaker Telcser: "Lady from Lake, Representative Chapman."

Lady from Cook, I'm sorry."

Chapman: "Mr. Speaker, I'm talking because I've been requested to by my Son, Andy, who is eleven years old. I was just . . . .I was just talking to him on the phone and he said 'Mother, you've got to make sure that this Bill passes. Be sure to speak for it, because a Mother and a Father might be working and just think of all the trouble that their children could get into at home if they had a day



off from school'. So with this additional insight, I'm glad to be able to tell him that this measure has enough votes."

Speaker Telcser: "Gentleman from DuPage, Representative Hudson. Hudson. One minute, please. Representative Wolf, for what purpose do you rise?"

Wolf: "Mr. Speaker, I thought to expedite matters, maybe we could get some of the Senators over here to explain their vote, too and we'll be here until Ten O'Clock tonight."

Speaker Telcser: "Not a bad idea, Jake. Representative Hudson. There are a lot of Members who are seeking recognition. If I call for the Roll Call, I'll be stormed by about 20 Members. One minute, Representative Choate, for what purpose do you rise, Sir?"

Choate: "Point of Information, Mr. Speaker, because I've heard in the explanation of vote, I've heard at least two People say that the Bill, if it's carried, would be put on the Order of Second Reading on the Calendar. I've heard two others say that it would be referred to Committee, so would you tell me where this Bill might end up?"

Speaker Telcser: "The Bill goes to the Committee on Assignment of Bills and then be sent to a Substantive Committee. It would not appear on Second Reading. This is not a Motion to discharge a Substantive Committee. Representative Hudson."

Hudson: "Well, Mr. Speaker, and Ladies and Gentlemen of the House, and ah.... my esteemed colleague, Representative Wolf, thank you for the support and the introduction. It is amazing to me when I think of how many years the citizens of this State and the other States in this great country of ours made do with the observance of Memorial Day on May 30th. It is interesting to me also of how much in harmony this date seems to be with



the feelings of our People in the honoring of our war dead. I participated in the past in many, many Memorial Day services, all held on May 30th. There seemed to be little confusion. There seemed to be little discontent until certain pressure groups got to our Congressmen in Washington. I think a mistake was made all right, but I think it was made on the Bank of the Potomac. That's where the mistake was made when they decided to enact this silly shuffle and I will call it a silly shuffle in our observance to our honored war dead. That's where the mistake was made and and I believe that's where the mistake should be corrected. I don't think it's a matter here. I would be the last one to intune anyone's patriotism or anyone's desire to be with their family on Memorial Day. I think this is right and proper, but I do believe that May 30th has a significance to most Americans and certainly to Veterans, that just some floating Monday, some floating Monday doesn't have and it seems to me that when we did what we did in 1973, it was the sense of this Body that the celebration of a holiday on a fixed date, assured recognition by our citizenry of the reason and basis for the holiday, and a celebration on a floating long weekend encourages the contrary casual treatment of holidays as merely days off work. It seems to me it was the sense of this Body, as illustrated by its actions, in 1973 that holidays should be regarded as commemorations and not as days off work to be linked wherever possible to weekends. I think what we're doing here is yielding to pressures from various sources to make Memorial Day simply another day off work. Part of a long weekend. I think we can resist this. I would urge support of a Resolution, as Representative Juckett and Larry DiPrima and myself have introduced which would immemorialize Congress to enact a Law calling for the annual observance of Memorial Day



## GENERAL ASSEMBLY

STATE OF ILLINOIS

HOUSE OF REPRESENTATIVES

on May 30. That Resolution is now here. It, too, will have to be acted upon one of these days. It's another vehicle we can use, but I do believe that Congress will get the message if we persist in our desires and I would urge an 'aye' vote."

Speaker Telcser: "Gentleman from Cook, Representative Jim Houlihan."

Houlihan: "Mr. Speaker and Ladies and Gentlemen of the House, it seems to me that Congress could achieve both of its purposes in keeping Memorial Day on an appropriate day and also making for a longer work week or vacation time by just extending the days inbetween the weekend as holidays or we in the State could give both days off. There's no reason we couldn't do that and I would urge that if the Federal Congress does not change the Legislation, that what we do is give off, give a holiday for the 30th and also a holiday when the Federal government has declared Memorial Day. There's no reason why we can't have more holidays in Illinois."

Speaker Telcser: "Gentleman from Cook, Representative Juckett."

Juckett: "Thank you, Mr. Speaker, the other day I received a letter from President of the Chamber of Commerce saying that we were rather stupid here in Illinois for causing so much confusion; that we were causing people to call various businesses to see whether they would be open. Well I say to Mr. Brown that Memorial Day is not a day of convenience for business and I say to the Labor leaders who wanted an extra day off, for their workers, that this was not a day of convenience for workers either. That Memorial Day is a day of commemoration, for the many millions of People who have died to keep this Country free. Freedom is not free. It's a very expensive process, and Memorial Day is not a day for the families to get in the car and take off. It's a day



to remember our honored dead. And the real emphasis is, if the Gentleman from Cook, wants to accomplish anything, is to tell his Congressman to get this holiday back to the traditional day when it was first celebrated 108.... 108 years ago. Excuse me, 106, 1868. And let's just remember, it's not a day of convenience as all of you who seem to be voting green think it should be, but it's a day of commemoration, and I would certainly hope that you would remember that and you would reject this attempt to bypass the Rules of the House, let it go to Committee in its regular manner and vote 'no' on this Motion."

Speaker Telcser: "Have all voted who wished? Take the Record. On this question, there are 96 'ayes', 38 'nays' none answering 'present' and the Gentleman's Motion.... oops, some of the Members didn't explain their vote. What? Representative Juckett, for what purpose do you rise?"

Juckett: "Mr. Speaker, I understand it takes 89 votes. Right?"

Speaker Telcser: "That's right, Sir. One second, Representative William Walsh wants to vote 'aye'. Ron Hoffman 'aye'. That's 98. Representative Peters 'aye'. Who?"

Juckett: "Mr. Speaker, with the understanding of the Sponsor that it's going to Committee, I will not ask for a verification, but if he makes a Motion or if he intends to make a Motion to bypass the Assignment committee, I think we ought to have a verification."

Speaker Telcser: "Gentleman from Cook, Representative Katz."

Katz: "There will be no Motion to bypass. It would have been made today if it were going to. It will go to Committee and Representative Juckett need have no fear."

Speaker Telcser: "On this question, 99 'ayes', 38 'nays' and none answering 'present' and the Gentleman's Motion prevails. On the Order of Motions appears House Bill 2840, for which purpose the Gentleman from Cook, Representative Richard Walsh, is recognized."



Walsh: "Mr. Speaker, Ladies and Gentlemen of the House, this is a comparable Bill and I would request leave of the House for the same Roll Call on this Bill."

Speaker Telcser: "Is there leave? On this question, there will be 99 'ayes', ..... and ah.... it will be the same as the last Roll Call. The Gentleman's Motion prevails. Representative Ewell is absent today. Representative Katz, for what purpose do you rise, Sir?"

Katz: "It's the same Bill and I'd appreciate the same courtesy is given to her, with regard to her Bill."

Speaker Telcser: "Who's Bill?"

Katz: "That's the Bill on Memorial Day. Representative Dyer had one. The House just gave leave to Representative Walsh....."

Speaker Telcser: "But is her Bill on the Calendar on the Order of Motions?"

Katz: "She has filed the Motion. It may not be on the Calendar. The Motion has been filed. It has to be on the Calendar for a day, doesn't it? Representative Dyer's Motion has to appear on the Calendar, I believe, under the Rules. O'kay, on the Order of Motions appears Senate Bill 358, for which purpose the Gentleman from Lake, Representative Deuster, is recognized."

Deuster: "Mr. Speaker, Ladies and Gentlemen of the House, Senate Bill 358 was on last year, was on the Calendar on the Order of Third Reading and this is a Motion to put it back there. What the Bill is, is it relates to the subject of the updating of the laws, licensing swimming pools and bathing beaches and I think with the summer coming and the need for sanitation, safety of the beaches, it's appropriate to put this Bill on the Calendar so it can be considered." I would ask your support of this Motion."

Speaker Telcser: "Is there any discussion? O'kay, if not,



the Gentleman has moved to take Senate Bill 358 from the Committee on Rules and return to the Calendar on the Order of Third Reading. On in favor of the Gentleman's Motion, signify by voting 'aye'. The opposed by voting 'no'. Takes 89 affirmative votes. Let's try and move along so we can adjourn at a reasonable hour. Does anyone wish to explain their vote? Gentleman from Lake, Representative Deuster."

Deuster: "Yes, I just heard one of the Members say, what is this. This is Senate Bill 358, the Senate Sponsor is Senator Berning. It is a Bill that I believe was developed by the administration, which updates the laws relating to licensing and regulation of swimming beaches, and I believe.... I don't know of any opposition. I think it has been discussed with the other side of the aisle. It does not apply to beaches operated by ah.... units of local government along Lake Michigan. I think it amounts to a homerule exemption in here. I'm not aware of any problems with it and the question is to just put it back on the Calendar on the Order of Third Reading the way it was last year. It...."

Speaker Telcser: "Gentleman from Cook, Representative Mahar."

Mahar: "Mr. Speaker, Ladies and Gentlemen of the House, I rise in support of the Gentleman's Motion to put this back on the Calendar. Remember this Bill was on Third Reading last year and I think it's entitled to be voted up or down. This particular Bill has application in my particular District, because if you recall a year ago, a youngster drowned at a local swimming pool at the Holiday Inn East where there was a little bit of problem as far as the surveillance of the pool facilities. I think this Bill is an attempt to tighten up some of their restrictions and regulations in this area. It... There have been amendments placed on this Bill, which



allow local governments to control, for lack of local government control, the State can control, but also it amends out municipal beaches and the Lake Michigan and that sort of thing. I think it's the type of Bill that can very well be put back on the Calendar in this Session and vote it up or down on the merits of the Bill. I urge the support to get this back on the Calendar."

Speaker Telcser: "Gentleman from Cook, Representative Yourell."

Yourell: "Thank you, Mr. Speaker, would the Sponsor yield for a question, please?"

Speaker Telcser: "He indicates he will."

Yourell: "As I read the Digest and after listening to Representative Mahar, I'm a little bit confused. Does this have to do with the safety and regulations and control of these facilities, or does it have to do with the sanitary conditions of the facility?"

Deuster: "The answer is that it relates, for example, to a swimming pool at a motel that they must have a license and that the Department of Public Health would be able to inspect the pool at reasonable times to ask them for a sample of the water, for example, to make sure the pool is sanitary and this, it is my understanding that the Motel associations support it. Does that answer your question?"

Yourell: "No, it doesn't. The question was a simple one. It only required a yes or no answer. Does this Bill have to do with the safety regulations of these facilities or does it deal specifically with sanitation. Now Representative Mahar and I think he has a good point, indicated that he's experienced a problem in his District, but he cited safety regulations where control of the area is important. Now does this Bill deal with that or does it deal with the sanitary provisions of it?"





Deuster: "Yes, the answer is, you'll see page 1 of the Bill, says the purpose of the Act is to protect, promote and preserve the public health, safety and welfare as it relates to establishing standards for safety. So the answer is 'yes'. Safety, cleanliness and so forth. The answer is 'yes'."

Speaker Telcser: "The Gentleman from Sangamon, Representative Gibbs."

Gibbs: "Will the Sponsor yield to a question?"

Speaker Telcser: "He indicates a yield."

Gibbs: "Representative Deuster, everything that you've mentioned so far about the inspections for sanitary, for the sanitary conditions is the law today. How does this change it?"

Deuster: "Yes, in several ways. One change, of course, is it does provide for a fee and I suppose I forgot to mention that. A license fee of \$50. It also provides, it guarantees some of the rights of the person who would have a pool. There's a right to a hearing, administrative procedures provided in here, and ah..... it does update a law that is old and out of date."

Gibbs: "Does this require then, that guards be placed at these pools, such as the Holiday Inn?"

Deuster: "It gives the authority to the Department to establish Rules and Regulations which might very well regard the requirements that there be lifeguards on duty and so forth. As you know, there are a lot of beaches and motels, pools and others that are not safe or not properly guarded and this would establish in one place the authority for the licensing and assuring that the public is protected, so the citizens driving around the State going anywhere to a Motel, they'd be assured that somebody is responsible, to make sure that pool is safe and children are not going to drown or contact the diseases from polluted water."



Gibbs: "Why do you....why do you exempt Lake Michigan....ah pools...er...beaches?"

Deuster: "I didn't hear your question."

Gibbs: "Why do you exempt Lake Michigan Beaches? Why aren't they included? They are just as dangerous as any other swimming area...aren't they?"

Deuster: "Well, er.....yes, that's a good question. The... reason is for examp...; you take the City of Chicago, they have a large Health Department and ...ah...I might say that the Amendment here ...ah...I'll explain it, it it.. provides, Representative Gibbs, that any unit of local government having a full time health department....ah... and a licensed physician and other standards may ....ah.. regulate this themselves. However, if they don't and if their regulation is not satisfactory after hearing...."

Speaker Telcser: "Representative Peters... Representative Peters.....One moment...Representative Peters...."

Deuster: ".....the Department of Health could come in and ...and ah....establish their own rules...."

Speaker Telcser: "Representative Kempiners, are you rising on a point of personal privilege ...or...parliamentary inquiry..."

Kempiners: "No, Mr. Speaker, I want to explain my vote, which I believe is the order of the...ah...business right now.."

Speaker Telcser: "Representative Gibbs is in the middle of explaining his ....I think....Have you finished, Representatives Gibbs?"

Gibbs: "The Bill itself calls for a fee of \$25, I thought you said 50? Has that been amended?"

Speaker Telcser: "One minute, Representative Deuster, we're now on explanation of votes. Ah...the Chair doesn't mind on occasion having questions....asked of the Sponsor during that portion of the debate, but realistically explanation of votes means just that. If you wish to explain your vote, Representative Gibbs, so that we can go on.....Okay, Joe...?"



Gibbs: "You mean.....you don't want me to ask him any more questions?"

Speaker Telcser: "Well, it's really out of order at this time... Do you want to ask one more question?"

Gibbs: "No, I think I have it....Thank you."

Speaker Telcser: "The Gentleman from Will, Representative Kempiners."

Kempiners: "Thank you.....thank you, Mr. Speaker. In explaining my 'yes' vote on this Bill. Mr. Speaker, could I have.....ah....the attention of the Body? Mr. Speaker, could I have some order, please? ..... I'd like to direct the Members attention to the Digest on Senate Bill 358. If you'll look at the Digest you'll find that this Bill was on the Spring Calendar. We've probably spent at least 10 minutes talking about this Bill. A Bill which the Sponsor voluntarily withheld until this year. It was placed in the Rules Committee, a noncontroversial Bill probably, we're through all this effort and I would suggest to the Members of this House that we take a look at that Spring Calendar and just have one motion to take all those Bills on the Spring Calendar out of the Rules Committee and consider them instead of wasting all this time...we're wasting the time of the time of the 79th General Assembly when they are reintroduced next year and have to go through the Senate and the House all over again. And, that's my 'yes' vote."

Speaker Telcser: "Have all voted who wish? Take the record. Take the record. On this question there are 57 'ayes', 11 'nays', 2 answering 'present', the Gentleman's motion fails. On the order of motions, appears Senate Bill 416, for which purpose the Gentleman from Cook, Representative R. L. Dunne is recognized. Out of the record. Representative Giorgi, do you want yours called? On the order of motions appears Senate Bill 1501, for which



purpose the Gentleman from Winnebago, Representative Giorgi is recognized."

Giorgi: "Mr. ....Mr. Chairman and Members of the House, Senate Bill 1501 was passed out of the Appropriations Committee this morning, but because the Senate Appropriations Staff and the House Appropriations Staff didn't get their signals straight, we didn't place an Amendment on the Bill, that the Senate requested of us. So, I am asking that the appropriate rrr....rule be suspended so this Bill can be put on Second Reading, so I can put the Amendment on the Bill, so it can be sent back to the Senate for Concurring Committee. And, I think the Leadership is appraised of all of this."

Speaker Telcser: "The Gentleman from Cook, Representative William Walsh."

Walsh: "Well, may I ask the....may I ask the Chair where this Bill is now?"

Giorgi: "It....It was passed out of the Appropriations Committee this morning. And, I'd like to move it to the position of Second Reading, to put the Amendment on it ....which is the request of Senator McBroom."

Unknown: "Mr. Speaker.....question..."

Speaker Telcser: "Representative Walsh, for what purpose do you rise, Sir?"

Walsh: "Has the Message been read.....from the Appropriations Committee? Then the Bill is...ah....will be on the Calendar tomorrow, on the order of ...."

Speaker Telcser: "Second Reading..."

Walsh: "...ah..Senate Bills, ah...ah...Second Reading, First Legislative Day..?"

Giorgi: "No. Bill, I'm trying move....er...amend Rule 67-C so it can be placed on the Calendar today as Second Reading, Second Legislative Day, so as to put an Amendment on it, because it has to go back to the Senate. It's at the request of Senator McBroom."



Speaker Telcser: "Representative Walsh....for what purpose do you rise, Sir?"

Walsh: "I....I...Mr. Speaker, I would ...ah...like to object to the Gentleman's Motion. This is the Lottery Bill. I am the....it is the funding for the Lottery Bill, which is in effect, the Lottery Bill....and, we in effect here, have an opportunity to vote once more on how we feel about the ...ah...State's entering into the gambling business. And, ah....I...while I have a great deal of respect for the House Sponsor of this Bill, the greatest respect for him, I have no appreciation whatever for the State getting into the gambling business. I think that we're taking and have taken, an immoral stand, almost, on this position and I would, just on the basis of wanting to delay the matter as much as possible, I ...ah...respectfully object to the Gentleman's Motion and would ask that this Bill take the course that every other Bill is required to take."

Speaker Telcser: "Is there further discussion? The Gentleman from Cook, Representative Kosinski."

Kosinski: "Mr. Speaker, Ladies and Gentlemen of the House, I have concern that we're fighting the Lottery issue all over again, but greater concern about the mechanics involved. If the Sponsor will yield to a question?.... Now, Mr. Sponsor, as I understand it, the Lottery Bill... goes into effect in July, is that correct? But, it is inadequately funded to go into operation. Is that correct?"

Giorgi: "Now what we're trying to do is ....we've made some commitments. This fiscal year we'd like to honor them. If we can transfer some funds into the Department of Revenue that haven't been expended."

Kosinski: "Therefore, something will happen to our Lottery Bill if we don't pass this today?"

Giorgi: "Yes, we can expedite the movement of the Lottery



Bill immediately, July 1st, if we get some of these other things out of the way by June 30th."

Kosinski: "Then to address the Bill...the measure. I'm certainly in accord with increasing the revenue of this State inasmuch as the Legislature, in its wisdom, has already passed the Lottery Bill. In consequence, I would urge an 'aye' vote, on suspending the rule."

Speaker Telcser: "All right, now, the Clerk has just informed me that the Message was read today, it's going to appear tomorrow on Second Reading, and in normal course of events, First Legislative Day...Do you want to persist in your move?"

Kosinski: "I move to suspend the provisions of Rule 67-C, so that this can be placed on Second Reading, Second Legislative Day..."

Speaker Telcser: "Do you want to take up that one more day? He wants..."

Kosinski: "That's my motion...It has to go back to the Senate..."

Speaker Telcser: "All right...."

Kosinski: "At the request of the Republican Senate.."

Speaker Telcser: "All right, one of the...Representative Walsh made the inquiry, I want an answer...Is there further discussion? The Gentleman has moved to ...ah.. take Senate Bill 1501....now wait a...The Gentleman has moved to suspend the provisions of Rule 67....this is a new Motion, now, in effect. Oh....wait a second. Okay. The Gentleman has moved to suspend the provisions of Rule 67 for the purpose of having...Representative Walsh, for what purpose do you rise, Sir."

Walsh: "Well, Mr. Speaker, I...respectfully submit that the Gentleman's Motion is inappropriate because ...67... Rule 67, if I'm not mistaken, is the Rule dealing with the...assignment to Committee. The Gentleman seeks to discharge the Appropriations Committee. The Appropriations



Committee no longer has control of that Bill since their report was read by the Clerk earlier today. So, the Gentleman's Motion is improper and...ah...I would request a ruling."

Speaker Telcser: "All right, Representative Walsh, your point is well taken. Now, the Gentleman's Motion to suspend Rule 67 is an improper one, however, I'm just informed that the ...the staff member filed a motion with respect to Rule 33 earlier in the day, which the Clerk is now looking for. And, that by the way....will take 107 votes. All right, the motion is upstairs. It has been properly filed. The Gentleman from Winnebago, Representative Giorgi, moves to suspend the provisions of Rule 33. Representative Walsh, for what purpose do you rise?"

Walsh: "Point of information, Mr. Speaker. Is that motion in writing?"

Speaker Telcser: "Yes, the Motion is up in the Clerk's office. It has been properly filed. They're sending now, to bring it back down."

Walsh: "Are we almost through, Mr. Speaker, are we ready for a motion to adjourn?"

Speaker Telcser: "Wait a second....Let's take this out of the record for now, Zeke and talk to Kurt and Ann and let me see Duff.....has some things on the same order of business. Representative Giorgi, for what purpose do you rise?"

Giorgi: "The correcting....the correcting Amendment or the correcting Motion came from the Speaker's Office, but I think...I think the Majority Leader ought to admit publicly that the State of Illinois is in the gambling business rather than the ..... sounding hypocritical as he did earlier....because I see some important personages on the floor today that are in the gambling business, that are related to some of us. And, then I think, don't



forget bingo is...ah...prevalent in Illinois. So, I think it's a hypocritical statement."

Speaker Telcser: "All right, on the order of motions appears a series of Bills by Representative Duff...We're going to take this out of the record for now and we're going to 'finger' it out. Here's House Bill 2371, for which purpose the Gentleman from Cook, Representative Duff is recognized. No, on Motions....we went back to Duff's motions on 2371....2,3,4,5,6...."

Duff: "Ah...Mr. Speaker...ah...I can handle all of these Bill in three separate motions. I'd like to move that House Bill 2371 ...ah...be taken from Rules and referred to the Committee on assignment of Bills. Now, House bill 2371 .... is...ah...responsive to a situation that's going on in Illinois right now. Unfortunately, because of interpretations of cases relative to the problem of continuances which we've all heard a lot about. Interestingly enough, Mr. Speaker, ah....last....Mr. Speaker.... Could I have a little order, please? This is a problem which is occurring because of the interpretation of a statute in Illinois relative to continuances and speedy trials. What it does, under its present interpretation it frequently causes ...ah...people, particularly poor people, to be kept in county jails for many many weeks and months. Many of you have heard that we have 120 day rule in Illinois which is supposed to apply to the maximum amount of time that one is held before a trial, and in my own practice, last summer when I went home from...ah... Springfield in June, I discovered that we had just accepted a case which had been with the public defenders office for some seven months. And, when we looked at the record we found that whenever there is an agreed continuance, it goes back and takes 120 days to the original term. We also found out that even when somebody asked for a continuance to avail themselves of a statutory right,





such as the right to discovery. That that is considered to be a continuance requested by the defendant and even if they've been in jail for as much as six or seven months, that will go all the way back to the beginning so they have another 120 days to work on it. Ah...It works a hardship particularly where you're dealing with an overcrowded court and you've got a State's Attorney who has got a terrible workload and you have a public defender who has a terrible workload and they frequently will have to try to get a continuance on a given day, in order... perhaps to go over one day, because they might have a trial ...a jury trial or something in the same court the same afternoon. What this Bill really does, it makes it possible for the counties to save money, both in the county jail and in the court....Ah...The emergency character of the thing is that it does keep people in the county jail many many weeks often than either the prosecutor or the public defender would want. I'd like to move for and incidentally...I don't know of any opposition to this Bill....I would like to move to take it from Rules and refer it to Committee on Assignment of Bills.

Speaker Telcser: "Is there any discussion? The Gentleman has moved to take House Bill 2371 from the Committee on Rules and refer it to the Committee on Assignment of Bills. All in favor of the Gentleman's move signify by voting 'aye', the opposed by voting 'no'. Takes 89 affirmative votes. Okay, now, have all voted who wished?...."

Duff: "Mr. Speaker, if I might comment. This is ...doesn't seem like an earthshaking Bill, but there are young men and women, mostly men, in Illinois and mostly poor, who are languishing in jail for months on end because of a...a...an interpretation that is not intended. And, the Supreme Court in Illinois came down with a



decision last summer ...ah..which verified the position it was taking and the court would not, I am sure, object to it. I believe the counties would be particularly interested in passing it."

Speaker Telcser: "Have all voted who wish? Take the record, On this question there are 49 'aye', 6 'nays', 5 answering 'present'. The Gentleman's Motion fails. "

Duff: "Thank you, Mr. Speaker. Now, the next set of Bills is all on one category. But, Representative Getty, who is my Cosponsor on the first one, and I have discussed it and we would like to propose the first one...ah...alone. This is House Bill 2372. And, then I intend to take all the rest as a package, Mr. Speaker, if I may, with leave of the House. Now, this Bill is a Bill that many of you will remember. Last year, through the efforts of Representative Getty, the State's Attorney, Bernard Terry, yourself, Mr. Speaker, ...Representative Telcser...where we reached an agreement on the modification of the use of a grand jury. We reached an agreement that was given ..."

Speaker Telcser: "Representative Duff...Now, ...what motion are you dealing with....2372...only?"

Duff: "Right."

Speaker Telcser: "Only 2372. Proceed."

Duff: "This is with agreement with my Cosponsor, Representative Getty."

Speaker Telcser: "Representative Stone, for what purpose do you rise, Sir?"

Stone: "Mr. Speaker, is this motion debatable on a point of parliamentary inquiry, is the ...is this motion debatable? "

Duff: "We're not debating it as far as I know."

Stone: "Well, I would say that's correct. It isn't debate. But I'm sort of getting tired of hearing what I...been



hearing all day and if it isn't ...ah...proper to discuss it then I object to it being discussed."

Duff: "Ah..Mr. Speaker, I'm only explaining my motion. I don't think there is any debate on it."

Speaker Telcser: "Representative Stone, this is not technically ...a....move to discharge a substantive committee and it is debatable."

Stone: "Well, Mr. Speaker, Ladies and Gentlemen of the House, as I say, this is a Bill which a compromise was agreed upon last year....ah...through the very hard work and effort of Representative Getty, the State's Attorney Bernard Cary, yourself Mr. Speaker, Representative Telcser and many others. The net effect of this Bill will be to save the counties a great deal of money. To speed up the trials considerably, to respond to what is a relative archaic system in the most compromise way that we can. It was unfortunately called in the Senate when I wasn't present last year and we had some trouble with it over there. But, it is a Bill which was completely agreed on by this House, last year, it will save all of the counties a great deal of money and it will move forward ...the cause of law and order, significantly."

Speaker Telcser: "The Gentleman from Cook, Representative Getty."

Getty: "Mr. Speaker, Ladies and Gentlemen of the House, ... Ah....House Bill 23.....incorporates one aspect of a Bill which was passed by this House which was endorsed by the State's Attorneys Association, which was endorsed by the State's Attorney of Cook County, which was fought for very hard on this floor and was the result of a great deal of compromise. It will result in a substantial saving, without ....to the counties.... without foregoing any of the protection to the defendant. In fact, it will enhance their protection....."



and make the grand jury a meaningful thing. Not a rubber stamp and I would ask all of you to support this motion."

Speaker Telcser: "Is there discussion? The Gentleman's moved to take House Bill 2372 from the Committee on Rules and have it referred to the Committee on Assignment of Bills. All in favor signify by voting 'aye', the opposed by voting 'no'. Okay. Have all voted who wish? The Gentleman from Cook, Representative Rayson."

Rayson: "Just to explain my vote, Mr. Speaker. I've listened to the remarks of the Sponsor and the Cosponsor of this Bill and ...and the other Bills and looked with reference to the other Bills in the series and it seems to me that this is a unique series of Bills. Unique in the sense that ...ah...Legislation can ...can achieve the kind of things this Bill....ah...achieves. For example; Ah...it seems like it's protective of the rights of accused. It needs the approval of State's Attorney in the administration of justice, it saves money in the court system, and it provides for a speedier way to get justice done in criminal proceedings. It's amazing that Legislation can meet these four tests....tests which many times are diverse, so I commend the Sponsor and suggest that this Bill should have the green light, as well as the other Bills in the series."

Speaker Telcser: "Have all voted who wish? The Gentleman from Will, Representative Sangmeister."

Sangmeister: "Mr. Speaker and Members of the House, I too would like to add my voice to ...ah...a discharge of this particular Bill. This has been, as Representative Getty told you, endorsed by the State's Attorneys Office and by the association rather, and it is a good Bill. This is not the same Bill that Representative Duff had a year ago. This Bill has been worked over and modified and is now in the shape that I think anyone who has held the office can say it will be a great asset and in no



is going to hurt the defendents rights and I think this Bill ought to have a hearing before the House and I would certainly urge a green light on this vote."

Speaker Telcser: "Have all voted who wish? The Gentleman from Cook, Representative Duff."

Duff: "Well, Mr. Speaker, we're just a little short, I would like to draw the attention of the House, that it's.... that it's ....one of these things where it's very gratifying to find the kind of cooperation that I found on this subject from people like Representative Getty and Sangmeister, from Bernard Cary, from the State's Attorneys Association....ah...We have here a Bill which will really help every single county and every single prosecutor without damaging the ...the...ah...protection of the defendent. This is a Bill which will allow the prosecutor, on appropriate occasions, not to have to use the grand jury when it's inappropriate. Ah....I see we are up there so I am going to quit talking."

Speaker Telcser: "Okay, have all voted who wish? McAuliffe 'aye'. Laurino 'aye'. Take the record. Capuzi 'aye'. On this question 105 'ayes', and one 'nay' 9 answering 'present'. The Gentleman's Motion prevails. On the Order of Motions appears House Bill 2373, for which purpose the Gentleman from Cook, Representative Duff is recognized."

Duff: "Mr. Speaker, House Bill 2373 to ...through 2376.... are a variety of modifications of the Grand Jury of the kinds of things that have been the concern of Members of this House, like Representative Matijevich who put forth a Study Commission Bill on this important subject last year. And, who in fact, has been one of the leaders of concern in this area. They are concerns of the State's Attorneys, they are concerns of the public defenders. They are not all as....ah...easily supported, frankly as the first one, but they are part of a package,



and when talking with Representative Getty I agreed that we would call the first one and if it passed, then we would ask the remainder to be passed with the same Roll Call because they are all part of the whole study. So, I would like to ask, Mr. Speaker, for the same Roll Call on this package to save the time of the House."

Speaker Telcser: "Are there any objections? No objections? Hearing no objections, we will use the same Roll Call for motions in respect to House Bills 2373, 74, 75 and 76 and those Bills will be put in a Committee on an assignment of Bills. Representative Hill, do you want yours, same Roll Call. That's correct. Introduction First Reading."

Clerk Selcke: "House Bill 2871, Mann, appropriates \$94,000,000 to the Department of Public Aid and so forth, First Reading of the Bill. House Bill 2872, Choate et al, amends the Illinois Harness Racing Act; First Reading of the Bill. 2873, Choate et al, appropriates \$294,000,000 to the Department of Agriculture, First Reading of the Bill. House Bill 2874, Dan Houlihan et al, amends the Motor Fuel Tax Law, First Reading of the Bill."

Speaker Telcser: "Senate Bills First Reading."

Clerk Selcke: "Senate Bills First Reading. Senate Bill 1246, an Act to amend the Agricultural Fair Act, First Reading of the Bill. Senate Bill 1354, an Act to make an appropriation to the State Treasurer, First Reading of the Bill. Senate Bill 1486, an Act to amend the School Code, First Reading of the Bill."

Speaker Telcser: "The Gentleman from DuPage, Representative Gene Hoffman."

Hoffman: "Mr. Speaker, Ladies and Gentlemen of the House, I have checked with the leadership on both sides of the aisle. Senate Bill 1486 is the same as House Bill 2484 which we passed through the Education Committee already and I would like the permission of the House



to suspend the appropriate rule to move Senate Bill, to advance Senate Bill 1486 to the order of Second Reading."

Speaker Telcser: "The Gentleman has asked, has moved to suspend the provisions of Rule 31 for the purpose of having Senate Bill 1486 placed on the order of Second Reading without reference. Is there leave to use the last attendance Roll Call of the affirmative vote. Hearing no objections, that will be the Roll Call. O.K., let's go back to the order of motions. appears Senate Bill 1501. The Gentleman from Winnebago, Representative Giorgi has moved to suspend the provisions of Rule 33 for the purpose of having Senate Bill 1501 placed on the order of Second Reading, second legislative day. Is there leave to use the attendance Roll Call as the affirmative Roll Call on that questions? Hearing no, do you object, sir? Record Representative Hart as voting 'no'. Representative William Walsh, for what purpose do you rise?"

Walsh: "Is this a lottery Bill?"

Speaker Telcser: "Yes. Giorgi's Senate Bill 1501."

Walsh: "And what is the motion?"

Speaker Telcser: "The Clerk will read the motion."

Clerk Selcke: "Motion. Mr. Speaker, I move that the provisions of House Rule 33 be waived and that Senate Bill 1501 be read a second time on this date. Sincerely, Representative E.J. Giorgi."

Walsh: "Well, once again Mr. Speaker and I have mentioned this before, I have a fundamental objection to the lottery and I see no reason to advance this Bill along beyond the normal course and I object to the Gentleman's motion."

Speaker Telcser: "The Gentleman from Cook, Representative Schlickman. Oh, I am sorry. The Gentleman from Union, Representative Choate."



Choate: "Well, Mr. Speaker, Ladies and Gentlemen of the House, I rise in support of Representative Giorgi's motion primarily because of the lack of activity by this body in the closing days last December of the Legislative Session which we held in the Centennial Building. I rise also simply because the Senate has asked that we take this action so that we might be in the position to pass the Bill back to them as rapidly as possible. Secondly, because the Republican Sponsor of this Bill in the Senate has asked that we send it back to the Senate as soon as possible so that we can agree on the Amendment that has been attached to it here in the House. But first and foremost, I say that we were derelict in our duty in the closing days of that Special Session in the closing days of December when we were in the Centennial Building simply because in our haste to leave the Capital City of Springfield, many Members left the floor prior to keeping a committment with the administration in bringing about the depositing of the start up money for lottery as soon as possible so that the wheels in the Department of Revenue and in State Government could be set in motion to the extent that the tickets could begin to be sold on the date that we had specified. So I would say to you that by taking the action that Representative Giorgi wants to take here today that we are only discharging our duty that we should have discharged in the month of December. We are only talking about one legislative day. We are only talking about putting the Bill in the position on the calendar so that Amendments can be adopted, so that we can pass it to the Senate. That's the only simple request that we are making and I would hope, I would hope that enough of the Membership on both sides of the aisle would vote to the extent that we would have 107 votes so that we can





can put this Bill in the manner in which it should have been put last December. I would appreciate the vote of the Membership, Mr. Speaker."

Speaker Telcser: "The Gentleman from Cook, Representative Schlickman."

Schlickman: "Mr. Speaker, I raise a point of order with regard to the motion."

Speaker Telcser: "State your point."

Schlickman: "It refers to Rule 33 but Rule 33 is in three different parts and this motion doesn't refer specifically to the applicable part. And each of the parts is different."

Speaker Telcser: "Well, Representative Schlickman, it appears as though the Gentleman really wants what is contained in portion C of Rule 33. However, if in the process of suspending portion C of Rule 33 he wishes to suspend other irrelevant parts of it, it is of no consequence. Representative Choate, for what purpose do you rise?"

Choate: "Only to point out, Mr. Speaker, that if the necessary number of votes are here to suspend the complete Rule, the other portions of that Rule are irrelevant, have no meaning whatsoever as far as this particular request is concerned and I would assume that if you have the 107 votes to suspend the provisions of Rule, a Rule that the other portions of it are irrelevant."

Speaker Telcser: "That is the chair's ruling. Representative Schlickman."

Schlickman: "Well, Mr. Speaker, I am simply trying to clarify what is a rather confused matter. Now, you refer to Rule 33, Subsection C and you believe that is applicable. Subsection C of Rule 33 refers to a Bill being reported out, do not pass or do not pass as amended. Now, I had understood that Senate Bill 1501 is a Bill that had been reported out do pass just



this morning."

Speaker Telcser: "Could you state your point again, Representative Schlickman?"

Schlickman: "Well, I am simply suggesting, Mr. Speaker, that I think it's important that we know what we are voting on. Now, Rule 33 refers to three different situations. A is one situation, B is another situation, C is another situation. We have got a very confused matter here. You say Subsection C which refers to Bills that have been reported out do not pass or do not pass as amended and I had understood earlier that the Bill which is the subject of this Amendment is a Bill that had been reported out do pass. Now, which Subsection are we referring to here with regard to suspension of the Rules?"

Speaker Telcser: "Representative Schlickman, the Gentleman apparently wants Section C. That's all I can interpret as to what he is really trying to get to. In the process, in his motion however, he is attempting to suspend all of Rule 33 including in his motion portions A and B which are really not going to affect whether or not his Bill is on Second Reading, first legislative day or second legislative day."

Schlickman: "Well, Mr. Speaker, I think this is a shotgun approach to the suspension of the Rules and I believe the Rules also provide that when a Member wants to suspend the Rules he should be specific as to which Rule he wants to suspend and that would also include a Subsection of a Rule, particularly where you have got a Rule that covers more than one subject, more than one situation."

Speaker Telcser: "All right, Representative Schlickman, the Chair would not disagree with you that it would be a better practice to be specific with respect to what Rule and what portion thereof of the Rule a Member wishes to suspend. However, if the Member does



not choose to be that specific and not practice the point as fine as a Member such as yourself would, that is his choice. The Gentleman is suspending Rule 33 and all of the provisions therein. That is his privilege."

Schlickman: "Well, Mr. Speaker, two things. Number one, I am going to file an objection and I would hope that it be journalized. Number two, I would like to ask the Sponsor of this motion if we have a Bill here that has been reported out do pass?"

Speaker Telcser: "Representative Giorgi, do you wish to respond, Sir?"

Giorgi: "Yes, Sir. I said that earlier that the Bill is reported out of the Appropriations Committee this morning and the, I have moved to suspend 67 C so that this Bill can be read on Second Reading, second legislative day for the purpose of an Amendment because the Bill has to return to the Senate from whence it came."

Schlickman: "Well, Mr. Speaker, I understand the object of the motion. Why don't we just vote up or down on the motion?"

Giorgi: "Gene, I have been trying to get this Bill out for a week. If you want me to become a parliamentary expert and nobody is going to like it."

Schlickman: "Mr. Speaker, do I understand the motion is to put this Bill on the calendar on the order of Second Reading, second legislative day?"

Speaker Telcser: "Yes, that is what the Gentleman wants."

Schlickman: "Now, when would it appear on the calendar, tomorrow?"

Speaker Telcser: "Today."

Schlickman: "And it is for the purpose of offering an Amendment today? Well, I would object to that, Mr. Speaker because I believe the Rules require that it appear on the calendar."



Giorgi: "I am asking to suspend the appropriate Rules so that it will appear on the calendar."

Speaker Telcser: "Representative Giorgi, are you going to offer an Amendment today?"

Giorgi: "That's the reason for moving the Bill to Second Reading."

Speaker Telcser: "Do you want to offer it today?"

Giorgi: "I could wait until tomorrow, otherwise."

Speaker Telcser: "Well, no, but if you wait until tomorrow it will be on Second Reading, first legislative day."

Giorgi: "I want to suspend it to read second legislative day."

Speaker Telcser: "And do you want to amend it today or tomorrow?"

Giorgi: "Today."

Speaker Telcser: "Today? Then we will have to print a supplemental calendar."

Giorgi: "I want to do the same thing Charlie Fleck did."

Speaker Telcser: "All right, Representative Schlickman, the Gentleman has clearly stated his intent. Let the journal show that Representative Schlickman has objected and that that will be journalized, Representative. The Gentleman has, the Gentleman has moved to suspend the provisions of Rule 33 for the purpose of having Senate Bill 1501 placed on the order on the calendar of Second Reading, second legislative day. All in favor of the Gentleman's motion, Representative Schlickman, for what purpose do you rise, sir?"

Schlickman: "Does this motion then have the affect of directing the Clerk to prepare and have available a supplemental calendar for today?"

Speaker Telcser: "If it can be done. I think it does, yes."

Schlickman: "I suggest there is no such Rule."

Speaker Telcser: "The Gentleman from Cook, Representative Fary."

Fary: "Mr. Speaker, Ladies and Gentlemen of the House, I



I rise in support of this motion. Very unfortunately, the opponents will always be opponents. Even bingo, which is a proven success still has its opponents. If the opponents could only realize that bingo brought in over \$4,000,000 in revenue to this State last year. The opponents had projected that the hoodlums are going to infiltrate and take over and the games are going to be crooked and rigid. They have not. Bingo has been successful and profitable. Profitable to the participating organizations. I was in Washington with Zeke Giorgi at the National Conference of Wagering and Betting. Ralph Batch, who is an ex-FBI man will administrate the Bill here, the lottery Bill in Illinois. He was very successful in setting up the program in New Jersey. The opponents are merely using delaying tactics, trying to stall this thing. They should realize the fact that the lottery Bill did pass and all we are trying to do is get the money needed to set the machinery up to set this thing in motion. Now, if they feel in their hearts that those who can least afford to buy a lottery ticket will spend too much money, let me say this. If a woman who least affords buys ten lottery tickets at 50 cents apiece she will be spending five dollars. She has ten chances to win. But she also has ten chances to lose. Why don't the opponents convey that to her and tell her she is just as well off buying one ticket and she can be just as lucky with one ticket. You lose ten times but her chances are ten times to win. I can't understand why lottery is not a tax. Bingo is not a tax. It is not a bread and butter tax. You don't have to participate. You don't have to buy a ticket if you don't want to. The money is needed. Truck drivers are coming in from Michigan with batches of tickets that they are picking up. You don't have to give them your name or address



or social security number. All you need is the 50 cents to buy the ticket and buying them in big batches and bringing them here into Illinois and reselling them to their friends who wish to participate. Now let's not lag and be behind. Illinois seems to always be dragging somehow behind. Let's take the bull by the horns now. Let's get this thing over with. Let's get the money necessary and I am sure like bingo, lottery will be very successful and very beneficial and helpful and those opponents, I say, they should tell those people who can least afford to stay away from the race tracks. You will see a lot of those people who can ill afford who will blow more money and spend more money in one day at the race tracks than they could buying lottery tickets all year. I urge each and every Member of this House to vote 'aye' so we can get this lottery Bill on the road and get the money into the coffers of the State."

Speaker Telcser: "All in favor of the Gentleman's motion signify by voting 'aye', the opposed by voting 'no'. 107 votes. Get on the switches. Have all voted who wish? Mr. Clerk, would you record Representative Mann as voting 'aye'. Mann 'aye'. Is he on? O.K., have all voted who wish? Does anyone wish to explain their vote? Have all voted who wish? Take the record. On this question 113 'ayes', 22 'nays', 2 answering 'present'. And the Gentleman's motion prevails. O.K., Senate Bill 1501 now on the order of Second Reading, second legislative day. Senate Bills Second Reading. Senate Bill 1501. He is not going to amend it today. He is not going to amend it."

Clerk Selcke: "Senate Bill 1501, an Act to provide for the ordinary and contingent expense of the Department of Revenue, Second Reading of the Bill. No Committee Amendments."

Speaker Telcser: "Amendments from the floor? Third Reading."



Committee Reports."

Clerk Selcke: "Mr. North from the Committee on Cities and Villages to which House Bill 2629 was referred reports the same back with Amendments thereto with the recommendation that the Amendments be adopted and the Bill as amended do pass. Mr. North from Cities and Villages to which House Bill 2672 was referred reports the same back with the recommendation that the Bill do not pass. Mr. Randolph from Revenue to which House Bill 2280 was referred reports the same back with Amendments thereto with the recommendation that the Amendments be adopted and the Bill as amended do pass and be rereferred to Appropriations. Mr. Randolph from Revenue to which House Bill 2281 and 2304 were referred reports the same back with the recommendation that the Bills do pass and be rereferred to Appropriations."

Speaker Telcser: "General Resolutions. Agreed Resolutions. Agreed Resolutions."

Clerk Selcke: "House Resolution 1000, Skinner. House Resolution 1001, Murphy. House Joint Resolution 106, Blair et al."

Speaker Telcser: "The Gentleman from Cook, Representative William Walsh offers to move the adoption of the Agreed Resolutions. All in favor 'aye', the opposed 'no'. The Resolutions are adopted. General Resolutions."

Clerk Selcke: "Do you want you want to read this Resolution, Representative Schraeder? House Resolution 1002, Douglas et al. Is Representative Schraeder on the floor? May I have your attention please? There are some car keys that were found right in front of the Clerk's rostrum. Red car keys with three other keys."

Speaker Telcser: "The Gentleman from Cook, Representative Randolph."

Randolph: "Mr. Speaker, Members of the House, an announcement



to the Revenue Committee. The Revenue Committee will meet immediately following the Session in Room 400. The Revenue Committee will meet in Room 400 immediately following the Session."

Speaker Telcser: "Representative McAvoy, for what purpose do you rise, sir?"

McAvoy: "Mr. Speaker and Members of the House, the Banks and Savings and Loans Committee will meet in Room E-1 in the State Office Building immediately after adjournment."

Speaker Telcser: "Representative Tuerk, for what purpose do you rise, sir?"

Tuerk: "Mr. Speaker and Members of the House, I rise for the purpose of an announcement. I want to remind the House Industrial Affairs Committee Members that we will be meeting tomorrow morning at 9:00a.m. in M-5."

Speaker Telcser: "The Gentleman from Cook, Representative J.J. Wolf."

Wolf: "Mr. Speaker, I would just like to remind the Members of the Veteran Affairs, Personnel and Pensions that we will meet immediately after adjournment in Room M-5. We just have a few Bills. We will get the Members out as soon as possible so they can go to other Committee meetings."

Speaker Telcser: "The Lady from Lake, Representative Geo-Karis."

Geo-Karis: "Mr. Speaker, a point of information. What time is the Rules Committee tomorrow?"

Speaker Telcser: "11:00a.m. 11:00a.m. for Rules."

Geo-Karis: "What Room please?"

Speaker Telcser: "The Gentleman from Cook, Representative William Walsh will answer your question."

Walsh: "Mr. Speaker, to answer the Lady's question, the Rules Committee will meet tomorrow morning at 11 o'clock in Room M-3."





Speaker Telcser: "Further announcements? The Gentleman from Grundy, Representative Washburn."

Washburn: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. The Appropriations Committee will meet tonight one half hour after adjournment in Room 212, tonight in 212 and tomorrow morning at 8:30 in Room 400."

Speaker Telcser: "The Gentleman from McLean, Representative Deavers."

Deavers: "Mr. Speaker, several announcements pertaining to the softball. There will be no softball practice. The annual Senate House game will be June 19 if we are still here. Number three, congratulations are in order for the Republican secretaries that they are better sliders, slippers, whatever you can think of and they bested the Democratic secretaries last night 17-13. Coach Geo-Karis, there was a couple of protests and Emil Jones claims that the secretaries stole his game plan but we checked with Daniel Elsborg's psychiatrist and we found the tapes and we find that he used the tape that was five foot short to measure the bases so he has no claim for the outcome of the game."

Speaker Telcser: "Representative Harpstrite, for what purpose do you rise?"

Harpstrite: "For the purpose of an announcement. The Agricultural Natural Resources Committee meeting will be tomorrow morning at 10:00a.m. in Room M-4. 10:00a.m. in Room M-4."

Speaker Telcser: "Representative Maragos, for what purpose do you rise, sir?"

Maragos: "Mr. Speaker, I would like to have Rule 18 suspended regarding House Bill 2500 which inadvertently was not posted for the Executive Committee and I have the consent of the Chairman and the staff to have it heard tomorrow. I would like leave to have that Rule



18 suspended."

Speaker Telcser: "The Gentleman has moved to suspend Rule 18 for the purpose of hearing House Bill 2500 in Exec tomorrow. Are there any objections to using the attendance Roll Call as the affirmative vote? Hearing none, that will be the Roll Call and the Gentleman's motion. One second, Representative Martin, for what purpose do you rise?"

Martin: "A point of personal privilege, Mr. Speaker."

Speaker Telcser: "State your point."

Martin: "Last week while I was away ill, I did not know until today that a Resolution, a birthday Resolution in my behalf had been introduced, House Resolution 960. I would like to take this opportunity to thank each and everyone of you for your very kind remarks and for the Resolution this starting my second year in the House of Representatives. I want you to be prepared to get many of these such birthday Resolutions ready for I will be spending many more years in the House of Representatives. Thank you again very much for your kindness."

Speaker Telcser: "Death Resolutions."

Clerk Selcke: "House Resolution 997, Choate et al. In respect to the memory of Mrs. Mabel John."

Speaker Telcser: "The Gentleman has offered to move the adoption of House Resolution 997. All in favor of adoption signify by saying 'aye', the opposed 'no'. The Resolution is adopted. The Gentleman from Cook, Representative William Walsh."

Walsh: "Mr. Speaker, I move that the House stand adjourned until 12 noon tomorrow."

Speaker Telcser: "Representative Juckett, for what purpose do you rise?"

Juckett: "Mr. Speaker, I just wanted to announce that Motor Vehicles would be meeting in Room C-1 tomorrow at 10:00a.m. C-1, 10:00a.m."



Speaker Telcser: "The Gentleman moves the House stand adjourned until 12 noon tomorrow. All in favor 'aye', the opposed 'no'. The House stands adjourned. The First Special Session will now come to order. Representative Blair, for what purpose do you rise? The First Special Session will now come to order. The Gentleman from Cook, Representative William Walsh has leave to use the attendance Roll Call from the regular Session as the attendance Roll Call for the First Special Session. Are there any objections? Hearing none, that will be the attendance Roll Call. The Gentleman from Will, Speaker Blair."

Blair: "Mr. Speaker, I just wanted to point out that when we adjourn tonight we will be coming back in at 11:30 tomorrow morning and that we will be looking toward adjourning tomorrow by not later than 3 o'clock. So you can make your plans accordingly for tomorrow. We are coming back in on Monday and we will determine tomorrow whether it will be at 1 o'clock or 4 o'clock."

Speaker Telcser: "The Gentleman from Union, Representative, now wait a second now. Mr. Speaker, you said 11:30, Representative Walsh said 12:00. He said the regular at noon. When is the regular, at noon or 11:30?"

Blair: "11:30 and Rules at 10:30 in Room M-3."

Speaker Telcser: "O.K., the regular Session will convene tomorrow morning at 11:30. Representative Choate, for what purpose do you rise, sir?"

Choate: "You answered my question. I was just going to remind the Speaker to advise our Rules Committee Members to be here by 10:30. In what Room?"

Speaker Telcser: "M-3. M-3, 10:30. Representative Rose, does that mean Judiciary meets at 9:30 or Representative Fleck? Right? The Gentleman from Cook, Representative William Walsh now moves that the First Special Session do stand adjourned until the adjournment of the regular Session tomorrow. All in favor signify by



saying 'aye', the opposed 'no'. The First Special Session does now stand adjourned."



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		Clerk Selcke	Reads Senate Bills, 1st
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		Shea	
48		Speaker Telcser	
		Duff	Trying to save time, motion to hear all at once



<u>Page</u>	<u>Time</u>	<u>Speaker</u>	<u>Information</u>
			9.
		Speaker Telcser	
		Shea	Withdraws objection
49-50		Duff	Explains motion for HB 2311 through 2337, HB 2644 through 2646
		Speaker Telcser	
51		Shea	Opposes motion
		Speaker Telcser	
		Duff	To close
		Speaker Telcser	
52		Lundy	Explains 'no' vote
		Speaker Telcser	
		Geo-Karis	Explains 'aye' vote
		Speaker Telcser	
		Schlickman	Explains 'aye' vote
		Speaker Telcser	
		Lechowicz	Verification of affirmative
		Speaker Telcser	
		Duff	Poll the absentees
		Speaker Telcser	
		Shea	Members don't understand
		Speaker Telcser	
		Clerk O'Brien	Reads the absentees
		Speaker Telcser	
		Clerk O'Brien	Proceeds
53		Speaker Telcser	
		Dunn	Asks Lechowicz to withdraw motion
		Speaker Telcser	



<u>Page</u>	<u>Time</u>	<u>Speaker</u>	<u>Information</u>
			10.
		Clerk O'Brien	Verifies affirmative roll
		Speaker Telcser	
54		Katz	Record me 'aye'
		Speaker Telcser	
		Martin	Record me 'aye.'
		Speaker Telcser	
55-56		Lechowicz	Question of affirmative
57		Speaker Telcser	Duff's motion prevails
		Duff	HB 2371 motion TOOR
		Speaker Telcser	HB 2599 TOOR
58		Fleck	HB 2815 motion
		Speaker Telcser	
		Fleck	Doesn't understand
		Speaker Telcser	
59		Mann	Supports motion
		Speaker Telcser	
59		Mann	Supports motion
		Speaker Telcser	
60		Epton	Supports motion
		Speaker Telcser	HB 2815 motion prevails
61		Katz	HB 2832 motion
		Speaker Telcser	
62		DiPrima	Moves motion lay dormant
		Speaker Telcser	
63		Geo-Karis	
		Speaker Telcser	
64-64		Choate	Opposes



<u>Page</u>	<u>Time</u>	<u>Speaker</u>	<u>Information</u>
			11.
		Speaker Telcser	
		Polk	Supports
		Speaker Telcser	
66		Wolf	Moves previous question
		Speaker Telcser	Motion prevails
		Katz	To close
		Speaker Telcser	
67		Brinkmier	Explains vote
		Speaker Telcser	
68		Borchers	Explains vote
		Speaker Telcser	
		Walsh, R.	Supports
		Speaker Telcser	
69-70		Dyer	Supports
		Speaker Telcser	
		Borchers	Point of personal privilege
		Speaker Telcser	
		Geo-Karis	Explains vote
71		Speaker Telcser	
		Hoffman, G.	Explains vote
		Speaker Telcser	
72		Matijevich	Explains vote
		Speaker Telcser	
		Miller, T.	Explains vote
		Speaker Telcser	
73		Deuster	Explains 'aye' vote
		Speaker Telcser	



<u>Page</u>	<u>Time</u>	<u>Speaker</u>	<u>Information</u>
			12.
74		Chapman	Explains 'aye' vote
		Speaker Telcser	
		Wolf	
		Speaker Telcser	
		Choate	Point of information
		Speaker Telcser	
75-76		Hudson	Explains 'no' vote
		Speaker Telcser	
		Houlihan, J.	Explains
		Speaker Telcser	
		Juckett	Explains 'no' vote
		Speaker Telcser	
77		Juckett	
		Speaker Telcser	
		Juckett	
		Speaker Telcser	
		Katz	
		Speaker Telcser	Motion prevails
78		Walsh, R.	Motion to HB 2840
		Speaker Telcser	Motion passes
		Katz	
		Speaker Telcser	
		Deuster	Motion to SB 358
79		Speaker Telcser	
		Deuster	
		Speaker Telcser	
80		Mahar	Supports





<u>Page</u>	<u>Time</u>	<u>Speaker</u>	<u>Information</u>
			13.
		Speaker Telcser	
		Yourell	Yield?
81-82		Deuster	Discussion
		Speaker Telcser	
		Gibbs	Yields?
		Deuster	Discussion
		Speaker Telcser	
		Kempiners	
		Speaker Telcser	
83		Gibbs	
		Speaker Telcser	
		Kempiners	Explains 'aye' vote
		Speaker Telcser	Motion fails
84		Giorgi	Motion to SB 1501
		Speaker Telcser	
		Walsh, W.	
		Giorgi	
		Speaker Telcser	
		Walsh, W.	Message? Read?
		Giorgi	
85		Speaker Telcser	
		Walsh	Objects
		Speaker Telcser	
86		Kosinski	Yield? Votes 'aye'
		Giorgi	Discussion
		Speaker Telcser	
87		Walsh	Motion to suspend rules in appropriations



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			14.
		Speaker Telcser	Rules motion was filed
		Walsh, W.	Motion in writing?
		Speaker Telcser	Motion for SB 1501 TOOR
		Giorgi	
88		Speaker Telcser	
		Duff	Motion for HB 2371
		Speaker Telcser	
89		Duff	Explains vote
		Speaker Telcser	Motion fails
98		Duff	Motion on HB 2372
		Speaker Telcser	
		Stone	Motion debatable
91		Duff	Discussion
		Speaker Telcser	
		Duff	Continues explanation
		Speaker Telcser	
92		Getty	Supports
		Speaker Telcser	
		Rayson	Explains vote
		Speaker Telcser	
93		Sangmeister	Explains 'aye' vote
		Speaker Telcser	
		Duff	Explains vote
		Speaker Telcser	Motion prevails
94		Duff	Motions HB 2373 through 2376
		Speaker Telcser	Motions prevails. Introduction 1st reading



<u>Page</u>	<u>Time</u>	<u>Speaker</u>	<u>Information</u>	15.
		Clerk Selcke	Reads 1st reading Bills	
		Speaker Telcser	Senate Bills, 1st	
		Clerk Selcke	Reads Senate Bills, 1st	
		Speaker Telcser		
		Hoffman, G.	Suspend rules	
95		Speaker Telcser	Leave granted. Motions SB 1501	
		Walsh, W.		
		Speaker Telcser		
		Clerk Selcke	Reads SB 1501 motion	
		Walsh, W.		
		Speaker Telcser		
96		Choate	Supports	
97		Spaker Telcser		
		Schlickman	Point of order	
		Speaker Telcser		
		Choate		
		Speaker Telcser		
98-99		Schlickman	Objects procedure discussion	
100		Speaker Telcser		
		Giorgi		
		Schlickman	No such rule!	
		Speaker Telcser		
101-102		Fary		
		Giorgi		
		Speaker Telcser	Motion prevails, SB 1501, 2nd	
		Clerk Selcke	Reads SB 1501	
		Spaker Telcser	3rd reading, Committee reports	



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			16.
103		Clerk Selck	Committee reports
		Speaker Telcser	Agreed Resolutions
		Clerk Selcke	
		Speaker Telcser	Adopted. General Resolutions
		Clerk Selcke	Reads Resolutions. Announcement
		Speaker Telcser	
		Randolph	Announcement
104		Speaker. Telcser	
		McAvoy	Announcement
		Speaker Telcser	
		Tuerk	Announcement
		Speaker Telcser	
		Wolf, J.J.	Announcement
		Speaker Telcser	
		Geo-Karis	Point of information
		Speaker Telcser	
		Walsh, W.	Answers Geo-Karis
105		Sepaker Telcser	
		Washburn	Announcement
		Speaker Telcser	
		Deavers	Announcements
		Speaker Telcser	
		Harpstrite	Announcement
		Speaker Telcser	
		Maragos	Rules suspended HB 2500
106		Speaker Telcser	Leave granted
		Martin	Personal privilege



<u>Page</u>	<u>Time</u>	<u>Speaker</u>	<u>Information</u>
			17.
		Speaker Telcser	Death Resolution
		Clerk Selcke	#997 Death Resolution
		Speaker Telcser	#997 is adopted
		Walsh, W.	
		Speaker Telcser	
		Juckett	Announcement
107		Speaker Telcser	House stands adjourned. 1st
		Blair	Special in order
		Speaker Telcser	Schedule!
		Speaker Telcser	Discussion
		Choate	
108		Speaker Telcser	1st Special stands adjourned



HOUSE OF REPRESENTATIVES

SEVENTY-EIGHTH GENERAL ASSEMBLY

THIRTY-FIFTH LEGISLATIVE DAY

FIRST SPECIAL SESSION

JUNE 6, 1974

THE HONORABLE W. ROBERT BLAIR, SPEAKER

IN THE CHAIR



GENERAL ASSEMBLY

STATE OF ILLINOIS  
HOUSE OF REPRESENTATIVES

HOUSE OF REPRESENTATIVES

SEVENTY-EIGHTH GENERAL ASSEMBLY

ONE HUNDRED THIRTY-SIXTH LEGISLATIVE DAY

JUNE 6, 1974

1:00 O'CLOCK P. M.

THE HONORABLE W. ROBERT BLAIR, SPEAKER

IN THE CHAIR



GENERAL ASSEMBLY

STATE OF ILLINOIS

HOUSE OF REPRESENTATIVES