

Speaker Redmond: "House will come to order, looks like we don't have quite enough members so we'll stand at ease for about five minutes. We'll be led in prayer by the Reverend Creeger, the House Chaplin."

Reverend Creeger: "In the name of the Father, the Son, and the Holy Ghost, Amen. Oh Lord, bless this House this day, also ask this day to remember in our prayers the birthday of Representative Grotberg, St. Charles. Watch over thy servant, Oh Lord, as days increase, bless and guide him, strengthen him as he stands, comfort him when discouraged or sorrowful, raise him up as he should fall and in his heart may thy peace which hath the full understanding abide within him throughout his entire life to Jesus Christ our Lord, Amen. From an unknown source, I found the following vocation, 'The flowers look up high to see only the light and never look down to see its shadow. This is the wisdom man must learn.' Let us pray. Almighty God, though all wise counselor, the care of many must ever rest upon the shoulders of the few. Strengthen thou the members of this House of Legislators, make them conscious of their privilege and trust, help them to wield this power, help them to keep in mind and keep strong heart, point them out the way, help them to work for the common good and broaden thou their minds as they may ever understand the meaning of a people in governments life is thine, to Jesus Christ our Lord, Amen."

O'Brien: "Do you know what time . . ."

Unknown: "I don't know yet, but I think . . ."

Speaker Redmond: "Roll call for attendance and . . . uh . . ."

Representative Lucco do you desire recognition?"

Lucco: "Yes, thank you Mr. Speaker. I am particularly happy this morning to be able to present what I would call a pause that refreshes. I'd like to take this moment just to describe a group of people that we have with us today that I'm particularly honored and privileged



to introduce to you . . . I . . . we have with us the Champion of the State A or the A State Basketball Tournament, Venice High School, and . . . ah . . . the resolution will be presented to you later. I would like for you to particularly pay attention to the enrollment of the school of Venice; I would like to also mention to you that the differentia between the Class A and the Class AA. Class A involves the high schools of 750 and less enrollment; Class AA, of course, which Wendall Philips High School in Chicago have just won the championship last week, they involve the high schools of enrollment of 750 and larger. Representative Horace Calvo, Everett Steele, of course, are with me in honoring this group of young people that are here today. We hear so much about young people today that I would like for you, of course, to honor with us this fine group that we have here that have contributed so much; I would like now to introduce Horace, Mr. Calvo, if he would make the introduction at this time. Horace, you want to use mine?"

Speaker Redmond: "Want to come up here, Horace? Plus to see if he's lookin'. You too, Joe. Representative Steele? Before I turn the microphone over to Representative Calvo, I would like to let it be known that . . . that the condition upon which these young men could be introduced was that they give prayerful consideration to going to Marquette University when they finish."

Unknown: "Where . . . Where are they located? . . . hmmm . . . way upstairs?"

Unknown: "Steele's right behind 'em."

Unknown: ". . . there's somebody in there . . ."

O'Brien: "Red-head Calvo in the Chair."

Calvo: "At this time it gives me great pleasure to introduce to you first of all, the cheerleaders, some of the parents, and the supporters of the team, who are in the balcony on my right; I wish they would all rise, in the rear on the



right and . . . ah . . . take a bow for the great support they've given this fine team. You know it really takes the support of the cheerleaders and the parents and everyone to have a successful basketball team, I remember the fine support they gave this team two years ago when they went to the Class A State Tournament and came back in third place and that was a day of . . . ah . . . great warmth to my heart to see the fine support they got in third place and I told them then that in another year or two they would be back here as Class A State Champions and I'm happy they're here today; I'm very sorry I couldn't be with them that weekend . . . ah . . . due to commitments outside of . . . ah . . . the state at that time. I would now like to introduce to you . . . ah . . . Ladies and Gentlemen of the floor, Mr. Rich' Essington, the finest coach in the State of Illinois from my district. Rich', the coach of this fine championship team."

Mr. Richard Essington: "Thank you very much Mr. Calvo . . ."

Calvo: "And now I introduce the assistant coach, Clarence Hand. Clarence . . ."

Mr. Clarence Hand: "Thank . . ."

Clavo: "ah . . . Mike, I forgot the Mayor of Venice, Mike Ebersole, a great supporter of this team. Mayor, come on up here and say "hello".

Mayor Ebersole: "I want to say this gratefully, I made a statement to the associated press and I said we got a hell of a coach and a hell of a bunch of kids and I got la . . . letter from a lady from Lincoln, Illinois kind of degrading me because my vocabulary was so small. I said . . ."

Unknown: "Who do you have there, Gro'?"

Calvo: "Principal Lou Savin of Venice High School. You know they got this split in the class at . . . ah . . . 750 and Gerry Shea says we're gonna' reduce that so you guys can't win so often; Gerry you'll never get it that low; this is about the smallest Class A school in the State of



Illinois and that's why I am doubly proud of them, there enrollment's less than 200. . . ah . . . sup . . . superintendent Robert Vickers from Venice High School, Bob. O.K. now I will turn the microphone over briefly to Coach Richard Essington as I sa . . . I'm going to make him a resolution shortly . . . ah . . . the finest coach in the State of Illinois. Now some of you may not agree but I can tell you that's the way it is when you take a school enrollment of this one and bring them back to the state tournament as champions, he's done a terrific job, Rich' would you introduce your players."

Mr. Richard Essington: "Thank you very much, Mr. Calvo, ah . . . first off here, I'd like to introduce James Turner, James James is a junior, he'll be back with us next year. Next, is James Crouder, James is also a junior and should be back with us next year. The next one here is Reggie Gardner, he'll he's a junior and also will be back with . . . ah . . . wi . . . if we don't make it next year, it will be these guys fault, not mine. O.K. this one here is our fi . . . fine point gaurd, Jeff Corey. Jeff's a senior . . . ah . . . the next one here is Michael Henry, he's a senior and will be graduating. The next one is Mike Logan, Mike is also a senior and Algy Crawford, Algy is a senior he'll be graduating. Larry Arnold, Larry's a sophmore. Dennis Govan, Dennis is a sophmore. ah . . . Ricky Solomon, Rick is a freshman. Bernie Woodrome, Bernie's a junior and last but not least there's . . . ah . . . Tim Walker, Tim kept things loose for us this year, he's kind of our comedian. O. K. and the two managers, Clark Ray and Lance Austin, couldn't have done without these two either. And I sure would like to thank you for honoring us up there."

Unknown: "Before the coach gets out, Mr. Speaker, I only wanted to ask him a question, is it really true what Horace Calvo and Ju . . . Joe Lucco has been telling everybody



in this assembly, that the coach learned learned every-
thing from Joe Lucco?"

O'Brien: "Can we go to the order of resolutions?"

Speaker Redmond: "The order of business is resolutions."

O'Brien: "House Resolution 147, Lucco et al, whereas the
Red Devil Basketball Team of Venice High School, a school
of only 194 students has overcome stiff competition to
capture the championship of the Class A State Tournament
and whereas the Red Devil Basketball Team turned in an
impressive season to gain a place in the Class A competi-
tion and their exceptional skill, stamina and sportsman-
ship has them to be one of the outstanding high school
basketball teams in the State of Illinois and whereas
Coach Rich' Essington with the able support of assistant
coaches Ken Perkins, Clarence Hand and Stanley Linch
molded the individual young men of this team into a single
cohesive unit which showed by its teamwork and precision
that coach and players had put in many hours of hard dis-
cipline practice in order to reach their goals which was
to play in the state high school and whereas the people
of Venice and especially the administration faculty,
students and friends of Venice High School have every rea-
son to be proud of the fine young men who make up their
basketball team to have fought the championship back . . .
sought the championship back to Southern Illinois and to
share in their joy of their victory in the Illinois State
Basketball Tournament, therefore, be it resolved by the
House of Representatives of the 79th General Assembly of
the State of Illinois that we commend Coach Rich' Essington,
Ken Perkins, Clarence Hand and Stanley Linch, each of the
players on the outstanding Venice High School Basketball
Team and each cheerleader for their long practice periods
and study discipline, which have produced one of Illinois
finest basketball teams and for the skill, stamina, team
spirit and sportsmanship, which they have displayed in the



state tournament and be it further resolved that we congratulate the Venice Red Devil's Basketball Team and each cheerleader for their excellencies in and upon their winning of the championship crown in Class A competition, and be it further resolved that suitable copies of this preamble and resolution be presented to the Superintendent Vickers for acceptance on behalf of the coaches and members of the Venice Red Devil High School Basketball Team."

Speaker Redmond: "Representative Calvo on the resolution . . ."

O'Brien: "Sangmeister's turn."

Sangmeister: "Mr. Speaker, Ladies and Gentlemen of the House, I move for the unanomous adoption of House Resolution 147."

Speaker Redmond: "Gentleman has moved the adoption of Resolution 147. All those in favor indicate by saying "aye", oppose "no", the "ayes" have it. The resolution is adopted. Representative Cunningham was there any significance in the fact that you were not in your seat when the champion of the Class A Basketball were being introduced?"

Cunningham: "Mr. Speaker, I wish to publicly commend you for the splendid habit of starting on time but you were not used to that and its . . . ah . . . upsetting and traumatic and you ought to give us a little while to adjust because there were some things on my heart that I wanted to say about this team, I wanted to tell them to stand tall and walk proudly because they . . . they walk in great shoes of prior champions, specifically, the Lawrenceville Indians in 1972 and 1974 and I wanted to tell them further that our team has been in condition and we're gonna' get under the 750, so next year we'll take the title back so they should enjoy it while they can and I wanted to say particularly to Coach Essington and I see he is in the corner so I can do it, this face . . . eyeball to eyeball, I wanted to remind him if they had played Charleston this year, ah . . . they had played Lawrenceville at Charleston last year and didn't want them to forget where it was; but



we do think that they have a great team, and its the opinion of the the South Eastern District Champions of Lawrenceville, Illinois that you're a credit to basketball in the state; you raise not only champion ball players but you also raise champion coaches, cheerleaders and legislatures, specifically including Joe Calvo, who has made quite a hit when he was up here and consigned some of the best people we know to the firey reaches of hell in the process. Again, congratulations to you, thank you Mr. Speaker."

Speaker Redmond: "I learned my lesson, Roscoe. Being 139 members answering the roll, a quorum of the House is present. Representative Washburn do you have any . . ."

Washburn: "ah . . . yes, thank you Mr. Speaker, for the record I'd like to report that Representative Epton, Kent, and Waddell are absent because of illness."

Speaker Redmond: "an . . . any objections? Very well, so . . . so shall; Representative Shea. Representative Grotberg."

Grotberg: "Thank you Mr. Speaker, Ladies and Gentlemen of the House, I rise on a point of personal privilege and personal debt to this astute body, who last week started celebrating a birthday, which is in the meantime gone, but I thought it only fitting and proper to tell you that due to the efforts of Mr. Ebbeson, who has foreclosed us from ever celebrating a birthday again . . . ah . . . due to the Honorable Judge William Ellsworth and his wife of Geneva, Illinois who hosted the birthday party for me Friday night after I left this . . . ah . . . body and in the middle of the proceedings they rolled in this beautiful cake that you see down before you here and some of the crass people at that party were in . . . ah . . . about to eat the cake and I said there is no way you're going to eat that cake until we share it with this body in Springfield, the representatives of the people who enjoy so much birthday parties and . . . ah . . . works of fine art."



The cake was made by Mrs. Elsie . . . Elsie Smith of Bata-
 via, Illinois, a constituent of Mr. Shoeberlein, Mr.
 Kempiners and Mr. Hill and its a rare work of art. She and
 her husband spent three days making it and did library
 research and I thought in the interest of all that went in
 to the making of that cake, I would like to share it with
 everyone in this House about an hour from now we'll bring
 up five gallons of coffee and put in the back and if the
 press corp is listening, you're all invited to come in and
 ea . . . eat cake and maybe the closest that the Republi-
 can side of the aisle ever gets to the . . . ah . . .
 national capital and we thought in case that happens we
 would bring the Capital to Illinois. Thank you . . ."

Speaker Redmond: "Representative Grotberg, do you want a copy
 of the . . . a picture of that to be sent to Congressman
 Tim Hall?" Representative Corneal Davis, do you desire
 recognition?"

Davis: "Yeah, Mr. Speaker, Ladies and Gentlemen of the House,
 on last Friday, as the spirit moved me and this is what I
 say in my church, as the spirit moved me I put in the re-
 solution here Wendall Philips who has become all-city
 champ'; but with that same moving spirit, we sing a song
 in my church about 'As the Spirit Moves, I will Pray'; and
 when I put in that resolution Wen . . . Wendall all-city
 champs, I was doing like that old hymn had commanded me to
 do to pray that they will become all-state champs and that's
 exactly what happened. You see they say the Good Lord
 answers the prayers of the righteous . . ."

O'Brien: "Remind me later, will you."

Davis: ". . .and he answered my prayer and Wendall Philips
 High School named for one of the great liberals of all
 time, the great Wendall Philip who more than a 100 years
 ago in 1865 when the Emancipation Proclamation was signed
 who made that famous speech and said this is just the
 beginning of the fight for freedom. I wish they could have



observed those boys as they handled that ball on the floor, the fastest human beings God ever put on a basketball floor was the Wendall Philips Wildcats and you don't know what this has done to the 22nd District, you don't know what this has done to the South Side of Chicago. To bring a victorious team back, a team that despite all of the handicaps their . . . they have been talking about Chicago schools offer, despite all of those handicaps they overcame every last one of them and became victorious and they are there's no "fluke" victory, it was a real victory and the South Side now is given glory the great Wendall Philips Team named for one of the greatest statesman this country has ever produced, the Wendall Philips of home, and Mr. Speaker, I would move the doctrine of the resolution, if the Speaker would so.

O'Brien: "Put the question."

Speaker Redmond: "Any discussion? Yeah, the Speaker would like to make the same admonition with respect to the members of the Wendall Philips Team, that they give prayerful consideration to Marquette University. Gentleman has moved the adoption of resolution 1 . . ."

O'Brien: "House Resolution 148, Davis, honoring the Wildcats of Wendall Philips High School on Class AA Illinois State High School Basketball Tournament."

Speaker Redmond: "Representative Davis, do you desire to . . ."

Davis: "Move the adoption of the resolution, Mr. Speaker."

Speaker Redmond: "Any discussion? ah . . . question is on the adoption of resolution 148; all in favor indicate by saying "aye", oppose "no"; the "ayes" have it. The resolution is adopted. Committee reports."

O'Brien: "Mr. Pierce from the Committee on Environment, Energy and Natural Resources to which House Bill 114 was referred. Reports came back with the recommendation that the bill do pass. Mr. Matijevech from the Committee on Executives on which House Bill 121 and 300 were referred. Reports



that came back with amendments thereto the recommendation the amendments be adopted and the bill as amended do pass. Mr. Matijevich from the Committee on Executives which House Bill 230 was referred. Reports that came back with the recommendation that the bill do pass. Consent calendar. Mr. Matijevich from the Committee on Executives to which Senate Bill 71 was referred. Reports that came back with the recommendation that the bill do pass. Mr. Matijevich from the Committee on Executives to which was referred House Resolution 146. Reports that came back with the recommendation that the resolution be adopted. Mr. Knatz, Katz from the Committee on Judiciary II on which House Bill 95 was referred. Reports that came back with amendments there to with the recommendation that amendments be adopted and the bill as amended do not pass. Mr. Katz from the the Committee on Judiciary II to which House Bill 377 was referred. Reports that came back with recommendation that the bill do not pass. Mr. Katz from the Committee on Judiciary II to which House Bill 422 was referred. Reports that came back with amendments there to with the recommendation that the amendments be adopted and the bill as amended do pass. Mr. Londrigan from the committee on Motor Vehicles to which House Bill 111 was referred. Reports that came back with amendments there to with the recommendation that the amendments be adopted and the bill as amended do pass. Mr. Matijevich from the Committee on Executive to which House Bills 437 and 596 were referred. Reports that came back with recommendation that the bills do pass be re . . . re . . .re-referred to the committee on assignment of bills. Mr. Matijevich from the Committee on Executive to which House Bills 33, 252, 256, 355, and 386 were referred. Reports that came back with the recommendation that the bills do not pass. Mr. Matijevich from the Committee on Executive to which House Bills 34 and 35 were referred. Recommend that the bills be



re-assigned to interim study committee. Mr. Matijevich from Committee on Executives which House Resolution 40 was referred. Reports that came back with recommendation that the resolution do not be adopted. Introduction to the first reading."

Speaker Redmond: "Introduction to first reading."

O'Brien: "House Bill 965, Mautino et al, a bill for an act to amend sections of the motor fuel tax law. First reading of the bill. House Bill 966, Ron Hoffman, a bill for act making an appropriation in Chicago . . . ah . . . zoology . . . society. First reading of the bill. House Bill 967, Ron Hoffman, a bill for an act to amend the Revenue Act. First reading of the bill. House Bill 968, Mahar, a bill for an act to amend sections of an act to establish a military naval code to the State of Illinois. First reading of the bill. House Bill 969, Mahar, a bill for an act to amend sections of an act to establish a military naval code to the State of Illinois. First Reading of the bill. House Bill 970, Rigney, a bill for an act to amend sections of the Illinois Vehicle Code. First reading of the bill. House Bill 971, Beatty, a bill for an act to amend sections of the National Relation of State Revenue Sharing. First reading of the bill."

Speaker Redmond: "House Bill, second reading. House Bill 79, Representative Emil Jones in the Chamber?."

O'Brien: "House Bill 79, Emil Jones."

Speaker Redmond: "I don't see Representative Jones. House Bill 128, Representative Greiman . . ."

O'Brien: "House Bill 12 . . ."

Speaker Redmond: "I don't see Representative Greiman. House Bill 323, Griesheimer; he's in the Chamber."

O'Brien: "House Bill 323, Griesheimer, a bill for an act to designate the city to be . . . designate a day to be observed as Senior Citizens Day. Second reading of the bill. No committee amendments."



Speaker Redmond: "Any amendments from the floor?"

O'Brien: "Representative . . ."

Unknown: "Warren."

O'Brien: "Geo-Karis, amends House Bill 323 on page one, line one by deleting the second Sunday in October, and inserting in lieu thereof the following: the third Sunday in August."

Speaker Redmond: "Representative Gra . . . Geo-Karis, will you explain the amendment?"

Geo-Karis: "ah . . . Mr. Speaker, and Ladies and Gentlemen of the House, I have been in communication with our county board and with our president of the fourth preserve and other similar counties who feel that the best time to have a day commemorating the Senior Citizens would be a time in a season that would be palatable to them for travelling anywhere around the county and therefore, ah . . . I had originally, originally they had wanted the third Wednesday, that is the last Wednesday in August, so I prevailed upon the president and he said it was agreeable to have the third Sunday in August because its a warm enough day, usually, and a day that the Senior Citizens can get around far better than any inclement weather possibilities of October. Therefore, I move the adoption of amendment one to House Bill 323 asking that the third Sunday in August be substituted for the second day in October for honoring the Senior Citizens."

Speaker Redmond: "O.K., discussion Representative Greisheimer."

Greisheimer: "Mr. Speaker, and Ladies and Gentlemen of the House, as the principal sponsor of this bill, I want you to know that I am opposing this amendment at the present time. ah . . . when this bill was called for second reading last week, I asked it to be held and I think it should still be held. I have no personal knowledge at the present time that any of the parties referred to by the sponsor of this amendment have been contacted to clear it with them. I have tempted . . . attempted on several occasions



it . . . within my own county to talk to the . . . ah . . . various people that have been referred to by this sponsor of this amendment and they have not been available and I think it would be highly irregular to materially change a bill of a sponsor . . . ah . . . without . . . ah . . . at least seeking the approval of either the sponsor or the people that are behind it. Now . . . ah . . . if the sponsor would like to hold this amendment until I have an opportunity to speak with the people in Lake County . . . ah . . . I will be quite willing, if they are in favor of this, to go along with it; but I think it would be extremely inappropriate at this time to start placing amendments on this bill which completely changed the nature of the bill itself without at least giving clearance from the people that it affects in the county where it originated."

Speaker Redmond: "Representative Geo-Karis?"

Geo-Karis: "Mr. Speaker, and Ladies and Gentlemen of the House, if my co-runner will recall, I talked to him about it last week; I'll be glad to hold my amendment as long as the bill is being held for second reading, but I did talk to him and I asked him to check with various sources that called me to verify what I was telling him."

Speaker Redmond: "We'll take that one out of the record if that's satisfactory with the sponsor? House Bill 381."

O'Brien: "House Bill 381, Hirschfeld, a bill for an act to amend sections of an act relating to a curfew for certain children. Second reading of the bill. One committee amendment amends House Bill 381 on page one, line 12 by deleting 21 and inserting in lieu thereof 18."

Speaker Redmond: "Representative Hirschfeld."

Hirschfeld: "Mr. Speaker, and Ladies and Gentlemen of the House, I don't see the gentleman from Adams, Representative McClain, on the floor with his amendment; but it was an agreed amendment and therefore I would move the adoption of the amendment."

Speaker Redmond: "Any discussion? Question is there any



adoption of amendment number 1 to House Bill 381, all those in favor indicate by saying "aye", oppose "no"; the "ayes" have it. The amendment's adopted. Third reading. Inadvertently, I . . . its hard to believe that it is possible but I overlooked Representative Skinner and his House Bill 328."

O'Brien: "House Bill 328, Skinner, a bill for an act to change designation of the super . . ."

Unknown: ". . . intendent, sir."

O'Brien: "of education service region by amending certain acts named therein. Second reading of the bill. One committee amendment amends House Bill 328 on page 11 by deleting lines 3, 4 and 5 and inserting in lieu thereof the following: (and so forth):

Speaker Redmond: "Representative Skinner."

Skinner: "Mr. Speaker, it is precisely because of the Clerk's trouble in reading the title of this office that this bill is being introduced . . . ah . . . the committee amendment would call all of the superintendent of educational service regions, Regional Superintendent of School, and I would offer that amendment."

Speaker Redmond: "Any discussion? Gentleman from McHenry, Representative Skinner has moved the adoption of amendment number one to House Bill 328. All in favor indicate by saying "aye", oppose "no"; the "ayes" have it. The amendment's adopted. Third reading. House Bill 515."

O'Brien: "House Bill 515, Chapman, a bill for an act to amend sections of the school code. Second reading of the bill. One committee amendment amends House Bill 515 on page two by deleting all of lines 26 through 35 and inserting in lieu thereof and so forth."

Speaker Redmond: "Representative Chapman in the Chamber? Take it out of the record. House Bill 584, Representative Lundy in the Chamber? 584."

O'Brien: "House Bill 584, Lundy, a bill for an act to amend



sections of the Illinois Public Aid Code. Second reading of the bill. Two committee amendments, amendment number one amends House Bill 584 on page one, line 11 by inserting after the word "receive" the following: after March 31, 1975."

Speaker Redmond: "Representative Lundy."

Lundy: "Thank you Mr. Speaker, Ladies and Gentlemen of the House. Mr. Speaker . . . ah . . . pursuant to the agreement with the majority leader and because of the problem which this still addresses is now . . . ah . . . the subject of a . . . of an administrative solution by the department which were very helpful can be worked out. I . . . I . . . I have agreed to hold it on second reading so at this point would you just take it out of the record?"

Speaker Redmond: "Ta . . . Take it out of the record. House Bill 591 and I don't believe Representative Madigan is in the House. House Bill 602, Is Representative Beaupre here? Been advised that there are amendments that are not yet printed Representative Beaupre, so we'll have to hold this bill. Representative Beaupre."

Beaupre: "Mr. Speaker, I'm aware of . . . ah . . . of two amendments that are being offered, I'd be very happy to move the bill back to the . . . ah . . . the second reading tomorrow; but I would like very much to have the opportunity to move the bill . . . ah . . . if . . . if those are the two amendments you're referring to, I'd be happy to move it back."

Unknown: ". . . move it back."

Beaupre: "I will."

Unknown: "Two of my friends . . ."

Speaker Redmond: "Representative Beaupre, the Clerk advises me that this would give us an administrative problem, we couldn't pass it until . . . Representative Emil Jones, is he in this Chamber? Representative Greiman. Representative Chapman. I would . . . ah . . . like to call some-



thing to the attention of the House before we go to the house bills, third reading. To give us some idea of where the House stands with respect to the bills that have been introduced in committee action, as of March the 21st, we had a total of 860 bills and we have, the committees have acted upon 190, which is about 22 per cent of the bills that . . . that . . . ah . . . have been referred to committee or in total bills rather and the action in the committee do pass 68 per cent, do not pass 24 per cent, and consent calendar 8 per cent, which makes a total of 32 per cent which will not have to be considered in third reading. To give you some idea of where we stand with respect to the Senate, the Senate has passed out of the committee 88 per cent and only 12 per cent do not pass; and in spite of the reputation that we have for being prolific, there's been 5.5 bills per member in the House and 7.8 bills per member in the Senate. We're going to get this report every week, so we can see where we go. House bills. Third reading. I understand that Representative Chapman is on the floor. I repre . . . I understand that I am wrong. Oh, pardon me. The order of second reading, Representative Chapman, you want to call 515?"

O'Brien: "House Bill 515, Chapman, a bill for an act to amend sections of the school code. Second reading of the bill. One committee amendment amends House Bill 515 on page two by deleting all of lines 26 through 35 and inserting in lieu thereof and so forth."

Speaker Chapman: "Representative Chapman."

Chapman: "Mr. Speaker, this is a little amendment to a little bill and I hope everyone has on his or her desk today . . . ah . . . we held it up last week because it apparently didn't reach some desks. ah . . . All the amendment does and this is a committee amendment is to clarify the language of the original bill, which . . . ah . . . I think really needed some clarification. So I . . . I ask for your



support of . . . ah . . . amendment number one, I move
for the adoption of amendment number one to House Bill 515."

Speaker Redmond: "Representative Palmer." Palmer."

Palmer: "If . . . ah . . . the sponsor will tell us what the
amendment does, we don't have . . . I don't have it on my
desk."

Chapman: "ah . . . the amendment does not change or add in any
way to the purpose of . . . of the bill. I didn't go into
the amendment because . . . ah . . . quite frankly . . .
ah . . . it ah . . . the same as the bill. But . . . ah
. . . if you'd like me to explain . . . ah . . . today and
again hopefully tomorrow on third reading . . . ah . . .
what the amendment and the bill do is to give flexibility
on a permissive basis to local school boards. Right now
local school boards have the option of five days out of
the year dismissing at the end of three clock hours and
being able to claim a full five or a full day of attendance.
What this bill does is not to give them one more minute for
a workshop or in service training program but rather to
give them the opportunity to arrange this in the way that
suits them. If they want to take those ten clock hours,
they're entitled to under our present statutes. Instead
of dismissing early five days a year and in many districts
by the way . . . ah . . . losing for all practical pur-
poses five days what this does is it executes to the
local district at the local district's option the right
to take those ten clock hours and rather than use them
two hours apiece five days out of the year use them for
two full days. Its the same ten clock hours its just the
way in which the ten clock hours are arranged and this is at
the option of the local school district. This is what
I'm proposing."

Palmer: "Well, it doesn't cost the district any more money?"

Chapman: "It doesn't cost the district any more money and it
doesn't provide any additional in service time for anybody."



or less time that a kid spends in school."

Speaker Redmond: "O.K. further discussion? The question is in the adoption of the amendment number one of House Bill 515. Those in favor indicate by saying "aye", oppose "no", the "ayes" have it. The amendment's adopted. Third reading. House bills, third reading. On house bills, third reading appears House Bill 18, Representative Deuster."

O'Brien: "House Bill 18, a bill for an act to amend sections of the school code. Third reading of the bill."

Deuster: "Deuster from Lake."

Speaker Redmond: "Representative Deuster."

Deuster: "ah . . . Mr. Speaker, Ladies and Gentlemen of the House, House Bill 18 is a bill that implements a provision of the Illinois Constitution, in that it prohibits sex discrimination in the hiring and placement of school personnel. To refresh your recollection, Article 1, Section 18 of our Illinois Constitution states that the equal protection of the laws shall not be denied or abridged on account of sex by the state or by its units of local government and its school district. In the Illinois School Code, there is provision section 244 that for some years has said that color, race, nationality, religion or religious affiliation cannot be considered in assigning or hiring school personnel. House Bill 18 adds one word to the school code, and that is "sex". Now in giving consideration to this bill, I've been in touch with a lot of school officials around the State of Illinois and I have in my hand, I suppose it is typical, from Howard Brown, the superintendent of the Macon County Educational Service Region; and he said in the main, this is a good bill, however, there are some problems that we encounter now and then and that is--suppose the school advertises for a coach for girls basketball and both men and women apply and the man might be better qualified, but the community and the people and the school would rather hire the woman. This would be a problem with



the bill. Another example he said, suppose we applied for matrons whose duty would be cleaning up the girls bathroom, and a man applied, certainly, there's a need for qualification or clarification or amendment. So with that in mind Ladies and Gentlemen of the House, Amendment number one was adopted to House Bill 18, which says that with respect . . . respect to a specific position in a school, sex may be considered as a bonafide occupational qualification pursuant to a uniform policy adopted by the school board. I think this bill, in its present form, implements the constitution in a sensible way; and also, I think this bill, by implementing it, places some respect and trust on the integrity and intelligence of our local school board so that they can, if they wish, identify a few positions for which sex might be a legitimate qualification. I think in a way this bill will help us avoid litigation because it will require that local school boards identify these sort of positions in advance so everybody knows before they apply for a job of whether their particular sex in this special instance might be a qualification that could be considered by the board and by the school. I would urge your support for House Bill 18, which in general its thrust is to prohibit sex discrimination in the hiring and placement of school personnel."

Speaker Redmond: "Representative Skinner."

Skinner: "Mr. Speaker, Mr. Speaker, I rise to a point of personal privilege. Have the legislative digest been distributed, delivered, printed . . . ah . . . is there a penalty clause in the contract? Can we expect to get them when we go into session each Monday? Answer A, all or none of the above."

Speaker Redmond: "I hate to do it; but I think that is not a point of personal privilege. You . . . out of order."

Skinner: "Well, it certainly is, sir, because one cannot figure out what the bill is, if one doesn't have the digest



in front of one."

Speaker Redmond: "That isn't a point of personal privilege."

Skinner: "Well, what is it?"

Speaker Redmond: "Its an inquiry . . ."

Unknown: "Point of order."

Skinner: "Its an inquiry then?"

Speaker Redmond: "Representative Pierce."

Pierce: "ah . . . Mr. Speaker, thank you, that bill by the way
is in the last weeks digest that we all should have saved."

Skinner: "Well, that's nice, but I took it home, and as you
know, we're only allowed one set a copy."

Pierce: "On the bill, though, if I may speak on the bill.

Would the gentleman yield to a question? Yeah, that's Mr.

. . . the gentleman from Lake, not the gentleman from

McHenry. ah . . . he would . . . ah . . . Mr., Mr.

Deuster, how many other states have . . . ah . . . pro-

visions in their statutes that discriminate . . . ah . . .

that, that prohibits discrimination on account of sex as

far as employment and education go?"

Deuster: "In response to the question, I would say this, that

ah . . . I did not research the laws of all the states

. . . ah . . . it was only necessary to consider our

Illinois Constitution and you could say the same question,

how many constitutions among our several states . . . ah

. . . prohibit . . . ah . . . sex . . . ah . . ."

Pierce: "Roy, that was my next question, but . . ."

Deuster: "Yes."

Pierce: ". . . we don't have that in in hand. Now, however,

Deuster: "Yes, go ahead, I'm sorry."

Pierce: "Yeah, now it seemed to me and I think there are many
many states that don't aren't as fortunate enough

in having the constitutional provision prohibiting sex dis-

crimination that you're implementing with this bill and in

view of that, wouldn't you think it might be a good idea

to have a federal constitutional amendment that would pro-



hibit discrimination . . . ah . . . because of sex; so, therefore, all states could have the benefit of this . . . ah . . . bill that you're presenting today, which implements our constitution and wouldn't you favor such a federal constitutional amendment?"

Deuster: "Well, that's a very good question, Mr. Pierce, but it happens that our federal constitution already has this same language. Our federal constitution already provides that the equal protection of the laws shall not be denied or abridged to any person. We have that language and so if I see no necessity to involve the federal government at this point, however, the fact is we do have a state constitutional provision and this legislation is designed to implement that provision."

Pierce: "Yeah, the state constitution provision which we implement in, talks about discrimination because of sex, I believe and . . . ah . . . and that is what you're referring to in implementing here and your bill talks about sex also as I understand it and therefore, it would seem to me . . . ah . . . that if we're all . . . ah . . . part of a union here . . . ah . . . 50 states, we might consider . . . ah . . . helping the women in some . . . ah . . . more backward states by supporting a federal constitutional amendment that would allow them to implement ah . . . the way you have implemented the Illinois Constitutional Amendment by pro . . . prohibiting . . . ah . . . sex discrimination in our schools; but in the meantime because you are interested in our state . . . I'll support the bill."

Speaker Redmond: "Representative Berman."

Berman: "Thank you, Mr. Speaker, and Ladies and Gentlemen of the House, I stand in opposition of this bill and I would call the attention of this . . . ah . . . Chamber not to take the explanation that you may see in last weeks digest, if you have it, at face value. The legislative history of



this bill is as . . . is that when the bill came before the House Educa . . . Primary and Secondary Education Committee, an amendment was suggested by the sponsor. The committee indicated that they would support the bill without the amendment and the bill was recommended out of the committee without an amendment. The sponsor then placed the same amendment that was rejected by the committee onto this bill and it has substantially changed the legal impact of this bill, so although the principle that enunciated in the digest may seem to be a laudatory one, namely, that there wouldn't be discrimination based upon sex in the hiring in our schools. The amendment, I believe, does great damage to that principle, and that's why I'm going to vote "no" on this house bill."

Speaker Redmond: "Representative Chapman."

Chapman: "Mr. Speaker, the bill in its original form is a good bill, nothing wrong with it, doesn't do too much, but it's a good bill. But the amendment makes the bill, not only unconstitutional, but essentially to do exactly the opposite of what the original bill does. You know we're used to amendments that reverse the meaning of the bill. What the amendment does to House Bill 18 is to give to a local board the right to decide which job are jobs with sex qualifications; and as Mr. Deuster pointed out, it could keep a very fine man coach from coaching a women's team or an outstanding woman coach from coaching a boy's team simply because of sex, because it would give to the school board the right, which is not granted by the Illinois Constitution and is specifically denied by the Illinois Constitution, of deciding which particular jobs have bonafide sex qualifications and this wouldn't have the meaning that it does on the national level, but its specifically given to the local school board to decide. Now you people down in the Southern Illinois University area know that there is an outstanding winning women's team that



has won not only in the area but nationally, and that women's team has a man for a coach. I would hate to deny to this women's team the opportunity to be coached by this outstanding man simply because some local board might decide that somebody in order to give advise to a girl's tennis team had to be a female. I'm opposed to this bill and I hope that you will join me in voting it down . . ."

Speaker Redmond: "Representative . . . ah . . . Hudson."

Hudson: "Mr. Speaker, and Ladies and Gentlemen of the House, it seems to me that House Bill 18 and the amendment that was felt necessary to put on it, clearly illustrates the thicket into which we are moving as we move into this area of so called "equal rights". If you will read House Bill 18 carefully, you will find that sex has been added as . . . ah . . . one of the considerations and that it says rather clearly that in assigning any person to an office or position to any school in the school system, if any member of a school board, superintendent, principal or other school officer violates the foregoing provision or directly or indirectly requires, asks or seeks information concerning the color, race, nationally or religious affiliation all of which I can agree with; but it adds sex of any person in connection with his employment or assignment, or if any person etc. etc. and it ends up saying that if any member of a school board or these other bodies in any way inquires about the sex of an applicant for a job, he then is liable and subject to fine of . . . ah not less than a \$100 or more than \$500 and it would seem to me, members of this House, that a school board should be perfectly free to hire a male or lets say a female as an attendant in the women's washrooms in the school if . . . if that is desired. It is incomprehensible to me, we talk about privacy and we say that the ERA and measures of this kind will not destroy privacy; but what we're clearly saying is that if a male shows up and wants



a job as an attendant in a girl's washroom, I suppose that he has to get it. This just plain does not make sense to me; it does destroy privacy and I think without this amendment on this particular bill, the bill is a very vicious and undesirable one. So I certainly whe . . . if I'm gonna vote for this bill at all, I'll vote for it with the amendmet on; but otherwise, I will not support it."

Speaker Redmond: "Representative Leinenweber."

Leinenweber: "Will the sponsor yield to a question? Representative Deuster . . ."

Deuster: "Yes."

Leinenweber: "Representative Deuster, does the amendment, as I understand permits the local school district to determine whether or not a particular position . . . ah . . . should be accepted from the no discrimination, is that correct?"

Deuster: "Yes, Mr. Leinenweber, the amendment says that with respect to a specific position in a school, sex may be considered a bonifide occupational qualification. Its got to be good faith, it has to bear relationship to the occupation and the qualification to the job, so I'm inclined to think that both the school boards and the courts interpreting this language . . . ah . . . would place those limitations on it. So it would give the local school board, Representative Leinenweber, ah . . . some latitude to identify the obvious a job where sex . . . ah . . . is recognized as . . . ah . . . some qualification."

Leinenweber: "But the the bill does provide that these must be reasonably exercised, is that correct?"

Deuster: "The wor . . . ah . . . in answer to that question, the word "bonafide occupational qualification" is in there, the word "reasonable" is not. In other words . . ."

Leinenweber: "That the school district could not on a whim, lets say . . . ah . . . decide that . . . ah . . . the volleyball teachers have to be male . . ."



Deuster: "uh huh.' ah . . . There are two things to bear in mind, Representative Leinenweber and colleagues in the House, that it is, that the school board must act in advance when some applicant, male or female, comes in said I'm looking for the job, they have to have prior to that adopted the policy and they would have, of course, debated and considered that; but in specifying these positions, they would have to be a good faith occupational qualification."

Leinenweber: "ah . . . Mr. Speaker, if I might address myself to the bill, I, I certainly agree with Representative Hudson's comment that this makes a bill, which on the surface, seem to be very simple and one that we could all support . . . ah . . . the amendment makes the bill one that we can all support because it does provide that leeway, which I think it absolutely necessary, and I can only point out that the example that the Representative Hudson gave, and actually occurred in the State of Massachusetts, when the state employment board required a local school district to hire a . . . a women's attend . . . washroom attendant . . . ah . . . to hire a male, saying that the statute was very clear that they could not put that sex qualification. So I, I certainly agree with . . . ah . . . the sponsor and with Representative Hudson that this is a bill now we we can all support because it does attack the problem of . . . ah . . . sexual discrimination but does it on the basis that even the Equal Rights Amendment proposed to the United States Constitution permits; and that is reasonable differentiation based upon sex is permissible."

Speaker Redmond: "Any further discussion? The question is, shall House Bill 18 pass? All those in favor vote "aye", oppose vote "no". Have all voted who wish? Representative Deuster."

Deuster: "I'm sure that everyone understands what the bill



does, but . . . ah . . . ah . . . normally we provide the sponsor with an opportunity to close and I just did want to make it very clear that the amendment is on the bill, which makes it a commonsense, reasonable, good bill; and I've talked with a lot of school officials, and I have a letter from a Decatur Public School Superintendent right in my hand that says . . . ah . . . that in general the bill is good but it needs an amendment and he said, we want to say in many posi . . . districts we have positions labelled as matrons, in their job description, it is their responsibility to clean and service the girls rest rooms. If we cannot limit the applica . . . applicants of positions such as these to females, then it would appear to be a problem. Now this is a bill that in general moves in the direction, it takes a step forward to add sex as a factor upon which you cannot discriminate, but its reasonable in that it allows the local school district, the local school district to identify positions for which sex is a bonafide occupational qualification; and its consistent with our strong Illinois tradition, an American tradition of respect for the judgment, integrity and good sense of our local school systems."

Speaker Redmond: "Representative Borchers."

Borchers: "In ex . . . In ex . . . In explanation of my vote, I'd like to point out that Massachusetts, not too long ago, about a month or so ago, there was a gentleman who had to put in the first application for a . . . ah . . . caretaker at a woman's bath house and they didn't want to give him the job. He went to the Supreme Court and he got the job, so right now in Massachusetts, which I'm sure would please the ladies here to know, that there is a male attenmant . . . attendant in the bath house. Now this is the kind of thing that we're gonna have . . . ah . . . happening in the State of Illinois, so I think we should support this bill with that amendment. Its just a logical



thing to do. I don't want to have . . . ah . . . in Decatur, from where . . . from where I come and I know this situation. I do not want to see our schools put into the position where they have to hire a man . . . ah . . . because he happens to be the first applicant for a job taking care of the girl's dressing room. So I think you should pass this bill. There's a limit to everything."

Speaker Redmond: "Any further explanation. Have all voted who wish? Take the record. Representative Deuster."

Deuster: "Mr. Speaker, I had request permission to place that on the order of consideration postpone."

Speaker Redmond: "Is leave granted to place this on postpone consideration? Leave granted, postpone consideration. House Bill 20."

O'Brien: "House Bill 20, Deuster, a bill for an act to amend sections of an act to revise a law in relation to marriages. Third reading of the bill."

Speaker Redmond: "Representative Deuster."

Deuster: "Mr. Speaker, Ladies and Gentlemen of the House, House Bill 20 is in the same form that it emerged from committee, unlike the prior bill. In this case, it was reported out by a vote of 16 to nothing by the Committee on Counties and Townships. The bill . . . ah . . . as amended provides a change in . . . ah . . . existing Illinois Law. Under Illinois Law it is possible for a young couple to secure a marriage license by court order and the, in the case where the female is pregnant, and the Illinois Statute to specify the precise . . . ah . . . facts the judge must find in Section 3.2. It is a routine pro . . . form of proceeding and they generally, the judges, must find that the female is pregnant and the father or the male indicates he's the father; they want to live together as husband and wife and that their marriage has the consent of the parents. House Bill 20 would provide . . . ah . . . would allow the County Clerks to



accept affidavits and the affidavits would . . . ah . . . substantiate the same facts that the clerks consider in these routine matters and that is first, the bill requires a doctor's certificate that either the female is pregnant or has given birth to a child; secondly, the female must state that the male is the father, the male must acknowledge he's the father; the parties . . . ah . . . and also the parents must consent and . . . ah . . . the county clerks felt that this is something they, they could handle. It would reduce the embarrassment and humiliation in a way or the . . . the double . . . ah . . . procedure the couples must now go through. They must go to the county clerk and then the court order. The bill, besides allowing the county clerks to handle this matter and issue the license, if the county clerk has questions or the affidavits as provided in House Bill 20 don't cover the exact . . . ah . . . factual situation, such as the parents might be dead or out of state or otherwise, then they can also . . . ah . . . secure a court order as is provided under existing law. I think the county clerks felt this would . . . ah . . . facilitate the handling of a delicate and difficult and personal matter for a young couple to find themselves in this situation and desire to be married. I urge the support of House Bill 20."

Speaker Redmond: "Representative Leinenweber."

Leinenweber: "The . . . ah . . . gentleman yield for a question?"

Speaker Redmond: "He indicates he will."

Leinenweber: "Representative Deuster, this bill does not is not the one that . . . ah . . . provides that any county clerk in the state can issue a license, does it?"

Deuster: "No sir!"

Leinenweber: "That's not in this bill?"

Deuster: "Would you repeat your question?"

Leinenweber: "That's not in this bill?"

Deuster: "That is not in this bill?"



Leinenweber: "Thank you."

Speaker Redmond: "Representative Berman."

Berman: "A question of the sponsor. What happened to the language requiring notice to the . . . ah . . . to the parents of the . . ."

Deuster: "That's an interesting question, that language has been removed, as you know our colleague, Representative Gene Hoffman, came to me with a suggestion that that would strengthen and help the bill . . . ah . . . I did not realize that it might have the opposite effect, so I had to add an amendment to put that in, but then, as you may recall, I took the bill back to second reading, took that off so there is no requirement that there be notice."

Berman: "All right. Then on the bill, Mr. Speaker, . . . ah . . ."

Speaker Redmond: "Representative Berman, proceed."

Berman: "I've looked at the bill and I discussed it with Representative Deuster. My conclusion is that this bill really will do more damage to young people that seek to get married and in particular to the impending child that is going to be born . . . ah . . . in this situation than would the existing law. ah . . . I've asked some lawyers that practice outside of Cook County if they have run into any trouble . . . ah . . . either by delay or any other reasons . . . ah . . . in processing these requests to the court for underage marriages, they said "no". I know, personally, that in Cook County these applications are . . . are processed very quickly and very inexpensively and one of the most important differences between the established practice and the practice that would be set up by this bill, is that when you go through court, the documents and affidavits are impounded. They . . . that is not the case that will exist under this bill, you're allowing a clerk, who is strictly a ministerial employee, to make value judgments and to file papers that are gonna



deal with . . . with legitimacy or illegitimacy . . . ah . . . just file them as if they were ordinary papers. I think you're gonna do a great injustice to unborn children . . . ah . . . under this bill. I think that this amendment that has been established is a good one. It protects them, it accommodates underage people that want to get married. The process has worked well in the past, I don't see any reason to change this; I'm gonna vote "no" on House Bill 20."

Speaker Redmond: "Any further discussion? Representative Deuster to close."

Deuster: "I might say that . . . ah . . . House Bill 20 is in precisely the same form that it emerged from committee and the vote was 16 to nothing and the county clerk came in . . . ah . . . and supported the bill in that form; and I believe the witness was the County Clerk of Cook County, Stanley Cusper, and I . . . I think that the bill . . . ah . . . it is true, and I speak as an attorney, perhaps in this case it might take away a little business from some lawyers, who might handle these matters, but I think that it will, even so. . . ah . . . speaking as an attorney, I think its more important to consider the . . . the young couple and to allow this sort of situation to be expediciously handled by the county clerks; and where the county clerks have any doubts or concerns, they can always say, 'Well go upstairs to the judge and get an order'. I urge your support of House Bill 20."

Speaker Redmond: "Question is, shall House Bill 20 pass? All in favor signify by voting "aye", oppose "no". Have all voted who wish? Take the record. On this question there . . . Representative Geo-Karis, "aye". On this question there are 50 "ayes", 48 "nos"; Representative Polk, "aye", Representative Duff, do you desire recognition?"

Duff: "Well, Mr. Speaker, I . . . ah . . . would just like to comment on an explanation to my vote. That this is not"



Speaker Redmond: "I think you're too late, Representative Duff. Dave Jones, "aye"; Sangmeister, "aye"; Pierce, "aye"; Potter, "aye". What is that, 52? Londrigan, "aye"; Marovitz, "no"; Peters, "aye". On this question there are 56 "ayes, 48 "no", 6 voting present; the bill having failed to receive the constitutional majority is hereby declared lost. We've been working three quarters of an hour and we've passed one bill and we have one on postpone consideration; I think our theme song probably should be "White . . . White Christmas". House Bill 58."

O'Brien: "House Bill 58, Deuster, a bill for an act to amend sections of the Parental Responsibility Law. Third Reading of the bill."

Speaker Redmond: "Representative Deuster."

Deuster: "Mr. Speaker, this is a bill that we can pass very quickly because we debated it and discussed it last week. I'm glad to see our colleague, Representative Catania, on the floor because she very alertly discovered that the this bill had been missing from the bill book; but this morning I took a precaution and looked in my bill book and in her bill book and a couple of others and its in there now. This is a bill, House Bill 58, which would strengthen the parental responsibility act by increasing the...ah . . . civil limit of responsibility the parent enjoys under existing Illinois Law for the vandalism damage of their minor children living with them. . . . ah . . . this . . . ah . . . I distributed last week, a newspaper article indicating how widespread vandalism was in rich neighborhoods, poor neighborhoods all over the state. . . . ah . . . this bill unanimously supported by my own Mundelein Village Board of Trustees; and they said that we strongly feel responsibility, for vandalism lies with the parent and we hope that the raising of their liability from \$500 to \$1,000 would obtain much more parental attention and involvement. This concept in the Illinois Law of the parental



responsibility of was initiated a few years ago by our colleague, Representative Lou Caldwell. I think this is a good bill, it will encourage and simulate and inspire parents to be more concerned about what their children are doing; and it is, it does allow a civil remedy, rather than a criminal remedy, so that if you catch some young person committing acts of vandalism, you can go down and sit with the parents and say "all right, under Illinois Law, you're responsible for this vandalism damage and I'll pay up" and I think it is a deterrent, its good, it strengthens the law and I urge your support."

Speaker Redmond: "Any further discussion? Representative Mugalian."

Mugalian: "ah . . . Mr. Speaker . . . ah . . . this bill is not in my bill book and I checked with two others at random and its not in their bill book . . . ah . . . but I, I, I am not going to . . . ah . . . to ask that the bill not be considered for that purpose. I wonder if the Sponsor will yield to a question?"

Speaker Redmond: "He indicates he will."

Deuster: "I will be happy . . ."

Mugalian: "Mr. Sponsor, can you tell me what defense is available to a parent who is sued under this bill?"

Deuster: "The defenses are exactly the same that they are under existing Illinois Law, the same defenses. . . ah . . . that . . . ah . . . that any . . . civil defendent . . . ah . . . can assert; one is that . . . ah . . . the minor didn't do the damage and . . . ah . . . the the existing law is rather limited, too. And I might say that even though you might sit down and talk about it man to man or woman to woman and . . . ah . . . try and get the parents to . . . ah . . . live up to the responsibility and pay for what their children did, you can always file a law suit and the existing Illinois Law prevails with respect to defenses."



Mugalian: "Do I uh . . . Do I understand your response to say that the only defense of parents is that the child didn't do it? Is that . . . well, Mr. Sponsor, can you tell me if it would be appropriate and . . . ah . . . permitted defense for parents to say--I have seven children, six of them have exemplary records in school; they have made achievements in 4-H and in the boy scouts; but this one child out of seven, I've had trouble controlling-- . . . ah . . . would that that would not be a defense as I understand it."

Deuster: "I might say in response to the question . . . ah . . . this bill makes no change in existing law and the person asking the question is an attorney and I think is familiar with what the law is; it makes no change in existing law just changes one word, it increases the amount of liability . . . ah . . . from \$500 to \$1,000, and the real social question is whatever the defenses might be. The question is where should the damage lie, with society, with our schools, with our municipalities and parks that suffer the damage . . . ah . . . or with the the . . . ah . . . parent responsible for the . . . ah . . . vandals who caused the damage."

Mugalian: "Mr. Speaker, may I speak to the bill?"

Speaker Redmond: "Proceed."

Mugalian: "Mr. Speaker, Ladies and Gentlemen of the House, I think that the principle of the act in question, and this this bill would increase the penalty from \$500 to \$1,000. I think that that principle is questionable in that it places responsibility on someone for actions performed by another. That other person may be a child, may be a sixteen year old, it may be a seventeen year old; but as I understand the bill and the sponsor's explanation, there are, there are no mitigating circumstances that one may put in defense of a suit for as much as \$1,000. It is my belief that this country and this state is based on the principle of individual responsibility for ones own acts."



I think that this bill, the statute which is being amended, in some ways treats a child as a non-human being; but I . . . I . . . I challenge the basic assumption of the increase in penalty. That assumption is that by increasing the penalty on parents, who may have absolutely no control in a situation of vandalism and have no defense to put in, . . . ah . . . that there is no deterrent. It is very possible that a . . . a family of seven or eight children in . . . in very moderate circumstances may be bankrupted by the provisions of the bill, and especially by the 100 per cent increase, in the penalty in which the father or a mother and it could be a widow the circumstances under which that person is faced. I think that the . . . th . . . th . . . this bill should be defeated."

Speaker Redmond: "Representative Dyer."

Dyer: "ah . . . Mr. Speaker, and Ladies and Gentlemen of the House, with all due respect to the previous speaker, . . . ah . . . I . . . I rise to support this bill because I'd like to remind . . . ah . . . the members of the General Assembly that this bill does not change any of the basic assumptions about minors or parental responsibility. If the parents so choose, they may certainly ask the minor to work out . . . ah . . . the monetary value of . . . of the penalty by . . . by doing chores and doing . . . ah . . . constructed jobs to atone for the vandalism. All that this bill does is raise the liability from \$500 to \$1,000; and I think, in my mind, this simply reflects the inflationary . . . ah . . . price of things. It would take a \$1,000 today to atone for damage . . . ah . . . that \$500 would have atoned for five years ago. So I am in support of the bill. I think its a good bill and I think it should be passed."

Speaker Redmond: "Any further discussion? Representative Mann."

Mann: "ah . . . would the sponsor yield to a question?"

Speaker Redmond: "He indicates he will."



Mann: "ah . . . Is it true, Mr. Deuster, that your bill includes 18 and 19 year olds?"

Deuster: "In answer to that question, my bill doesn't include anything, doesn't make any change in the law, except change the dollar amount. Now you have to look to the basic law to see what the definition is and the . . . ah . . . definition of minor, or course, it says it has to be an . . . unemancipated minor, which is a legal word, I guess, who resides with the parents or have to be living right in the house and the definition of minor says 'above the age of 12 but not yet 19', so it has to be 12 to 18."

Mann: "Well, what's the age of majority? The statutory age of majority, Mr. Deuster."

Deuster: "The age of majority, generally, regarded at 18 but . . . ah . . . for different specific acts and circumstances there are different ages involved. But . . . ah . . . this is a . . . this is a young person, who is living with the parent. As I say, there is no change in existing law; if the questioner thought that there should be some change in the existing law, I suppose you . . . you could offer a . . . an amendment or introduce a bill. All this does is take the existing law as it is, which is designed to encourage parents to be responsible for the willful and malicious acts of the children living with them and all I'm doing is changing the dollar amount to rec . . . to recognize, for one thing, just inflation. We have churches that have windows valued at \$800 being broken and smashed . . . ah . . . we have a lot of old people living on fixed income up in my district and we have a bunch of young punks come and smash their fences down and their garages down; and its basically a question who ought to be responsible, the innocent victim or the parent, who . . . is . . . who brought that child into the world and the child is still living with the parent."

Mann: "ah . . . How about the question of the . . . ah . . ."



liability of parents on public aid?"

Deuster: "I'm not sure that we have . . . ah . . . lots of parents . . . ah . . . we have rich parents, poor people. . . parents, parents on various circumstances; and I think one of the prior speakers said that this is a civil remedy, which would allow people to sit down and talk about it, and I'm sure that as Representative Dyer suggested, perhaps . . . ah . . . for the family that is in dire need, that don't have any money, they could say, well, I'm gonna have Johnny come over and work for you a couple of Saturdays to make this up; it can be worked out. And once again I say there is no change in existing law."

Mann: "Well, there's nothing . . . but there's nothing in the law that would . . . ah . . . suggest that Johnny could come over and . . . and work it out; that's not in the law. Well, Mr. Speaker, very briefly, . . . ah . . . I . . . I don't believe that . . . ah . . . that this is a matter of sound public policy to lay down a blanket rule that parents should be liable for 18 year olders . . . ah . . . for up to a \$1,000 . . . ah . . . merely by virtue of the fact . . . ah . . . that a youngster continues . . . ah . . . to live with the parent. ah . . . I think that . . . ah . . . ah . . . it just doesn't make sense . . . ah . . . I haven't seen any great need . . . ah . . . for this kind of . . . ah . . . of law and I think this bill ought to be defeated."

Speaker Redmond: "Representative Maragos."

Maragos: "Mr. Speaker, this bill has been discussed enough, I believe and therefore I move the previous question."

Speaker Redmond: "Representative Maragos has moved the previous question, the question is shall the main question be put. All in favor indicate by saying "aye", oppose "no"; the "ayes" have it. Gentleman may close."

Deuster: "I don't need to say anything further, except



everybody who studied vandalism comes up with one conclusion, that's police chiefs, school superintendents, park superintendents, and everybody who sees this vandalism damage; and they say one thing, we've got to convince parents to get tough with their children and be responsible for the malicious acts they perform. I urge your "aye" vote on this . . . ah . . . good responsible bill."

Speaker Redmond: "Question is shall House Bill 58 pass? All in favor signify by voting "aye", oppose vote "no"; have all voted who wish? You can . . . You can vote. Isn't your switch open? Representative Nardulli, "aye", his switch evidently doesn't work. Take the record. On this question, 126 "ayes", 12 "nay", 6 voting present; and the bill having received the constitutional majority is hereby declared passed. State resolutions."

O'Brien: "House Resolution, House Joint Resolution 27, Daniels et al."

Unknown: "Who is it?"

Speaker Redmond: "Who is this guy? Representative Daniels, will you explain the resolution."

Daniels: "Mr. Speaker, Ladies and Gentlemen of the House, this is a death resolution. House Joint Resolution 27, which is asking . . . ah . . . for the honoring of the member of one, Sam Dean, who was the founder of Dean Milk and also the past chairman of the DuPage County Election . . . Board of Election Commissioners . . . ah . . . He had a distinguished life and those of us that had the opportunity to come in touch with him and have contact with him we're very honored by that opportunity during his life and I ask for a favorable vote on this resolution."

Speaker Redmond: "Question is on the adoption of the resolution number 27. All in favor indicate by saying "aye", oppose "no"; the "ayes" have it. the resolution is adopted. Representative Shea."

Shea: "Mr. Speaker, Ladies and Gentlemen of the House, on the



House Calendar for today's committee, the House Environment, Energy and Natural Resources Committee on the calendar, it appears Room 122A, that will meet in Room A1 in the State Office Building, not Room 122A but that will meet in A1 of the State Office Building; further, that the Committee on Assignment of Bills will meet in Room 318 immediately after adjournment and now Mr. Speaker, I move that the House do stand adjourned until 9:30 a. m. tomorrow morning."

Speaker Redmond: "You've heard the motion to adjourn 'til 9:30 . . . :30 tomorrow morning. All in favor indicate by saying "aye", oppose "no"; the "ayes" have it. We stand adjourned. I'd like to call your attention to the fact that although we worked pretty nearly a hour, we passed two bills and put one on postpone consideration. Representative Ebbesen;" the House stands adjourned."

Ebbesen: "ah . . . Yes . . . ah . . . Mr. Speaker, I just want to remind the House members that there's coffee and cake available back here . . . ah . . . if they've got an extra five minutes. Thank you."

Speaker Redmond: "Coffee and cake in the rear of the Chamber. Representative . . . in honor of the birthday child."



HOUSE OF REPRESENTATIVES

SEVENTY-NINTH GENERAL ASSEMBLY

THIRTY-THIRD LEGISLATIVE DAY

MARCH 24, 1975



GENERAL ASSEMBLY

STATE OF ILLINOIS

HOUSE OF REPRESENTATIVES

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HOUSE OF REPRESENTATIVES

MARCH 24, 1975

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<u>PAGE</u>	<u>TIME</u>	<u>SPEAKER</u>	<u>INFORMATION</u>
1	12:00.	Speaker Redmond	House come to order.
	12:15	Reverend Creeger	Prayer.
		Speaker Redmond	Roll Call.
	12:17	Lucco	Introduce Venice High Basketball Team.
2	12:19	Speaker Redmond	
		Jack O'Brien	Calvo in the Chair.
	12:20	Calvo	Introduce Students and Teacher.
3	12:22	Coach Essington	
		Asst. Coach Hand	
		Mayor Ebersole	
		Calvo	
4	12:23	Coach Essington	Introduction of Players
5	12:26	Jack O'Brien	House Resolution 147
6	12:28	Speaker Redmond	
		Calvo	
	12:29	Speaker Redmond	Resolution adopted.
		Cunningham	
7	12:31	Speaker Redmond	
		Washburn	Epton, Kent, Waddell absent
		Grotberg	Birthday Cake.
8	12:33	Speaker Redmond	
		Davis	Wendall Philips High School
	12:35	Speaker Redmond	

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9	12:36	Jack O'Brien	House Resolution 148.
		Speaker Redmond	
		Davis	Move for Adoption.
		Speaker Redmond	Resolution adopted.
		Speaker Redmond	Committee Reports.
10		Jack O'Brien	Committee Reports.
11	12:39	Jack O'Brien	First Reading.
	12:40	Speaker Redmond	First Reading.
	12:41	Jack O'Brien	Second Reading
		Jack O'Brien	House Bill 323-Griesheimer
		Geo-Karis	H.B. 323 Amendment #1 discussion
12	12:43	Greisheimer	H.B. 323 Discussion
13	12:44	Speaker Redmond	
		Geo-Karis	Discussion
		Speaker Redmond	Taken out of record.
		Jack O'Brien	Second Reading H.B. 381 Amendment #1
	12:45	Hirschfeld	Moves adoption of Amendment.
14		Speaker Redmond	Amendment adopted 3rd Reading
		Jack O'Brien	H.B.328 Amendment #1 2nd Reading.
	12:46	Skinner	Discussion Amendment Adopted
		Speaker Redmond	Amendment Adopted.

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14	12:46	Jack O'Brien	House Bill 515 Second Reading Amendment #1
	12:47	Speaker Redmond	Taken out of Record.
		Jack O'Brien	House Bill 584 Second Reading Amendment #2
		Speaker Redmond	
15	12:48	Lundy	Taken out of Record.
		Speaker Redmond	House Bill 591
	12:49	Beaupre	House Bill 602
	12:50	Speaker Redmond	Where House stands.
16	12:51	Speaker Redmond	Second Reading
	12:52	Jack O'Brien	House Bill 515 - 1 Committee Amendment
		Chapman)	
)	
17	12:53	Palmer)	House Bill 515 - Discussion
)	
	12:54	Chapman)	
)	
		Palmer)	
)	
		Chapman)	
18	12:55	Speaker Redmond	Amendment adopted
	12:56	Speaker Redmond	House Bills Third Reading
		Jack O'Brien	House Bill 18 Third Reading
		Deuster	House Bill 18
19	13:00	Speaker Redmond	
		Skinner	Point of personal privilege Legislative Digest.

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<u>PAGE</u>	<u>TIME</u>	<u>SPEAKER</u>	<u>INFORMATION</u>
19	13:00	Speaker Redmond	House Bill 18
	13:00	Pierce)	
)	
20		Skinner)	
)	
		Skinner)	
)	
		Deuster)	
)	
	13:02	Pierce)	Sex Discrimination
)	
		Deuster)	Very good question.
)	
21		Pierce)	I'll support Bill
)	
22	13:04	Berman)	Will vote no.
)	
23	13:05	Chapman)	Will vote no.
	13:07	Hudson	Will vote no
24	13:10	Speaker Redmond	
		Leinenweber)	House Bill 18
)	
		Deuster)	
)	
	13:11	Leinenweber)	
)	
		Deuster)	
)	
	13:12	Leinenweber)	
25	13:13	Speaker Redmond	Shall it pass?
26	13:14	Deuster	
	13:15	Borchers	
27	13:16	Speaker Redmond	Any further explanation?
	13:16	Deuster	Postponed consideration

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27	13:16	Speaker Redmond	Postponed Consideration
	13:17	Jack O'Brien	House Bill 20 Third Reading
		Deuster)	Discussion
)	
28	13:20	Leinenweber)	
)	
		Deuster)	
)	
		Speaker Redmond)	
)	
		Leinenweber)	
)	
29		Berman)	
)	
		Deuster)	
)	
		Berman)	vote "no"
30	13:23	Deuster	To close.
	13:24	Speaker Redmond	To close.
	13:25	Duff	
31		Speaker Redmond	House Bill 20 lost.
	13:26	Jack O'Brien	House Bill 58 Third Reading
		Deuster	Discussion.
32	13:28	Speaker Redmond	Any further discussion.
		Mugalian)	
)	
		Deuster)	
)	
		Mugalian)	
)	
	13:29	Deuster)	
)	
33	13:30	Mugalian)	

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33	13:30	Deuster	House Bill 58.
		Mugalian	Speaks against Bill
34	13:32	Dyer	House Bill 58
	13:35	Mann)	
)	
		Deuster)	
)	
35		Mann)	
)	
	13:36	Deuster)	
)	
36	13:37	Mann)	
)	
		Deuster)	
)	
		Mann)	
)	
	13:39	Maragos	Move the previous question.
37	13:39	Deuster	To close.
		Speaker Redmond	House Bill 58 passed. Agreed Resolutions.
	13:40	Jack O'Brien	House Joint Resolution 27 Daniels
	13:41	Daniels	Death Resolution
	13:42	Speaker Redmond	HJR 27 Adopted
38	13:42	Shea	House Calendar Move to adjourn
	13:43	Speaker Redmond	Adjourned
	13:43	Ebbesen	