

5-26-76
147

1.

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

Reverend Krueger: "In the name of the Father, the Son and the Holy Ghost. Amen. Oh, Lord, bless this House as they service this day. Amen. Oliver Wendell Holmes said 'I think as life is action and passion, it is required of a man that he should share the passion and action of his time or miss the peril of being judged not to have lived. Let us pray. Oh thou who is the author of all good things, work mightly as these Members of the House of Representatives, that their actions may be profitable to all mankind and in harmony with thy mercy and grace. Direct and control them, oh, Lord, that they may serve this State in righteousness and true holiness so that their actions shall not have been in vein, but rather to thy honor and glory through Jesus Christ our Lord. Amen."

Speaker Redmond: "Roll Call for attendance. Reading of the Journal."

Clerk O'Brien: "For Monday, May 10, 1976....."

Speaker Redmond: "Representative Shea."

Shea: "Mr. Speaker, Ladies and Gentlemen of the House, I move that the 139th, 140th and 141st Journals of the House of Representatives be approved as printed and that we dispense with the reading of the same."

Speaker Redmond: "You've heard the Motion. All in favor, indicate by saying 'aye'. Opposed 'no'. The 'ayes' have it and the Motion carries. Resolutions."

Clerk O'Brien: "House Resolution 829. Molloy. 830. DiPrima et al. 831. DiPrima et al. 832. McCourt et al. 834. Polk and 835. Capparelli."

Speaker Redmond: "Representative Giorgi."

Giorgi: "Mr. Speaker, 829 by Malloy marks the 100th birthday of Maybellie Lavelle of Oak Park, Illinois. House



Resolution 830 by DiPrima honors Mrs. Robert Tony Gamulski, as presently the Auxiliary President of the Amvets. 831 singles out Paul Walsh, as the National Commander of the Amvets. 832 by McCourt honors Albert Shoemaker, Mr. and Mrs. Albert Shoemaker on their 35th wedding anniversary. 834 by Polk honors Miss Deborah Hirmstrum as Moline's Volunteer of the Year and House Resolution 835 by Capparelli honors Mary Jo Wire, who has been selected from among a large number of women to be one of only 150 women in the U.S. Air Force Academy's first female cadets. I move for the adoption of the Agreed Resolutions."

Speaker Redmond: "Gentleman has moved for the adoption of the Agreed Resolutions. All in favor, indicate by saying 'aye'. Opposed 'no'. The 'ayes' have it and the Resolution is adopted. Further Resolutions?"

Clerk O'Brien: "House Resolution 833. Mann."

Speaker Redmond: "Representative Mann."

Mann: "Mr. Speaker, ah.... I wonder if I might make an inquiry of the Chair. I have a Resolution here, which I'm going to seek immediate consideration of. It has not been opposed by the Leadership and has 40 co-sponsors but I do know that I need 107 votes. In the event I do not attain them, can it be taken out of the Record?"

Speaker Redmond: "I would suggest that we're going to have to recess here very shortly for the Appropriations Committee to preclude and I only count 106 people here, so I would suggest that maybe you wait until 107 people get on the Floor."

Mann: "Well, I think he might have just walked in."

Speaker Redmond: "No, he's a former Member. That's Representative Comptroller. He can't be added to the Roll Call. I think it would be wise if you waited until we got back. Senate Bills, First Reading."

Clerk O'Brien: "Senate Bill 1796. Lucco-Geo-Karis. A Bill



3.

for an Act to make an appropriation for the ordinary and contingent expenses of the Illinois Energy Resources Commission. First Reading of the Bill. House Bill.... Senate Bill 1918. Geo-Karis. A Bill for an Act to amend Sections of an Act to tax gifts, inheritance. First Reading of the Bill."

Speaker Redmond: "Anything else? The House will stand at ease until Two O'Clock to permit Appropriations I to conclude their work. Will the Journal please register the indignation of Representative Kempiners. The House will come to Order. Committee Reports."

Clerk Selcke: "Representative Chapman, Chairman from the Committee on Human Resources, to which the following Bills were referred, action taken May 20, 1976 and reported sending back with the following recommendations. Do Pass House Bill 3659. Do Pass House Bill 3801. Do Pass Amendment as amended, House Bill 3913. Representative Schneider, from the Committee on Elementary and Secondary, to which the following Bills were referred, action taken on May 20, 1976 and reported sending back with the following recommendations. Do Pass House Bill 3848. Representative Schneider, Chairman from the Elementary and Secondary Education, voted the following Committee Bill for Introduction, House Bill 3935. A Bill for an Act to amend Section 18-8 of the School Code. Action taken May 20, 1976."

Speaker Redmond: "First Reading."

Clerk Selcke: "House Bill 3935. Committee on Elementary and Secondary Education. A Bill for an Act to amend the School Code. First Reading of the Bill."

Speaker Redmond: "I'm in the..... Senate Bills, First Reading. Any other House Sponsors of Senate Bills, First Reading? House Bills Second Reading. On House Bills Second Reading is House Bill 3494."

Clerk Selcke: "House Bill 3494. A Bill for an Act to provide for retrocession of jurisdiction by the United



MAY 20 1976

4.

States to the State of Illinois either holy or partially as to the land owned by the United States and under the jurisdiction of the Veterans Administration. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the Floor?"

Clerk Selcke: "Any Floor Amendments? None."

Speaker Redmond: "Third Reading. 3515."

Clerk Selcke: "House Bill 3515. An Act making a supplemental appropriation to the State Board of Education for disbursement of certain monies. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the Floor? Any Amendments from the Floor? Third Reading. 3633."

Clerk Selcke: "House Bill 36.... hum? O'kay. 3633.

Schoeberlein. A Bill for an Act to create the Illinois Commission on Labor Laws. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the Floor? Third Reading. 3661."

Clerk Selcke: "House Bill 3661. A Bill for an Act for...."

Speaker Redmond: "Take this one out of the Record. 3825."

Clerk Selcke: "House Bill 3825. A Bill for an Act to amend Section 2 of an Act relating to the number of appointment of retirement associate judges. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the Floor? Third Reading. 3856."

Clerk Selcke: "House Bill 3856. A Bill for an Act to amend the Code of Criminal Procedure, 1963. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Amendment on this one, Fred?"

Clerk Selcke: "No."

Speaker Redmond: "56 on this one? Third Reading. I understand there's Amendments on 3859 and 3908. Representative Byers, are you ready on 3859? 3859. Out of the Record. Representative Taylor on the Floor. 3036. Out of the



MAY 29 1976

5.

Record. 3376. Representative Chapman here? 3377.
Representative Byers and Mugalian. Out of the Record.
3403. Representative Boyle. Out of the Record.
3424. Representative Flinn. 3428, pardon me. O'kay;
read the Bill."

Clerk Selcke: "House Bill 3428. Flinn. Bill for an Act
making a supplemental appropriation to the Department
of Transportation. Second Reading of the Bill. No
Committee Amendments."

Speaker Redmond: "Any Amendments from the Floor? Third
Reading. 3531."

Clerk Selcke: "House Bill 3531. A Bill for an Act creating
the Illinois Police Service Bureau. Second Reading of
the Bill. One Committee Amendment. Committee Amendment
#1. Amend House Bill 3531, page 2, between lines 31, 32
and so forth."

Speaker Redmond: "Representative Friedland."

Friedland: "Mr. Speaker, Committee Amendment #1 purports
to who will call the first meeting of the Advisory
Council. Merely puts that language in the Bill. I
urge its favorable consideration."

Speaker Redmond: "Any discussion? On the question of the
adoption of the Amendment, all in favor, indicate by
saying 'aye'. Opposed 'no'. The Amendment's adopted."

Clerk Selcke: "Amendment #2. Friedland. Amend House Bill
3531 on page 5, by inserting between lines 26 and 27
the following: Section 11, any provision and so forth."

Speaker Redmond: "Representative Friedland."

Friedland: "Thank you, Mr. Speaker, Floor Amendment #2, I
neglected to put this Amendment on in Committee. It's
a severability Amendment. I'd appreciate your favorable
consideration."

Speaker Redmond: "Any discussion? Question's on the
Representative Ryan."

Ryan: "Mr. Speaker, did the Clerk read that as a Committee
Amendment?"



Clerk Selcke: "Floor Amendment, George. Number 2 is a Floor Amendment. Number 1 was the Committee Amendment."

Ryan: "All right, will the Sponsor yield?"

Speaker Redmond: "He will."

Ryan: "What does this Amendment #2 do, Representative Friedland?"

Friedland: "Representative Ryan, this is an Amendment that I did neglect to put on in Committee and discuss with you. It's a severability Amendment."

Ryan: "You would favor this Amendment, huh?"

Friedland: "Yes."

Ryan: "All right."

Friedland: "Thank you."

Speaker Redmond: "Any further discussion? Question's on the adoption of Amendment #2. All in favor, indicate by saying 'aye'. Opposed 'nay'. The 'ayes' have it and the Amendment's adopted. Any further Amendments? Third Reading. 3532."

Clerk Selcke: "House Bill 3532. A Bill for an Act, making an appropriation to the Illinois Police Bureau. Second Reading of the Bill. One Committee Amendment. Amend House Bill 3532 on page 1, line 5, by deleting \$373,314 and inserting in lieu thereof, \$228,876."

Speaker Redmond: "Representative Friedland."

Friedland: "Thank you, Mr. Speaker. Committee Amendment 1 reduces substantially the appropriation amount required and I'd appreciate your favorable consideration."

Speaker Redmond: "Question's on the adoption of the Amendment. All in favor, indicate by saying 'aye'. Opposed 'no'. The 'ayes' have it and the Amendment's adopted." Third Reading. 3541."

Clerk Selcke: "House Bill 3541. A Bill for an Act to provide for the ordinary and contingent expenses of the Illinois Attorney General. Second Reading of the Bill. One Committee Amendment. Committee Amendment #1. Amend



House Bill 3541, page 1, line 12 by deleting \$1,400,900 and inserting in lieu thereof \$980,600 and so forth."

Speaker Redmond: "Representative Ryan."

Ryan: "Yes, this is the Attorney General's Bill for the ordinary and contingency expenses for the Attorney General. Amendment #1 reduces his request by \$227,600 and I would move for the adoption."

Speaker Redmond: "Any discussion? Question's on the adoption of the Amendment. Those in favor, vote 'aye'. Say 'aye' rather. Opposed 'no'. The 'ayes' have it. The Amendment's adopted. Any further Amendments?"

Clerk Selcke: "No further Amendments."

Speaker Redmond: "Third Reading. 3661. Representative Schneider."

Clerk Selcke: "House Bill 3661. A Bill for an Act authorizing the Capital Development Board to pay certain real property and grant temporary easement for certain other real property in DuPage County in the City of Darien. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Representative Kelly."

Clerk Selcke: "Amendment #1. Kelly. Amend House Bill 3661, page 1, line 4 and so forth."

Speaker Redmond: "Representative Kelly."

Kelly: "Thank you, Mr. Speaker and Members of the House, this Amendment that we're discussing, I'm asking for adoption of would permit the Capital Development Board to transfer a very small section of land, 17 feet wide by 1/4th of a mile long from the Capital Development Board to the County of Cook for the expansion, widening of Central Avenue through the City of Oak Forest in my District. This has the approval of the City of Oak Forest, the School District, the County of Cook and I also had given a letter to the Sponsor of the Legislation endorsing the proposal by the Capital Development Board, so there is no opposition and I'd ask for your support."



Speaker Redmond: "Any discussion? Question's on the adoption of the Amendment. Those in favor, indicate by saying 'aye'. Representative Ryan, pardon me."

Ryan: "Will the Sponsor yield for a minute."

Speaker Redmond: "He will."

Ryan: "Who is the Sponsor of the Amendment?"

Speaker Redmond: "Representative Kelly."

Ryan: "Representative Kelly, you're conveying this land to Cook County in your Amendment. Is that what this does?"

Kelly: "Yes, exactly. It conveys it to the County of Cook, because of this being a County thoroughfare to widen central avenue, which is an expanding... Oak Forest is an expanding community. In order to widen, the property has to be acquired from the Capital Development Board to the County of Cook."

Ryan: "The original Bill gives the deed to the Hinsdale Elementary School. Is that right?"

Kelly: "That's the original Bill sponsored by Representative Schneider and Representative Willer."

Ryan: "Then this is a tack-on. This doesn't alter the Bill."

Kelly: "Yes, because it is a Capital Development Bill, Capital Development Board Bill."

Ryan: "All right, thank you."

Speaker Redmond: "Anything further? Question's on the adoption of the Amendment. Those in favor, signify by saying 'aye'. Opposed 'no'. The 'ayes' have it and the Amendment's adopted. Any further Amendments? Any further Amendments? No further Amendments. Third Reading. 3891. Representative Lechowicz on the Floor?"

Clerk Selcke: "House Bill 3819."

Speaker Redmond: "He's off the Floor. Take it out of the Record. House Bills, Third Reading. 3302. Representative Cunningham on the Floor? Take it out of



of the Record. 3379. Representative Getty."

Clerk Selcke: "House Bill 3379. A Bill for an Act to provide for the ordinary and contingent expenses of the Illinois Law Enforcement Commission, the Office of the Governor. Third Reading of the Bill."

Speaker Redmond: "Representative Getty."

Getty: "Mr. Speaker, Ladies and Gentlemen of the House, this is the appropriation for the Illinois Law Enforcement Commission. This Bill, was subject to a very lengthy Committee hearing for three days and then after that, we had discussions on the Floor to the point that I believe that there is no longer any opposition to the Bill on any side. The total appropriation is \$260.... I'm sorry, the total appropriation is \$49,353,371, of which \$2,722,683 is in General Revenue Fund. The remainder are Federal funds of some \$46-1/2 million and I would move for a favorable Roll Call."

Speaker Redmond: "Any discussion? Representative Geo-Karis, coming on home stretch."

Geo-Karis: "Mr. Speaker, will the Sponsor yield to a question?"

Speaker Redmond: "He will."

Geo-Karis: "Ah..... If I recall correctly, this is the Bill relating to the Department of Law Enforcement, is that right?"

Getty: "This is, no, no, Representative Geo-Karis. This is the Illinois Law Enforcement Commission, not the Department of Law Enforcement."

Geo-Karis: "That's the one I mean. I'm sorry." Mike, you have quite a budget there, and if I recall correctly, this is the very Department that has no legislative controls on the approximately \$40 million of Federal money that he gets. Isn't that right?"

Getty: "No, it's a now all line items, Representative."

"Go-



Geo-Karis: "How do you mean line item?"

Getty: "It's line item by project. Now I think you may be referring to a situation that we had in some of our prior years, but ah..... Representatives Ryan on your side of the aisle and Representative Barnes on this side of the aisle and Representative Boyle has worked very hard to have these items, line item and I think they are in pretty good shape."

Geo-Karis: "No, but the point I'm driving at, ah.... in spite of the fact of line item vetoes, the ah..... the hiring of diverse personnel and a lot of extra ones, there's absolutely no control about it, because the money comes from the Federal government, which is our tax money, your tax money and mine, but the Legislature has no control over that, even though you do have it as a line item matter. Am I correct or not?"

Getty: "No, we have control over it, because we see what the programs are and we appropriate on a line item basis for those programs."

Geo-Karis: "Can you tell me, then, where the controversy arose about this Department when the Graham Bill was on the Floor?"

Getty: "Yes, indeed. There were.... they came in ah.... several years back, where instead of a five page line item Bill, with a one page line item Bill, which had for operations and for State grants and for local grants. Period, and that was what the General Assembly found objectionable."

Geo-Karis: "Thank you."

Speaker Redmond: "Anything further? Representative Ryan."

Ryan: "Well, thank you, Mr. Speaker and Ladies and Gentlemen. I think in response to the Representative Geo-Karis, Representative Getty, she's talking about the fiscal 77 request for over \$20 million for grants that are going to go to State Agencies that are going to increase their



MAY 20 1978

headcounts and ah..... which most likely the General Assembly will ask to be picked up in General Revenue funds in about three years. Also, in Senate Bill 32, as you recall, which provided for Legislative oversight, was passed by the House and the Senate, vetoed by the Governor and failed to be overridden in this Chamber and so at this point, we have no real legislative overview of these grants and I think that would be a good recommendation. Something that probably should be tried again to see if we couldn't give some kind of a legislative advisory committee to properly review the grants."

Getty: "Representative Ryan, I couldn't agree with you more. As a matter of fact, I have a Bill, House Bill 3506, which is now pending, which would do just exactly that."

Ryan: "Very good."

Speaker Redmond: "Anything further? Representative Getty to close?"

Getty: "Well, Mr. Speaker, Ladies and Gentlemen of the House, I would ask for a favorable Roll Call."

Speaker Redmond: "Question is, shall this Bill pass? All in favor, vote 'aye'. Opposed vote 'no'. Have all voted who wished? Representative Geo-Karis."

Geo-Karis: "If I may speak on the Bill, Mr. Speaker, Ladies and Gentlemen of the House. We have had a political pork barrel, in that Department for a long time. We do not control the expenditure of Federal funds, a vast amount of Federal funds that this Department gets. I don't think we should vote for this Bill. We deprive the schools of help, but we're willing to give this Department and you have heard lately and you've read articles in the papers where even the Federal Department of ILEC has not been doing too good against crime. I think our money is being wasted and I think this budget should be rescreened and I vote against it."

Speaker Redmond: "Have all voted who wished? Clerk will



take the Record. On this question, there are 109 'aye', 9 'nay' and this Bill, having received the Constitutional Majority, is hereby declared passed. We're on the Order of Appropriations on House Bills, Third Reading and appears House Bill 3565. Representative Choate.."

Clerk Selcke: "House Bill 35....."

Speaker Redmond: "At the request of the Sponsor, take it out of the Record. On the Order of Second Bills, Second Reading. Senate Bills, Second Reading, appears Senate Bill 1605. Oh, pardon me. Back up. First Legislative Day, I'm sorry. On Senate Bills, Third Reading, order is appropriations, appears Senate Bill 1609."

Clerk Selcke: "Senate Bill 1609. Bill for an Act to provide for the ordinary and contingent expenses of the Illinois Historical Library. Third Reading of the Bill."

Speaker Redmond: "Representative J. D. Jones."

Jones: "Mr. Speaker, Ladies and Gentlemen of the House, House Bill 1609 provides for the ordinary and contingent expenses of the Illinois Historical Library. I move its passage."

Speaker Redmond: "Is there any discussion? Question is, shall this Bill pass? All those in favor, vote 'aye'. Opposed vote 'no'. Have all voted who wished? Have all voted who wished? Clerk will take the Record. On this question, 119 'aye' and 9 'nay' and the Bill, having received the Constitutional Majority is hereby declared passed. 1611."

Clerk Selcke: "Senate Bill 1611. A Bill for an Act to provide for the ordinary and contingent expenses of the Military and Naval Department. Third Reading of the Bill."

Speaker Redmond: "Representative DiPrima."

DiPrima: "Mr. Speaker, Ladies and Gentlemen of the House, this is an Act to provide for the ordinary and contingent expenses of the Military and Naval Departments. I would



appreciate a favorable vote."

Speaker Redmond: "Any discussion? Question is, shall this Bill pass? All those..... Representative Berman."

Berman: "Mr. Speaker, I thought that we were going to ask that on these appropriation Bills that the amount of the appropriation be stated and indicate whether it is an increase or decrease from last year. I think that would be helpful to all of us."

Speaker Redmond: "Representative DiPrima."

DiPrima: "It's a decrease."

Speaker Redmond: "Question is, shall this Bill pass? All in favor, vote 'aye'. Opposed vote 'no'. Have all voted who wished? Clerk will take the Record. On this question there are 117 'ayes', 7 'nays' and the Bill, having received a Constitutional Majority, is hereby declared passed? Representative Tipword, 'aye'. Representative Maragos 'aye'. 1638. Representative Hudson 'aye'."

Clerk Selcke: "Senate Bill 1638. Bill for an Act to amend Section 2 of an Act to provide for the ordinary and contingent expenses of the Department of Local Governmental Affairs. Third Reading of the Bill."

Speaker Redmond: "Representative Beaupre."

Beaupre: "Will you take it out? Will you take it out of the Record, Mr. Speaker?"

Speaker Redmond: "Take it out of the Record. 1921."

Clerk Selcke: "Senate Bill 1921. A Bill for an Act to amend Section 3 of an Act to provide for the ordinary and contingent expenses of the Office of the State Treasurer. Third Reading of the Bill."

Speaker Redmond: "Representative Lechowicz. Lechowicz, 1921."

Lechowicz: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House, Senate Bill 1921 is a supplemental appropriation deficiency for a million dollars for the State



Treasurer's Office. This is strictly for the Inheritance Tax Refund and what they had provided in fiscal '76 was \$3 million and what this Bill is asking for is one million dollars, is based upon the number of claims that have been posted to this State and I'll be more than happy to answer any questions."

Speaker Redmond: "Any discussion? Question is, shall this Bill pass? Those in favor, vote 'aye'. Opposed vote 'no'. Have all voted who wished? The Clerk will take the Record. On this question, there are 144 'ayes', 1 'no' and the Bill, having received the Constitutional Majority, is hereby declared passed. Representative Yourell 'aye'. Senate Bills, First Reading."

Clerk Selcke: "Senate Bills, First Reading. Senate Bill 1933. An Act to provide for the ordinary and contingent expenses of the Office of Auditor General. First Reading of the Bill. Senate Bill 1620. An Act to provide for the ordinary and contingent expenses of the Department of Business and Economic Development. First Reading of the Bill. Senate Bill 1621. An Act to provide for the ordinary and contingent expenses to the Illinois Arts Council. First Reading of the Bill."

Speaker Redmond: "House Bills, Third Reading. House Bills Third Reading, appears House Bill 3485. Sponsor on the Floor? Out of the Record. 3486 out of the Record. 3489. Out of the Record. 3518."

Clerk Selcke: "House Bill 3518. A Bill for an Act to amend the School Code. Third Reading of the Bill."

Speaker Redmond: "Representative Jaffe."

Jaffe: "Mr. Speaker, Members of the House, House Bill 3518 contains three changes to the School Formula and it basically is a very important Bill for all the schools throughout the entire State. I'd like to talk about the three changes of House Bill 3518. The first change would be to change the formula so that instead of using



MAY 20 1978

15.

this year's average daily attendance or last year's average daily attendance, we would either use this year's average daily attendance or an average of the last three year's daily attendance. The purpose of this particular change in the school formula would be to aid those schools, which have declining enrollment. As we know, the Superintendent of Instruction for the State of Illinois has issued two different reports, indicating that something must be done with regard to declining enrollments. This is the only Bill that actually addresses itself to the fact of declining enrollment and ah..... it is estimated at the present time that about 65 percent of the school districts that have declining enrollments and before too long, within the next year or two, over 90 percent of the school districts, including the City of Chicago, face declining enrollment. This portion of the Bill, I might say, is good for all segments of Illinois. It helps the City of Chicago. It helps the suburban Cook County area and it helps downstate. There will be no fiscal implication for this Bill this year because there will be no adjustment made until the end of this particular year. If we see fit to fully fund this portion of the formula change that we're making, there will be additional funds that will be needed, but those will be needed next year. If no more funds are actually appropriated, then it will just mean a reallocation of funds to provide for this new change in the school formula. The second portion of the School formula deals with the transportation tax and that, of course, is very important to downstate. What this portion of the Bill does and we adopted an Amendment to that affect would permit districts to include the transportation tax rate and their operating tax rates were purposes of the school aid formula. This change will benefit primarily downstate districts be-



cause the formula rewards those who have local taxing efforts."

Speaker Redmond: "Representative Yourell."

Yourell: "Thank you, Mr. Speaker, Ladies and Gentlemen,

I rise in support of House Bill 3518 because I think it will do in particular for the suburban school district what no other Bill will do. I would have liked to have seen the reduction limit left in that was taken out by Amendment, because I have a similar Bill that is residing in Rules now, that would provide for a provision that could not be left in a 25 percent limit reduction to coincide with the statute that presently provides for a 25 percent increase, but I'm satisfied with the Bill as it is because I realize it's the only way that the Bill got to Third Reading and I'm particularly pleased with the three year of provision that has to do with average daily attendance, so that we can use an average for those schools that are experiencing a declining enrollment. The roll back provision, of course, is a plus for the Bill, plus the transportation feature and I can tell you that every school district in the 8th Legislative District has ah..... written to me and asked me to support House Bill 3518 because it will provide some relief. The printout that we have had made available to us shows us that every school district, practically in suburban Cook County, will benefit from the provisions of 3518 and I urge your support."

Speaker Redmond: "Representative Polk."

Polk: "Well, Mr. Chairman, I think we should, in light of what we did yesterday in regard to the \$67 million for full funding, we should take a very hard, hard serious look at this piece of legislation. 3518 will assist us in downstate for the transportation tax. We were successful this morning in getting Representative Berman's Bill out of the Education Committee. The roll



back Bill will be on the Floor for those living in the northern section of the State and to help them. We must be honest and say that point out, this Bill will not cost any money to the State of Illinois in this next fiscal year, but rest assured in 1977, it will. Now that we've amended it with the transportation section in it, there will be some fiscal implications at that time, but we will have that transportation section put through either on this Bill or on two other Bills that are presently before the education committee, so what we were doing is actually assisting the local school districts, as it's been pointed out, over 65% presently have this decline and we know by statistics that close to 90% will have the same type of a problem within the next three years. It's easy enough to say that over a three year period that you will have a decrease in your school district, but you have a decrease of one or two per class, there's no way that you're going to cut those local costs, so at this time, I stand in support of House Bill 3818."

Speaker Redmond: "Representative McCourt."

McCourt: "Mr. Speaker, May I ask the Sponsor a question?"

Speaker Redmond: "Proceed."

McCourt: "Mr. Jaffe, I understand that if you have a hypothetical school district that say three years ago had an enrollment of 9,000 students and then last year the enrollment dropped to 6,000 and this year the enrollment was down to 3,000, would your Bill mean that you would total the last three years, which would be 18,000, find the average, which would be 6,000 and that would mean that even though the school district has but 3,000 students in this particular school year, that the State would pay the school district as if it had 100% more than its actual enrollment or pay the school district for 6,000 students? Is that the way this Bill in the final analysis is?"



Jaffe: "Well, let me first of all say, Jim, you know there's no such district in the State and if you want to go to ridiculous, you know, examples, you can do that. You know, there are school districts in the State that are losing a lot of enrollment, like the City of Chicago, which is losing something like 30 or 40 thousand students but they're getting \$50,000 more. Now you know that and you've heard the testimony on this particular Bill in Committee and I think if you want to work on making ridiculous examples, you can do that all the time that you want to, but I think you know that we have a problem here and it's a problem that has to be solved."

McCourt: "Well, I.... I apologize, Mr. Speaker, to the Members of the House for making what is considered ridiculous examples, but let's say it is a ridiculous example, but it is an example and just to help me clarify my ah.... my own self before I vote on this, I would like to know if my hypothetical case is true?"

Jaffe: "Well, I'm telling you there's no such district. You know that there's no such district."

McCourt: "Well, assume there is."

Jaffe: "There is not. Why should I assume something that isn't and can't possibly be."

McCourt: "Well, Mr. Speaker and Ladies and Gentlemen of the House, it's obvious my hypothetical example is not going to be answered, but in truth my example is for real.. I've heard many times of phanthom payrollers, but here's what we call the ghost school Bill.. Well, I can't say, I know, that our school aid formula might not be perfect, but this is no way to correct by paying for ghost students and I would hope that this Bill would be defeated."

Speaker Redmond: "Representative Gene Hoffman."

Hoffman: "Mr. Speaker, Ladies and Gentlemen of the House, I would like to make a couple or three comments about this Bill. I would like to point out to you that we



are presently not full-funding the program, and so, although the transportation tax will increase state-aid distributions this year by 21.6 million dollars and although the reducing enrollment will add about 29 million dollars, the following year, we're not going to increase the appropriation or the money that's available and so, whereas we project now that if the Governor's budget proposal dollar-wise is held relatively closely in tact, we will be paying 90¢ on the dollar for full-funding. What we're talking about doing here is taking those same dollars and redistributing them into other school districts, so the school districts who are allowed let's say to count the transportation tax, they will be drawing on those resources, which will draw down the percentages from other school districts. The reducing of that enrollment figure is, as Representative McCourt said, you're talking about paying for ah..... students who aren't there. We're talking about 29 million dollars so any school district which is growing or staying relatively stable will have resources drawn off of them to be redistributed to school whose enrollments are going down. Now, the roll back... I think you need to know that, so that when you vote on this proposal, you understand very clearly what you're doing and if that's what you want to do, then you should support the Bill. If that isn't what you want to do, or you're not sure that's what you want to do, then obviously you shouldn't support it. The roll back feature of the Bill, I'm in support of. House 990, which we passed last session, has pretty well mitigated the advantage that those school districts who had to roll back their taxes originally had and I think that we can support, because of House Bill 990, passing last session, we can support the elimination of roll back, but for me and for the two reasons that I mentioned before, I have to rise and



indicate that I cannot support this proposal until we work some of the bugs out of it, which eventually we're going to have to do."

Speaker Redmond: "Representative Walsh."

Walsh: "Mr. Speaker and Ladies and Gentlemen of the House, I certainly agree with Representative McCourt, when he, in effect, said this is the Bill for funding non-education. I don't know why on earth, when we're having so much trouble in this State with finances, we admittedly cannot meet the formula that we have established for schools, we keep liberalizing that formula so that we will continue to not be able to meet these costs of it. It seems to me very clear, Mr. Speaker, that we simply cannot afford at this time to fund noneducation. We're having all we can do to fund school districts where they have students. Now I plead with you, Mr. Speaker, to defeat this Bill. Another aspect of it, it seems to me, for suburban districts, when they include the transportation tax, that discriminates terribly against suburban districts, because for the most part, we don't have a transportation tax or in many cases, we don't and there's a better way of approaching this problem. The problem of reducing, perhaps the qualifying rate, so that suburban districts can get more money. I would suggest to you, Mr. Speaker, that this is a bad Bill and should be defeated."

Speaker Redmond: "Representative Ewell."

Ewell: "Mr. Speaker, Ladies and Gentlemen, where the intent of this Bill might be good, I think it's going backward. What you have to really look at is when you start talking about funding schools, where pupils aren't there, we really should think about it in the opposite direction. If we were really concerned about education, we'd be talking about funding schools with anticipated increases, because this is where the problems are. Now, I suggest



to you that this type of legislation is going to fly directly in the face of a one man, one vote situation, because what you're saying is, we're going to know allow districts, where they don't have the pupils, to go back and count pupils who once in the past were there. I do not think this is the proper approach, because in essence it still has to take away from the existing districts, where the pupils are. Those districts, that are anticipating an increase in student population, are suffering the worst and if we ever intend to be forward looking on education, we might have a Bill which is exact opposite of this. That is, one that would fund anticipated increases in education, which might be proven by such things as birth rate and a population census of the students who are there, so I suggest to anybody who believes in one man, one vote, they better think very hard about this Bill, because we're not funding students. We're going to be funding deaths and other items and I suggest for that reason, the Bill ought not pass at this time in the present condition."

Speaker Redmond: "Members attention is directed to the fact that the TV light is on. Representative McGrew."

McGrew: "Thank you Mr. Speaker. I move the previous question."

Speaker Redmond: "Gentleman has moved the previous question. The Question is, shall the main question now be put. Those in favor, say 'aye'. Opposed 'no'. In the opinion of the Chair, the Motion carries. Representative Jaffe."

Jaffe: "Mr. Speaker, because there are some questions about it and because some of the Members have asked for some figures on this, I would like to take this Bill out of the Record at this time."

Speaker Redmond: "Out of the Record. 3559. Representative Choate."

Choate: "Mr. Speaker, Ladies and Gentlemen of the House, if



I might have your attention for just a second, I would for the second time in my 30 year political career, rise on a Point of Personal Privilege."

Clerk Selcke: "House Bill 3....."

Speaker Redmond: "Representative Choate."

Choate: "Mr. Speaker, Ladies and Gentlemen of the House, I think this is probably an opportune time to rise on a Point of Personal Privilege because of the subject matter involved. Let me, let me first assure this House....."

Speaker Redmond: "Give the Gentleman attention."

Choate: "Let me first assure this House that a couple of the remarks attributed to a couple of Democratic Office Holders in this State, I can't for the life believe, for my life believe, that one of them was directed at me, because of my long friendship for Alderman Marzulo, but I'm quoting from today's Tribune, under a story called 'Aldermen Bicker on State School Aid, and I want to quote from Alderman Patinski when he said that he deplored the withholding of money from Chicago by quote the Illinois Dixiecrat Coalition and that quote, they act as if they don't belong to the State. Well, sometimes I've wondered about it and after remarks by Alderman Patinski this way, maybe this is the reason he didn't run so good when they made a couple of State-wide efforts, but when I look at the Roll Call, as far as House Bill 3483 is concerned, I'm so enthused to see some Yankees from the north join with some Dixiecrats, I guess, that I would assume I'm included because I come from the Southern most district of the State of Illinois, but some very illustrious names from the northern part of the State, such as Representative Leverenz, Representative Mautino, and yes, Mr. Speaker, all the way from the north up in DuPage County. The second remark attributed by Alderman Marzulo, is the



one I really want to get to, because he says they are afraid of their own shadows, especially now with an election coming up. I know that Alderman Marzulo did not, under any circumstances, mean me when he's talking about being afraid, but I would like for Alderman Marzulo to look at one of these so-called Dixiecrats. Representative Richmond and what he done in Appropriations #1 the other day and let him count for those, because his present vote may be dead temporarily, halt some school funding for the City of Chicago, but his positive vote gave the RTA a \$120 million in Appropriations I today. Now I'm losing some Dixiecrats on the other side. I think these statements are ridiculously funny also. I think they are so funny, I'm going to write Vito a letter this morning and I'm going to tell him that Representative Richmond isn't afraid, because hell, they like to have thrown him out of Appropriations I there this morning, but they better count their bucks because a few million was held out maybe temporarily and maybe not, but on the same basis, a positive attitude by this young first termer, showed that he did have the medal to stand up and do what he thought was right for all of the People in the northern part of the State and when it doesn't mean a tinkers doodle to the People in his district. I stand here also and say to them that they wanted to send a delegation down. Well maybe they ought to send a delegation down and find out who is a Dixiecrat, who is attempting to be responsible to the People of their area, who is attempting to improve education, not only in one City, but the entire State of Illinois and they might become enlightened also. Thank you, Mr. Speaker."

Speaker Redmond: "Representative Madigan."

Madigan: "Mr. Speaker, for purposes of an announcement."

Speaker Redmond: "Proceed."



Madigan: "Seated in the Gallery on the Democratic side of the aisle, a group from the Diprece Grammar School of Chicago, from the 18th District, represented by Representatives Downs, McPartlin and DiPrima. They are accompanied by their teachers, Miss Gory and Mr. Ward. Would they please stand and take a bow."

Clerk Selcke: "House Bill 3559."

Speaker Redmond: "Representative Matijeovich."

Matijeovich: "Mr. Speaker, Ladies and Gentlemen of the House, I wonder if that reference to the Dixiecrats Coalition by Patinski and Marzulo, if there was any relationship with Marzulo and Patinski to that Italian-Polish Coalition that we had that dinner the other night."

Speaker Redmond: "They haven't slept yet. Representative Shea."

Shea: "Mr. Speaker, Ladies and Gentlemen of the House, I would like to introduce Sister Marie Monikan, the 8th Grade Graduating Class from St. Margaret-Mary's Catholic School of Granite City. The Class is from the 56th District, represented by Representatives Wolf, Stiehl and Lucco."

Speaker Redmond: "3559. Fred Selcke wants you to go to work. 3559."

Clerk Selcke: "House Bill 3559. An Act to amend Section 9.6a of an....."

Speaker Redmond: "Out of the Record. 3560. Out of the Record. Representative Madigan."

Madigan: "Mr. Speaker, would you call 3560."

Speaker Redmond: "3560."

Clerk Selcke: "House Bill 3560. A Bill for an Act to amend the Illinois Security's Law. Third Reading of the Bill."

Speaker Redmond: "Representative Madigan."

Madigan: "Mr. Speaker, I request leave to take this Bill back to the Order of Second Reading for the purpose of an Amendment."



Speaker Redmond: "Any objection? Hearing none, it will be returned to the Order of Second Reading."

Madigan: "Mr. Speaker, will you recognize Representative Grotberg."

Clerk Selcke: "Amendment #1. Grotberg. Amend House Bill 3560 on page 7 by adding line 10 in the new subsection as follows and so forth."

Speaker Redmond: "We are now on the Order of House Bills Second Reading. Representative Grotberg."

Grotberg: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House, Amendment #1 to House Bill 3560 adds the Section P to the Securities Act and this is at the request of several of the small towns in my district who want to redevelop their downtown areas on a for-profit basis and issue securities but they need an exemption of sort for community purposes like this. They need an exemption of sort on the Illinois Blue Sky Law that restricts them to only 35 sales of securities per year. They can't put money together fast enough on that basis to get the job done and they can't get broad enough community participation. This could really be a helpful act and in addition to the Securities Act for every small town in Illinois under 50,000 people. There are some 1,028 towns in Illinois of that size and this would turn lose a private enterprise and private vestors in each of our little communities to be able to do what they can about revamping downtown and with that, I would move for the adoption of House Bill.... of the Amendment #1 to House Bill 3560 and I express my thanks to the Sponsor, Mr. Madigan, for allowing me to present this to you."

Speaker Redmond: "Representative Lundy."

Lundy: "Will the Sponsor of the Amendment yield for a question?"



Speaker Redmond: "He will."

Lundy: "Representative Grotberg, what's the position of the Securities Commissioner on your Amendment?"

Grotberg: "The Securities Commissioner was very helpful in helping us in drafting this Amendment, Representative Lundy. They will accept this language."

Lundy: "They support the Amendment?"

Grotberg: "That's correct."

Lundy: "Thank you."

Speaker Redmond: "Representative Greiman."

Greiman: "Thank you, Mr. Speaker, ah..... I have ah.... a looked at this Amendment and I have some concerns about it. I've spoken to Mr. Grotberg about them and ah.... only briefly, however, what we're doing here is to have no preregistration of anything. There's nothing that's filed with the Secretary of State or the Securities Commissioner prior to the sale. We are instead only requiring a filing after the sale. That is, after the horse is out of the barn that we're..... I wouldn't want to impose upon the Sponsors of this kind of program of securities registration because of the cost and because of the time involved. On the other hand, we might develop some kind of a mini-registration program, wherein this special instance, because sometimes there is going to be public money and there is going to be private money involved, a combination often of this, where they do register some of their aims. At this point, there's no place where the aims of that developer would be filed with the governmental agency. I think we may be premature in jumping into the situation and I would oppose it for that. Also, I'm not sure how we hold the aggregate amount of security to \$1,000. Is that the ah.... issuance, \$1,000 of issuance, \$1,000 of fair market later on; what if there's some kind of inheritance? Are they precluded from inheriting more stock if it goes



over \$1,000. I think perhaps it hasn't been carefully thought out. I would be willing to work with the Sponsor on an Amendment, but I for one think this is premature and it's much too vast a project to throw into this Amendment,"and I would urge its defeat."

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

Grotberg: "Thank you, Mr. Speaker. I would assure Representative Greiman that his duly noted and I'm not the Securities lawyer in this case, I'm the proponent, for the cities in my District in Illinois and I think on behalf of many of you, I do not intend in any way to ah..... relieve any possible fraud that could happen in this Bill and should we be fortunate enough to get this Amendment over to the Senate, I think we can put on all those things that are questioned around the floor, like my seatmate wondering why it's \$100,000. It started out at \$15,000. It's just like all of those other. You've got to draw a line somewhere. We wanted to keep it of a community size so that with your permission, Mr. Speaker, Ladies and Gentlemen ~~of the~~ House, I would like to attach this to Representative Madigan's Bill and proceed and ask for your 'aye' vote."

Speaker Redmond: "Representative Porter."

Porter: "Well, I just wanted to note for those of you who represent or come from cities of 50,000 and up that this only covers so-called smaller communities. I come from a community of 90,000 and I would like, I have asked John informally and I'd now like to ask him formally if he might take this out of the Record so that we can have a look and see why it can't apply more broadly."

Speaker Redmond: "Representative Shea."

Shea: "Well, I think I had a little help with John on this and this was my suggestion, that if we go up to 100,000 it would cover almost everybody in or, you know, at



least the larger cities in the State."

Speaker Redmond: "Representative Grotberg."

Grotberg: "Yes, 50,000 is not a sacred number with me. If you want to amend it on its face right now with the Clerk and change it to 100,000, make it 100,000. It would suit me just fine. It would turn lose that much more private energy in the State of Illinois and private money and with leave of the House, I would ask the Clerk to change it on its face and that would be the only change in it. The one thing I don't want to do is put an albatrose around Mike Madigan's good Bill."

Speaker Redmond: "Are there any objections to changing the Amendment on its face? Representative Grotberg."

Grotberg: "Can you take it out of the Record for just a moment, Mr. Speaker, while I talk to the Sponsor of the Bill?"

Speaker Redmond: "Take it out of the Record. Representative Cunningham."

Cunningham: "Mr. Speaker, I rise on a Point of Personal Privilege."

Speaker Redmond: "State your point."

Cunningham: "Well, I want those Aldermen in Chicago, Alderman Patinski and Marzulo to know, and they probably were speaking about me, because I voted against 3483, that my distinguished running mate in the 54th District overcame his own selfish interest and voted to give 121 million dollars to the RTA in Chicago."

Speaker Redmond: "Representative Madigan."

Madigan: "Mr. Speaker, if we move on to another matter, would it be possible to return House Bill 3560 to the Order of Third Reading?"

Speaker Redmond: "Yes, to whence it came."

Madigan: "Thank you."

Speaker Redmond: "You want it moved to Third Reading now? House Bill 3560 is on the Order of Third Reading. 3626."



Clerk Selcke: "House Bill 3626. A Bill for an Act to amend the Illinois Vehicle Code. Third Reading of the Bill."

Speaker Redmond: "Representative Brummett."

Brummett: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House, what this does is to transfer from mid-licenses, from mid-year licenses to a regular license year, from January 1 to December 31, for interstate trucks. Under the Federal International Registration Plan, embodied in Section 3-402-1 of the Illinois Motor Vehicle Code, these licenses must be sold on a regular calendar year. There are about 15,000 that travel interstate that are involved in this and the Bill should be passed in a hurry, because it's about time to apply for these license and if we don't get it passed in time, there will be some refunds coming back to them, because they will have to buy for an entire year and the way it is with this Bill, they'll buy for six months only and then January 1, they will start out on a full calendar year. I would appreciate a 'yes' vote on this."

Speaker Redmond: "Question is, shall this Bill pass? Those in favor vote 'aye'. Those opposed vote 'no'. Have all voted who wished? Have all voted who wished? Take the Record. On this question, there 130 'ayes', no 'nays' and the Bill, having received the Constitutional Majority, is hereby declared passed. Representative Walsh. Maragos 'aye'. Leverenz 'aye'. Van Duyne 'aye'. Choate 'aye'. Berman 'aye'. Mudd 'aye'. Representative Walsh."

Walsh: "Mr. Speaker, we're pleased to have with us today the students from the Mahalia Jackson School in Chicago. They are with their teacher, Mrs. Cramer, and they are very capably represented by Representatives Gaines, Ewell, and Gene Barnes. They are in the Gallery behind on the Democratic side."



Speaker Redmond: "Resolutions."

Clerk Selcke: "House Joint Resolution 99. Shea. Resolved by the House of Representatives of the 79th General Assembly, State of Illinois, the Senate concurring herein, when the House of Representatives adjourns on Friday, May 21, 1976, they stand adjourned until Monday, May 24, 1976 at Four O'Clock PM. When the Senate adjourns on Thursday, May 20, 1976, they stand adjourned until Monday, May 24, 1976 at Twelve O'Clock Noon."

Speaker Redmond: "Representative Shea."

Shea: "Mr. Speaker, Ladies and Gentlemen of the House, this is the Adjournment Resolution. When we adjourn this evening, the House will be in Session, come in at Ten O'Clock for a Perfunctory Session. There will not be a Session tomorrow and the House will return to Regular Session at Four O'Clock Monday afternoon and we figure in order to get rid of the Bills on Second and Third Reading on Monday, we'll probably be here until about 10 or 10:30 Monday night, so Mr. Speaker, I now move for the adoption of the Adjournment Resolution."

Speaker Redmond: "Question's on the Gentleman's Motion to adopt the Resolution. All in favor, indicate by saying 'aye'. Opposed 'no'. The 'ayes' have it and the Resolution's adopted. Mr. Clerk."

Clerk Selcke: "The Clerk's Office has a list of all the Bills on the 1975 Interim Study Calendar, of all House Committees. These Bills expired yesterday under the 45 day Rule. The Clerk will journalize all those Bills, which have not been reported out of Committee as of yesterday as Tabled. They will be Tabled as of today. Any Sponsor of one of these Bills who still desire to move the Bills should make a Motion today to extend the 45 day Rule. These Bills still require an exemption by the Rules Committee. They have not already been declared emergencies."



Speaker Redmond: "House Bills, Third Reading, appears 6346."

Clerk Selcke: "House Bill 364....."

Speaker Redmond: "Wait a minute. Resolutions. Representative Mann."

Mann: "Yes, Mr. Speaker, I believe the Clerk has the Resolution."

Clerk Selcke: "House Resolution 833."

Speaker Redmond: "Read the Resolution."

Clerk Selcke: "House Resolution 833. Whereas, recently allegations have been made regarding unfairness and injustice in the application of the Illinois Law concerning the sale of real property for delinquent taxes and whereas the case of Mr. and Mrs. Warren Hardy, exemplifies the need for reform of Illinois Law concerning such tax sales, as the home, valued at about \$30,000, which Mr. Hardy built on Chicago's south side with his own labor 23 years ago, was recently acquired by Attorneys David R. Gray and Allen Blair for \$130, the amount of a special assessment levied for the paving of an alley behind the home and whereas Mr. Gray and Mr. Blair are the same persons who utilized the tax sale provision of the Illinois Law to acquire the home of an Evanston Widow, Mrs. Lillian Ware, in a case made famous two years ago by a wide-spread media coverage and whereas there are complaints from persons throughout the State using the Illinois Tax Sale Procedure to achieve their own ends, while praying upon the lack of legal expertise of the People less fortunate than themselves, resulting in the unfairness and the injustice to People who can least afford it, therefore, be it resolved by the House of Representatives of the 79th General Assembly of the State of Illinois, that the Illinois Legislative Investigating Commission is directed to thoroughly investigate the circumstances surrounding the tax sales of the homes of Mr. and Mrs. Warren Hardy,



Mrs. Lillian Ware and any such other persons throughout Illinois as the Commission deems relevant to determine if indeed an injustice has occurred under the present system of tax sales and to recommend specific changes in Illinois Law relating thereto, in order to insure the application of a Legislative policy which will provide the greatest equity and fairness in the real property tax sale context. Be it further resolved that the Commission may conduct public hearings they deem necessary and that the Commission shall report its findings and legislative recommendations to the General Assembly, within 90 days from the time this Resolution is adopted."

Speaker Redmond: "Representative Mann."

Mann: "Yes, Mr. Speaker, Mr. Speaker, may I just have a little attention."

Speaker Redmond: "Give the Gentleman attention."

Mann: "Thank you, Mr. Speaker, and Members of the House, at this time, I would like to move that the appropriate Rule ah.... regarding the immediate consideration and adoption of ah..... this Resolution be exempted and pursuant to that, I want to indicate that this House Resolution, dealing with delinquent tax sales has been presented to the Leadership on both sides of the aisle. There was no objection. In addition, there are 40 Co-sponsors on both sides of the aisle. The purpose of the Resolution is to direct the Illinois Legislative Investigative Commission to inquire into the whole area and field of delinquent tax sales on Houses and Homes of Illinois citizens, which have resulted in so much unfairness resulting in the foreclosure and the possession of homes of people, some of who have held their homes for many years because of a delay in the payment of their taxes, and Mr. Speaker, I would ask that that Rule be suspended."

Speaker Redmond: "Representative Skinner."



Skinner: "If there is a subject that has been more overdone at the end of the Session than this, I don't know what it is. We have thoroughly debated this subject in the Revenue Committee, at least three times.... we have a Bill which is totally acceptable, it's House Bill 2028, Representative Lechowicz, is the Sponsor of that Bill. Ah... we know what the problem is, the problem is that... the problem is one of notice... that the individual does not know that something is happening to him and I believe that Representative Lechowicz's Bill, requires that the notice be physically nailed to the front door, so they will know something is happening even if they can't read or write. The second problem with the tax Bill process is, when the individual does not pay back the money... the speculator gets to file for tax deed and get possession of the property. Now, the problem is not that he gets his money back, which the reason he filed for the tax deed, the problem is that, if it is more than that amount of money it ought to go the individual owner. The little old lady who is deaf and blind and is... and has gone through due process, has stubbled through a door... almost hit the nail coming back...."

Speaker Redmond: "Mr. Skinner, I think the question is on the suspension of the rules..."

Skinner: "For... the reason that this has been so thoroughly debated in the Revenue Committee and there is a vehicle sitting right in front of us on the floor, that could be amended to change any problems that anyone else sees in it, which is Representative Ebbesen's Bill, I see no reason...."

Speaker Redmond: "Representative Madigan."

Madigan: "Point of order, Mr. Speaker."

Speaker Redmond: "State your point."



Madigan: "The Gentleman is out of order...."

Speaker Redmond: "You're correct."

Madigan: "I move to suspend the rules."

Speaker Redmond: "The motion to suspend the rules, close Mr. Skinner. Representative Leinenweber."

Leinenweber: "Well, Mr. Speaker, I certainly agree with ah... Representative Skinner, that ah... we certainly shouldn't suspend the rules here if any ah... Resolution ought to go to Committee, this one probably should. I can think of no Committee that ah... is less suited to study this subject than the Illinois Investigating Commission, if it went anywhere it should go to Revenue Committee, so I would certainly ah... object to suspending the rules and hope that this would go to the ordinary Committee route... the Resolution probably has a lot to be said for it, but sounds to me like it needs Amendment. Certainly, to pick a better suited Committee to study the subject, so I would urge a 'no' vote on the motion to suspend the rules."

Speaker Redmond: "Representative Maragos."

Maragos: "Mr. Speaker... I would like to know if the Sponsor of this motion is aware that we just filed ah... within the last half hour, a House Committee Bill... Revenue Committee Bill 3637, dealing with this subject... exactly on point, I don't know if he's aware of that and I think would be fortuitous, I want him to be aware of that."

Speaker Redmond: "Representative Washington."

Washington: "Mr. Speaker and Members of the House. It's true that the House has debated this issue at least since 1967, and Representative Lechowicz, has had Legislation in for the past six years, touching on it. In 1967, I myself, put in a Bill which didn't go beyond the Senate trying to revise this matter. Representative



Hyde, put in a Bill which passed eventually, which extended a notice. The point is, that the General Assembly has not resolved the question and the question is simply this, the problem is this.... how can the various counties collect their real estate taxes through mechanisms like this and not do a disservice to the homeowner, because anyone who reads these cases and they are horribly tragic, has to admit that there is unjust enrichment going to the people who buy up these taxes. Now, this Resolution doesn't preclude the Revenue Committee from pursuing... because whatever the Revenue Committee comes up with... I'm dealing with...."

Speaker Redmond: "Representative Skinner, your point is well taken."

Washington: "I was speaking to the question of why we should suspend the rules, Mr. Speaker. And, the issue was brought up that the presumed that the Bill now before the Revenue Committee would... should preclude this approach. But, I'm saying that the Bill before the Resolution... for the Revenue Committee, deals with the existing law, this Resolution goes to the question of that particular case and exactly what happens there.. And, I think we need this kind of information otherwise, we're not going to ever resolve this problem. I think that we should suspend the rules."

Speaker Redmond: "Representative Ebbesen."

Ebbesen: "Ah... yes, will the Sponsor yield?"

Speaker Redmond: "He indicates he will."

Ebbesen: "Ah... Representative Mann, is there... ah... I now have in my possession what was originally ah...

House Bill 1333, addressing itself to this subject in general, which is now ah... will be ah... Revenue Committee Bill ah... as ah... Representative Maragos, the Chairman of that Committee, indicated. House Bill 3937,



now there is no reason if this Resolution of yours does pass... there is no reason why we can not take action and address ourselves to this subject, in this particular Session, right now and it does in no way preclude that, is that correct?"

Mann: "That is absolutely correct, in fact, one of the problems here maybe, the way this law is administered. And, I don't agree that the Legislative Investigated Commission is not an appropriate body. Ah... there has just recently been a blatant example... ah... cited in the Resolution where a man ah... had a home valued at thirty thousand dollars, which he owned for twenty-three years and which was acquired ah... for a hundred and thirty dollars. Now, I say that there is no ah... impediments that considering the Bills on... on the floor of the House and introduce, but ever since I've been here we've been arguing this question. So, I thought that the holding of hearings might shed some new light on the subject matter. I'm not going to be involved in the hearings."

Ebbesen: "Well, ah... the point is, that I ah... in... in..."

Mann: "You're right."

Ebbesen: "In no way are we going to ah... diminish the importance....."

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

Collins: "Well, Mr. Speaker, it seems to me this dialogue is out of order..."

Speaker Redmond: "You're correct."

Collins: "It's an Agreed Resolution."

Speaker Redmond: "You're correct. Representative Mann... Representative Mudd."

Mudd: "Mr.... Mr. Speaker, ah... Members of the House. I think that this is a good point in time to examine some



of these requests and motions to by-pass... ah... Committees and to ah... to take Bills ah... away from Rules Committee and this would be a good time to set ah... standard for ourselves and not consider any motions too favorable to suspend the rules for by-passing Committees or suspending ah... Rules Commission."

Speaker Redmond: "Representative Mann."

Mann: "Well, Mr. Speaker, ah... I submit that it is not a good time in this Resolution, because this is an emergency situation ah... so much so, that forty ah... co-sponsors on both sides of the aisle ah... have approved the idea of permitting the Legislative Investigated Commission to hold hearings on it. As I said, every day there are new examples of... of repossessions of homes by schlock merchants of people who have had a lifetime of investments there in. Maybe, a law is the answer, maybe some administrative changes are the answer, but this is the purpose for which the Legislative Investigated Commission was setup... I'm not going to be on the Commission, I have no particular interest in this matter except that we've been wrestling with it for a long time, as long as I have been here. And, I would ask ah... you who question the need for it, to look at the fact that there are forty Co-Sponsors of both sides of the aisle on this, and give me the necessary 107 votes to suspend."

Speaker Redmond: "The question is on the suspension of the rule, the Gentleman has moved that the provisions of rule 41, be suspended. All those in favor vote 'aye', opposed vote 'no'. Have all voted who wished? Representative Leon."

Leon: "Mr. Speaker, I would like to explain my 'yes' vote, when I pushes the switch. Last year I passed a Bill out of this House.... which would have given some relief



MAY 20 1976

38.

to persons on delinquent taxes and tax forecloser suits. The Bill got over in the Senate and it received a very very short trip and was defeated. Mr. Lechowicz Bill, is also one that should get out of this House and get into the Senate which would give needful relief for these conditions. And, in view of those circumstances I believe that this Commission... this Resolution should receive approval by the Body so that we can get some semblances of direction as to where we are going. If the previous history of Bills of this nature are followed, the Bill will die in the Senate and I think we should in this House, get some direction for acceptance of a Bill of this kind and this Resolution should be applauded and passed."

Speaker Redmond: "Have all voted who wished? Representative Lechowicz."

Lechowicz: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. It has been referred to that House Bill 2028, was introduced and it was introduced after quiet a bit of thinking and discussion with many Members of this General Assembly, both who are here and are former Members. Let me just point out to this Body, that the first person that addressed himself to this issue was ah... at the time, Representative Dick Elrod, and in turn, Representative Washington carried that crusade the following term. This House, passed last year House Bill 2028, but unfortunately... it is tied up in a Sub-committee in the Senate and if anything that has to be reviewed, is this critical area. Too many people are being ripped off from their homes, people who are elderly and in tern... maybe speak a foreign language and don't understand everything that they receive in the mail. Ladies and Gentlemen, I'm asking you that this is a very critical need for a lot of senior citizens



and people who speak foreign languages to be properly informed so that their life savings isn't taken away, that someone that is extremely a student of law. Please give this an 'aye' vote."

Speaker Redmond: "Have all voted who wished? Representative Davis."

Davis: "Ah... Mr. Speaker, Ladies and Gentlemen of the House. Now is this demonstrable emergency, but this is an explosive emergency. How long do you think people, as Representative Lechowicz just explained here are going to work for twenty-five and thirty years and then with some slick slight of hand trick... going to be ripped out their property. Why can't we give this, because if you don't I'm afraid it's going to be explosive and you're not going to be able to control it."

Speaker Redmond: "Representative Schuneman."

Schuneman: "Yes, Mr. Speaker. By way of explaining my vote, I think that we all agree that this is a situation that requires Legislation and I would like to point out to the House, that there is Legislation before us... we don't need a Resolution, we need Legislation. Let's defeat this motion to... to by-pass Committee and get about the work of the House and enact the Legislation that's required in this case."

Speaker Redmond: "Representative Duff."

Duff: "Well, Mr. Speaker and Ladies and Gentlemen of the House. I think ah... what I'm going to say, is something that Legislators are going to have to say in the near future, more times than most of us would wished that they did. Ah... but, I think it's appropriate to have to explain my vote right now. The other day a Chicago radio commentator criticized some twenty-seven Legislators in this House, unfairly I think because they voted on a piece of Legislation and he decided, they had a



conflict of interest. Well, I happen right at this moment, to be representing somebody in the courtroom and ah... the northern part of the State on an issue which is specifically and directly related to the subject that is before us today. And, I find myself having to stand up on this House floor, representing the people of the first district, with an informed opinion. And, yet finding a situation that many of you are going to be confronted with frequently over the next year because, of ah.... commendators who will shoot from the hip on that subject. I'm in a situation of those pharmacists on the floor who will have to vote on narcotic Bills on the situation of farmers on the floor who will have to vote on agriculture... and I find myself looking at a board which is subject to verification, could be an extremely close vote, now if I were to vote 'no', I would be voting in conflict of interest, if you were aware of the position I'm taking in court. On the other hand, I don't find it difficult to devise my representation of my client on a particular case and feeling of this social issue. Fortunately I am able to vote 'aye', which is not the position I happen to be taking in the courtroom ah... because, I do believe that the Resolution has an legitimate right to pass. There are many people including some commendators who would say, that if there were a 106 votes up there, I would still have to vote 'present' and I'm not going to do it and I hope that over the period of the year when...."

Speaker Redmond: "Bring your remarks to a close."

Duff: "When all of these questions come up.... I'll finish my sentence, Mr. Chairman... Mr. Speaker. That the Legislators here will continue and those who are here long after some of us are gone, will continue to draw



to the attention of the media the necessity of the ability on the floor to cast an inform vote without being declared in conflict of interest."

Speaker Redmond: "The Clerk will take the record. On this question there is 113 'ayes' and 23 'no', the motion carries. On House Bill, Third Reading. 3643. Representative Washburn."

Washburn: "Mr. Speaker and Ladies and Gentlemen of the House. I rise for the purpose of an introduction, we're pleased to have with us this morning the..."

Speaker Redmond: "Representative Lechowicz. Representative Mann."

Mann: "Mr. Speaker, excuse me ah... perhaps I didn't present ah... the motion correctly. I would now ask ah... for a vote on the adoption of the Resolution."

Speaker Redmond: "All right, will that wait until Monday?"

Lechowicz: "Voice vote... all those in favor signify by 'aye'."

Mann: "Mr. Speaker, if it's... if it appears to be controversial ah... let it go until Monday, but I would think we have 89 votes because you said 113..."

Speaker Redmond: "Okay, the question is on the adoption of the Resolution. All in favor indicate.... Representative Schraeder."

Schraeder: "Mr. Speaker, am I the only one that don't have the Resolution on his desk?"

Speaker Redmond: "I have been advised that we don't print them prior to the..."

Schraeder: "Well, Mr. Speaker, I would like to wait until Monday."

Speaker Redmond: "Representative.... Representative Mann."

Mann: "Mr. Speaker, I... I respect the Gentleman but, I'm asking for a Roll Call."

Speaker Redmond: "The question is on the adoption of the



Resolution. All in favor vote 'aye'... Representative Geo-Karis."

Geo-Karis: "Ah... Mr. Speaker and Ladies and Gentlemen of the House. I would like very much if it would be postponed... I don't have a copy of the Resolution on my desk either."

Speaker Redmond: "It's not customary."

Geo-Karis: "It isn't?"

Speaker Redmond: "Representative.... it is not. Representative Skinner."

Skinner: "Now, that we have gone this far in creating heat rather than light, and instead of changing laws we're going to pass a stupid Resolution that's not going to do anything for another year, there is no reason not to vote on it."

Speaker Redmond: "The question is on the adoption of the Resolution, those in favor vote 'aye', opposed vote 'no'. 89 votes. Have all voted who wished? The Clerk will take the record. On this question there are 103 'ayes' and 18 'no' and the Resolution is adopted. House Bills, Third Reading, 3643. Representative Washburn."

Washburn: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I would just like to introduce the forth, fifty and sixth grade classes of Hills School of Ottawa. They're accompanied by their teachers, Mrs..... Mr. Lyons and Mrs. Anderson and their Principal, Mr. Hamp... Hamman. They're represented by Representative Ewing, Grotberg and Riccolo and the forth, fifth and sixth grade of Hills School is in the Speakers gallery."

Speaker Redmond: "3643."

Clerk Selcke: "House Bill 3643, an Act to amend Section 505 and 704 of the Illinois Income Tax Act. Third Reading of the Bill."

Speaker Redmond: "Representative Beaupre."



Beaupre: "Mr. Speaker and Ladies and Gentlemen of the House.

This Bill is one of the cash flow initiative, recommended in the budget for fiscal year 77, this Bill amends the Illinois Income Tax Act, requiring payment on a quarterly monthly basic of taxes deducted and withheld by employer whenever the aggregated amount of such tax is held by the employer exceeds five hundred dollars. It will take affect July 1, 1976, and applies to payment of taxes required to be withheld after June 30, 1976. These cash flow initiatives that have indeed, been discussed a great deal... along with the current budgetary situation which was discussed at great length during the time that we were discussing the supplemental appropriation to ah... school aid funding, are measures which are.... one of the more important issues that face this General Assembly this year. In order to properly characterize that I it behooves us, to back on... and very recent history of this physical standing of the State. The most reliable current economic indicators and the sophisticated data processing systems of the various State Agencies which ~~includes~~ the Comptrollers Office, the Bureau of the Budget, our own Economic and Fiscal Commission, indicate to us that when we project income and expenditures for the next fiscal year that the cash flow crisis that plague us during the last Fall will again return to give us problems, come September. As many of you know, when you are looking at projected income and expenditures for the State, expenditures during the month of September through December, exceed revenue... that being the case...."

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

Byers: "Ah... point of order, Mr. Speaker. This is a very



important measure and I think that we need a little more order in the General Assembly here."

Speaker Redmond: "Give the Gentleman order."

Beaupre: "Since expenditures exceed revenue, during those four months of the year based upon statutes that we have passed prior hereto, we find ourselves generally speaking during that later part of the Calendar year in a critical cash flow crisis. We hadn't experienced that since 1969, because of the passage of the income tax but, when you look back over the last ah... fiscal year we were at a point in September, at the beginning of the month where the General Revenue Fund had an excess of three hundred, million dollars. At the end of the month we reached an all time budgetary low of twelve million dollars. Now.... how did we get into such a situation? The record is clear the overall total Revenue exceeded expenditures during the first six years subsequent to the imposition of the income tax as a result the State built up a record high check book balance, as I have indicated to you. But, during fiscal year '75, inflation and the impact of the recent recession on tax collections began to be felt, as a result we found ourselves in this critical situation where all the evidents would indicate that payments to vendors of the State, payments to health care providers, who's income comes from the State, were delayed. Refunds for income taxes were late in getting out, and I would suggest to you that we will.... if we look at the projections for the next fiscal year, experience the same kind of crisis.... in ^{re} brief, what has happened is, the last two years the level of saving that we've ^{al} accumulated as the result of the passage of the income tax that's been spent. Inflation driven revenues could not keep up with the inflation driven expenditures and



spending for new programs and the impact on the... as a result of the prolonged recession. The General Revenue Fund deficit of a hundred and thirty-eight million dollars in fiscal 1975, and nearly two hundred million in this year will leave only the thinness cushion to begin fiscal year '77. Most... experts in regard to the State Budget, will tell you that appropriate cushion is somewhere in the neighborhood of a hundred and fifty to two hundred million dollars. Two days ago, and I can't give you the figures for yesterday, but two days ago, the General Revenue Fund balance was at a balance of seventy-four million dollars... that amount's too, what is equivalent to less than three days of State expenditure. That's where we are now, and we haven't reached that period from September through December, when expenditures will exceed revenue. In addition, we always have to look forward to on the sixteenth of the month, of paying out ninety-seven point eight million dollars for funding the school aid formula so that each and every month, we have been in the position of scrounging to come up with the money, to have enough money in the General Revenue Fund by the sixteenth of the month to pay... the School Aid Bill. The Governor is projecting and ending fiscal year balance of a hundred and thirty-three million dollars.... hopefully that will go to somewhere around a hundred and eighty-one million by the end of the physical year. But, let me suggest to you and point out to you, that those assumptions are based upon a number of other assumptions which were included in the budget. Those other assumptions are one... that we will pass these cash flow initiatives.... two that revenue estimates for fiscal year 77, of six billion, thirty-nine... ah... six point thirty-nine billion ah... will hold up. The Economic



and Physical Commission, the Comptrollers Office and the Chamber of Commerce also provide revenue estimates, indicate that the Bureau of the Budget estimates is probably over stated in regards to about fifty million dollars... three, that Public Aid spending will increase by only eighty-six million in fiscal 77, whereas the average increase in the last four year has been a hundred and eighty-three million. Four... that the Legislator will refuse to fully fund the school aid formula in accordance with the Governor's budget. assumption five, that there will be no cost of living increase for Public Aid recipients. Six, that there will be no cost of living increase for State Employees and seven, that no additional appropriations will be passed by this General Assembly. In summary, what I'm suggesting to you is, that we are indeed facing a very critical stage in the physical history of the State of Illinois, if we are to avoid a tax increase, which would be a most unfortunate thing to have happen when we're trying to recover from a recession. It defies all economic principals ah... all sound economic principals we are going to have to do something in regard to cash management. I suggest to you that this is the first step towards dealing with a sufficient problem, one that will elevate the question of cash flow in the State and I would ask for your favorable support."

Speaker Redmond: "Representative Kosinski."

Kosinski: "Mr. Speaker and Ladies and Gentlemen of the House. And, I apologize to my colleague for again being on the other side of an issue. When this Legislation, and it's a package of three Bills, originally came to my attention.... I really saw the need for an emergency measure to handle an emergency situation. However, I adamant... in wanted to amend the Bills with a termination



clause, a self destruct. I suggested one year, then two years, then three years that I was rejected. That caused me to lose confidence in a plan that would be a monkey on the back of bussiness for ever. If we examine this Legislation... number one, there will be additional revenue costs.... printing, mailing, added forms, plus four handlings of taxpayers checks that will continue forever and I repeat, forever... after the emergency is over. In even small business, many thousands of dollars through man hours are expended annually in scads of business bureaucratic filing and forms. Business has forms coming out of its ears already, business needs no further impositions... certainly not an imposition that will last forever after the emergency is over... I repeat, this was designed as an emergency package for an emergency situation... but, while it accelerates revenue immediately... it will be with us forever and, the problem of revenue... of obtaining revenue will be back to us next year, it will be a problem consistently and all we're doing is changing a cycle... these stop gap Bills are a way of kidding ourselves and the public, after the actual facts. Ladies and Gentlemen of the House, this is the type of political bureaucratic nonsense.... that the people are already accusing us of being guilty of... I ah... I urge you don't kid ourselves, don't kid the public... face realities, defeat this endless Legislation. Thank you."

Speaker Redmond: "Representative Washburn."

Washburn: "Thank you, ah... Mr. Speaker and Ladies and Gentlemen of the House. This Bill, House Bill 3643, is one of a package of three... Ladies and Gentlemen, it constitutes a slick of shell game that I've seen attempted in the this House floor in the ten years that I've been a Member of this Body. Over a year ago Com-



ptroller Lindberg and Treasurer Dixon, and others warned us of a pending fiscal crisis and some of us listened and headed those warnings. Time after time, during last years Legislation, Amendments were presented from this side of the aisle that would have decreased States spending... made it possible to live within our means, but because the House was constituted by a hundred and one, Democrats and 76, fiscally responsible Republicans we losted on every attempt. Now, this is no more than a ninty-five cut... ninty-five million dollars wind-fall to the present administration, it does nothing more than pass the buck from this administration to the next, to whom ever might head that administration and it does nothing more than pass the buck from this General Assembly to the eightieth... to the eightieth Session. In no way will it cure our public aid situation and no way will it fully fund our schools, like we're obligated to do... it won't speed up the checks to those who are unemployed, it will only magnify our fiscal crisis for someone else to handle because we won't do it here... now... as it should be done. And, in addition to that it will further strangle the business man, entangle him in more government regulations... so, I ask you Ladies and Gentlemen, let's here and now, stand up to our responsibilities... take the fiscally responsible course... cut State government as we were sent down here to do and not continue on the fiscal irresponsible road that we've been following and further charted by these three Bills, I would pled with you for the sake of the taxpayer, the business community and everyone else in the State of Illinois that you vote red on all three of this unthinkable package."

Speaker Redmond: "Representative Ebbesen."

Ebbesen: "Ah... yes, will the Sponsor yield?"



Speaker Redmond: "He will."

Ebbesen: "Ah... Representative Beaupre, this ah... Legislation deals with the remittance of ah... State withholding taxes and ah... would you ah... tell me, exactly ah... how... how it's handled now and how this Bill would change it."

Beaupre: "Well, in regard to the income tax, currently remissions from the withholding employer are made on the fifteen day of the month following the month of tax liability... following the month of withholding would be more correct. Except for the third month of the quarter which it... wherein the remission to the Department of Revenue is made on the 30th. This proposal in regard to the income tax would cause our tax collection process to track with the Federal Government which is indeed that, when two hundred dollars ah... is withheld in the aggregate of total employee withholding ah... the remission might be made to the Department of Revenue. The reason that's constistance and track with the Federal, is that of course as you know there is a differential in tax rates and this Bill was designed too cause that remission ah... to the Department of Revenue to co-inside with the... based upon the differential and tax rates with the returned filed with the Federal Government. Both returns would be made at the same time."

Speaker Redmond: "Representative Waddell."

Waddell: "Mr. Speaker, I rise in opposition to this Legislation... even though ah... the Gentleman that has proposed this, an old fishing ah... buddy of mine and we've gone on trips sponsored by ah... Bud Washburn and financed by Bud Washburn, I wish to ah... say at this time that this type of acceleration is not due in part to those things that have been eliminated and have not been brought



forth as arguments here. Such discussions that has put the State of Illinois in the financial condition that it is right now, are such items as the RTA... we would have not had the financial crisis... we would have not had tried to take it out of the hides of business because, we want to remember if we change the cash here it will result illuminately in the consumer paying more for the produce, so he's going to pay for it twice instead of once. I suggest that you vote 'no'."

Speaker Redmond: "Representative Walsh."

Walsh: "Well, Mr. Speaker, and Ladies and Gentlemen of the House. I think there has been very good arguments on why this is a bad concept... the fact that the Department of Revenue will treble... treble what they ah... are doing now in processing ah... withholding tax receipts... the fact too, that this is another blow at business... of course as far as business is concerned after what we did to them last year, in the areas of workmen's compensation, and unemployment compensation this is really a drop in the bucket, they'll probably not even notice it. The real horrible thing about this Bill, Mr. Speaker, is that this money has been budgeted... that's almost inconceivable that this thirty million dollars that is anticipated from this... tactic has been budgeted. This funny money that is coming, has been put in the State Budget for schools for mental health, for corrections, for all the various things. Now, Mr. Speaker, there is just absolutely no excuse for that... and I'm going to oppose and I'm going to vote 'no' on this Legislation... mostly because of that, because of the fact that the Governor saw fit to use this money to put into his budget... that's absurd, Mr. Speaker, that's money that the next Governor... next year can't put in his budget... where on earth does he



figure this money will come from, next year. He who has promised that we will not a tax increase, he is increasing taxes with this money, this thirty million is a part of the five hundred million... that in the four years he's been Governor, he is spending... that we did not have... money that has not been ah... received from taxes. I urge you, Mr. Speaker, and Members of the House to vote 'no' on this Bill, for the benefit of your constituents so that he will have to take another look at his budget when he gets the approved Appropriation Bills and veto some of the money in it."

Speaker Redmond: "Representative Caldwell."

Caldwell: "Ah... Mr. Speaker, may I ask the Sponsor a question?"

Speaker Redmond: "Proceed."

Caldwell: "Ah... Representative ah... the money that we're talking about... thirty millions of dollars is... this isn't new money, isn't it a fact that this money is collected by the merchants and held for some forty to sixty days, isn't it State money?"

Beaupre: "Ah... Representative Caldwell, in regard to the cash flow initiative, dealing with the sales tax... that is absolutely true. In regard to this Bill, this is money that had been withheld from employees by employers that had... that is indeed owed the State and we're talking about collected it at the same time that the Federal Government collects its Federal Income Tax."

Caldwell: "Well, Mr. Speaker, may I address myself to the... Ah... Mr. Speaker and Ladies and Gentlemen, I think that in light of the fact that we are in an emergency, an emergency that all of us are responsible for...and being an election year none of us are about to vote for any increase in taxes if we can intelligently avoid it. As I understand this matter, and I had a little store



once but, this doesn't apply to the little merchant it applies only, as I understand it to merchants who collect five thousand dollars or more per month from... in from sales tax act. Now, in the first place this money doesn't belong to the merchants, we have been.... the State has been subsidizing merchants, I imagine there's a means of encouraging business but, in a crisis situation of this kind... and for a one time measure which I understand will raise some ninety-five millions of dollars and would enable the cash flow at least remain... its been low for the last ah... two or more years, it would remain low but, we would not... be in a crisis situation. I think that this Bill affects all of us... equally and it is to our advantage... it seems to me to implement these measures at this time. Now, I can't for the life of me understand ah... how ah... the opponents of these measures can successfully argue when they've been using... using the States money for some fifty-nine or sixty days and many of them are collecting ah... interest on the money and all that the Bills ah... ah... asks is that they use part of it and let the State spend the money which is it... which it rightfully owns in the first place and ah... Representative Beaupre, has pointed out that the Federal Government has no such arrangement and that there is no reason why merchants of good will should not exceed to... to these three Bills that is going to enable us to get through the year without an.... without another tax. I'm going to vote for this measure."

Speaker Redmond: "Representative Epton."

Epton: "Mr. Speaker, I move the previous question."

Speaker Redmond: "The Gentleman has moved the previous question and the question is, shall the main question be put. All in favor indicate by saying 'aye'... 'aye',



opposed 'no', the 'ayes' have it. Representative Beaupre, to close."

Beaupre: "Mr. Speaker and Ladies and Gentlemen of the House. I offered to sponsor this Legislation after much deliberation, after spending a great deal of time looking in to the current fiscal situation of this State. I won't be back here next year, that is true, but I can tell you... while I'm here I feel that it's my obligation to do the best that I can, not only for the Repres.... for the people of my district but, for the people of the State of Illinois. We've heard comments about the irresponsibly of accelerating revenue to this State, we heard comments about how we're laying it on the businessman but let me suggest to you that the irresponsibly hasn't been the result of the acts of this General Assembly, nor even the results of the acts of the officials of this State. If you have to look at irresponsibly and you have to lay a blame somewhere for the current fiscal crisis that we're in, take a look at that record high General Revenue Fund ah... back in fiscal year '75, when we had over five hundred million dollars. The reason that we're in the cash flow crisis that we're in is because of what happen in Washington,.. caused by an administration in Washington that brought about an economic situation that we in the State can't live with. The irresponsibly in this General Assembly, if there is any and I am not willing to concede that there is, is that we won't seize upon what viable alternatives there are, to deal with this problem. The alternaties to passing this program is to increase taxes and let me suggest to you, that that tax increase may very well have to come before November, in September the projection show that if this does not pass that the State will be in a negative cash



flow situation. Now, if you want Public Aid recipients out demonstrating on the Capital lawn, if you want vendors who aren't getting their Bills paid, demonstrating on the capital lawn... if want our citizenry and out School Districts coming to us and saying, even if you appropriated the money the Comptroller isn't paying us because it isn't there, if that's want you want... vote against these Bills. This gives us a chance to avoid a tax increase, I'm not suggesting that the odds are with us but, it does indeed give us a chance. Let's show some statesmanship and sieze upon the opportunity to avoid it. I ask for your favorable support."

Speaker Redmond: "The question is, shall this Bill pass. Those in favor will vote 'aye', opposed vote 'no'.

Representative Cunningham, to explain his vote."

Cunningham: "Well, Mr. Speaker and Ladies and Gentlemen of the House. Now, we know why 3483, didn't pass, the plot thickens... it's obvious that the administration insists upon the passage of this Bill, the next two is the con quid pro quo for the fiscal srpplement. I want to tell you something, it will be kinda interesting to watch out and see how... if the administration can be trusted to pass... to sign the school supplement when it reaches their desk. I have always hoped that you folks think that I was a city slicker, but I was really borned on a farm and I'm very proficient at milking cows, I have a blue ribbon that shows that a half a dozen years ago, I was the fastest cow milker in my county. And, one of the things that we discovered... milking cows is, that you have to have regular hours when you mix milk them and you don't anymore milk by milking them four times a day instead of two... now the analogue between milking cows and milking the public out of the taxes is a lot closer than many of you want



to remember or want to admit. And, this situation I would tell you that the cows are very acclimated to be milked at a certain specified time... they have been doing that for several years, you'll throw them clear off of their schedule if you accelerate the time of milking, four times... they won't give anymore milk that's the experience that I had with the cows and I think that's the experience of what you'll find and for that reason I say to you, that it's time to give the citizens a little break a little less spite from the regulars of government and vote 'no' with a good deal of pride in this matter."

Speaker Redmond: "Representative Maragos."

Maragos: 'Ah... Mr. Speaker, in explaining my 'aye' vote on this particular measure. I would like to use the analogy of Mr. Cunningham, about milking cows. There are already being milked by the Federal Government, Representative Cunningham, all we're trying to do is show that both utters are filled at the same time, is that they could be equal in this particular situation. So, please... all this Bill does is, at the same time they pay their Federal they will pay the State ah... withholding tax and all it does.... in fact during the testimony in the Committee, the... the Chamber of Commerce and the Retailers ah... representatives stated that as long as this Bill is amended to correspond with the Federal withholding tax dates payments, they would have no objections. And, therefore, I ask your support of this particular measure."

Speaker Redmond: "Representative Hirschfield."

Hirschfield: "Thank you, Mr. Speaker. I might say, briefly in responds to the distinguished Gentleman from Lawrence, if I have learned nothing else from watching him down here in six years, I have learned that he's good at



thing... milking a lot of things besides cows. But, I think that he's right once again and it's getting sort of ah... broken record over here, but I am sorta shocked that the ah... Sponsor of this Bill, because he almost acts as he's on the bench already. The reason that he is using is very similar to those of the judges use when they don't have to come back, they don't have to run for office. All you're going to do if you pass this kind of Legislation, I am not anti to the Governor, I frankly think that the Governor has done a lot more things that are good for this State than most people give him credit for, but you're going to kill the goose that lays the golden egg. Now, the trouble with this Legislator... always was and always will be, that we don't see the business people very often and we spend all our time talking about the little man and the common man, but you can say what you want... the little man and the common man won't have a job if we don't have any businesses to put them in. And, all this Bill is going to do is nail the final nail in the coffin that we started last year, when that side of the aisle ram through the workmen's comp and unemployment compensation Bills which we're all getting all kinds of letters on right now. And, business doesn't have to come to Illinois, there are a lot more receptive climates than there are in Illinois. We're one of the few States for example, that doesn't give business any tax incentives. And, we're losing business right and left and we're not able to attract business. It's a deplorable Bill, it's not caused by an administration in... in... in Washington, at all. A lot of it is caused by people sitting in this Chamber, right now who have voted for every damn... spending Bill that has come down the pipe, so they can go back to their district and said,



oh yes, I voted for this and I voted for that and I'll vote for this and I'll vote for that and they always want to be able to tell the people, yes I voted for you because they want to get re-elected. And, what we ought to be voting down here is not on, whether we're going to get re-elected but, what we can do to solve the fiscal problems of the State and you're not going to solve the fiscal problems of the State of Illinois if you continue to drive good business out, because if there is no business, there is no income and if there is no income, there is no expenditures whether it's for Public Aid or any other thing that you want to have. And, I would say this, we ought to give a definite 'no' vote on House Bill 36... 3643."

Speaker Redmond: "Representative Capparelli."

Capparelli: "Mr. Speaker, I have to agree with my ah... running mate Roman Kosinski, when he says that this Bill is not needed at this time, and this is like a bandage on a cut to your jugular vein. It feels good when you put the bandage on but it's going to bleed small business and I'm going to vote 'no'. Thank you."

Speaker Redmond: "Representative Duff."

Duff: "Well, Mr. Speaker and Ladies and Gentlemen of the House. I'm a little mistified by the cliptive remarks of the Gentleman of Champaign about people who are leaving the Legislature to go on the bench because, I'm going to vote differently from the Sponsor, but to the Gentleman from Lawrence, I would recall that.... the person who is good at milking owes all he gets to utters. On the other hand, what he said was not utter nonsense... because the Governor of this State... owes all he has done to utters, to the taxpayers of Illinois and frankly I'm really dismazed at the Sponsor in his closing argument to get up and bring the partisanship of the



national picture when his own party has not yet been able to even decide whether they have left hand and a right hand.... I would suggest though that it is surprising to me that nobody has brought up that this Bill, itself is the announcement of re-election efforts on the part of the Governor, the man on the second floor is... wants to spend ninety-five million dollars more this year than whoever is the Governor, next year we'll be able to spend... without you good Ladies and Gentlemen who are returning, passing a tax increase to reach that increase spending level that we will incur with this kind of Legislation. If you think that Dan... that ah... the Secretary of State would make a better Governor than Dan Walker, don't vote for this Bill, if you think that Jim Thompson would make a better Governor, than Dan Walker, then don't vote for this Bill. I don't think there is any question on anybodies mind that that Gentleman on the second floor, who wanted to be referred too, two years ago as the king with the tinsel crown.... would be willing in a minute to spend all the money he had to, in order to be sure that the next Governor of Illinois has to increase taxes and that he then can run for re-election and hope that in the off year of 1978, to put himself forward to your party as the Governor of Illinois without any risk to his own re-election efforts. I think that this is the most grossly political effort under the guys of fiscal responsibility that we've seen in many many years in Illinois."

Speaker Redmond: "Representative Mautino."

Mautino: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. By way of explaining my vote, I like to mention that, when these three Bills were heard in Revenue Committee, I had reservation concerning this



Legislation.... and I don't think you can talk about one without talking about the other one. But, what we have done, in this situation... is to once more institute what the business community is most upset about over and above the workmens compensation, unemployment compt. that has been address to this, afternoon. The major complaint and I agree, is that we through our regulatory process and mandated programs make them go into an additional work expense, bookkeeping and clerical help... for what reason. I think that it is more important that we do away with the bookkeeping procedures, then the end result of this Legislation out of a ten million... ten billion dollar budget... we're talking about a ninty-five million dollars at a cost to the businessman in your community, ah... more than what he could bear as far as regulations are concerned. To those of you who are downstate, I say to you, the people you are most affected are the life bloods of your communities. The local grocery store, the implement dealer and the basically the hardware merchant in your areas. Those are the life bloods of your small community, I see that we're heaping on them, more regulations once again in both of these pieces of Legislation that they do no need nor deserve, as I say, ninty-five million dollars on a ten billion dollar budget through these methods is not responsible Legislation, therefore, on this issue and the following one, I will vote 'no'."

Speaker Shea: "The Gentleman from Logan, Mr. Lauer."

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

I have heard so much discussion reger... regarding cows and milking and what not, that I move to comment that it is perfectly oblivious of those who are farmers and who do know something about cows... that this dis-



X

cussion is utterly discusting. Because, anybody from down on the farm knows that cows don't give milk you've got to take it away from them. Howeve, you should take it away from them somewhat gently which I think was the bases of the generation of the remark by President Kennedy ah.... thanks for a warm hand on a cold morning because that's what the old cow said to the farmer. But, recognize that you're going to take this money away from the taxpayer, you should take it away with a gentle hand and it seems to me that if we pass this Bill, we ought to be out on the roadside with a mask across our face and a gun in our hand and for that reason, I'm going to vote 'no', because it amounts to highway robbery."

Speaker Shea: "The Gentleman from Peoria, Mr. Schraeder."

Schraeder: "Mr. Speaker and Members of the House. Apparently some of those on the other side of the aisle and those who have spoken in opposition to this Bill.... don't realize where this money comes from. You bleed for the businessman... and many of us are one, but Ladies and Gentleman we're not talking about the man that runs the business, where talking about the taxpayer that has this money taken out of his paycheck. Who owns that money... it was taken from the taxpayer and deposited with the employer to transmission to the State of Illinois. Don't kid yourselves.... the business man is using State money for his own gain, don't kid yourself... and if you believe that's not true, talk to the guy that had it taken out of his checks, he'll tell you who it belongs too. And, let me say this, I had two businessmen.... two businessmen in my area concern themselves with these programs and they were kinda shamed about it, they admit that they want to use this money for their own use... how can you in God's



little world, say that this belongs to the businessman and because of it you're going to put him out of business. Ladies and Gentleman if he's staying in business because he's having taxpayers money to fund his business, he's a poor businessman and ought to get out. We don't need that kind of businessman in the State of Illinois nor in my Legislative District, I for one pay my tax that is withheld from the employees check when it is due and if the laws change I'll submit it to the State of Illinois, now those of you who are trying to defend the businessman... must be looking for a contribution in November and you're making a bit mistake. You ought to talk to the taxpayer for assistance in November."

Speaker Shea: "The Lady from Lake, Miss Geo-Karis. I want to remind my colleagues that the debate timer is on and each Member has two minutes to explain his vote."

Geo-Karis: "Ah... Mr. Speaker and Ladies and Gentlemen of the House. I am rather appalled to have the fault to always in Washington to Illinois when the present administration is headed five hundred million dollars surplus when it entered its office in 73, now, it seems to me, rather strange that we can not put the fault where it lies. We have never had a proper lining of priorities in this administration so now, it's the businessman who is going to get the ax and I'll tell you how he's going to get the ax. He's going to need more money for his superfluous bookkeeping, if we don't have business we have no need for labor, we should protect both and I submit that the acceleration Bills as presented here today and I regret that I have to say this my good friend, the Sponsor, these are applied to deprive the incoming administration whether it be Democrat or Republican... unnecessary funds to operate



and I think it's high time that we get off this hypocritical attitude... we can't give money to our schools but we can give it to a lot of boondoggling in different payrolls in the State and I say, let the Governor use his reductions veto on all the appropriations and let's not be foolish and vote for something that will possible hurt the small business merchants, they're trying to stay in business, for heven sakes, what's wrong with that. That's the American principal, that's the principal, it says... we believe in the the works ethics."

Speaker Shea: "The Gentleman from Kankakee, Mr. Beaupre, do you seek recognition?"

Beaupre: "Yes, Mr. Speaker and Ladies and Gentlemen of the House. I found it very difficult to resist that kind of ah... a tide ah... from my good friend ah... Representative Geo-Karis, I would like to place this on postponed consideration."

Speaker Shea: "The Gentleman asks leave to place on postponed consideration. Postponed consideration.... dump the Roll Call. On the order of House Bills, Third Reading appears House Bill 3655. House Bill 3655."

Clerk Selcke: "House Bill 3655, an Act in relation to filing of returns by taxpayers having a monthly tax liability for certain occupation and use taxes. Third Reading of the Bill."

Speaker Shea: "The Gentleman from Winnebago, Mr. Stubblefield."

Stubblefield: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. House Bill 3655, is a part of a package that involves the Bill that we just heard... and much of the background for this Bill has been very ably explained by Representative Beaupre, and the discussion on both proponent and opponent of that measure would be enlarged matter be applicable to this Bill



as well. It is different in some respects in that this Bill deals with the... so called, salestax payment, to give you some background of this Bill, once a retailer makes a sale he immediately incurs a sales-tax liability. Prior to October of 1975...."

Speaker Shea: "Mr. Stubblefield, will you wait one minute, please. Would the Members please be in their seats, could we have some quiet in the Chamber and would those people who are not entitled to the floor of the House, please remove themselves."

Stubblefield: "Thank you, again Mr. Speaker..."

Speaker Shea: "Just hold on for a minute, Mr. Stubblefield. Let's get some quiet here so the Members can hear you. Proceed, Sir."

Stubblefield: "Prior to 19... October of 1975, the retailer was required to file a return for the month tax liability at the end of that current month, however, retailers have great difficulty in determining the actual liability by the filing deliene of 12 P.M., as a result, the retailer was permitted to estimate his months liability and make a payment based on his estimate. In addition he made a payment or received credit for the balance due from that months liability, the actual liability minus the estimated payment that he had made for the prior month but, there was no penalty excessed if he estimated payment was not at least 90% of the months actual liability. Now, under the present law, that began October of 1975, the deposit system was enacted to become effective in October, 75. Under this system a deposit equal to the average monthly tax liability for the previous Calendar year was made, this excluded the high month in the year and the low month in the year and an average, really then of the ten months. The retailer was granted a continuing one month extension



MAY 27 1934

of time for reporting his actual liability. For an example, assume liability was occurred in September, at the end of September the retailer made an estimated payment for September and a payment equal to the balance of the actual liability for the month of August. And, in October, the deposit system then went into effect and at the end of October the retailer would made a deposit to extend his October liability until the end of November and thereby, the deposit was moved forward one month at a time. Now, under the present salestax Legislation... a retailer collects the tax from the consumer in a given month, to bring it up to date and current, let's says that the consumer ah... the retailer collects the tax from the consumer in the month of May, but he doesn't pay this tax until the end of the following month which is the month of June and it is then not available for use by the State until the month of July. That's the retailer holds the tax for no less than 30 days, no more than 60 days but an average of 45 days, the lag between the collection and the actual remittance to the State is demonstrated in that form. Now, some suggestion has been made that this is like milking the cow... I'm a farm boy too, and I would like to suggest that the illustration that has been given is improper... the cow has already been milked, and we're talking about whether we hold the milk and the farmers milk cows are taken to the dairy where it can be dispensed to the public. Under the proposed Legislation, the Governor sales tax collection proposal would provide for quarterly, monthly payments of taxes in the month following the month of liability. Not in the month when they're collected but, the month following collection on the 7th of the month, the 15th of the month and the 22nd of the month, one quarter



of that deposit amount would be paid to the State on the last day of the month, the retailer would pay the difference between his liability and what had been paid in the earlier quarterly payments... no additional calculations would be required. Out of this we would save or collect a one time escalation of sixty-five million dollars, the first... this would become due in September as Representative Beaupre, has ably illustrated, the month in which our liability in State government would probably be at its greatest and when our tax law would be in most severe jeopardy. Now.... this is an alternative, to some of the problems we face... I think the other alternatives have been explained and I think as we make our vote today, we will be demonstrating perhaps our position on some of those alternatives. I believe that it is essential to the government... I think it is a provision where by we can buy some time with the buying of time perhaps we can avoid a tax increase which I hope we do not have to have and which I am committed to oppose. I would ask for your favorable vote."

Speaker Shea: "Ah... the Gentleman from Winnebago, Mr. Stubblefield, moves for the passage of House Bill 3655. On that question, is there debate? The Minority Leader, the Gentleman from Grundy."

Washburn: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I will be very brief, to point out that this is the second Bill in the package of... of three the scheme ah... ah... that ah... we argued against before, certainly all of the arguments that ah... was presented against House Bill 3643, ah... would pertain to this Bill as well, in fact I think this is even a worst Bill than 4643, and I would ask for your 'no' vote as I did before."



Speaker Shea: "The Gentleman from Madison, Mr. Byers."

Byers: "Thank you, Mr. Speaker. I would like to speak in favor of House Bill 3655, and I think that if everyone would listen to Representative Stubblefield explanation they could see why this Bill should be passed. There is tax money that... that when we go out and buy something ah... that we buy on the first of the month, the State doesn't get that money at the present time until June 30th, and this is money that's owed to the State and I see no reason why we should not get that money ah... we're only moving it up ah... 20 some odd days, and it would be ah... one way to avoid tax increase and another way to pay some bills. It's not only going into benefits this administration but, it's going to benefit the next administration and I would urge a favorable vote on this Bill."

Speaker Shea: "The Lady from St. Clair, the Assistant Minority Leader, Miss Stiehl."

Stiehl: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This is a phony attempt to deal with a serious financial problems besetting this State. It does nothing but compound the problem, and put off the day when we must deal with them... it does nothing to alleviate our present cash flow difficulties, if we're to be responsible Legislators, then let's face up to the challenge we have here and now and solve these problems and balance our budget this spring. Instead of postponing all of these until after the election in November, because if we do, when we finally have to deal with these problems they're going to be far worse than they are now. I would ask for a 'no' vote on this. Thank you."

Speaker Shea: "The Gentleman from Moultrie, Mr. Stone."

Stone: "Mr. Speaker and Ladies and Gentlemen. It seems to



me that the arguments for and against this Bill are exactly as the same the arguments for and against the last Bill and the interest of saving time, I move the previous question."

Speaker Shea: "The question is, shall the main question be put. All those in favor will say 'aye', those opposed will say 'nay'. In the opinion of the Chair, the 'aye' votes have the requisite number and the motion carries. Back to the Gentleman from Winnebago, Mr. Stubblefield, to close."

Stubblefield: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I can perhaps best close by quoting from the testimony of Mr. Maurice Scott, of the Tax Federation, and testimony that he gave before the Revenue Committee, in regards to this Bill. And, in his testimony... he presented the facts by asking questions which he answered. The first one he says, does the State need the money? There is, in his words no question that the ans.... no question that the answer to the previous question is 'yes', the State does need the money. Then he asked the question... is this money the retailers money? And, he says, obviously that is not true... it is not the retailers money. Do we owe the retailers any consideration? Yes, we do owe him some consideration because without his cooperation obviously we could not collect the money. But, we have to bear in mind, that the retailer makes a deduction of 2%, of all monies collected to pay him for his trouble and further more, on consumer credit.... charges the consumer for the tax money, included in the payment and receives interest from the consumer on that amount and does not pay it to the State... generally until the money is received by him. Is the economy improving? And, is there an absolute necessity for a tax increase...



in Mr. Scott's words, "The economy is improving... and how it will be difficult to meet the States needs, there is a chance that, by this package we can buy time and perhaps enough time to avoid a tax increase... depending upon the degree of escalation of the... economy... improvement of the economy," end of quote from Mr. Scott. Some spokesman for business and businessmen themselves have suggested that the passage of this... of these Bills would be a further implosive upon business and the business climate in the State of Illinois.... one businessman in particular has suggested to me that it might force his business to close. I find these arguments completely ridiculous, there has no doubt been frivolous reasons presented to justify the payment of sale tax but, I venture to say that there is absolutely no Legislator, passed or present that ever advanced the excuse that taxes was for the subsidation of the business enterprize. I have heard some say that... a tax increase is eneviable... that there is no way to avoid it, I do not agree with that assessment... but, for those who would make such a suggestion, I would ask you... can you in good conscios, ask the manufactures of this State, the farmers of this State or any businessman other than a retailer, to except the tax increase why there are sixty-five million dollars in the tunnel... that belongs to the State, held by the retailer and subsidizing his business. Can you ask the individual taxpayer of our State to accept the tax increase while retailers are subsidizing their business operation by using their salestax, paid an average of 45 days, previously to the tune of sixty-five million dollars. Conversely many of you, and I will include myself in this, has stated both privately and publicly that we would like to provide addition funds to some project that we be-



lieve is important and simply can not do so because the State doesn't have the money, and I would ask you can we justify under funding our schools... the cut back in many worth while State projects while we're subsidizing retailers, again to the tune of sixty-five million dollars and I say that we can not and I urge a favorable vote."

Speaker Shea: "The question is, shall House Bill 3655 pass? All those in favor will vote 'aye' those opposed will vote 'nay'. Have all voted who wished? Have all voted who wished? Mr. Simms, do you wish to explain your vote?"

Simms: "Ah... I think that the vote is rather evident that the people of Illinois are reiterating to the Legislator what they said in March, that we want a new administration. Vote 'no'."

Speaker Shea: "Mr. Grotberg, do you want to explain your vote?"

Grotberg: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. By explaining my 'no' vote, I do owe a debt of graditude to the fine Sponsors of these Bills, because they have come up with that magic pipeline Bill that's been drifting around here for so long. We have applied it to our damn Bills in Appropriations, to our drainage Bills in Appropriations and here we have the perfect pipeline wherein, we are going to reach up and grab some money and I suggested all along that they change all these Bills to pipeline Bill and we could suck as hard as we could blow, we would achieve all the results we need and you've finally found the perfect one and that explains my 'no' vote."

Speaker Shea: "Have all voted who wished? Have all voted who wished? Take the Roll Call. On this question there are 57 'ayes', 76 'nays', the Gentleman from Winnebago,



Mr. Stubblefield."

Stubblefield: "Mr. Speaker, may I have the privilege of placing this on postponed consideration."

Speaker Shea: "Sir, that's not a privilege, that's an absolute right under our rules. Postponed consideration. House Bill 3688, the Gentleman from Madison, Mr. Byers."

Clerk O'Brien: "House Bill 3688, a Bill for an Act to amend the Illinois Income Tax Act. Third Reading of the Bill."

Speaker Shea: "Turn Mr. Byers, on."

Byers: "Thank you, Mr. Speaker. This ah... House doesn't seem in the mood today to ah... pass Legislation badly needed by the people of Illinois and ah... I would like to take this out of the record."

Speaker Shea: "At the request of the Sponsor, we'll take the Bill out of the record. On the order of House Bills, Third Reading appears House Bill 3831, the Chairman on the Committee on Revenue, Mr. Maragos."

Clerk O'Brien: "House Bill 3831, a Bill for an Act to amend the Revenue Act. Third Reading of the Bill."

Maragos: "Mr. Speaker, at the request of Mr. Skinner, I would like to move this House ah... back to Second Reading for purpose of an Amendment... want leave."

Speaker Shea: "The Gentleman asks leave to move the Bill back to the pur.... to Second Reading, is there objection? Hearing none, leave is granted, the Bill will be put on Second Reading."

Clerk O'Brien: "Amendment #1, Skinner. Amends House Bill 3831, on page 1, line 1, by inserting immediately after 3 (b) the phrase in 108 and so forth."

Maragos: "Let the ah... Sponsor of the Amendment, please explain it."

Speaker Shea: "The Gentleman from McHenry, Mr. Skinner."

Skinner: "Yes, there has been confusion in the counties



in Illinois that have attempted to equalize assessments on a township by township and class by class basic... regarding what year of figures to use. This Bill gives the Supervisors of Assessment the same power that the Boards of Review have ah... and what this Amendment does, is mandate them to use the most recent statistics developed by the Department as adjusted for any changes since those statistics have been developed. In other words, we're telling them what statistics they should use rather than giving them a choice ah... which they now have which is causing gross inequities in my own county, they are using a three year average which ah... just.... distorts reality tremendously. If there are any questions, I would be happy to attempt to answer them."

Speaker Shea: "The Gentleman moves for the adoption of Amendment #1, on that is there discussion? All those in favor will say 'aye' those opposed 'nay'. In the opinion of the Chair, the 'ayes' have it and the Amendment is adopted. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Shea: "Third Reading. On the order of House Bills, Third Reading appears House Bill 3835, and on that the Lady from Cook, Miss Chapman."

Clerk O'Brien: "House Bill 3835, a Bill for an Act to protect the public health and safety by reducing the risks of death, illness, and injury associated with the use of consumer products..."

Speaker Shea: "Take it out of the record. You want all those Resource Bills.... out?"

Chapman: "No, some in and some out."

Speaker Shea: "Well, why don't we skip them for a minute and then you come up and tell me what you want."

Chapman: "Okay."



Speaker Shea: "Mr. Schneider... is Mr. Schneider on the floor? On the order of consideration postponed. On the order of consideration postponed appears House Bill.... 3833, is Mr. Bradley, on the floor? Do you want to call that Mr. Bradley? Not today... Committee Reports."

Clerk O'Brien: "Representative Schisler, Chairman on Agriculture to which the following Bills were referred, Action taken May 20, 1976. Reported the same back with the following recommendations, do pass as amended on House Bill 3505 and 3858 and Tabled in Committee House Bill 3600. Representative Pierce, Chairman from the Committee on Environment and Nature Resources to which the following Bills were referred, action taken May 20, 1976. Reported the same back with the following recommendations, do pass House Bill 3629, do pass as amended House Bill 3566, 3630 and 3851. Representative Mann, Chairman from the Committee on Higher Education which the following Bills was referred, action taken May 20, 1976. Reported the same back with the following recommendation, do pass House Bill 3677. Representative Maragos, Chairman from the Committee on Revenue, reported the following Committee Bill for introduction, House Bill 3937, action taken May 18, 1976."

Speaker Shea: "Introduction and First Reading."

Clerk O'Brien: "House Bill 3936, DiPrima. A Bill for an Act to amend Sections of an Act to regulate the granting of assistance to indigent war veterans and their families. First Reading of the Bill. House Bill 3937, Revenue Committee. A Bill for an Act to amend Sections of the Revenue Act. First Reading of the Bill. House Bill 3938, Daniels. A Bill for an Act to authorize counties to issue Bonds to the construction... reconstruction, remodeling of cour houses. First Reading of the Bill."



Speaker Shea: "Messages from the Senate."

Clerk O'Brien: "A message from the Senate by Mr. Wright, Secretary. Mr. Speaker, I am directed to inform the House of Representatives that the Senate passed Bills of the following titles, passage of which I am instructed to ask concurrence of the House of Representatives to with, Senate Bills number 1607, 1623, 1628, 1636, 1637, 1643, 1684, 1783, 1863, and 1891, passed by the Senate May 20, 1976. Kenneth Wright, Secretary. A message from the Senate from Mr. Wright, Secretary. Mr. Speaker, I am directed to inform the House of Representatives that the Senate has passed the Bill of the following titled in which I'm instructed to ask concurrence of the House of Representatives to with, Senate Bill 1626, passed by the Senate May 20, 1976. Kenneth Wright, Secretary. A message from the Senate, by Mr. Wright, Secretary. Mr. Speaker, I am directed to inform the House of Representatives that the Senate concurred House... in the passage of the Bill of the following title to with House Bill 3384, passed by the Senate May 20, 1976. Kenneth Wright, Secretary. A message from the Senate by Mr. Wright, Secretary. Mr. Speaker, I am directed to inform the House of Representatives that the Senate concurred with the House of Representatives passage of the Bill of the following title, to with House Bill 3116 together with Amendments passed by the Senate as amended May 20, 1976. Kenneth Wright, Secretary. A message from the Senate by Mr. Wright, Secretary. Mr. Speaker, I am directed to inform the House of Representatives that the Senate has concurred with the House of Representatives passage of the Bill of the following title to with, House Bill 3115 together with Amendments passed by the Senate as amended, May 20, 1976. Kenneth Wright,



Secretary."

Speaker Shea: "Senata Bills, First Reading."

Clerk O'Brien: "Senate Bill 1861, Gerald Bradley. A Bill for an Act making appropriations to the ordinary and contingent expense for the Illinois Bicentennial Commission. First Reading of the Bill."

Speaker Shea: "Do the Members know what the schedule or the tentative schedule is, it is the intencion of the Chair to get the House adjourned by 5 o'clock or close thereto, as possible so that the Members may catch the train. Now, Mr. Walsh, you have a question, Sir?"

Walsh: "Well, I have nothing against the Members catching a train, Mr. Speaker, I have some Bills on the order of motions ah... that I had hoped that maybe I could move off today ah..."

Speaker Shea: "I thought

Walsh: "You put me in a terrible possition ah... talking about Members catching trains and me wanting to de-
spose of that matter."

Speaker Shea: "Ah... the Chair will accommodate the Assistant
Minority Leader, I have no place to go."

Walsh: "Well, the... you're going to get me hung, Mr.

Speaker... that's ah... yeah, that.... you just shouldn't have made that statement, we ah... we aren't here ah... built around a train schedule. I'll tell you what, Mr. Speaker, if you will promise me that you will call those on Monday, then I will withdraw my request."

Speaker Shea: "Thank you, Sir... because I think we'll have the problem solved by Monday. At the suggestion of some of the Members, Mr. Walsh, is 4 o'clock on Monday... Mr. Washburn, do you seek recognition, Sir?"

Washburn: "Well, I really do on a serious note though ah... but, I think the time... the time is right, now after Representative Walsh, there will be no other business



transacted at the Perfunctory Session tomorrow other than for the purpose of introduction of Bills?"

Speaker Shea: "No, Sir."

Washburn: "Thank you. His Bills won't be scrapped tomorrow or any other business transacted."

Speaker Shea: "The Gentleman from Cook, Mr. Lechowicz."

Lechowicz: "Well, thank you, Mr. Speaker. I would hope that the Minority Leader would include Committee Reports that could be submitted tomorrow."

Speaker Shea: "That can always be done at a Perfunctory Session."

Lechowicz: "All right, just wanted to be sure. Thank you."

Speaker Shea: "The Gentleman from Macoupin, Mr. Boyle."

Boyle: "Yes, thank you, Mr. Speaker. I ah... it was my understanding... I was waiting to hear back from my good friend, Representative Ryan, ah... we were planning on having a meeting of Appropriations II, right after adjournment and I was ah... wondering ah... he was going to let me know ah... how many of his Members were going to be there."

Speaker Shea: "I think the quickest way, Mr. Boyle would be either to walk over and talk to him or.... you know, I think that that would accommodate him. On the order of the Speaker's Table appears House Resolution 703, and on that question the Gentleman from Cook, Mr. Downs."

Downs: "Yes, thank you, Mr. Speaker and Members of the House. Ah... I don't believe this needs ah... a great deal of elaboration ah... House Resolution 703, relates to the ah... question of first House Resolution 651, which mandates an investigation of ah... certain persons or groups in connection with the ah... Illinois Legislative Investigating Commission ah... House Resolution 703, only makes clear what has been in varying ways assured or suggested by ah... persons associated with the



MAY 20 1976

76.

Commission and indeed they would look into all aspects of the question of real estate practices and this Resolution simply ah... ah... explains the actual mandate so that any ah... investigation include the practices of the real estate industry in the context of those first five whereas, clauses with regard to various laws pertaining to equal opportunity and ah... prohibiting a discrimination in other practices.. I urge A favorable consideration of the House in adoption of this Resolution."

Speaker Shea: "The Gentleman from Cook, Mr. Downs, moves for the adoption of House Resolution 703, on that question is there debate? All those in favor will vote 'aye' those opposed will vote 'no'. It takes 89, votes. Have all voted who wished? Have all voted who wished? Take the Record, Mr. Clerk. On this question there are 116 'ayes', no 'nays, 4 Members voting 'present' and the Resolution is adopted. The Gentleman from Cook, the Assistant Minority Leader, Mr. Walsh."

Walsh: "Mr. Speaker, I move to Table the motion that I have on the Calendar to reconsider the vote by which House Bill 3705, passed."

Speaker Shea: "You want to withdraw it?"

Walsh: "Well, Table it... withdraw it..."

Speaker Shea: "The Gentleman asks leave to withdraw the motion on the reconsideration... is there objection, hearing none the Gentleman withdraws his motion. On the order of House Bills, Second Reading appears House Bill 3908, and on that the Gentleman from Cook, Mr. Taylor, are we ready to move that, Sir?"

Taylor: "Mr. Speaker, and Members of the House ah... House Bill 29... 3908, was supposed to have gotten a Committee Amendment and the Amendment will be held by Representative Williams and I would like to yield to Represent-

at



ative Williams at this particular time."

Speaker Shea: "Are there any Amendments, Mr. Clerk?"

Clerk O'Brien: "House Bill 3908, a Bill for an Act to provide for the designation of flood plains, regulation of construction therein and penalties for violation thereof. Second Reading of the Bill, one Committee Amendment, and one floor Amendment. Williams, amends House Bill 3908, on page 2, line 18, immediately after the word utilities and so forth."

Speaker Shea: "The Gentleman from Cook, Mr. Williams, on the Amendment."

Williams: "Yes, thank you, Mr. Speaker and Members of the House. Ah... thank you, for bring this up ah... today because the... the Bill ah... 3908, which was addressed as a Committee Bill and I have that before me, has exactly the language that is in the Amendment that I'm presenting today. It came to our attention that the Bill that you had in your Bill book, ah... 3908, is not the Bill that came out of Committee. So, Amendment #1, actually puts the Bill into exactly the same shape that the ah... Committee had passed it out by a unanimous vote and I ask for the adoption of Amendment #1."

Speaker Shea: "The Gentleman from Cook, Mr. Williams, moves for the adoption of Amendment #1, on that is there discussion? The Gentleman from Cook, Mr. Schlickman."

Schlickman: "Thank you, Mr. Speaker, will the Sponsor yield?"

Speaker Shea: "He indicates, he will."

Schlickman: "In your Amendment, you provide a rather broad exemption to Agriculture, is that correct?"

Williams: "Yes, that is correct, Representative Schlickman."

Schlickman: "All right, now that exac.... the exemption or the scope of the exemption ... provides for the product-



ion of Agriculture commodities. The performance of related Agriculture activities and the use of related Agriculture structures on lands and designated flood plains. What is your definition of related Agriculture activities."

Williams: "Ah...."

Schlickman: "That would be food processing, for example, wouldn't it."

Williams: "Well, I don't know, I..."

Schlickman: "Are would you think that those were activities?"

Williams: "This was brought to the attention ah... actually by the Agriculture Association, the problem as you well know in, flood plain management has not been in the rural agriculture areas but, in the... in the urban areas and this Bill is intended to address itself, actually primary to the urban areas, the production of agriculture if a... farmer wants to put a shed or something, he knows that if it is in flood plains... if he wants to get his shed flooded, well that's no big problem but... so agriculture has been eliminated actually from the regulation of this Act."

Schlickman: "Well, let's select an urban area, Cook County... where there is a good deal of flooding as a result of construction on flood plains, by this Amendment in Cook County and urban area, a food processing plant.... geographically far removed from the production of agriculture commodities would be exempt."

Williams: "I don't interpret it that way, I don't believe a food processing plant would be interpreted under that agriculture exception."

Schlickman: "Well, then... what do you mean by the performance related agriculture activities?"

Williams: "Well, I think... a farmer could probably answer that better. This was the language that we were asked



to insert on behalf of the Illinois Agriculture Association, you know, I'm not a farmer... there is no objection to this actually by the Department, the Board of Resources so, we ah... put that Amendment in to accommodate the Agriculture people."

Schlickman: "Mr. Speaker, may I raise a point of order?"

Speaker Shea: "Proceed, Mr. Schlickman."

Schlickman: "Mr. Speaker, I have a copy of the Amendment, I don't have a copy of the Bill and a Page advises me that no one that he has check with has a copy of the Bill. I would therefore suggest that it be taken...."

Williams: "No, this was in the Bill Book, I have it right here."

Schlickman: "Well, I don't have it in mine and there are others that don't have theirs."

Williams: "And that's the reason for this because, it is different from the Bill that was passed out of Committee that actually did have the language that in contained in Amendment #1."

Speaker Shea: "Mr. Williams, Mr. Schlickman raises a point that the Bill has not been distributed... let me check with the Clerk and in the meantime, I'll just pass this for a minute."

Schlickman: "All right, thank you."

Speaker Shea: "On the order of motions, Mr. Taylor, has a motion with regard to House Bill 3930."

Taylor: "Mr. Speaker, and Members of the House. I move that we give unanimous consent of the House to by-pass the posting rule... in order that I might be able to hear Committee proposed Bills 3930, in Cities and Village Committee tomorrow... I mean on Tuesday. It has been cleared through both sides of the aisles and solicit your support."

Speaker Shea: "The Gentleman asks leave to wave the requisite



rule so that House Bill 3930, can be posted and heard on Tuesday, in the Committee on Cities and Villages. Is there objection? Hearing none, the attendance Roll Call will be journalized as the Roll Call on the Gentlemen's motion. The Gentleman from Cook, Mr. Berman."

Berman: "Ah... thank you, Mr. Speaker, I would ask unanimous consent to suspend the posting rule to hear ah... two Bill on the Elementary and Secondary Education Committee on Tuesday, May 25, these are two Bills that have been considered and were postponed, in order to hear them Tuesday, we have to waive the applicable rule. That's House Bill 3721 and House Bill 3849."

Speaker Shea: "The Gentleman from Cook, Mr. Berman, asks that the House wave the appropriate rule, so that House Bill 3721 and 3849, may be heard in the Committee on Elementary and Secondary Education, next week. Is there objection? Mr. Walsh."

Walsh: "Well, I didn't hear the Gentleman say that he had cleared this with the Minority Leader... with the Minority Spokesman of the Education Committee. Did he."

Speaker Shea: "He indicated that he did make that statement, Sir."

Walsh: "Thank you."

Speaker Shea: "Ah... I'm sorry, he did not. Mr. Berman."

Berman: "I'm doing this at the request of the Chairman and I thought he had ah... did Representative Schneider, talk with Representative Polk? I don't see Representative Polk. Oh, wait, here's Representative Polk."

Speaker Shea: "Representative Polk, had Mr. Schneider, cleared this with you, Sir?"

Polk: "Yes."

Berman: "These are Representative Miller's Bills and Representative Lundy Bills that we heard today and they



were postponed... we want to post them for hearing on Tuesday."

Speaker Shea: "No objection by the Minority Spokesman? Do you res.... you have no objection? Does the Gentleman have leave to post? The Gentlemans motion is that he wishes to waive the rules and post House Bills 3721 and 3849, in the Commiss.... the Committee on Elementary and Secondary Education. Hearing no objections, the attendance Roll Call will be used as the Roll Call on the Gentlemans motion. I have been asked to... make an announcement on behalf of the Committee on Bills, that any House Bill that is in the Committee on Rules.... Monday will be the last day for filing for petitions to have those Bills heard as an emergency matter and I will repeat once more.... Monday, May 24, will be the last day for filing petitions with the Committee on Rules for the hearing of House Bills as emergencies. The Gentleman from Cook, Mr. Beatty."

Beatty: "Mr. Speaker, there is a posting error ah... Monday our Calendar shows there is supposed to be a Sub-committee meeting on the administrative law. I'm the Chairman of that Committee, there has been an error... that meeting is suppose to be on Tuesday at 11 o'clock, in the conference ah... Room D-3, and I would ask the.... I haven't cleared this with the Minority Spokesman, although I don't think there is any objection on these Bills, they're Mrs. Chapman's Bills."

Speaker Shea: "The Clerk will strengthen...."

Beatty: "Well, my posting is in error. I would like to ah... amend it out of space so that we can go ahead on Tuesday morning at 11 o'clock, in ah... let Mrs. Chapman and ah... have her Bills heard before my Sub-committee."

Speaker Shea: "The Gentleman from Cook, Mr. Beatty, moves



that he be allowed to amend his posting notice for the hearing of certain Administrative Law Bills from Monday, to Tuesday, May 25...."

Beatty: "Would like to wave the appropriate rule."

Speaker Shea: "Does he have leave? Hearing no objections, the Roll Call will be used to Journalize... Yes, Mr. Walsh."

Walsh: "Ah... again, I don't know if he cleared this with the Minority Leaders, did he?"

Speaker Shea: "All that he asks, Sir... was that the Calendar shows that it is on Monday, at 10 o'clock and he's asking to switch it to Tuesday, at 10 o'clock."

Walsh: "Well, that's sufficient... that's ah... he should have talked to the Minority Leader about this."

Speaker Shea: "Did you... Mr. ah... Beatty, would you..."

Beatty: "Well, I ah... ah... didn't, as a matter of fact ah... but I don't think that there would be any objection. I don't even know who the Minority Spokesman is in Judiciary I, to tell you the truth."

Walsh: "Well, it's in the book."

Beatty: "It's in the book... well, I didn't."

Speaker Shea: "Why you just have the Clerk, postponement Monday, to Tuesday, how's that?"

Beatty: "Mr. Speaker, ah... it's too late to post for Tuesday, the time..."

Speaker Shea: "No, I didn't say that. Just have your Clerk announce that it's continued from Monday to Tuesday."

Beatty: "Well, we'll do that. Thank you. Thank you, Mr. Walsh."

Speaker Shea: "Now... the Chairman from the Committee on Judiciary I, Mr. Washington."

Washington: "Ah... Mr. Speaker, I was simply going to ask the indulgence of the Minority Leader, it was strickly



an inadvertence, Mr. Walsh, we had a new Clerk yesterday and ah... betwixt cup and lip there was a slip up so... if he would indulge us, we could just change the posting because otherwise, someone may show up Monday to testify and we'll have to..."

Speaker Shea: "All right...."

Washington: "Thank you, very much."

Speaker Shea: "The Gentleman from Cook, Mr. Beatty, moves to change the posting notice on it's face from Monday, May 24, to Tuesday, May 25, is there objection? Hearing none, the Roll... the attendance Roll Call will be used for the Gentleman's... for the suspension of the appropriate rule on the passage of the Gentleman's motion. Now, Mr. Washington, do you have any ah... announcements for Monday, we're all set with your Committee? Turn the Committee Spokesman from Judiciary I, on please, Mr. Washington."

Washington: "Ah... Mr. Speaker, the only problem I had is the one that you would address yourself too... when you announced that we would come in Session at 4. I thank you."

Speaker Shea: "We will get leave of the House, on that."

Washington: "Thank you, very much."

Speaker Shea: "Now... the Gentleman from Randolph, Mr. Birchler."

Birchler: "Mr. Speaker, I ask unanimous consent with leave to use the attendance Roll Call to suspend rule 24 (d), the forty-five day rule, so that House Resolution 682, posted for May 26, may be heard in House Executive Committee."

Speaker Shea: "Now... you want this heard Tuesday, in House Exects... Mr...."

Birchler: "It's been posted for Tuesday, but the forty-five day rule has to be suspended."



MAY 20 1926

84.

Speaker Shea: "All right, we have four... or five of those that I would like to handle at one time, Mr. Birchler, so will you hold that for a minute."

Birchler: "Yes."

Speaker Shea: "On the order of motions appears a motion with regard to Senate Bill... Turn Mr. Waddell, on. What Senate Bill was that, Sir? Turn Mr. Waddell on."

Waddell: "1727."

Speaker Shea: "Regarding Senate Bill 1727, would you state your motion, Sir."

Waddell: "Yes, ah... with your permission in the ah... use and suspending the proper rules for an attendance Roll Call, if possible. This deals with an omission in the School Code and clarifies the fact that, where Unit Districts have been initiated the self destruct portion of the other School Boards, being involved... this then covers what the Chapman and Cutler, deemed necessary for us to provide in the law that, when a new... Unit District comes into being, they then will be able to participate in those things that are required. Such as, joining a vocational center and this is what this deals with, I have contacted the Leadership on both sides, the Chairman, the Vice Chirman and those of the Committees and there was no decent to my knowledge."

Speaker Shea: "The Gentleman from Kane, Mr. Waddell, moves that Senate Bill 1727, be taken from the ord.... from the Committee on Assignments, advanced to the order of Second Reading, Second Legislative Day, this date without reference to a Committee and to wave the appropriate rule. Is there objection? Mr. Skinner, you object."

Skinner: "Yes, Sir. And, I would like to state why, if I might. In my county... ah... we do not have a vocational center, Representative Waddell and I have



GENERAL ASSEMBLY

STATE OF ILLINOIS

HOUSE OF REPRESENTATIVES

discussed this and there is strong pressure from the Educational establishment to create a vocational center and yet, none of them can answer my question as to why the present High Schools, in cooperation with the Junior College can not do the job. I have expressed this on the front page of my local newspaper... and have gotten nothing but favorable response for the questions that I have asked, which have not yet been answered and I think a thorough hearing will perhaps elicit the answers to these questions among which are, what are the rolls of vocational centers in the vocational educational scheme, in the State of Illinois. I have written the Joint Committee ah... between the State Board of Education and the Board of Higher Education and have yet to receive a... a reply as to that very basic question."

Speaker Shea: "The Gentleman from Kane, Mr. Waddell, removes.... renews his motion to advance Second.... Senate Bill 1727, from the Committee on Assignments to Second Reading, Second Legislative Day without a reference to Committee. That will take 107, votes, all those in favor will vote 'aye' those opposed will vote 'nay'. Shea, 'aye', please. Have all voted who wished? Have all voted who wished? Have all voted who wished? Have all voted who wished? Mr. Skinner."

Skinner: "Yes, I'm quite sure that there are those that are voting right... now."

Speaker Shea: "You're entitled to verify a Roll Call."

Skinner: "And, I certainly shall ask for a verification."

Speaker Shea: "All right, Have all voted who wished?...."

Skinner: "I think that it should be over 107."

Speaker Shea: "Have all voted who wished? Take the record Mr. Clerk. Mr. Waddell."

Waddell: "I would like to put that motion on postponed



consideration, please."

Speaker Shea: "No problem about that. Take it out of the record. On the Clerk's desk is a number of petitions to extend the forty-five rule and I would like to handle them at one time, unless there's objection. Would the Clerk, please read the Bill numbers... Mr. Waddell."

Waddell: "Ah... I asked for assignment to the Committee, if you please on that last one."

Speaker Shea: "Mr. Walsh..."

Waddell: "And, immediate posting."

Speaker Shea: "You want to talk to the Chairman, about that."

Waddell: "Ah....."

Speaker Shea: "It was just assigned to Committee on Elections, Sir."

Waddell: "Okay."

Speaker Shea: "If you want to ah... I think you can do that on Monday, wave the appropriate rule... that would still give you time. Mr. Clerk, would you please read the numbers of the Bills and Resolutions that the Gentleman wish to wave the forty-five day rule on."

Clerk O'Brien: "House Bill 991, House Bill 1544, House Bill 3124, and House Resolution 682."

Speaker Shea: "Mr. Clerk, would you give me those again, please."

Clerk O'Brien: "House Bill 991, House Bill 1544, House Bill 3124, and House Resolution 682."

Speaker Shea: "All right, the Members have filed on those Bills, House Bills 991, 1544, 3124 and House Resolution 682, leave of the House to extend the forty-five day rule for fifteen days. On that question, Mr. LaFleur, from DuPage."

LaFleur: "Yes, I would like to ask a question of the Chair, if I might on a ruling?"



Speaker Shea: "Proceed."

LaFleur: "House Bill 1544, which was assigned to Revenue, has been heard and was Tabled in Committee."

Speaker Shea: "I don't believe that a Bill can be Tabled in Committee... I think... I think that he... John, am I wrong again? With the consent of the Sponsor, right."

Clerk O'Brien: "Right... right."

LaFleur: "The... the Sponsor Tabled it."

Speaker Shea: "Sometime people have peaks that they wished didn't happen."

LaFleur: "I fully understand that, Mr. Chairman."

Speaker Shea: "Mr. Beaupre."

Beaupre: "Mr. Speaker, I think ah... the record of that Committee hearing would indicate that, while Mr. Maragos said, that he was going to Table the Bill... that he in fact did not Table the Bill and ah... I think, Mr. LaFleur, is incorrect and I would hope that we could proceed."

Speaker Shea: "I think Mr. LaFleur, ah... has had his fun... you wish further, Mr. LaFleur."

LaFleur: "Well, yes since my name was used in debate and ah... I would like to ah... make a note... I would hate to appear in Mr. Beaupre's ah... court, because it's very apparent that he's very hard of hearing and cannot understand the question at hand. But, I do not know, but I will submit this Mr. Chairman, and I believe that if I am in error... I... I would ah... would stand and apologize. But, the meetings of the Revenue Committee are taped and I would submit that if we re-played the tape of the meeting where House Bill 1544, was heard... it would be clearly understood the circumstances under which the Sponsor Tabled the Bill."

Speaker Shea: "Well, Mr....."



LaFleur: "May we have... may we have the paying of the tape?"

Speaker Shea: "Mr. LaFleur, do you think that we might take the motions today and if the tape so shows, ah... that it is Tabled and if it's not, but I would hope that the Gentleman on Committee on Revenue, could handle that themselves."

LaFleur: "Well, then you will see that we get a copy of the tape, so that we can re-play the tape."

Speaker Shea: "Yes, Sir."

LaFleur: "Thank you, Mr. Chairman."

Speaker Shea: "Now, on the motion to extend the forty-five day rule... Mr. Duff, for what purpose do you arise?"

Duff: "Well, Mr. Speaker, I want to ask ah... on this motion ah... here we have a large list of Bills, that we know nothing about, the motion is not on the Calendar and ah... can we get some idea where these Bills are and why this motion is necessary. I... I would like to know more about the motion and the Bills... where they are ah... you know, it's not on the Calendar and there is no time for us to sit here and look at all those Bills, even find them ah..."

Speaker Shea: "My understanding is, Mr. Duff, that the Speaker made the announcement earlier today. Mr. Walsh."

Walsh: "Well, Mr. Speaker, I was just going to say that we can do this just as easily Monday as we can right now, why don't we make the motion on Monday and ah... ah... get to the train right now."

Speaker Shea: "Mr. Walsh..."

Walsh: "I would sure like to make that train."

Speaker Shea: "Mr. Walsh, I'm informed by the Clerk, that unless we do it today they will be Journalized as Tabled today."

Walsh: "Well, then Mr. Speaker, on Monday we can take them



from the Table."

Speaker Shea: "It makes substantially more work for the Clerk..."

Walsh: "Ah... not really."

Speaker Shea: "Ah..."

Walsh: "No, there... there is sub... considerable misunderstanding on these and I... I.... we can do it just as easily, taking them from the Table as we can..."

Speaker Shea: "Well, I got motions filed by Members and if I take them one at a time. On House Bill 991, yes... Mr. Duff."

Duff: "Well, Mr. Speaker, ah... I really hadn't finished but I think that what the Assistant Minority Leader has requested is entirely reasonable and ah... I... let me join in it, Mr. Speaker. Our side of the aisle feels right now, that ah..."

Speaker Shea: "Might I have leave..."

Duff: "We could do this just as easily on Monday."

Speaker Shea: "Might I have leave..."

Duff: "And, if you take them one at a time, people aren't going to get to the train, Mr. Speaker."

Speaker Shea: "Might I have leave to extend the deadline until Monday on those four items?"

Duff: "Leave."

Speaker Shea: "Is there objection? Objection 991, Mr. Walsh. Pardon me..."

Walsh: "Streuously."

Speaker Shea: "You object to 991..."

Walsh: "No... I won't object to it Mr. Speaker, let 991 be..."

Speaker Shea: "Thank you, Sir. With leave of the House those four Bills or three Bills in Resolutions will be held until Monday at which time, we can then go into the merits of each of the items. May we have leave to use the attendance Roll Call. Do you want to object,



Mr. LaFleur. Just until Monday, Sir."

LaFleur: "... be heard, I think we can vote on it right now."

Speaker Shea: "I thought that we could get you the tapes by Monday."

LaFleur: "I understand there is no tape. Would the ah... Sponsor assure me that I could hear the tape and play the tape."

Speaker Shea: "If there is a tape, I will assure you that it's by Monday."

LaFleur: "There was a tape but, there has been a little Watergate..."

Speaker Shea: "Mr. LaFleur, I assure you, I will do everything I can to get that for you.. Is that all right, Sir."

LaFleur: "If the Chairman of the Committee who could release the tape, tells me that there is a tape and I can hear it, it would be sufficient."

Speaker Shea: "Mr. Maragos."

Maragos: "For the editification of Mr. LaFleur, this is not my motion."

Speaker Shea: "Now.... do you have any comment about the tape, Mr...."

Maragos: "We normally keep tapes, but if the Clerk has them I'll give it... I'll be glad to give it to him. I have no objection."

Speaker Shea: "Does that satisfy you, Sir."

LaFleur: "I think he's evading the question."

Speaker Shea: "I will again renew the motion... do you object, Sir?"

LaFleur: "I object."

Speaker Shea: "Who is the maker of the motion on 1544? Mr. Mautino."

Mautino: "Thank you, Mr. Speaker. The original motion is to suspend rule 24(d) for fifteen days, in respect



to House Bill 1544, in answer to that motion, Sir. May I read from Section D."

Speaker Shea: "Please."

Mautino: "All right, if a Committee has not taken final action on a Bill or Resolution pursuant to Sub-Section A, to this rule within forty-five days, after the Bill has been preferred to the Committee, the Bill or Resolution is automatically Tabled. A Bill Tabled under this provision shall be returned to the Chairman of the Committee... returned by the Chairman of the Committee to the Clerk who shall record the Bill as Tabled by Rule... in answer to that action upon the Journal. That was not done, Sir. And, so with that thought in mind I have asked for the ah... suspension of the rule:..."

Speaker Shea: "That is what is about to be done today, Sir. And, this is the last day for doing it."

Mautino: "That is exactly right."

Speaker Shea: "So, do you renew you motion... we'll have to take a vote... yes, Mr. Walsh."

Walsh: "Mr. Speaker, I recall.... leave being given for four items, I thought this was one of the four items."

Speaker Shea: "Mr. LaFleur, objected."

Walsh: "Objected... okay, thank you."

Speaker Shea: "I thought that perhaps if we got it over to Monday, we could then reason it out... do you still wish to object, Mr. LaFleur, until Monday."

LaFleur: "I do."

Speaker Shea: "All right, Mr. Matijevich."

Matijevich: "Mr. Speaker, from what I hear of this ah... discussion. It revolves about whether some statements are accurate in the tape. And, I would ah... respectfully ask Mr. LaFleur, that on Monday, the tape... by Monday the tape would be available to you, you could hear it



and then ah... you could object on Monday. I don't know why you would object to extended it until Monday, I can see if you don't... if you're not satisfied about the tape... I can then see objecting but, I can not understand why you can object to an extension, at least until Monday... which gives you the time too look at the tapes."

Speaker Shea: "Mr. LaFleur, turn him on please."

LaFleur: "I... I agreed to that, Mr. Matijevich, if I had the assurance that the tapes existed, but I have ah... strong suspicion and information that the tapes do not exist... then..."

Matijevich: "Well, then you object, Monday."

LaFleur: "Well, I do... I wish to object to this motion right now because, I believe now is the time to be heard."

Speaker Shea: "Mr. LaFleur, I will tell you... in hopes of leaving, Sir. That I will get the tapes and have them in the Majority Leaders Office, if there are no tapes I would not support the motion, on Monday."

LaFleur: "I certainly respect you ah... ah... Jerry, on this and I... I would assure you that if I was dealing with you personally, there would be no question but, I believe we are trying to make promises and requests of something that does not exist and cannot be performed and don't wish to put anybody in that position that would be embarrassing on both sides later on."

Speaker Shea: "All right, the Gentleman from Bureau, Mr. Mautino, moves to suspend the appropriate rule... and extend the forty-five day rule, with regards to House Bill 1544, for fifteen days. All those in favor will vote 'aye' those opposed will vote 'nay'. It takes 89 votes. Have all voted who wished? Shea, 'aye', please. Have all voted who wished? Take the record, Mr. Clerk. On this there are 60 'aye' votes, 6 'nay'



2 Members voting 'present' and the Gentlemans motion fails. With regards to House Bills 991, 3124 and House Resolution 682, the motion is to extend until Monday.... the forty-five day rule, is there objection? Hearing none, the attendance Roll Call will be Journalized for that motion. The Gentleman from McLean, Mr. Bradley."

Bradley: "I now move, Mr. Speaker, that the House stand adjourned until Monday, at the hour of... 4 o'clock."

Speaker Shea: "I have one question... Mr. Williams has evidently left on 3908, so we'll hold that until Monday. Take it out of the record. The Gentleman's motion is that the House do now stand adjourned until Monday, or until 10 A.M. tomorrow for Perfunctory Session. All in favor of the Gentleman's motion say 'aye'.... the House is adjourned."

