

1.

Speaker Redmond: "The House will come to order, the Members will please be in their seats. Let the record show that Representative Tuerk is here. We will be lead in prayer by the Reverend Krueger, the House Chaplain."

Krueger: "In the name of the Father, the Son and the Holy Goast. Amen. O Lord, bless this House to Thy service this day. Amen. In 1774, Josiah Quincy said 'the people are the only competent judges of their own welfare'. Let us pray. Heavenly Father, we are grateful for the blessings which Thou hast bestowed upon the Members of this House of Representatives providing them with the leadership so necessary in these troubled times and giving them the wisdom to choose correctly such laws which are beneficial to Thy people, the citizens of this State. We come to Thee asking that they will be given special incite that will enable them to do only that which is the will of the people and to the glory of Thy holy name through Jesus Christ, our Lord. Amen."

Speaker Redmond: "Roll Call for attendance. Committee Reports."

Clerk O'Brien: "Representative Matijevec, Chairman from the Committee on Executive to which the following Bills were referred, action taken June 2, 1976, reported the same back with the following recommendations. Do pass House Bill 3651, 3653, and 3948. Do pass, as amended, House Bill 3841. Representative Taylor, Chairman from the Committee on Cities and Villages to which the following Bill was referred, action taken on June 2, 1976, reported the same back with the following recommendation. Do not pass House Bill 3832. Representative Laurino, the Chairman from the City on Election to which the following Bill was referred, action taken June 2, 1976, reported the same back with the following recommendation. Do pass House Bill 3949."

Speaker Redmond: "Reading of the Journal."

Clerk O'Brien: "Wednesday, May 19, 1976..."

Speaker Redmond: "...Representative Shea."

Shea: "Mr. Speaker, Ladies and Gentlemen of the House, I move that the Journals of May 19, number 146. May 20, number 147. May 21, number 148. May 24, number 149, that we waive the reading of the



Journals and approve them as printed."

Speaker Redmond: "Is there any discussion? You've heard the Gentleman's motion. All in favor of the motion indicate by saying aye. Opposed, no. The ayes have it and the motion carries. House Bills' Second Reading. On House Bills' Second Reading appears...3367 is the one that Representative Collins had an Amendment on, isn't it? Take that out of the record. 3522."

Clerk O'Brien: "House Bill 3522. A Bill for an Act to amend the Illinois Vehicle Code. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3799."

Clerk O'Brien: "House Bill 3799. A Bill for an Act to amend an Act creating the General Assembly Library Study Commission. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3800."

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

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

Pierce: "Mr. Speaker, in the absence of effective leadership here on the floor, I would like to announce the eighth grade graduating class of the Shady Lane School in Fox Lake, represented by myself, Representatives Reed and Duester. Reed, Duester, and Pierce. Eighth grade graduating class from the Shady Lane School, Fox Lake. Please stand up."

Speaker Redmond: "You are well represented in Representative Pierce."

Pierce: "Thank you Mr. Speaker."

Speaker Redmond: "And all the other Representatives that are here."

Pierce: "And Adeline Geo-Karis too, they told me. As innocent as I am, it shows you how far a woman can come. 3800."



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Clerk O'Brien: "House Bill 3800. A Bill for an Act making appropriation to the General Assembly Library Study Commission. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3801."

Clerk O'Brien: "House Bill 3801. A Bill for an Act to amend the State Library Act. Second Reading of the Bill. One Committee Amendment. Amends House Bill 3801 on page 1, line 2, by deleting 'division' and so forth."

Speaker Redmond: "Representative Matijevec on the Amendment. 3801. Did you move the adoption of the Amendment? Is that what I heard?"

Matijevec: "Yes, I meant to do that. I move the adoption of Amendment #1 to House Bill 3801."

Speaker Redmond: "Is there any discussion? The question is on the adoption of the Gentleman's motion to adopt Amendment #1 to House Bill 3801. All in favor indicate by saying aye. Opposed, no. The ayes have it, the Amendment is adopted. 3848. Any further Amendments on this one?"

Clerk O'Brien: "No further."

Speaker Redmond: "Third Reading. 3848. Take this one out of the record. There are floor Amendments. 3912."

Clerk O'Brien: "House Bill 3912. A Bill for an Act to amend the Illinois Income Tax Act. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "Amendment #1. Maragos. Amends House Bill 3912 on page 3, line 25, and so forth."

Speaker Redmond: "Representative Maragos."

Maragos: "Mr. Speaker, Members of the House, would you read the Amendment so the Members can be apprised of what it does."

Clerk O'Brien: "Amends House Bill 3912 on page 3, line 25, by deleting 'and' and inserting between lines 25 and 26 the following: (f) an amount equal to any amount included in such total under



Section 78 of the Internal Revenue Code and in line 26 by deleting that and inserting in lieu thereof (g)."

Speaker Redmond: "Representative Maragos."

Maragos: "Mr. Speaker and Members of the House, that is a clarification Amendment to the Bill which was adopted by the Committee and I ask...a...move for its adoption."

Speaker Redmond: "The Gentleman has moved the adoption of Amendment #1. All in favor indicate by saying aye. Opposed, no. The ayes have it and the Amendment is adopted. Any further Amendments?"

Clerk Selcke: "No further Amendments."

Speaker Redmond: "Third Reading. Senate Bills' First Reading. Who's the sponsor on 1678? Representative Maragos."

Maragos: "If there is no sponsor I'll take 1678 as the Bill deals with revenue anyway."

Speaker Redmond: "Representative Maragos. Senate Bills First Reading, 1678."

Clerk O'Brien: "Senate Bill 1678. Maragos. A Bill for an Act to amend the Revenue Act. First Reading of the Bill."

Speaker Redmond: "Senate Bills' Second Reading, 1620, Representative Tipword. 1620, Senate Bill, do you want to call that?"

Clerk O'Brien: "Senate Bill 1620...."

Speaker Redmond: "...I wonder if the Members realize that we've been honored by the return of one of our former Members, Representative Tek Clark, standing in the back there, he served in the House for many years. Representative Tipword."

Tipword: "Are there any Amendments?"

Speaker Redmond: "There's one that shows on the..."

Clerk O'Brien: "...Senate Bill 1620. A Bill for an Act to provide for the ordinary and contingent expense to the Department of Business and Economic Development. Second Reading of the Bill. Two Committee Amendments. Amendment #1. Amends Senate Bill 1620 as amended, on page 5, line 2, by deleting Illinois Energy Agency and so forth."

Speaker Telcser: "Representative Tipword. Who's the sponsor of this



Amendment, Mr. Clerk?"

Tipsword: "Regrettably, I don't have that Amendment. I don't have either one of the Amendments."

Speaker Redmond: "Mr. Clerk, who's the sponsor of this Amendment?"

Clerk O'Brien: "It's a Committee Amendment offered by Representative Lechowicz."

Speaker Redmond: "Representative Lechowicz, Amendment #1 to Senate Bill 1620."

Lechowicz: "Take it out of the record momentarily."

Speaker Redmond: "Representative Tipsword."

Tipsword: "Yes sir."

Speaker Redmond: "What do you want out of the record, the Amendment, Representative Lechowicz? It's Representative Tipsword's Bill."

Tipsword: "I think he wants the Bill taken out of the record, I wonder if it could be called later today if he has an Amendment."

Speaker Redmond: "Okay."

Tipsword: "Thank you."

Speaker Redmond: "1861. Senate Bill 1861. A Bill for an Act making appropriation to the ordinary and contingent expense of the Illinois Bicentennial Commission. Second Reading of the Bill. One Committee Amendment. Amends Senate Bill 1861, as amended, on page 1, line 16, and so forth."

Speaker Redmond: "Representative Bradley, Senate Bill 1861. Amendment #1."

Bradley: "I move for the adoption of Amendment #1."

Speaker Redmond: "Is there any discussion? The question is on the adoption of Amendment #1. All in favor indicate by saying aye. Opposed, no. The ayes have it; the Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Redmond: "Third Reading. 1933. Representative Stiehl on the floor? Representative Stiehl is evidently not ready yet. Take that one out of the record. 1620."

Clerk O'Brien: "Senate Bill 1620. A Bill for an Act to provide for the



ordinary and contingent expense to the Department of Business and Economic Development. Second Reading of the Bill. Two Committee Amendments. Amendment #1. Amends Senate Bill 1620 as amended on page 5, line 2, and so forth."

Speaker Redmond: "Representative Lechowicz."

Lechowicz: "Thank you Mr. Speaker, Ladies and Gentlemen of the House, Committee Amendment #1 is to correct a technical Amendment, I move for its adoption."

Speaker Redmond: "The question is on the adoption of Amendment #1 to Senate Bill 1620. All in favor of the Gentleman's motion indicate by saying aye. Opposed, no. The ayes have it and the Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "Amendment #2. Amends Senate Bill 1620, as amended, on page 3, line 23, and so forth."

Speaker Redmond: "Representative Lechowicz."

Lechowicz: "Thank you Mr. Speaker, Committee Amendment #2 is a reduction of approximately \$1,312. It sets aside that money for the moving expenses which was conducted by the Illinois Moving Storage Company in Springfield, Illinois, performed through the Department of Economic ...a...Business and Economic Development, but which no award was made by the Court of Claims. I move for its adoption."

Speaker Redmond: "Any discussion? The question is on the adoption of the Amendment #2. All in favor indicate by saying aye... Representative Totten?"

Totten: "Mr. Speaker, before you move to...after you adopt this Amendment and before you move to...on Third Reading, I would like to request and try to get ahold of the sponsor regarding some information I requested regarding a possible Amendment having to do with an junket that Mrs. Walker took to Brazil and I wonder if I still have a chance to talk with him on it, if we could hold it on Second Reading."

Speaker Redmond: "Representative Tipword. Representative Lechowicz."

Lechowicz: "Point of order, Mr. Speaker, I believe we're on adoption of Amendment #2."

Speaker Redmond: "That is correct."



Lechowicz: "I move for the adoption of Amendment #2. "

Speaker Redmond: "The question is on the adoption of Amendment #2. Those in favor indicate by saying aye. Opposed, no. The ayes have it and the Amendment is adopted. Now Representative Totten."

Totten: "Thank you Mr. Speaker, I'll just renew my request for a chance to get ahold of the sponsor before we move it to Third."

Speaker Redmond: "Representative Tipsword, what's your pleasure?"

Tipsword: "Mr. Speaker, I wonder if the Bill might be moved to Third and if there is an Amendment that Representative Totten feels that he really wants to put on it, I'll bring it back to Second."

Speaker Redmond: "Any further Amendments ready?"

Clerk O'Brien: "No further Amendments."

Speaker Redmond: "Third Reading. On the order of the Speaker's Table. On the order of the Speaker's Table appears House Resolution 803. Representative Davis."

Davis: "Mr. Speaker and Ladies and Gentlemen of the House, House Resolution 803, the Congress of the United States is apparently... is..is now considering an economic proposal, which if approved, will serve as policy foundation for America's economic future. It's known as a full employment and balanced group act. First, let me say to you that I'm not here to dispute any figures that you have read in our daily press, but here I am to tell you what I do know about my community and my people. My community is a black community and the black worker. I'm telling you now..."

Speaker Redmond: "...give the Gentleman attention..."

Davis: "...that unemployment is out of control. We're going to be considering here pretty soon, today or tomorrow, the welfare budget. And I'm sure that perhaps 70 percent of the people on it there's nothing we can do because they would be unable to hold a job if you gave it to them. But those who are on general assistance, able bodied men and women, abled bodied men and women, who are able to work, who simply are crying for an opportunity to work, I'm sure you want to see them instead of giving them charity, you would want to see them given a chance because if they work for their wages and given a chance, this will give them dignity. From



the very inception of this welfare program, do you know that it was written under the Pauper's Act. Hear me now, it was written under the Pauper's Act and it required an abled bodied man, if you please, before he could get any help to qualify as a pauper. How long, how long will you reduce people to this kind of servitude when you ought to give them a job and some dignity and this is all I'm asking is that we approve House Resolution 803. This Bill will be up for passage in the very near future.both in the Senate and in the House and I'm not here to criticize the President or anybody else, but I'm telling you who's responsible for welfare being thrown on the State, you know who's responsible for it, it was the Congress that gave us this Bill in the first place. And I'm asking you here and now to adopt this Resolution and let's send it down to our Representatives in Congress and ask them to go along with the full employment program and stop reducing able bodied men and women to a State of pauperism in order to receive a little help or check. Mr. Speaker, I solicit the aid of every man and woman in this House. Please help me to pass this Resolution."

Speaker Redmond: "Representative Duester."

Duester: "Well Mr. Speaker, Ladies and Gentlemen of the House, I know there's a little disorder and confusion on the House floor, and perhaps some of you did not hear our distinguished colleague, Representative Davis, describe his Resolution. I have the highest regard and respect for Representative Davis in the sincerity that he brings to this floor in offering this Resolution, but I must point out to you that this is a political Resolution. I think next summer we're going to have a convention of the Democratic Party as we are with the Republican Party. And the Democrats, next summer, can thrash out what their platform is going to be and what ought to be included in it. This Resolution urges us, as an Illinois General Assembly, to call upon Congress to pass the Humphrey-Hawkins Bill. Now Senator Humphrey is a distinguished Democrat, but there are other prominent important Democrats who have other ideas of what should be done to the Nation's economy. We have Jimmy Carter, we have Senator Church, we have many others. I think it would be



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folly on the part of the Democrats in this House to take sides with respect to what legislative proposals ought to be in your platform and what ought to be put through Congress. Furthermore, I call upon all my colleagues on the Republican side of the aisle to vote against this. We shouldn't...or restrain from voting, we shouldn't get involved in Democratic intra-party politics. Lastly, I make this point. We in the State of Illinois ought to be ashamed of ourselves. We can't even control our own spending. We can't restrain ourselves and we don't have any leadership with respect to controlling spending or facing up to the hard facts of raising taxes. And how ridiculous our Members of Congress would feel if they looked at us and said 'here comes another Resolution from those brilliant sages down in Springfield who can't even control the problems of the State of Illinois and they are passing Resolutions telling us what Bills ought to be reported to and passed by the Congress'. I respect the sincerity of the sponsor but I think this is a political Resolution and we ought to stay off it and if we don't stay off it, we ought to defeat it and I urge your no vote."

Speaker Redmond: "Representative Washington."

Washington: "Mr. Speaker, Members of the House, this is a political Resolution only if this Body chooses to make it political Resolution. I see no politically charged words in this Resolution. All I see here in this Resolution is a request by the sponsor and his cosponsors that we look through our State and look at the horrible unemployment picture here. A State which has roughly ten percent unemployed and in certain very vital sections has as much as twenty-five and thirty and even forty percent unemployed. We in the State of Illinois are simply powerless to grasp and grapple with those figures. If we jacked up our economy a hundred fold, I don't think we could do much to curtail the unemployment which exists within the borders of this State. This Resolution is simply one attempt, hopefully by well meaning people, to ask Congress to address itself to the one vehicle which exists there which might do something about unemployment. You can make this



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political if you want, but in so doing, you are turning your eyes and your back upon a very serious problem which is disrupting our State, which is responsible for the reduced sales taxes and income taxes coming into the State and which is responsible for most of the controversy on this floor because we don't have the tax yield to take care of our problem. I suggest, rather than label this political to come up with a serious alternative and I've heard none. I urge your support, both Republican and Democrat, to urge Congress to seriously address itself to the one vehicle which might hopefully lower the drastic unemployment figure in this State. I seriously urge you to read this Resolution and support it."

Speaker Redmond: "Representative Byers."

Byers: "Thank you Mr...thank you Mr. Speaker. I would like to rise in support of this Resolution also. I do think that this is something necessary, something that needs to be taken a look at and I think that we should urge Congress to go in this direction. After all, if we can remove people from welfare and put them to work, I think this is an ideal thing and that's what I've been hearing talked about on this House floor. And this proposed legislation would be the vehicle by which to do this. I'm strongly in support of it and would urge other Members to vote aye also."

Speaker Redmond: "Representative Walsh."

Walsh: "Well Mr. Speaker and Ladies and Gentlemen of the House, I rise to oppose the Gentleman's motion on this Resolution and suggest to you that it is pure socialism, but also suggest that the Congress has been struggling with this question for many months and can't, themselves, come to a decision. Now for the life of me don't see how the Gentleman can expect us in a period of five minutes, we who have not considered the matter except in a little bit of debate earlier, and I suspect in the Executive Committee for no more than a half hour, expect us to come up with a reasonable recommendation to the Congress. And if we were to come up with a reasonable recommendation to the Congress, in my



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opinion, it would be not to pass the Humphrey-Hawkins Bill. But if we were to ask them to pass this, then they would not take that into consideration at all, it's just pure nonsense for us to be memorializing Congress to do anything just as it would be for Congress to memorialize us. Now another point on this subject, Mr. Speaker, is that the economy is improving, that unemployment is dropping, I ask you, Mr. Speaker, and Ladies and Gentlemen of the House, to vote no on this Resolution because if we lay off and we don't vote at all, then by a vote of one to nothing, all 177 of us will look ridiculous and the Congress will be memorialized so please vote no."

Speaker Redmond: "Representative Davis to close."

Davis: "Mr. Speaker and Ladies and Gentlemen of the House, as I said before and I say now, we've had plenty of time to consider this Resolution. If you will recall, I ask for unanimous consent to consider it without reference to the Committee. That consent was denied me...that consent was denied me and the Bill did go to the Committee, it had a full hearing and the Committee voted to send the Bill to the floor with a recommendation that it do pass. I'm surprised when the Gentleman talks about socialism. It's a shame to think that this is the only way that we can solve our problem. I'm telling you that to give a man some work and to pay him for that work is purely old fashioned Americanism, this is what I'm telling you. I'm telling you to reduce a man to the status of a pauper, this is what you do, to the status of a pauper and take all of his dignity. This is exactly what you do when you take an able bodied man and put him on general assistance when you know he's able to work and you reduce him to pauperism, take all of his dignity away from him and then tell him I want you to stand up and be a man. I'm telling you that there's no Socialism in this. There's no Communism in it, I don't believe in a Godless, communistic country or any of their rules and I wouldn't follow any of them. God knows I wouldn't do it. This is plain Americanism. Rather than to stand and bewail about the budgets of welfare, rather than to stand and bewail about



crime and the evil influence in our cities, I'm telling you you can do something about it and I'm asking you to join me now in asking Congress, who gave us this program, to do something about it and that is to vote for full employment and dignity for every man and woman in this State and I beg you to please vote for my Resolution."

Speaker Redmond: "The question is on the adoption of the Resolution, those in favor vote aye, opposed vote no. It takes 89 votes. Have all voted who wished? I've been advised that a simple majority is all that's required. The Parliamentarian wasn't prompting me earlier. Have all voted who wished? The Clerk will take the record. On this question there are 80 yes, 52 no, the Resolution is adopted. 806, Representative Greiman, do you desire to proceed with that?"

Greiman: "Thank you Mr. Speaker. Ladies and Gentlemen, House Resolution 806 provides for a Committee to be formed by the appointments from the Speaker and the Minority Leader to investigate and determine how the Illinois Administrative Practice Act, which we passed in this legislature, should be applied through the various agencies of State government. This particular Bill, or Resolution, is in response to the very need for bringing do process in both contested and rulemaking. For many years, this legislature considered making new administrative procedures and in an Act which would govern and bring uniformity of do process to all of the Illinois practices. This particular Resolution merely will give us a study, a period to study how this Act should be made applicable to the various agencies of State government. I ask for its passage."

Speaker Redmond: "Any discussion? Representative Porter. I think we should all stand up and all yell and then sit down and be quiet. Everybody stand up, everybody yell. Okay, come to order. Representative Porter."

Porter: "Would the Gentleman yield for a question? Representative Greiman, you have a series of Bills, some of which apply to the Administrative Procedure Act to a number of different code departments



of State government and those Bills, I believe, have been passed out of the Judiciary Committee and are on the calendar now. Is that correct?"

Greiman: "Correct, Mr. Porter. They are not my Bills, however, the Human Resources Committee passed out Bills dealing with some nine agencies in the social services area. They were later on referred to Judiciary, had gone through a thorough Subcommittee hearing, which you are a Member of course, in that Judiciary Committee, and were passed out. They are now on the floor on Second Reading. That's right. So that they will not be studied, but there are perhaps a hundred or so agencies of State government to which this could apply and it's a long road ahead."

Porter: "So...so that you would not be holding up those Bills for this study to be made in reference to them..."

Greiman: "...we're going to proceed on those as soon as they are called, hopefully today, on Second Reading."

Porter: "I see. Mr. Speaker, could I ask, also, a point of order?"

Speaker Redmond: "Proceed."

Porter: "What sort of vote does it take on a Resolution?"

Speaker Redmond: "89 on this one."

Porter: "On this one? Thank you."

Speaker Redmond: "Because this creates a Commission. Administrative Procedure Study Commission. Anything further? Representative Greiman to close."

Greiman: "Well I have nothing more, really, to add except we do need 89 votes and I would appreciate your vote..."

Speaker Redmond: "...the question is on the adoption of the Resolution. All in favor vote aye, opposed vote no. Have all voted who wished? Representative Fleck."

Fleck: "Well Mr. Speaker and Ladies and Gentlemen of the House, just in case the Members I know aren't paying attention, but to me this is an exercise in futility. You are setting up a special Commission to see how far the Act recently passed regarding administrative hearings would be used in those hearings. And this Committee, when it was pushing the Bill for the mental health,



which would be exempted from this Committee, he stated clearly that the Department of Revenue and every Department in the State should be subject to an independent hearing officer and be subject to the Administrative Hearing Act. Now this is going to avoid that situation because what we have now is a hearing officer who hears matters for sales tax, income tax, and other taxes. He's paid by the Director of the Department of Revenue, he's a member of the staff of the Department of Revenue, and he is suppose to sit there and make objective decision. He is nothing more, in the long run, than a patsy for the Department of Revenue and every decision he makes is usually inapplicable to the interest of the taxpayers of this State. I would suggest that before we pass the Resolution like this creating this Committee, that we make the Department of Revenue hearing officer subject to the Administrative Hearing Act as well."

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

Greiman: "Thank you Mr. Speaker, I raise only...rise only because my name was alluded to by a previous speaker. I certainly would like to see that kind of thing happen. I would like to see us have independent hearing officers, but that's not really the point. The point of this is that there are more than one hundred agencies in State government and these agencies are...have no procedure, they have no process for rule making now in Illinois. We have no process for contested cases in Illinois. We have no process for administrative agencies to operate under of quilt work. I'd like to see them made relatively uniform. On the other hand, I recognize that there are different problems in different agencies. Different impacts and some agencies we talked to had a fiscal impact of serious dimensions where if they did one thing at a certain level, it would cost two or three hundred thousand dollars. Others can take the Act easily. Each agency has to be investigated, that's all this Committee does, it does nothing more. We will hopefully have new recommendations in the spring for the next General Assembly to make this Bill applicable to as many agencies as possible. I hope, ultimately, to all the agencies of the State



but certainly it is not our intention to exempt anybody, anybody at all from these agencies."

Speaker Redmond: "Representative Washington."

Washington: "Mr. Speaker, Members of the House, briefly to explain my vote, this is a good Resolution. The Human Relations Commission passed out nine Bills providing for the Administrative Review Act to apply to certain stated governmental State agencies. The matter came before the Judiciary I for a hearing and we referred the entire package to a Subcommittee. And the Subcommittee, consisting of Mr. Greiman, Mr. Beatty, Mr. Porter, worked very hard on this. They voted out six and they held three of those Bills. And the reason they were held is because the problem was just too complicated for them to resolve it within the short period of time that they had, they worked on it before then. In short, as Mr. Greiman points out, there is a serious question of do process involved in many many agencies of State government. People whom we are sworn to serve don't know how to win their through the laws that we have passed. They don't know how to protect themselves. The purpose of Mr. Greiman's Resolution and Commission is simply to study the Administrative Review Act and make it, if possible, applicable to people so that they can understand their rights, to publicize their rights, to simplify the procedure and hopefully, hopefully, to better serve the public. Now there may or may not be some overtones about incompetency of certain agencies on the part of certain Members, but don't let our hangups with any one agency blind us to the fact that we, as a legislature, have not simplified the rules for the people that we are sworn to serve in passing subjects of law. This Resolution is absolutely necessary and the cost is minimal."

Speaker Redmond: "Have all voted who wished? The Clerk will take the record. On this question there are 93 ayes, 11 noes, the Resolution is adopted. House Resolution 826, Representative Dyer? Out of the record. Representative Stiehl, do you seek recognition?"

Stiehl: "Thank you Mr. Speaker. It's Senate Bill 1933 on Second Reading."



Speaker Redmond: "Senate Bills' Second Reading. Senate Bill 1933.

Stiehl: "Thank you Mr. Speaker...."

Clerk O'Brien: "...Senate Bill 1933. A Bill for an Act to provide for the ordinary and contingent expense of the Office of Auditor General. Second Reading of the Bill. One Committee Amendment. Amends Senate Bill 1933 on page 1, line 16, and so forth."

Speaker Redmond: "Representative Stiehl."

Stiehl: "Thank you Mr. Speaker, Ladies and Gentlemen of the House, Amendment #1 is a Committee Amendment and it combines the line items of the contractual audit with the contractual services in order to improve the transferability in and out of the funds for the Auditor General's budget. I would ask for the approval of the House."

Speaker Redmond: "Any discussion? Representative Schlickman."

Schlickman: "Would the sponsor yield? Does this Amendment have any effect on the total amount of the appropriation?"

Stiehl: "No it doesn't, Representative Schlickman."

Schlickman: "There's no net change then."

Stiehl: "No there isn't."

Schlickman: "Thank you."

Speaker Redmond: "Any further discussion? The question is on the adoption of the Amendment. All in favor indicate by saying aye. Opposed, no. The ayes have it; the Amendment is adopted. Any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Redmond: "Third Reading. 1619. Representative Jim Houlihan."

Clerk O'Brien: "Senate Bill 1619. A Bill for an Act to provide for the ordinary and contingent expense of the Illinois Commerce Commission. Second Reading of the Bill."

Speaker Redmond: "Out of the record? Out of the record. House Bills' Second Reading. On House Bills' Second Reading...if I could see him, I imagine Representative Collins is back there some place. Is Representative Collins...is he back there? There you are. 3367, do you want that called? On House Bills' Second, travel services."



Out of the record. 3377, Representative Byers."

Clerk O'Brien: "House Bill 3377. A Bill for an Act to provide for the ordinary and contingent expense of the Department of Mental Health and develop mental disability. Second Reading of the Bill. Six Committee Amendments. Amendment #1. Amends House Bill 3377 by deleting all of Section 1 and inserting in lieu thereof the following and so forth."

Speaker Redmond: "Representative Byers."

Byers: "Thank you, there's several Amendments to this Bill. This is the appropriation for the Department of Mental Health and development disability. and I think the Members need to pay attention...I'd like to yield to Representative Barnes on this Amendment."

Speaker Redmond: "Representative Barnes. Will the Members please come to order?"

Barnes: "Thank you very much, Mr. Speaker. Mr. Speaker and Members of the House, there are several Amendments to this Bill. They are somewhat complicated so I would suggest that the Membership pay close attention. Amendment #1 details the four lumpsum grant and aid request to line item comparable with the previous year. There is no reduction in this Amendment, it simply line items out the various grants in the Department's request. The...a...this is a Committee Amendment and I move for the adoption of Committee Amendment #1 to House Bill 3377."

Speaker Redmond: "The question is on the adoption of the Amendment #1. All in favor indicate by saying aye. Opposed, no. The ayes have it. The Amendment is adopted...Amendment #1 is adopted."

Clerk O'Brien: "Committee Amendment #2. Amends House Bill 3377 on page 2, line 22, and so forth."

Barnes: "Thank you. Mr. Speaker and Members of the House, I hope that the Membership will listen very closely because this is where this Bill will begin to take some detours. Number one, Amendment #2, which is a staff Amendment, has a reduction factor in it, but included in that is a very complicated, fairly complicated Amendment of multiple pages. There were numerous, numerous dollar



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amounts mistakes and misprints within that Amendment. And for that reason, Amendment #2 will have to be tabled, but in doing so, in doing so, and I again call to the attention of the Membership to listen closely, in tabling Amendment #2, all following Amendments will also have to be tabled down to and inclusive thereof through Amendment #8 because in the tabling of Amendment #2, all Amendments from Amendment #3 down to Amendment #8 is amending Amendment #2. So with that explanation, I would move at this point, Mr. Speaker, to table Amendment #2."

Speaker Redmond: "The Gentleman has asked leave to table Amendment #2. Representative Ryan."

Ryan: "Thank you Mr. Speaker, will the Gentleman yield? Representative Barnes, Representative Barnes? What is your Amendment number that's going to be comparable to #2 that you are going to come back with?"

Barnes: "Amendment #10."

Ryan: "Thank you."

Barnes: "And after Amendment #10 all of the Amendments that we had in Committee will follow in sequential order."

Ryan: "Thank you."

Speaker Redmond: "Representative Barnes."

Barnes: "Yes, Mr. Speaker, I would move to now table Amendment #2 because as I explained before, it is technically incorrect."

Speaker Redmond: "The Gentleman has moved...are there any objections? Hearing none, Amendment #2 is tabled. Any further Amendments?"

Clerk O'Brien: "Amendment #3. Amends House Bill 3377, as amended, on page 19, line 12, and so forth."

Speaker Redmond: "Representative Barnes."

Barnes: "Thank you very much. Mr. Speaker, as I explained earlier in my explanation, certain of the following Amendments following #2 were made incorrect by the tabling of Amendment #2 and they will follow later on in sequential order. At this point, I would move to table Amendment #3."

Speaker Redmond: "Are there any objections? Representative Ryan, do you object to tabling the Amendment?"



Ryan: "No, no objection. A question, Mr. Speaker."

Speaker Redmond: "Go ahead."

Ryan: "Representative Barnes, can you tell me what the corresponding Amendment will be for #3?"

Barnes: "#11."

Ryan: "Thank you."

Speaker Redmond: "Any objections to tabling his Amendment #3? Hearing none, Amendment #3 is tabled. Any further Amendments?"

Clerk O'Brien: "Amendment #4. Amends House Bill 3377 by deleting Section 1 and inserting in lieu thereof and so forth."

Speaker Redmond: "Representative Dunn. John Dunn."

Dunn: "Thank you Mr. Speaker and Ladies and Gentlemen of the House, Amendment #4, it is my understanding, is technically correct. This is an Amendment which provides for additional grants to local community health centers providing services for the mentally ill and the developed mentally disabled and I would move for the adoption of Amendment #4, which is a Committee Amendment."

Speaker Redmond: "Any discussion? Representative Hoffman, Gene Hoffman."

Hoffman: "Will the sponsor of the Amendment yield for a question?"

Speaker Redmond: "He indicates he will."

Hoffman: "Is this...is this Amendment additional money above and beyond the level of funding for this fiscal year for this purpose?"

Dunn: "The answer to the question is no. As soon as Amendment #2, which will reappear as Amendment #10, is put on the Bill. Amendment #2 takes out 6.8 million dollars and this Amendment would add in 6.8 dollars for local community organizations and the bottom line will not change as a result of this Amendment."

Hoffman: "You have come 360 degrees on my question. Let me ask the question again. Does this increase the grant for this purpose over this fiscal year? Not the bottom line for this category for funding?"

Dunn: "Yes, yes it does."

Hoffman: "Alright, then what you're saying is that this is an additional



6.9 million dollars or 6.8 million dollars above and beyond what is presently being granted to community providers. Is that correct?"

Dunn: "I think...well now, this...are you talking about the budget Bill as presented or are you talking about '76 expenditures?"

Hoffman: "I am talking about Amendment #4, which provides for 6.8 million dollars add-on for community grants. Now is this 6.8 million dollars above what was appropriated in 19...a...in FY '75 or FY '76?"

Dunn: "Yes."

Hoffman: "Alright, so here's an example of an increase cost above the current level, which you are in fact, asking for this purpose an additional 6.8 million dollars."

Dunn: "That...that is correct."

Hoffman: "Alright, I think it is important, I think it is important as we look at these Amendments as they appear on Appropriation Bills, that whoever the sponsors of the Amendment are, clearly delineate how this compares to the previous fiscal year because we know the Appropriations Committee has been working on this. I assume, according to your language, that this is a Committee Bill, a Committee Amendment, and that it has been approved by the Committee that we're going to put 6.8 here and going to take 6.9 from some place else and so the Committee has made a value judgement on this particular issue. Could you tell me, very quickly, where...where the 6.8 million dollars is coming from? Is that from institutional operations like Dixon and Lincoln and places like that?"

Dunn: "Where the money comes from will have to be explained by the sponsor of Amendment #2, which I just learned is being tabled and will reappear as Amendment #10, suffice to say in a general way that that money is coming from institutions and going to community facilities. Amendment #4 is the so-called consumers' Amendment that many of you have been hearing about. It is advocated and being requested by various groups that operate and provide services in all of your communities. The Illinois Association for Retarded



Citizens supports this Amendment. The Illinois Association for Mental Health, Illinois Association of Community Mental Health Agencies, the United Cerebral Palsy Association of Illinois, the Association of Community Mental Health Authorities of Illinois, the Epilepsy Foundation of America, the Illinois chapter, the Illinois Association for Artistic Children."

Hoffman: "Alright, then this will pump money into the agencies that are represented by those groups. In other words, the consumers are the agencies that support those organizations that you just mentioned to me and we're going to take the money away from State operated facilities and give them to facilities which are operated by people who are associated with those groups. Is that correct?"

Dunn: "That is exactly correct."

Hoffman: "Thank you very much."

Dunn: "The reason for that is that we have about 80 percent of the people receiving the services that living in a local community and only about 20 percent of the dollars are in the local community."

Speaker Redmond: "Any further questions? Representative Ryan."

Ryan: "Thank you Mr. Speaker, will the Gentleman yield?"

Dunn: "Yes."

Ryan: "Representative Dunn, so I get this clear in my mind, you told Representative Hoffman that your 6.8 million was an increase over '76. But it's really not is it, is it not an increase over what was requested for '77?"

Dunn: "This 6.8 million...we get into semantics here..."

Ryan: "We're...we're into the fiscal year now..."

Dunn: "...alright are you talking about before or after Amendment #2 is considered and hopefully adopted?"

Ryan: "Well that's operational money in Amendment #2, it really doesn't have anything to do with it. We're talking about your Amendment now and as I understand it in answer to Representative Hoffman's question, your 6.8 million is in addition to what has been requested for grants, which is 81.4 for this year for the forthcoming fiscal year of '77, which makes a total of 88.2



approximately in grant money for fiscal '77."

Dunn: "That is true, this is an increase in the grant portion of the mental health budget, but it does not represent an increase in the over-all bottom line of the entire mental health question."

Ryan: "I understand that, I understand that, I just wanted to be clear. Actually what we have is over 1976 budget, a request of 8.3 million. And if that hasn't got everybody confused, I don't know what will."

Speaker Redmond: "Representative Dyer."

Dyer: "Mr. Speaker, I would just like the privilege of explaining my vote when the time comes. Thank you."

Speaker Redmond: "Representative Leverenz."

Leverenz: "Thank you Mr. Speaker. Will the sponsor yield for a question?"

Speaker Redmond: "He will."

Leverenz: "Would this Amendment be in keeping with the felicity that they are moving away from institutional care, the community care programs?"

Dunn: "That is exactly what this Amendment is directed at. We've had an exodus of patients from the institutions that we have throughout the State and they have returned home to their communities, they are still in need of services, the great bulk of our patients are in these communities. They need services and with the dollars that are requested in the...in this portion of the mental health budget, we can provide our taxpayers with excellent returns for their tax dollars because against the taxpayers dollars are matched, and in some cases, exceeded, the contributions of the local Community Chest or United Way or some of your local tax dollars, as a matter of fact. In other words, a few dollars spent here will reap returns many fold in other ways."

Leverenz: "Representative, also, is it true that in actual funding then, the dollars have been slow in following from the institutional area and into the community service area and that this Amendment would actually correct the funding problem quickly?"

Dunn: "This Amendment would be very helpful in that regard. That is true. In connection with the exodus of the patients from the



institutions to the communities that we have noticed a lag in dollars followed from these patients. However, this Amendment does not go all the way to solve that problem. The local centers are still badly in need of funds, but this will certainly be a helpful step in the right direction."

Leverenz: "Thank you."

Speaker Redmond: "Representative Friedrichs."

Friedrichs: "Mr. Speaker, Members of the House, if you have one of these institutions in your district, you will know that they are beset now with rising costs of personnel, rising costs of utilities, and all these things. And to take money away from them at a time like this is unthinkable."

Dunn: "May I respond to the statement Mr. Speaker?"

Speaker Redmond: "Yes, proceed."

Dunn: "Alright, I would indicate that those of you who do have institutions in your districts may well feel that way. However, I would point out to the Membership that it is quite likely and most probable that all of you have clinics in your district. Every district has some local community organization which is receiving funds and is in a worse financial situation than the institutions and needs these monies worse. So I would suggest that if you want to help the folks back home that you give very serious consideration to this ...to this Amendment because it will help your folks back home."

Speaker Redmond: "Representative Neff."

Neff: "Thank you Mr. Speaker and Ladies and Gentlemen of the House, I think this is a very good Amendment. If any of us are familiar with these centers and so forth pretty well know what they are doing to the community and I think the taxpayers is probably getting more out of this type of centers down there and any place they put money. I think, with all due respect to the State Mental Health Department, I think these have done much more ...given much more help and done a lot more good for these handicapped people, and in particular, the young people. I would hope that



we could pass this Amendment and I would hope that as time goes along we can get more money for these centers."

Speaker Redmond: "Representative Anderson."

Anderson: "Will the sponsor yield for a question?"

Speaker Redmond: "He will."

Anderson: "Is it true, Representative Dunn, that the population of the institutions should fall by 422? Is this the target for next year?"

Dunn: "It is my understanding that the population will decrease in the institutions next year. That's true."

Anderson: "Is it true the operation of the institution is at about \$306,000,000 whereas the grant of \$81,000,000?"

Dunn: "It is certainly true that the line share of the mental health budget goes to the institutions and your figures indicating over three hundred million for institutional care compare with approximately eighty sum odd million for local community facilities is also correct. So the line share certainly does go to the institution and will continue to go to the institution even if this Amendment is adopted."

Anderson: "Is it also true with the \$306,000,000 dividing it by the present population of 12,000, it's approximately \$25,000 per institutional patients. Now if the population falls by 422, that's over \$10,000,000, so really what we're doing, we're really not adding enough per man."

Dunn: "I certainly support that philosophy although we will be pleased if this Amendment passes."

Anderson: "Thank you very much.."

Speaker Redmond: "Representative Barnes, do you seek recognition?"

Barnes: "Thank you very much, Mr. Speaker. Would the sponsor yield to a question please?"

Speaker Redmond: "He will."

Barnes: "Representative, I believe one of the earlier questioners mentioned to you that this is an add-on on top of the current 81.4 million dollars for a...in the grant line item. Is that correct?"



Dunn: "This is not an add-on on the overall budget as it came out of Committee. There was a reduction in the institutional line of 6.8 million dollars and in addition in the community line of 6.8 million dollars with the net effect of zero on the overall budget. It is true that the grants are increased by this Amendment."

Barnes: "Okay, but the reduction, and I don't want to confuse anyone here, the reduction was not in grants, not in the grant line item, not in the grant portion of the Bill."

Dunn: "That is true."

Barnes: "The reductions were in the operation. Is that correct?"

Dunn: "That's true."

Barnes: "Now so the Department's request for the current fiscal year of 81.4 million was not touched whatsoever by a reduction Amendment in the House Appropriation Committee. Is that correct?"

Dunn: "That is true."

Barnes: "Well, are you familiar with the percentage of increase that is involved with this in the request of the Department for community services?"

Dunn: "I haven't calculated what percent this Amendment represents, is that the nature of your question?"

Barnes: "No, the nature of my question is in the M.I. program for instance, within the request of the Department already, a built in factor of an increase of five percent...a 1977 request over expenditures of fiscal 1976. Is that correct?"

Dunn: "That may be, but with eighty percent of the patients in the communities and only approximately twenty percent of the dollars there, I think we have a situation that cries for help."

Barnes: "Well, Mr. Speaker, but are you also familiar then with the total increases as is involved in grants. I guess that's the point I'm trying to get to. Because in the M.I. as I indicated, there is an increase of five percent that's already built in. There's an increase in D.B. of nine percent that's already built in and there's an increase in alcoholism of sixty percent that's already in the Bill. Is that correct?"

Dunn: "I don't...I'll stand corrected, but I don't believe that this



Amendment affects alcoholism."

Barnes: "It does. It affects the total grant portion of the Bill and...and there...being it would affect all of the service that are offered by the various institutions that relate to those grants that you are dealing with. So it...it reflects the total three major programs that are involved in the grant and service."

Dunn: "I...all we're trying to do with this Amendment is take a long overdue step to réorder priorities with regard to the providing of services to the mentally ill and develop mentally disabled. And we all know that they have come home to our communities. We all have facilities for treatment of these patients in our communities and they all need more money. And we're not asking for a lot of money here, this is an Amendment to add 6.8 million dollars. It will not change the bottom line of the mental health budget."

Barnes: "Well, Mr. Speaker...Mr. Speaker."

Speaker Redmond: "Representative Barnes."

Barnes: "Mr. Speaker, Members of the House, the noise level is rather high here and I can't quite hear all of the answers myself. I can't hear quite all the answers myself but I would like to point out to the Members of the House that we did adopt this Amendment. I did not strenuously oppose it in Committee but I think all the Members should realize and take into consideration that this is an add-on to grant and aid line item which the Department requested itself; requested 81.4 millions of dollars for current fiscal year which is an increase in M.I. of 9% and it's an increase in the alcoholism ...it is an increase in alcoholism section of the Bill some 60% which is already built in to the 81...81.4 million dollars that's in the Bill...that's in the Bill that has never been touched. And what this Amendment will do is add on top of that another 6.8 million dollars. I think that should be taken into consideration when we consider this Amendment."

Speaker Redmond: "Representative Fleck."

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

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



aye. Aye. Opposed, no. The ayes have it. Representative Dunn to close."

Dunn: "Thank you, Mr. Speaker, once again I would like to call the attention of the Members to the fact that this is the so-called Consumer's Amendment that I think you've all heard about from your folks back home who really want this Amendment to help the people in your community, to help them at home to help provide the services to them that are badly needed that they have trouble providing now on the meager dollars that they receive from the State of Illinois. If you vote for this Amendment, you'll be taking a step in the direction of providing additional funding to those in your local communities who have come home from the institutions and no longer need this institutional care. It is a fact at the present time that we have about 80% of the patients in the local communities but only 20% of the tax dollars there to serve them. So again I would remind you that almost every organization in the State of Illinois that is involved in the providing these services on a local basis supports this...this Amendment. The Association for Retarded Citizens and the Association for Mental Health, Association of Community Mental Health Agencies, United Cerebral Palsy Association, Association of Community Mental Health Authorities, Epileptic Foundation and the Austistic Children Association. If you vote for this Amendment each of you will be doing something for your own district. If you do not vote for this Amendment you will be voting to keep the money in the institutions where the people are not. And those of you who have institutions in your districts, I... have to look out for them and we all have a responsibility to look out for the people who do need institutional care. But they are getting the lion's share of this budget. This is only a small portion of the budget. We have to order priorities in this state because tax dollars are...are hard to come by and who can say that we need...that we need help in an area more than this. Right in your home town where there are people who are developmentally disabled or mentally ill who need services and need treatment. I...I respectfully request a favorable vote on...on this Amendment #4."



Speaker Redmond: "Question is on the..."

Dunn: "...Budget..."

Speaker Redmond: "Question is on the adoption of Amendment #4 to House Bill 3377. All in favor of the adoption of the Amendment vote aye, opposed vote no. Have all voted who wish? Have all voted who wish? Clerk will take the record. Why did you take that long? On this question 121 ayes, 17 no. The Amendment's adopted. We will have a break here,...Representative Nardulli. At this time I would like to introduce to the House one of our most distinguished alumni, Alderman Vito Marzuolo who is also professor at Circle Campus."

Marzuolo: "Mr. Speaker, Ladies and Gentlemen of the House, I couldn't let this Session go by without coming over and saying hello to some of my former colleagues and the new ones in the House and in the Senate for which I had the honor to serve 14 years before I... they took me in the City Council to become the Dean of the City Council. So I just wanted to come over to say hello to you and God Bless You and keep on the good work because there's enough room for all of us to get along. Just work together for the good our people that we represent. Thank you very much."

Speaker Redmond: "Representative Epton."

Epton: "Mr. Speaker, a point of personal privilege, as long as Alderman Marzuolo is up there, I think it's a good time to call this to the attention of the House. I've known Alderman Marzuolo for over 40 years and I don't hesitate to admit that although he's with us on many occasions he's been very kind to my brother, Judge Epton, and my partner, Judge Boling, when they ran. However, there is one problem I have with the alderman. When they put an unsolicited ad in his book, his ad book, I didn't mind that too much. When they sent me a bill for that unsolicited ad, I didn't mind that too much. But when they put at the bottom of that ad, vote Democratic, I think that's carrying it too far, Vito."

Speaker Redmond: "Representative Domico. Representative Lechowicz..."

Lechowicz: "Very briefly, Mr. Speaker, Ladies and Gentlemen of the House, I'd like to welcome Alderman Vito Marzuolo, Dean of the



City Council to Springfield. As it was pointed out he served very ably for 14 years in this House and in the Senate, but I'd like to point out as it was pointed out by Representative Epton that Vito Marzuolo is also a committeeman of the 25th Ward with a sizeable Democratic majority and I know when it comes down to a political affair his organization is one of the finest in the city. It's in deference to its leadership and I want to welcome Alderman Vito Marzuolo."

Speaker Redmond: "We've cleared it with both sides of the aisle and we'd like to go to Senate Bills Third Reading and on Senate Bill Third Reading appears Senate Bill 1791. Take 3377 out of the record temporarily. House Bill, or Senate Bill 1791. Representative Domico."

Domico: "Mr. Speaker..."

Clerk O'Brien: "Senate Bill...Senate Bill 1791. A Bill for an act to provide for ordinary and contingent expenses of Medical Center Commission. Third Reading of the Bill."

Speaker Redmond: "Representative Domico."

Domico: "Mr. Speaker, Ladies and Gentlemen of the House, Senate Bill 1791 is the ordinary and contingent expense bill for the Medical Center Commission. The original request was 199,800. The Senate reduced the appropriation by 6800 to 193,000. No change was made by the House Appropriation I Committee. It seems fitting that since we are honored today to have with us the original sponsor of the Medical Center Commission, Alderman and former colleague Vito Marzuolo, that this Bill receive overwhelming support. I respectfully request a favorable roll call. Thank you."

Speaker Redmond: "Question is shall this Bill pass. Those in favor vote aye. Opposed vote no. Have all voted who wish? Is this your second bill, Representative Domico?"

Domico: "Yes, sir, Mr. Speaker."

Speaker Redmond: "Have all voted who wish? Bluthardt, aye. Clerk will take the record. On this question 132 aye, 2 no. Bill having received the constitutional majority is hereby declared passed."

Speaker Shea: "House Bill Second Reading, appears House Bill...3377."



Mr. Clerk, was Amendment #4 just adopted?"

Clerk O'Brien: "Yes, sir, Amendment #4 was adopted."

Speaker Shea: "Are there further amendments?"

Clerk O'Brien: "Amendment #5 was withdrawn in Committee. Amendment #6. Amends House Bill 3377 by Committee Amendments on page 4 line 4 and so forth."

Speaker Shea: "The Gentleman from Cook, Mr. Barnes, on Committee Amendment #6. "

Barnes: "Thank you very much, Mr. Speaker. Mr. Speaker, Members of the House, again this is one of the amendments as I indicated when I tabled Amendment #2 would be technically incorrect so at this point I would like to table Amendment #6 and it will come back as a re-draft in Amendment #12. I would move to table Amendment #6."

Speaker Shea: "The gentleman has moved to table Amendment #6. Is there objection? Hearing none the Amendment will be tabled. Are there further amendments?"

Clerk O'Brien: "Amendment #7 was withdrawn in Committee. Amendment #8 failed in Committee. Floor Amendment #9. E. M. Barnes. Amends House Bill 3377 on page 2 line 22 and so forth."

Speaker Shea: "The Gentleman from Cook, the Vice Chairman of the Committee on Appropriations, Mr. Barnes."

Barnes: "Thank you very much, Mr. Speaker. Again, this is another amendment that will have to be tabled. It is technically incorrect as I'm sure all of the Members realize and understand that this is a very complicated appropriation and so therefore some errors developed in the various amendments in trying to get the Bill in the most correct form that we can get it in we have will to table the number of amendments that precede and I would move to table Amendment #9."

Speaker Shea: "The gentleman moves to table Committee Amendment #9. Is there objection? Hearing none the Amendment will be tabled. Are there further amendments?"

Clerk O'Brien: "Floor Amendment #10. E. M. Barnes. Amends House Bill 3377 on page 2 line 22 and so..."

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



Barnes: "Thank you very...thank you very much, Mr. Speaker. Mr.

Speaker, Members of the House, Amendment #10 makes a reduction of \$6,896,200. This is a reduction in operation and it reduces various...various lines in the operational budget. The reduction overall is \$6,896,200. There is a 1.9% reduction. I move for the adoption of Committee Amendment #10."

Speaker Shea: "The Gentleman from Cook, Mr. Barnes, moves for the adoption of Committee Amendment #10. Is there discussion? The Assistant Minority Leader, Mr. Walsh."

Walsh: "Mr. Speaker and Ladies and Gentlemen of the House, I rise to oppose the gentleman's amendment. I..."

Speaker Shea: "All right, Mr. Walsh, would you hold on for a minute? I think this is a very important Bill. I think all the Members ...or should be interested in it. Could we have some order in the Chamber? Would the Members please be in their seats and would those people not authorized to the floor of the House please remove themselves? Continue, Mr. Walsh."

Walsh: "This, Mr. Speaker, is the quid pro quo for the 6 million some hundred thousand dollars that were added to the budget for the Department of Mental Health a few amendments ago. That amendment added \$6,000,000 for the purpose of community mental centers in order that more money may be spent by the Department of Mental Health for contractual services and I suggest to you, Mr. Speaker, that that's not the direction the Department should be taking and at last the Department agrees with this view, at least to this extent. The Department of Mental Health wants this \$6,000,000 in the budget that this Amendment attempts to take out. They need it for the operation of their developmental disability institutions. Now, Mr. Speaker, we make a great mistake when the state abdicates its responsibility in the area of taking care of the mentally ill and the developmentally disabled. This is a serious error. It's an error in contracting for services in this area to the extent that they already have and we here in this Legislature are trying to force them into a position of even more of it. Now I suggest to you that we ought to adopt this Amendment, send it to the Senate



and hopefully they will correct the terrible error we made when we adopted Amendment #8...Amendment #4. That was a serious mistake, Mr. Speaker, the only way we can correct it now that I can see is to defeat this Amendment, let the Senate or the Governor take care of this serious problem."

Speaker Shea: "Is there further discussion? The Gentleman from Rock Island, Mr. Jacobs. And, Mr. Jacobs, again excuse me, sir,... would the Members please be in their seats and would those people not authorized to the floor please remove themselves? This...this is a budget for one of the biggest departments of government and I think we all are interested. Proceed, sir."

Jacobs: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House, I wish that those in the Legislature who have a mental institution in their district were to be alerted to what this Amendment is going to do to the institutions in your district. If you have a mental institution in your district this is a beginning of a phase out if this Amendment is passed. What this will do will cut out some commodities, oil, fuel oil and so many things that are necessary to operate these institutions and much of this \$6,000,000 is in personnel. If you want to maintain the institutions as the way they should be maintained and right now on a five year plan they're setting up a phase out of the institutions in your area and if you pass this Amendment #10 to House Bill 3377 you cannot go back to your district and say I didn't know because I am warning you now and the administration is, I've talked to them and they say that we have to have this money to maintain the institutions. And I ask you to vote no on this Amendment."

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

Lauer: "Mr. Speaker, Ladies and Gentlemen of the House, I could not agree with Representative Jacobs any more. I also have a developmental center in my district, the Mental Health Commission just visited there a couple of weeks ago and we were treated to a tour of some of the finer facilities of the institution. However, there are hell holes in this facility that they certainly would not show us. I know they're there, I've been through them, I visit that



institution at all times of the day and night periodically. The institutions themselves do not have under the present situation enough money to operate. Lincoln State...Lincoln Developmental Center right now is out of money and they're having to do some fast shuffling in the entire department of Mental Health in order that... that the bills can be met to keep that institution in operation. Mental Health has taken a position of putting the residents from the institutional facilities out into the community. The communities are not willing to accept them. It seems to me that this is one of those situations that we should make a slowly, I think that we are very ill-advised if we put the entire emphasis on a community based facility and ignore the fact that we have dedicated employees who are used to taking care developmentally disabled people and giving them care, kindness and even a certain amount of affection. I would strongly support the idea of a no vote on this Amendment and ask you to please get your priorities right. Do not give up something of value until you have something of value to replace it. Do not, I beg you, Mr. Speaker and Ladies and Gentlemen of the House, throw the baby out with the bath water as we are famous for doing in the past."

Speaker Shea: "The Gentleman from Cook, Mr. Mugalian. Mr. Mugalian, please."

Mugalian: "Thank...thank you, Mr. Speaker. I rise to oppose this Amendment. The budget that was submitted by the Department itself was a very tight budget. They did everything they could to eliminate the fat from the...institutions operated by the Department both the M.I. and the D.D. facilities. I think that we could be a little bit cautious about the fact that one Amendment adds 6.8 million and this Amendment would eliminate 6.9. That probably is not a coincidence. I would like to suggest to you that the Governor has the power to make a line item veto or to make a reduction veto. The Governor can not add to the budget but he can reduce the budget. I think those of you that are really concerned about the delivery of services to M.I. and D.D. people should be very, very concerned that we might be out a net of about \$7,000,000 for these very valu-



able programs. I urge that we vote no on this Amendment."

Speaker Shea: "The Gentleman from Kanakee, the minority spokesman on Appropriations, Mr. Ryan."

Ryan: "Well, thank you, Mr. Speaker, Ladies and Gentlemen of the House, I'd like to address the Amendment if...for a moment if I may. If this Amendment is adopted and I feel that it should be the Department will have \$12,000,000 over their fiscal '76 estimated expenditures for the decreasing population of about 420; \$13,000,000 more over fiscal '76 expenditures if this Amendment is adopted. I think that's important and I would certainly encourage an aye vote for the adoption of this Amendment."

Speaker Shea: "The Gentleman from LaSalle, Mr. Anderson."

Anderson: "Sponsor yield for a question?"

Speaker Shea: "He indicates he will, sir."

Anderson: "Ah, Representative Barnes, what was the Amendment as introduced. I mean the operation of institutions as introduced to line item?"

Barnes: "The operation as introduced, the request for fiscal 1977 is \$306,167,300. Now I think, Mr. Speaker, Members of the House, you should listen closely to this."

Speaker Shea: "Mr. Barnes, let me again try to get some order in the Chamber. Would the Members please be in their seats while we try to explain this budget. Mr. Doorkeeper, there are people on the floor of the House that are not authorized. I've asked them twice to leave, please remove 'em. Proceed, Mr. Barnes."

Barnes: "Thank you. Representative Anderson, in answer to your question, the fiscal '77 request is \$306,167,300 original department request. Now you...you must compare that with the total expenditure for the same operation to fiscal 1976. The...the expenditures for that purpose is \$284,239,500. This Amendment, this Amendment as proposed here will give the Department for the purpose of operating these various institutions \$299,250,800. We're only reducing this portion of this budget by 1.7%. The Department will have available to them approximately \$16,000,000 for this year than they had for last year if we adopt this Amendment."



Anderson: "Representative Barnes, is it also true that the target population of the institutions is going to fall by about 422?"

Barnes: "You're absolutely correct. And the point that you're making and the...the purpose that this Amendment is addressed to is the Department came in and testified that the population in these institutions are decreasing yet the cost per resident is increasing and the major increase is in operations and in personnel not in direct service but in personnel. The...the population is going down and the cost is going up."

Anderson: "Thank you, Representative Barnes, I certainly support your Amendment."

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

Byers: "Thank you very much, Mr. Speaker. I would like to rise in opposition to this Amendment also and urge everyone to vote no on it. I think there's a lot of facts that are being twisted here. The Department of Mental Health is only going to have a few extra dollars when you take in the cost of living and inflation and other purchases of commodities are certainly going to be hard strapped for operation next year. There's in this Amendment many proposed cuts that Galesburg, Manteno, McKinley Park, Howe, Ludeman, Waukegan and I do think it's important that we provide adequate care for the people in our mental health hospitals. I'm on the commission to visit and examine the state institutions and I've been in about 12 to 14 of these institutions and I think what Representative Lauer said a while ago it's a very deplorable and sad situation. And I think a few extra dollars to help these people as proposed by the Department of Mental Health is well within the means of the people of the State of Illinois. And I would urge a no vote on this Amendment."

Speaker Shea: "Gentleman from Cook, Mr. Palmer."

Palmer: "Thank you, Mr. Speaker. Some six years ago or so we embarked on a program whereby we would transfer out of the state institutions many of the children or the inmates there or residents. A few of us in this House are personally affected as a result of what happened at that time and have had a chance to observe it very closely



since then. I think it was a mistake then and I think it's a mistake now to try to delete the \$6,000,000 out of the budget for our care that could otherwise go to our mentally retarded. And if you think for one moment that a resident can get as much care in a community health care center or nursing home you're badly mistaken. I've never seen the degree of dedication that I have seen at our centers, Kankakee State Hospital, for one, Lincoln, Dixon, for others, that I've never seen the degree of care by anyone that has been...by any institution, private institution, that's been given by the, or the dedication that's been given by the men and women that work there. Not only that but the degree of care runs fairly substantially along par with the other parts of the country. I don't see any reason why the State of Illinois should embark on a program and I haven't seen it before or by nursing home operators, community care people, those institutions or organizations are made wealthy off the taxpayers money. They don't give that care. They don't report back to the Department of Mental Health as to the condition of those people. And it's a shame and it's absurd that it's been handled in the past. Let's keep this money in the Mental-Department of Mental Health. Let's get these children, or keep these children, or the residents in those hospitals and let's make those hospitals better than what they are now if there are any problems with them. At least we have some control over it. We don't have any control if they go to a private institution. I urge that this Amendment be defeated."

Speaker She: "The Gentleman from DuPage, Mr. Gene Hoffman."

Hoffman: "Mr. Speaker, Ladies and Gentlemen of the House, now we come to the quid pro quo and we can't have it, in my judgment at least, we can't have it both ways. By an overwhelming majority we voted to put 6.8 million into the community grant. Here is the trade off for that money. Here is the maintenance of the bottom line. Now we all know, we all know that somewhere in this process in order to just keep a balanced budget we're going to have to find a \$100,000,000. Now I heard someone say the Governor can't increase the budget but he can reduce it. It seems to me that it is time that we as a body



make the conscious decision which compliment those decisions which are made by our Appropriations Committee which has been working long and hard hours. Here's an opportunity to stand up and say yes, we want the resources here as opposed to there. And therefore I believe that this Amendment should be adopted and it will show that we can make a fiscally responsible decision on at least 6.9 million dollars."

Speaker Shea: "The Gentleman from Cook, Mr. Barnes, to close."

Barnes: "Thank you very much, Mr. Speaker. Well, Mr. Speaker and Members of the House, here is an Amendment on a Bill the... requesting appropriation for operation I again reiterate, \$306,000,000. This Amendment will simply reduce that 1.7%. It's \$299,000,000. That's only a 6.8 million dollar reduction when this Department came before the Appropriations II Committee the Department had testified to the fact that they are currently, and I want everybody to listen to this, they are currently expecting to lack between 6 to 8 million dollars this year. As of March 1, February 28 of this year, they had a projected lapse of approximately \$20,000,000. In less than two months' time when this Bill was heard in our Committee, they had in some fashion spent that additional 12 to 14 million dollars in some way. I point out to you, it has been stated that this will impair in some way the Department's ability to function. I point out to each and everyone in the House and I don't want to go through each and every one but in each and every incident, in all of the institutions there is not, I emphasize, there is not a decrease as has been projected here. As a matter of fact one of the earlier speakers mentioned Galesburg and I want to point out to you at Galesburg my Amendment increases the dollar amount at Galesburg by \$391,000. It increases Chicago Reed by \$404,000. It increases Elgin by \$228,000. It increases Howe by \$390,000. And I could go on and on and on. In every case, in every case by every institution in this Amendment there is an overall increase. This is the only responsible way that we can address a budget of this type with the adoption of this Amendment. And the adoption Amendment #4 which you've already put on this Bill, the reduction in a



....a \$388,000,000 budget will only be \$80,000. I ask for the adoption of Amendment #10 to House Bill 3377."

Speaker Shea: "The gentleman moves for the adoption of Amendment #10.

All those in favor will say aye. Those opposed will say no. In the opinion of the Chair the no's have it and the Amendment fails. All those in favor of the Amendment will vote aye. Those opposed will vote no. Have all voted who wish? Have all voted who wish? The Lady from Champaign, Miss Satterthwaite, to explain her vote."

Satterthwaite: "Mr. Speaker and Members of the House, as a member of the Mental Health Commission and as one who has been actively involved in mental health programs for a number of years, I would very much like to be in the position of supporting this Amendment, of supporting the inclusion of these funds in the institutional care program but I cannot in good conscience do that and at the same time have supported the transfers of \$6,000,000 into community services. My priorities will go toward that transfer of funds in the community services because I have seen the growing need for services there as we have more of our mental health and disabled people in services there. I feel that it is a responsible position even though I'd like this money to stay in the budget for institutional care. To set my priorities into proper perspective now that I have voted for those additional funds for community service I think it is only justified that we balance the budget by defeating the additional monies for the institutional care. I really feel that if the state were in better financial condition we should support those but we have to set our priorities and I am voting against an unbalanced budget at the end of this year. I hope that you can give support to this Amendment so that the Bill will be in a form that has a chance of passage in the Senate and a chance of getting through the Governor with the amendments and priorities that we have put them in. Thank you."

Speaker Shea: "The Gentleman from Macon, Mr. Dunn, to explain his vote."

Dunn: "Thank you, Mr. Speaker, by way of an explanation I would I guess perform a futile act. I'd just like to point out to the Members that this is a cut. This is a cut in an appropriation bill. We don't



see too many of those. Don't see enough of them. This is a, this is a cut that was made by Appropriations II Committee. We're talking about a committee amendment. By refusing to cut 6.9 million out of the mental health budget the net effect is to increase the bottom line for the entire mental health budget by 6.9 million dollars. And all of this money goes into institutional care and central offices administration and none of it goes any place else. So those of you who are advocating a position of fiscal responsibility should keep in mind that this Amendment is raising the mental health budget. In view of the fact that we just put on an Amendment to transfer funds out of the institutions to the local center. I could go on and on. Representative Barnes has mentioned some of the details. The trend and the facts are there, be happy to show them to anybody. The people are not in the institutions they are back home and that's where the money is needed and that's where the money is not. Thank you, Mr. Speaker."

Speaker Shea: "The Gentleman from McHenry, Mr. Skinner, to explain his vote."

Skinner: "Well, Mr. Speaker, I'm tempted to ask for a verification here because I believe that what we have in the red lights is a list of those people who are committing themselves to an income tax increase next year. I didn't say this, Representative Barnes said this. This Agency says it's going to lack 6 to 8 million dollars this year, not next year, this year. They don't know how much money they need and they can't spend the money they get. Before the primary they said they were going to lapse \$20,000,000 and somehow in those last three weeks in which the primary was held they managed to spend most of it. This is nothing but a patronage vote. Now we're going to have to get it through our heads that we are going to send people back to communities we're going to have to close institutions. Now let's hear a shuddering cry on that because that means we're going to lose patronage workers. Right? People that go into precincts where you've got a choice. You can have the people back in your home district and you can fund your community health institutions or you can keep throwing them into more state institutions with more



fixed costs. Now who's going to volunteer to close an institution? Nobody. Right? Okay. Well, we'll all have to vote for an income tax increase and I guess that's what we're going to do with this vote."

Speaker Shea: "Take the record. On this question there are 55 ayes, 106 nays, 1 Member voting present. And Amendment #10 fails. Are there further amendments?"

Clerk O'Brien: "Amendment #11. Birchler. Amends House Bill 3377 as amended on page 19 line 12 and so forth."

Speaker Shea: "The Gentleman from Randolph, Mr. Birchler."

Birchler: "Thank...thank you, Mr. Speaker. Amendment 11 was the original Amendment #3. It makes no change in the collars in the budget at all. What it does it takes 300-I think-26,000 dollars out of contractual services and puts in personal-personnel. We had no problem with this Committee, this Amendment in Committee and I ask for an aye vote."

Speaker Shea: "The gentleman moves for the adoption of Amendment #11. Is there discussion? The Gentleman from Madison, Mr. Byers."

Byers: "Thank you very...thank you, Mr. Speaker, as Sponsor of this budget I would like to talk in opposition to this Amendment. While there's no additional money to put this in personal services, it would cost the Department of Mental Health an extra \$100,000 to buy the equipment and whatever. This is starting up cleaning the new mental hospital down at Chester and there is a firm that has bid on this and they can do it for a \$100,000 a year less than the State of Illinois and this is a chance for the people to cast a fiscal responsible vote as it will save a \$100,000 by doing it by the contractual basis. And so I would urge a no vote on this Amendment."

Speaker Shea: "The Gentleman from Kankakee, the minority spokesman on the Appropriations Committee, Mr. Ryan."

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

Speaker Shea: "He indicates that he will."

Ryan: "Representative Birchler, in testimony during Committee did the



Director indicate that changing this method to...from contractual to the method you want to use here cost the state about an extra \$100,000. Did you understand it to be that..."

Birchler: "I...I checked that and what it amounts to is it's only 20,000 worth of equipment it takes to do the deal. They've contracted with an out of state firm in New Jersey to hire 38 people to do this service. In that contract is the rental of equipment to pay for the work. I say and we explained in Committee that the work can be done with the supervision of the staff we already have the people will be hired and put on the state payroll rather than a private employer who has to pay workmen's compensation and all the other fringe benefits that go with that. I believe that this Amendment is a good Amendment and it's a good place for us to start getting rid of the contracts that we have scattered all over the state to outside of state contractors. I urge an aye vote on this."

Ryan: "Well, Mr. Birchler, I have another question then. You're saying that your Amendment does not include retirement system and social security and those things..."

Birchler: "That's all in that one package."

Ryan: "Oh, it is in the package?"

Birchler: "Yes."

Ryan: "Well, I don't think so, Representative Birchler. It just talks about the, it just deletes the personal services here, that's all."

Birchler: "When it went back into personal services it was to take care of the whole package."

Ryan: "Okay, then, by your own admission you're saying that this Amendment will cost the state an additional 20 to 30 thousand dollars. Is that correct?"

Birchler: "I did not say that. I said if we put this back into personal services these people at the center themselves told me that there would have to buy approximately \$20,000 worth of equipment to, it would last years and years and why should we be paying rental on equipment on somebody else to make a profit on?"

Ryan: "Well, are you saying then that you want to use this for local patronage?"



Birchler: "Not necessarily but let's let the State of Illinois behind our own people rather than letting an employer out of state coming in doing it for us."

Ryan: "I see. Well, I would certainly oppose this Amendment, Mr. Speaker and Ladies and Gentlemen of the House. I believe the Director addressed the Committee and said that to change this to this method would be very costly to the state and after the...the failure of the last Amendment I think we better save every penny we can 'cause we're going to need it. I would encourage a no vote."

Birchler: "It does not change any money at all."

Speaker Shea: "The vice chairman on the committee of that Appropriations, Mr. Barnes."

Barnes: "Thank you very much. Well, Mr. Speaker, Members of the House, as Representative Birchler has indicated this is a clear direct transfer from one line item to another in the appropriation. It does not affect the bottom line whatsoever. I think Representative Birchler's logic on this point is...is right...right on target. Here we're talking about people in the southern part of the state having a better...opportunities for employment at these various facilities. I think that...above and included in consideration of the cost, the cost factor involved, we should take into consideration the opportunity to give our residents of the state ample employment. And that's what this Amendment concerns itself with and I support Representative Birchler in his efforts to insure that there are employment opportunities kept within the confines of the state of Illinois and not, if you will, farmed out to places like New Jersey and other places where this contract happens to be held by a New Jersey firm, we should be concerned about opportunities for employment here in our own state and I think this is a good Amendment and we should all support it."

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

Mugalian: "Thank you, Mr. Speaker. The question here is really whether or not the state should be allowed to do a job that has to be done, which is maintenance, at a much less cost than would be done by, by padding the item for personnel. The state has found



it can do this kind of work much more efficiently and much more economically and I think this is a bad Amendment and I ask you to vote no."

Speaker Shea: "The Gentleman from Perry, Mr. Dunn."

Dunn: "Thank you, Mr. Speaker, I'd like to tell the Membership that in the Committee I supported Representative Birchler and his Amendment but since then I've talked to the Department, I've talked to people who are working down there and I found out that this contracting firm is doing a good job and will do a good job and we can save as much as \$100,000 by the testimony of Dr. Leavitt in the Committee Hearing. So I, too, would urge a no vote on this Amendment. Thank you."

Speaker Shea: "The Gentleman from Randolph, Mr. Birchler, to close."

Birchler: "I say that it does not change any dollars in the budget whatsoever. It's letting our own administrative people administer the work that has to be done in the local institution rather than having someone from out of state bid for the job that has to pay these people and their fringe benefits. I urge an aye vote."

Speaker Shea: "The gentleman moves for the adoption of Amendment #11. All those in favor will say aye. Those opposed no. Mr. Birchler would like a roll call vote. All those in favor will vote aye, those opposed will vote nay. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Clerk. On this question, Mr. Lundy wishes to be recorded aye, on this question there, Mr. Winchester, no. On this question, for what purpose do you seek, Mr. Birchler, for what..."

Birchler: "I would like to have a poll of the absentees."

Speaker Shea: "Been a request for a poll of the absentees. At the present time there are 67 aye votes and 71 no votes. Poll the absentees."

Clerk O'Brien: "Beaupre, Capuzzi, Craig, Deavers, Duff, Ewell, Gaines, Giglio, Giorgi, Grieman, Griesheimer, Hirschfeld, Gene Hoffman, Jacobs, Jaffe, J. David Jones, Kane, Lauer, Madison, Matijevich, McGrew..."



Speaker Shea: "Mr. McGrew wishes to be recorded as aye."

Clerk O'Brien: "Meyer, Mudd, Mulcahey, Neff, Peters,..."

Speaker Shea: "Mr. Neff wishes to be recorded as no."

Clerk O'Brien: "Pierce, Riccolo..."

Speaker Shea: "Mr. Pierce wishes to be recorded as aye. Mr. Mudd wishes to be recorded as aye. Mr. Duff wishes to be recorded as no."

Clerk O'Brien: "Rigney, Schneider, Schuneman, Simms, E. G. Steele,..."

Speaker Shea: "Mr. Steele wishes to be recorded as no."

Clerk O'Brien: "Stone, Wall, Wolf, Younge, Mr. Speaker."

Speaker Shea: "Mr. Hanahan, for what purpose do you rise?"

Hanahan: "Change my vote from no to aye, please."

Speaker Shea: "Mr. Hanahan goes from no to aye. Mr. Ewell? Mr. Ewell wishes to be recorded as aye. Mr. Mulcahey, aye. Mr. Downs, aye. Mr. Campbell, ...which way, Mr. Campbell? Turn Mr. Campbell... change Mr. Campbell to no. Record Mr. Fleck as no. Madison, aye. Rigney, no. Mr. Byers you wish to go from no to aye? You, for which purpose do you seek recognition, sir?"

Byers: "I might want to verify the ayes."

Speaker Shea: "Mr. Birchler, I'm sure you want to verify the no's if get..."

Birchler: "That's quite right, Mr. Speaker."

Speaker Shea: "I got that picture there. For the purposes of the Republican leadership, the Speaker has told me that we won't break for dinner but we'll go right on through 'til 9 o'clock. Mr. Randolph would like to be verified as a no vote now because he has some function within his party to take care of I believe. Mr. Birchler, you have no objection to verifying Mr. Randolph now, do you sir?"

Birchler: "What's your roll call, Mr. Speaker?"

Speaker Shea: "The Clerk is getting the tally. At the present time there are 74 ayes and 75 no's. Mr. Matijevich? "

Matijevich: "I'd like to tie that, make me aye vote, please."

Speaker Shea: "Mr. Matijevich goes to aye. Mr. Giorgi goes to aye. Mr. Marovitz wishes to go from no to aye. At the present time that gives us 78 ayes and 74 no's. Is that right, Mr. Clerk?"



Mr. Ryan? What? Mr. Ryan for which purpose do you arise, sir?"

Ryan: "Thank you, Mr. Speaker. A question of the Chair. Would you repeat the Roll Call for me once more please?"

Speaker Shea: "The Roll Call at this time is 70...Mr. Jacobs, how do you want to be recorded?"

Jacobs: "I want to be recorded as voting aye, please."

Speaker Shea: "All right. At the present Roll Call is 78 ayes, and 74 nays. And Mr. Byers has requested a verification of the affirmative votes. Now,...yes, Mr. Ryan?"

Ryan: "Has Mr. Byers withdrawn his request, if he has I'll..."

Speaker Shea: "No, sir, do you want to withdraw it now, Mr. Byers?"

Ryan: "...Do it. I'll make a request..."

Speaker Shea: "Now, Mr. Ryan makes a request for a verification. All right now would the Members please be in their seats? Mr. Choate, for what purpose do you arise?"

Choate: "Point of information, Mr. Speaker, I believe if my memory serves me correctly, and I think it does, I would ask you to check the Clerk's tally because before Representative Jacobs voted you had now 78 ayes, 74 no's."

Speaker Shea: "I made a mistake, sir."

Choate: "Thank you, 79 aye..."

Speaker Shea: "No, it's 78."

Choate: "Okay."

Speaker Shea: "It was 74, one, Mr. Marovitz changed his vote. Mr and two Members got on, I made the mistake, sir."

Choate: "Thank you."

Speaker Shea: "All right, now, Mr. Clerk, what's the tally at this point where we start the verification?"

Clerk O'Brien: "78 ayes, 74 nays."

Speaker Shea: "All right. There are 78 ayes, and 74 nays. Now, Mr. Jaffe, wants recognition."

Jaffe: "Would you vote me aye?"

Speaker Shea: "Mr. Jaffe, wishes to be recorded as aye. Mr. Wolf."

Wolf: "Mr. Speaker, how am I recorded, please?"

Speaker Shea: "You're recorded as not voting."



Wolf: "Would you vote me aye, please?"

Speaker Shea: "Record Mr. Wolf as voting aye. Mr. Merlo."

Merlo: "Mr. Speaker, how am I recorded?"

Speaker Shea: "You're recorded as voting no, sir."

Merlo: "Would you change it to aye, please?"

Speaker Shea: "Change Mr. Merlo from no to aye. And Mr. Gaines you wish to be recorded as aye? Change Mr., or Mr. Gaines as...to an aye vote. Mr. Kane? "

Kane: "Aye."

Speaker Shea: "Mr. Kane, aye. Mr. Clerk, what's your tally now, sir?"

Clerk O'Brien: "83 ayes, 73 nays."

Speaker Shea: "At this time there are 83 ayes, and 73 nays. And the Gentleman from Kankakee, Mr. Ryan, has requested a verification of the affirmative vote. Would the Members please be in their seats so that the Clerk may start a verification of the Affirmative Roll Call. Proceed with the verification, Mr. Clerk."

Clerk O'Brien: "E. M. Barnes, Beatty, Berman, Birchler, Boyle, Gerald Bradley, Brandt, Brinkmeier, Brummet, Caldwell, Capparelli, Choate, Darrow, Davis, DiPrima, Domico, Downs, John Dunn, Ewell, Farley, Flinn, Gaines, Garmisa, Giorgi, Hanahan, Hart, Hill, Dan Houlihan, Huff, Jacobs, Jaffe, Emil Jones, Kane, Keller, Kelly, Kornowicz, Kozinski, Kozubowski, Laurino, Lechowicz, Leon, Leverenz, Londrigan, Lucco, Luft, Lundy, Madigan, Madison, Maragos, Marovitz, Matijevich, Mautino, McAvoy, McClain, McGrew, McLendon, McPartlin, Merlo, Malloy, Mudd, Mulcahey, Nardulli, O'Daniel, Patrick, Pierce, Pouncey, Richmond, Sangmeister, Schisler, Schraeder, Shea, Stubblefield, Taylor, Terzich, Tipword, Van Duyne, Vitek, Von Boeckman, Washington, White, Williams, Wolf, Yourell."

Speaker Shea: "All right. Mr. Ryan, we're starting off 83-73, sir.

Do you have any questions of the Affirmative Roll Call?"

Ryan: "Thank you, Mr. Speaker. The last count I had was 83-74. Are we sure it's 83-73?"

Speaker Shea: "One of the gentleman went from no to aye."

Ryan: "So, it's 84-73?"

Speaker Shea: "No, 83-73 is what I have. Mr. Clerk, what do you have?"



Clerk O'Brien: "83 ayes. 73 nays."

Ryan: "Okay. Representative Keller."

Speaker Shea: "Representative Keller. Is Representative Keller on the floor? How is he recorded?"

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

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

Ryan: "Representative Dan Houlihan."

Speaker Shea: "D. L. Houlihan is in his seat, sir."

Ryan: "Very good. Representative Garmisa."

Speaker Shea: "Representative Garmisa. Representative Garmisa, is he on the floor? How is he recorded, sir?"

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

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

Ryan: "Representative Bradley."

Speaker Shea: "Representative Bradley. Representative Bradley on the floor? How is he recorded?"

Clerk O'Brien: "Gerald Bradley is voting aye."

Speaker Shea: "Is it Gerald Bradley, sir, you're talking about?"

Ryan: "Yes, Gerald Bradley."

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

Ryan: "Representative McClain."

Speaker Shea: "Representative McClain. Representative McClain is he on the floor? How is he recorded?"

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

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

Ryan: "Representative Boyle."

Speaker Shea: "Representative Boyle is in his seat, sir."

Ryan: "Congratulations. Representative Beatty."

Speaker Shea: "Representative Beatty is in the rear of the Chambers, sir."

Ryan: "Representative Brinkmeier."

Speaker Shea: "Representative Brinkmeier is in his seat."

Ryan: "Representative Brummet."

Speaker Shea: "Representative Brummet is in his seat."

Ryan: "Representative Capparelli."

Speaker Shea: "Representative Capparelli, unless Totten is taking his



place over there, are you voting for him? Capparelli is by the door there, sir."

Ryan: "Representative Davis."

Speaker Shea: "Representative Davis is by his seat, sir."

Ryan: "Representative John Dunn."

Speaker Shea: "Representative John Dunn. Is...Representative John..."

Ryan: "There he is over here. Okay. Representative Domico."

Speaker Shea: "Representative Domico is in his seat, sir."

Ryan: "Representative Ewell."

Speaker Shea: "Representative Ewell is back by Mr. Washington."

Ryan: "Representative Farley."

Speaker Shea: "Representative Fonz is in his seat, sir."

Ryan: "Representative who?"

Speaker Shea: "Farley. Farley is in his seat."

Ryan: "Thank you. Representative Flinn."

Speaker Shea: "Representative Flinn."

Speaker Shea: "Representative Flinn is in his seat, sir."

Ryan: "Representative Hanahan."

Speaker Shea: "Is Hanahan back there, Mr. Huff? Is Mr. Hanahan on the floor? How is he recorded?"

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

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

Ryan: "Representative Sangmeister."

Speaker Shea: "Hanahan is back."

Ryan: "Put him back."

Speaker Shea: "Representative Sangmeister. Is Representative Sangmeister on the floor? How is he recorded?"

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

Speaker Shea: "Take him off the Roll Call. Representative Keller has returned. How do you wish to be recorded, Mr. Keller? You wish to be recorded aye, sir?"

Ryan: "No prompting from the Chair, please. Representative Gaines."

Speaker Shea: "Representative Gaines. Is Representative Gaines on the floor? How is he recorded?"

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



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

Ryan: "Representative Jaffe."

Speaker Shea: "Representative Jaffe. Is Representative Jaffe on the floor? How is he recorded?"

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

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

Ryan: "Did he take him off? Representative Kane."

Speaker Shea: "Representative Kane. Is Representative Kane on the floor? How is he recorded?"

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

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

Ryan: "Representative Kelly."

Speaker Shea: "Representative Kelly is in his seat."

Ryan: "Okay. Representative Leon."

Speaker Shea: "Representative Leon is in his seat."

Ryan: "Representative Leveranz. Representative Leverenz."

Speaker Shea: "Representative Leverenz is by Mr. Giorgi."

Ryan: "I got him. Representative Lucco."

Speaker Shea: "Representative Lucco. Is Representative Lucco on the...
He's back there by DiPrima."

Ryan: "Representative Luft."

Speaker Shea: "Representative Luft is back in that same general area."

Ryan: "Representative Madigan."

Speaker Shea: "Representative Madigan is in his seat."

Ryan: "Representative Lundy."

Speaker Shea: "Representative Lundy. Is Representative Lundy on the floor?
How is he recorded?"

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

Speaker Shea: "Take him off the Roll. "

Ryan: "Where are we? Representative Marovitz. Yeah, he's there."

Speaker Shea: "Representative Marovitz? Marovitz is in his seat, sir."

Ryan: "Representative McAvoy."

Speaker Shea: "Representative McAvoy is in his seat, sir."

Ryan: "Representative Malloy."

Speaker Shea: "Representative Malloy is in his seat, sir."



Ryan: "Representative Mulcahey."

Speaker Shea: "Representative Mulcahey is in his seat."

Ryan: "Representative Patrick."

Speaker Shea: "Representative Patrick is in his seat."

Ryan: "Ah, he's there. Representative Von Boeckman."

Speaker Shea: "Representative Von Boeckman. Is Representative Von Boeckman on the floor? How is he recorded?"

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

Ryan: "Representative Schraeder."

Speaker Shea: "Could I take Mr. Von Boeckman off the Roll Call first, sir?"

Ryan: "Certainly, I wish you would."

Speaker Shea: "All right, thank you."

Ryan: "I'll give you a few more you can take off if you want."

Speaker Shea: "Well, we'll do 'em if they're not here. Now who is the last one you asked, sir?"

Ryan: "Von...let's see, we took off Von Boeckman."

Speaker Shea: "Yes, sir."

Ryan: "Schraeder."

Speaker Shea: "Representative Schraeder is in his seat."

Ryan: "Representative Pouncey."

Speaker Shea: "Representative Pouncey is in his seat."

Ryan: "Representative Taylor."

Speaker Shea: "Is in his seat."

Ryan: "Can't see back there. Representative White."

Speaker Shea: "Representative White. Is Representative White on the floor? How is Representative White recorded?"

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

Speaker Shea: "Take Representative White off the Roll Call."

Ryan: "Representative Wolf."

Speaker Shea: "Representative Sam Wolf is in his seat, sir."

Ryan: "Representative Yourell."

Speaker Shea: "Is in his seat, sir."

Ryan: "Representative Riccolo."

Speaker Shea: "Is Representative Riccolo on the floor? How is he recorded?"



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

Speaker Shea: "Take him off the Roll."

Ryan: "Representative Yourell."

Speaker Shea: "That's the second time and he's still in his seat."

Ryan: "I see him, all right. What is the count now, Mr. Speaker?"

Speaker Shea: "Well, let's see. Representative Griesheimer, how do you wish to be recorded?"

Griesheimer: "Please record me as no."

Speaker Shea: "Record Representative Griesheimer as no. Representative Beaupre, aye. Representative Younge, aye. Representative Von Boeckman is....pardon me, Mr. Clerk? Okay. You had Beaupre and Younge as ayes. And return to the Roll Call Representative White, Representative McClain, Representative Bradley, Representative Riccolo and Representative Von Boeckman. Riccolo, aye. Now could I have the Roll Call, Mr. Clerk? Representative Kane is back. Put Kane back on and add...Record Giglio as aye. On this question there are 82 aye votes, 74 nay votes and Amendment #11 is adopted. Are there further amendments?"

Clerk O'Brien: "Amendment #12. Byers. Amends House Bill 3377 as amended on page 4 line 4 and so forth."

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

Byers: "Mr. Speaker, I think in Committee this was Representative Boyle's Amendment and I think it was offered by Representative Lauer and we want to withdraw this Amendment and I don't see Representative Lauer technically offered the Amendment in Committee and he should withdraw it."

Speaker Shea: "Is it Representative Lauer?"

Byers: "Who offered the Amendment?"

Speaker Shea: "Representative Lauer that's why I was confused, talked to me about it and he's requested that the Amendment be tabled. Does he have leave? Mr. Barnes, do you object? If there is..."

Barnes: "Mr. Speaker, Members of the House, no I...I don't object and I can grant them and to insure that the Bill will be in the action in which the Sponsor wants it, I will not speak any further on the Bill but I think that all of the Members of the House



should be apprised of the fact that we have just added \$39,000,000 to this budget. In Fiscal 1976..."

Speaker Shea: "...I'd like to interrupt you a minute and introduce the very abled Treasurer of the State of Illinois, Alan Dixon. Mr. Madigan."

Madigan: "Mr. Speaker for purposes of an announcement seated in the gallery to my left are the sons of Representative Birchler and that is Neil and John Birchler and they are seated in the gallery right here...if they'd stand and take a bow?"

Speaker Shea: "Are there further Amendments? Twelve has been tabled."

Clerk O'Brien: "No further Amendments."

Speaker Shea: "Any Amendments from the floor? Third Reading.

House Bill 3403. Mr. Boyle. Mr. Boyle, do you want to call that today? Read the Bill."

Clerk O'Brien: "House Bill 3403. A Bill for an Act to provide for the ordinary and contingent expense to the Department of Conservation. Second Reading of the Bill. Six Committee Amendments. Amendment #1. Amends House Bill 3403 on page 1, line 17, and so forth."

Speaker Shea: "Mr. Boyle on Amendment #1."

Boyle: "I think that is Mr. Lechowicz's Amendment, Mr. Chairman."

Speaker Shea: "Mr. Lechowicz on Amendment #1."

Lechowicz: "Thank you Mr. Speaker and Ladies and Gentlemen of the House, Committee Amendment #1 is a reduction of \$1,839,500 in the following areas. Reduces the executive office by \$6,500, land and historic sites by \$346,500, and also deletes the statement per diem which is supposed to be transferred from Registration and Education to Conservation for \$1,274,900, reduces in the administrative services area and personal services \$12,000; retirement, \$800; social security, \$700; contractual services, \$49,600. Makes an adjustment in gaming fish an additional \$2000; land and water, \$37,700; an actual contractual reduction of \$9,900, a total general revenue reduction of \$68,700. In the area of natural resources and management, a total reduction of general revenue of \$142,900 so the total reduction of the Amendment in general revenue in regular operation is \$564,600. State museum for \$1,274,900. This



is a grand total of \$1,839,500 and I move the adoption of Committee Amendment #1."

Speaker Shea: "The Gentleman from Cook, Mr. Lechowicz, moves the adoption of Amendment #1. Is there discussion? All those in favor 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: "Committee Amendment #2. Amends House Bill 3403, as amended, on pages 11, Section 8, and line 10 and so forth."

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

Lechowicz: "Thank you Mr. Speaker. Committee Amendment #2 increases the Capitol Development Bond Reappropriation by \$1,000,000. It's local government subdivisions with approved open-space land acquisition projects have occurred unanticipated of delays and their acquisition process since the original estimate and the... it increases it by \$1,000,000 for this purpose and I move the adoption of Committee Amendment #2."

Speaker Shea: "The Gentleman from Cook, Mr. Lechowicz, moves for the adoption of Amendment #2. Is there any discussion? All those in favor, 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: "Committee Amendment #3 was withdrawn in Committee. Committee Amendment #4 failed in Committee. Committee Amendment #5 amends House Bill 3403, as amended, on page 13, by deleting all of Section 17 and so forth."

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

Lechowicz: "Committee Amendment #5 appropriates \$13,000 to the Department of Conservation for the maintenance of the Cairo Custom House in Cairo, Illinois. I move for its adoption."

Speaker Shea: "The Gentleman moves for the adoption of Amendment #5. Is there question? The Gentleman from Will, Mr. Leinenweber."

Leinenweber: "I have a question for the sponsor."

Speaker Shea: "Proceed sir."

Leinenweber: "Representative Lechowicz, wasn't there a Bill for this



that we defeated?"

Lechowicz: "No sir. The Bill is on Third Reading, it's going to be held there because of the process of this Amendment being adopted within the Department's budget."

Leinenweber: "How much was the..."

Lechowicz: "...\$13,000."

Leinenweber: "...and this has the approval of the administration?"

Lechowicz: "No it does not."

Leinenweber: "Well, Mr. Speaker, I wonder if perhaps there ought to be some more discussion on this Bill. This is an addition to the Conservation appropriation. We're short of money in the State and even though it is a relatively small sum, I don't think we ought to clutter up the Bill with such Amendments such as this."

Speaker Shea: "Is there further discussion? The Gentleman from Kankakee, Mr. Ryan."

Ryan: "Well thank you Mr. Speaker, there are a couple of reasons, I wonder if Representative Boyle would be willing to hold this and take it out of the record right now until I can get over there and talk to him."

Lechowicz: "I'm sorry. Are you talking to me, George?"

Leinenweber: "Whose Bill is this?"

Speaker Shea: "It's Representative Boyle's."

Leinenweber: "I'd like to have Representative Boyle take it out of the record, if he would."

Boyle: "As I indicated before, there is discussion on-going between the Department and the Minority party and so apparently there has not culminated and so I would ask leave to withdraw the Bill from the record at this time. Thank you."

Speaker Shea: "The point is now...wait...I don't know if we can take it out of the record until we get through with Amendment #5. Mr. Lechowicz raises that point."

Lechowicz: "I move for the adoption of Committee Amendment #5."

Speaker Shea: "Mr. Ryan, so you understand...alright, all those in favor of the Amendment will say aye, those opposed, no. In the opinion of the Chair, the ayes have it and the Amendment is adopted. And



at the request of the sponsor, it will be taken out of the record with Amendment #1, 2, and 5 adopted. Is that right, Mr. Clerk?"

Clerk O'Brien: "That's correct."

Speaker Shea: "And #3 and #4, either tabled or defeated?"

Clerk O'Brien: "In Committee."

Speaker Shea: "On the order of House Bills' Second Reading appears House Bill 3475 and on that Mr. Madison, are we ready to proceed? You don't want to go with that one today? House Bill 3491. Mr. Dunn, you don't want to go with that one today? House Bill 3816. Mr. Tipsword? You just want to move to table the Amendment and move it to Third Reading?"

Tipsword: "Mr. Speaker, all but eighteen."

Speaker Shea: "Pardon me?"

Tipsword: "All but eighteen."

Speaker Shea: "You want to table Amendment #18."

Tipsword: "No, table all of them but #18."

Speaker Shea: "I see sir. 3848, the Committee on Education, Mr. Berman, are we ready with that one? Mr. Berman isn't here. 3886, Ms. Chapman? Mr. Pouncey, are you taking this series of Bills, sir?"

Pouncey: "Yes I am, Mr. Speaker."

Speaker Shea: "Alright, House Bill 3886."

Clerk O'Brien: "House Bill 3886. A Bill for an Act to amend the Dangerous Drug Abuse Act. Second Reading of the Bill. One Committee Amendment. Amends House Bill 3886, on page 1, line 20, by deleting period and inserting in lieu thereof, the following and so forth."

Pouncey: "Mr. Speaker and Ladies and Gentlemen, I move to adopt Amendment #1 to House Bill 3886."

Speaker Shea: "The Gentleman moves for the adoption of Amendment #1 to House Bill 3886. All those in favor 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: "House Bill 3887."



Clerk O'Brien: "House Bill 3887. A Bill for an Act to amend an Act creating the Department of Children and Family Services. Second Reading of the Bill. One Committee Amendment."

Speaker Shea: "Mr. Pouncey."

Clerk O'Brien: "Amends House Bill 3887 on page 1, line 19, and so forth."

Pouncey: "Mr. Speaker and Ladies and Gentlemen of the House, I move... House...the Amendment #1 to House Bill 3887."

Speaker Shea: "The Gentleman moves for the adoption of Amendment #1 to House Bill 3887. All those in favor say aye, those opposed, nay. In the opinion of the Chair the ayes have it and the Amendment is adopted. Are there further Amendments? Third Reading."

Clerk O'Brien: "No further Amendments."

Speaker Shea: "Third Reading. House Bill 3888."

Clerk O'Brien: "House Bill 3888. A Bill for an Act to amend an Act in relation to vocational rehabilitation of disabled persons. Second Reading of the Bill. One Committee Amendment. Amend House Bill 3887 on page 1, line 13, and so forth."

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

Pouncey: "Mr. Speaker and Ladies and Gentlemen, I move we adopt Amendment #1 to House Bill 3888."

Speaker Shea: "Okay, the Gentleman moves for the adoption of House Bill 3888...of Amendment #1 to House Bill 3888. All those in favor say aye, those opposed, nay. In the opinion of the Chair the ayes have it and the Amendment is adopted. Are there further Amendments? Third Reading. House Bill 3889."

Clerk Selcke: "House Bill 3889. A Bill for an Act to make Illinois Administrative Procedures Act applicable and so forth. Second Reading of the Bill. One Committee Amendment. Amendment #1. Amend House Bill 3889 on page 2, line 1, and so forth."

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

Pouncey: "Mr. Speaker, Ladies and Gentlemen, I move for the adoption of Amendment #1 to House Bill 3889."

Speaker Shea: "The Gentleman moves for the adoption of Amendment #1. All those in favor...Mr. Friedrich on Amendment #1."

Friedrich: "Mr. Speaker, I think it would help if we had to read some little



kind of explanation to these Amendments. The Amendments can take many forms, you know?"

Speaker Shea: "Explain the Amendment sir."

Pouncey: "Mr. Speaker, I would like to yield to Representative Greiman for the explanation please."

Speaker Shea: "Representative Greiman? Mr. Greiman, do you want to explain Amendment #1 to House Bill 3889, which is the Committee Bill. Turn Mr. Greiman on. "

Greiman: "Thank you Mr. Speaker. The Amendment does this. The Bill makes applicable the rule making provisions of the Illinois Administrative Procedures Act to the agency involved. But some of the agencies, all of the agencies, have some federal money and some federal mandate where they're not making the decisions. It would be an empty Act, of course, to require a whole rule making process when we are compelled by federal law to follow federal law. So this does is to excuse the rule making process where there is a federal mandate that the agency must follow and has no discretion. That's all it does."

Speaker Shea: "Is there further discussion? The Gentleman moves for the adoption of Amendment #1. All those in favor will say aye. All those opposed, nay. In the opinion of the Chair, the ayes have it and the Amendment is adopted. Are there further Amendments? Third Reading. On the order of House Bills' Second Reading appears House Bill 3910."

Clerk Selcke: "House Bill 3910. A Bill for an Act in relation to domestic relations. Second Reading of the Bill. Several Committee Amendments."

Speaker Shea: "Mr. Washington, do you seek recognition?"

Clerk Selcke: "...Committee Amendment #1..."

Speaker Shea: "...if you'll, turn Mr. Washington on...maybe he'll explain it."

Washington: "No, I will simply introduce Mr. Sangmeister, Representative Sangmeister, who was Chairman of the Divorce and Family Law Subcommittee and he will handle the series of Amendments and he will handle this Bill on the floor."



Clerk Selcke: "Amendment #1. Amend House Bill 3910, page 18, line 15, and so forth."

Speaker Shea: "Turn on Sangmeister for Divorce."

Sangmeister: "Well how do you like this one for an assignment? I am ready to go on these Amendments except that Representative Stearney has filed something like fifteen Amendments to this and he has asked me to hold the Bill, that he didn't want to go on it today and I want to accede to this wishes. If he is ready to go why I'm ready to go on these Amendments, so it is up to him as to whether this Bill is called or not."

Speaker Shea: "Fleck for Stearney."

Sangmeister: "Is Representative Stearney on the floor?"

Speaker Shea: "No, but Fleck's going to talk for him."

Fleck: "Well I'm not speaking for Representative Stearney, God forbid, but I just hoped he'd be on the floor so we could get through these Amendments and move the Bill along. I'm prepared to go forward, but..."

Speaker Shea: "...well why don't we see..."

Sangmeister: "...there are fifteen Amendments here..."

Speaker Shea: "...why don't we see if we can't find Representative Stearney."

Sangmeister: "I suggest that."

Speaker Shea: "Representative Rayson?"

Rayson: "Well Mr. Speaker, we do have some Amendments which are forged out of the Committee and, at least, if we went through those, we might go through those rather quickly and if need be, we can hold it for Representative Stearney if Representative Sangmeister so suggests."

Speaker Shea: "Yes, Representative Sangmeister, I see your colleague, Representative Stearney, returning down the aisle. Now Mr. Stearney wishes to hold the Bill. Is that right? Turn Mr. Sangmeister on."

Sangmeister: "Apparently, this side of the aisle has some kind of a function that is going to start within 45 minutes and they don't want to get all involved in these thirty-some Amendments that have



been filed to this Bill so if the Speaker wishes to accede to that wish, why I certainly have no objection."

Speaker Shea: "Alright, we'll hold this until tomorrow. On the order of House Bills' Third Reading...do you seek recognition, Mr. Madison, do you want to call Public Aid?"

Madison: "Mr. Speaker, I'd just like to indicate that the reason I'm not calling Public Aid is in deference to the Republican Members who have a function tonight and I would just hope that tomorrow, the Republican Members will realize that reciprocity is in order. House Bill 3914. Back to Mr. Pouncey again."

Clerk Selcke: "House Bill 3914. A Bill for an Act to add Sections 5.02 to the Illinois Act on the Aging. Second Reading of the Bill. One Committee Amendment. Amend House Bill 3914 on page 1, line 12, and so forth."

Speaker Shea: "Mr. Pouncey on House Bill 3914."

Pouncey: "Mr. Speaker, Ladies and Gentlemen of the House, I move for the adoption of Amendment #1 to House Bill 3914."

Speaker Shea: "Is there any discussion? Any discussion? Mr. Porter."

Porter: "Point of order, Mr. Speaker. Would you ask the sponsors of the Amendments to explain what they do please?"

Speaker Shea: "Mr. Pouncey, would you explain your Amendment sir?"

Pouncey: "I yield to Representative Greiman. He will give the explanation."

Speaker Shea: "Alright back to the lawyer, Greiman."

Greiman: "This Amendment is part of the series of the Administrative Procedures Act similar to the one that we just passed a few minutes ago. It merely excludes federal mandates from the operation of the Act."

Speaker Shea: "Is there further discussion? The Gentleman from Cook, Mr. Schlickman, for what purpose do you rise sir?"

Schlickman: "Point of order, Mr. Chairman."

Speaker Shea: "Yes sir."

Schlickman: "No copy of the Amendment."

Speaker Shea: "It's been indicated that the Amendments are distributed, sir. Perhaps your page forgot to put it in your Bill book. The



Gentleman from Cook, Mr. Pouncey, moves for the adoption of Amendment #1. 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? Third Reading. House Bill 3916."

Clerk Selcke: "House Bill 3916. A Bill for an Act to make the Illinois Administrative Procedure Act applicable to the Department of Mental Health and so forth. Second Reading of the Bill. One Committee Amendment. Amend House Bill 3916, page 1, line 24, page 2, line 16, and so forth."

Speaker Shea: "Mr. Greiman, do you want to explain Mr. Pouncey's Amendment again?"

Greiman: "Well this is the same Amendment, it's going to go on all of them and it will go on probably every Amendment...or every application of the Administrative Procedures Act as long as the federal government is in business."

Speaker Shea: "Alright, the Gentleman from Cook, Mr. Pouncey, moves for the adoption of Committee Amendment #1. All those in favor say aye, those opposed, nay. In the opinion of the Chair, the ayes have it, the Amendment is adopted. Are there further Amendments? Third Reading. On the order of Senate Bills' Third Reading, Senate Bills' Third Reading, appears Senate Bill 1612 and I ask the Gentleman from Cook, Mr. Madison."

Clerk Selcke: "Senate Bill 1612. A Bill for an Act making supplemental appropriation to the ordinary and contingent expense to the Board of Vocational Rehabilitation. Third Reading of the Bill."

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

Madison: "Thank you very much, Mr. Speaker. Mr. Speaker and Members of the House, Senate Bill 1612 is a supplemental appropriation for the ordinary and contingent expenses of the Board of Vocational Rehabilitation. It appropriates \$466,000, of which \$248,400 is federal funds, and \$217,600 are funds from the Illinois Veterans Rehabilitation Fund, and I solicit the House support on Senate Bill 1612."



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Speaker Shea: "The Gentleman from Cook, Mr. Madison, has moved for the adoption of House Bill ...a...Senate Bill 1612. Is there debate? The question is shall Senate Bill 1612 pass. All those in favor will vote aye, those opposed, vote nay. Shea, aye. Have all voted who wished? Have all voted who wished? Take the record, Mr. Clerk. On this question there are 114 ayes, 2 nays, 10 voting present. Senate Bill 1612 having received the constitutional majority is hereby declared passed. Senate Bill 1632. Read the Bill."

Clerk Selcke: "Senate Bill 1632. A Bill for an Act making appropriation to the Board of Trustees of the General Assembly Retirement System. Third Reading of the Bill."

Speaker Shea: "The Gentleman from Cook, Mr. Merlo, you don't want to call that Bill today? Take it out of the record. Senate Bill 1880. Mr. Pouncey, are we ready on that?"

Pouncey: "Yes sir."

Speaker Shea: "Read the Bill."

Clerk Selcke: "Senate Bill 1880. A Bill for an Act to amend Section 2 of an Act to provide for the ordinary and contingent expense of the Illinois Veterans Commission. Third Reading of the Bill."

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

Pouncey: "Mr. Speaker, Ladies and Gentlemen, Senate Bill 1880 is just an Amendment to transfer fund from the Veterans...Illinois Veterans Commission to allow the new Department, the Illinois Department of Veterans Affairs. There is no financial note attached to this Bill. I solicit your favorable support."

Speaker Shea: "The question is shall Senate Bill 1880 pass. Is there debate? All those in favor will vote aye. Those opposed will vote nay. Shea, aye. Have all voted wished? Have all voted who wished? Take the record. On this question there are 142 ayes, no nays, 1 Member voting present. Vote Barnes aye. Eugene. On this question there are 143 ayes, no nays, 1 Member voting present. Senate Bill 1880, having received the constitutional majority is hereby declared passed. On the order of House Bills' Third Reading, House Bills' Third Reading, Mr. Jaffe is off the floor. Mr. Ryan, are



we ready with the Attorney General's Office. Turn Mr. Ryan on."

Ryan: "Well Mr. Speaker, thank you, I was told yesterday if I didn't call the Bill, it was going to be recommitted to Committee so I think maybe I'd better call it."

Speaker Shea: "Mr. Scott would like you for that."

Ryan: "He'd be happy with you too."

Speaker Shea: "House Bill 3541. Read the Bill."

Clerk Selcke: "House Bill 3541. An Act to provide for the ordinary and contingent expense of the Attorney General. Third Reading of the Bill."

Speaker Shea: "The Gentleman from Kankakee, Mr. Ryan."

Ryan: "Thank you Mr. Speaker and Ladies and Gentlemen of the House, this is the ordinary and contingent expenses for the Attorney General and it appropriates \$9,634,500 for that office for fiscal year '77. I would move for the passage of House Bill 3541."

Speaker Shea: "The question is shall House Bill 3541 pass. Is there debate? Mr. Lechowicz."

Lechowicz: "Well, George, this is the way the Bill was submitted, but we put an Amendment on the Bill reducing it by \$227,600 so now it calls for \$9,464,900, and it's in order."

Ryan: "That's what I just said didn't I. Fine. I thought that's what I just said."

Speaker Shea: "The question is shall House Bill 3541 pass. All those in favor will vote aye. Those opposed will vote nay. Have all voted who wished? Have all voted who wished? Take the record Mr. Clerk. On this question there are 149 ayes, 2 nays, House Bill 3541 having received the constitutional majority is hereby declared passed. On the order of House Bills' Third Reading appears House Bill 3565. Mr. Choate. Out of the record. House Bill 3609. Mr. Barnes? Out of the record. House Bill 3611 out of the record. House Bill 3688. Mr. Byers? Take that out of the record. House Bill 3819. Mr. Lechowicz."

Clerk Selcke: "House Bill 3819. An Act making appropriation to the State Board of Elections. Third Reading of the Bill."



Speaker Shea: "Mr. Lechowicz."

Lechowicz: "Thank you Mr. Speaker, Ladies and Gentlemen of the House, House Bill 3819 is the fiscal '77 appropriation request for the State Board of Elections. The original amount requested by the Board was \$2,980,122. We cut that appropriation by \$72,706, now it calls for an appropriation of \$2,907,416. Last year, the appropriation called for \$3,536,300. The Board, at its own request, came in with the appropriation of \$491,900 less and I would be more than happy to answer any questions at this time."

Speaker Shea: "The Gentleman from Cook, Mr. Lechowicz, moves for the passage of House Bill 3819. Is there debate? The Gentleman from Cook, Mr. Collins."

Collins: "Yes, Mr. Speaker and Ladies and Gentlemen of the House, I rise in opposition to this Bill and in the full realization that sooner or later, the State Board of Elections must be funded as is mandated by the Constitution of 1970. However, I submit to you that this is a Bill that should be defeated to give us a chance to go back and start over again to do something about this wasteful agency. I would like to see us in the Special Session that has been called to consider Bills for restructuring this agency before we give them anymore money so we can see that there is going to be a proper approach to the duties that were outlined in the Constitution for the State Board of Elections. As you will all remember, last week, Representative Totten pointed out repeatedly that this agency has gone beyond any constitutional or statutory authority that they have in initiating new programs and one hundred percent wasteful programs. It has reached a point where it has become the laughing stock of the State government of this agency, which I must admit with some shame, that I was responsible for the first appropriation for this agency. Of course, I can point out that it was only \$300,000 appropriated then and now we are up to \$3,000,000 and have been over it in a job the Secretary of State's Office did much better and for just a fraction of the cost. But just think they have gone throughout the State purportedly



educating so-called campaign coordinators who have done absolutely nothing more than muddle the waters when it comes to educating election authorities throughout the State. I have talked to County Clerks, I have heard their complaints. They say that these people are incompetent and at best, they get in their way in the administration of elections. They initiated programs such as those pointed out by Representative Totten and I last week for educating children on elections, which maybe a noble purpose, but certainly not a proper function of this agency. They have had some hours on the Campaign Disclosure Act, which are totally needless. Anyone seeking this information only has to lift the telephone to get it, but I think the greatest offenses have been in the area of personnel. I know that privately many of you that have to vote for this Bill will agree with me. This agency has become an absolute wasteland, a political dumping ground, there is no thought given to ability of hiring employees, first you employ one Republican and then you employ one Democrat. I submit to you that this can be gaudy to get competent people, but competency should be the overriding virtue and not the political affiliation. We must, if we are to bring any order to this agency, start again to build it and build it so that it will have some confidence before the people and before the legislature of this State. I say there is only one way to do it and that is let's not fund them at all. We should have cut this appropriation last week, we failed to do it, so let's beat this Bill, let's cut off their funding and then we can start over again to build a responsible and responsive agency. I urge you with everything I have to join me in this effort to bring some responsibility to the conduct of electioneers on a State-wide level. The constitutional convention had specific duties in mind for this agency when they created it. It has not fulfilled any of them, but has gone far afield. So once again, I implore you, let's beat this very bad agency."

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

Schraeder: "I wonder if the sponsor would yield to a question?"

Speaker Shea: "He indicates he will."



Schraeder: "Representative Lechowicz, is there anything in this appropriation for the expenditure of funds for the studying of petitions for the initiative ballot?"

Lechowicz: "Let me read into the record that...reply that I received.

I asked for Mr. Gordon L. Hanson, the Internal Auditor of the Agency and a former employee of George Lindberg, Representative Collins, and I think he's quite a competent individual. He was competent in that office and he's competent in the State Board. That's from Mr. Gordon Hanson. 'In reviewing the comments made on the floor on Thursday, May 27, regarding House Bill 3819, in my estimation Representative Totten's statement that the agency could absorb a \$600,000 cost factor for verification of petitions is very misleading and I cannot understand how anyone within this agency could have made this statement. Service for verification would definitely have to come out of contractual line item, 1244 and 1245, and the total for our agency is \$271,000. Line items 1244 and 1245 were placed in the budget for election day activities and hearings as required. All other contractual lines items are obligated for expenses such as rent, utilities, and postage. If we were to take advantage of the 2% transferability this agency could make a total transfer of \$26,009, which would not even begin to approach the figure quoted that was stated we could absorb for the verification'. Now that is from the Internal Auditor for the State Board of Elections."

Schraeder: "Is there an appropriation for some fifty housewives to work out of their homes and roughly earn \$14,000 each?"

Lechowicz: "Not to my knowledge."

Schraeder: "Might I suggest then, that if you, as a sponsor, should be able to answer that, maybe we ought to hold it temporarily to find out. In the event you do not wish to hold it, let me say this. There are now pending some changes in the election procedure under one of the Special Sessions. It seems to me that there are some very drastic changes needed in this agency. There's no question in my mind that the agency has not been a realistic agency and has not



functioned according to the way the legislature established it. That is seems to me that we ought to hold this appropriation until the proper legislative intent is carried out in these Special Sessions. There are some very good Bills pending, now maybe some of them are passable and some are not, it would seem to me that we ought to hold this appropriation to find out where we are going so that we don't spend money that it is not necessary. It seems to me that there are very unessential appropriated amounts in this Bill and I would ask for its defeat at this time."

Lechowicz: "May I close, Mr. Speaker? Are there any other questions, Mr. Collins?"

Speaker Shea: "Well yes we have some more people that want to ask you questions. The Gentleman from Cook, Mr. Totten."

Totten: "Well thank you Mr. Speaker and Members of the General Assembly, I do not wish to ask the sponsor any questions, except maybe that he hold the Bill also. I raise the same questions that I raised the other day on the House floor and that Representative Collins alluded to earlier. That even recent audits of this agency found and I quote 'a lack of efficiency and economy regarding personnel services' and that was the audit study on this particular agency. I don't think enough has improved in this agency that warrants the appropriation that we are about to vote on. I still feel that the Amendment that I offered in good faith to reduce this agency by some \$500,000 is warranted and merits the serious attention of this General Assembly. I believe, as Representative Collins has stated earlier that this agency has far exceeded its statutory mandate and that many of the programs they are in are wasteful and needless at this time. I think it wise that the Members of the General Assembly do not provide sufficient votes to pass this Bill at this time and that the sponsor would then exceed to some Amendments and some serious cut-backs in this Bill and I ask you to vote no on House Bill 3819."

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

Mugalian: "Mr. Speaker, I don't think that Representative Collins over-stated the case. If I've ever seen a boondoggle agency, this



is the one. Just last summer I heard that an employee of that Board visited a Library Board in the area...the Chicago Metropolitan Area, personally visited that Board to acquaint that Board member of the election laws. This information could have been obtained from a questionnaire. In fact, the Library Board filed reports with the State. Now only that, it turned out that this was the Library Board where the members were not even elected, they were appointed by the municipality. This is the same agency that have issued forms for reporting that no one can understand. This is the agency that has held that the Cook County Democratic Central Committee is not subject to the reporting provisions of this Act. In my belief, if you want to strike a blow for election reform, you will complete abolish this agency, turn down all its funds and let's start all over again. A person running for office, for alderman, or for school board, or for park board, that spends a thousand dollars on his campaign, is required to comply with all the intelligible requirements of the Board and yet, the most powerful political organization in the country, which has a budget of several million dollars, is held by this ridiculous agency not to be subject to its provisions. I think we should resoundingly turn down this appropriation."

Speaker Shea: "The Gentleman from Will, Mr. Kempiners."

Kempiners: "Thank you Mr. Speaker. Reference has been made earlier to the package of Bills that I have in the Second Special Session and I want to say to this House that there's a reason for those Bills having been introduced. I'm not going to tear apart the existing Board, I think others have done that. I am going to say, however, that there is good cause for a package of seven Bills that are on that calendar on Third Reading, Second Special Session, there's a good reason for those Bills having been introduced. I think that there are some things that have gone on on that Board, I think the fact that a Circuit Court has found the composition of the existing Board to be unconstitutional is justification for passage of legislation recreating that Board. I think passage of the Board's budget at this time is ill-timed. I think there needs to



be some restructuring done and I would join those who have asked you to vote no on this appropriation Bill."

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

Lechowicz: "Well Mr. Speaker, I'm very happy to say that everybody's got their personal frustrations out on this Bill, but unfortunately, it's required, as was pointed out by Representative Collins, the sponsor of the State Board of Election, in its infancy part of the sunshine Bills that were sponsored by he and Blair that we fund this agency. Now let me point out to you that the report that was stated by Representative Totten, the audit report, is two years old. This agency is only three years old. This Board has done what this legislature has mandated, requested it to do, and they in turn, have complied with the audit report as was stated and they have corrected their situations. Here we have an agency that came in with a reduction of \$491,000 less than what was appropriated to them last year, and we are taking them to task. We have a reduction of personnel from 116 to 104 people and you talk about that booklet that went to the schools in this State, that booklet costs a total of \$25 to produce, \$25 excluding the cost of the paper. And it was very favorably received. In fact, they are asking for additional copies. So let's put the facts where they lie. This agency has complied, this agency has look at their budget, and it deserves an aye vote."

Speaker Shea: "The question is shall House Bill 3819 pass. All those in favor will vote aye. Those opposed will vote no. Have all voted who wished? Have all voted who wished? Boyle, aye. Somebody put his switch on, back there, aye, would you please? Have all voted who wished? Take the record, Mr. Clerk. On this question there are 106 ayes, 20 nays, 19 Members voting present. House Bill 3819 having received the constitutional majority is hereby declared passed. Vote Mr. Madison, aye, on that Bill please. On the order of House Bills' Third Reading appears House Bill 3825 and on that question, D. L. Houlihan, from Cook."

Clerk O'Brien: "House Bill 3825. A Bill for an Act to amend an Act relating to the number of appointment and retirement of associate



judges. Third Reading of the Bill."

Houlihan: "Thank you...thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 3825 amends an act relating to the number of associate judges. This applicability solely to Cook County. I would like to point out that contrary to the language which is contained in the synopsis to this Bill, this Bill does not and I emphasize, does not increase the number of associate judges authorized for Cook County. Rather what it does do or why it is necessary is to enable Cook County simply to retain its present level of associate judgeships. Enactment into law of House Bill 2625 of the last legislative year and I'm sure you'll recall it was created 30 additional full circuit judges for Cook County is what makes this particular Bill necessary. In Cook County the number of associate judges is tied on the reduction formula basis to the number of resident circuit judges. By increasing under House Bill 2625 by 15 the number of resident circuit judges authorized for Cook County this Bill is necessary otherwise we will lose 15 associate judges as of December the 1st. In the view of Judge Gulley of the Supreme Court, this would be disastrous to the operation of the Cook County Circuit Court in view of the present and the anticipated increase in case loads and it is necessary because of the oversight in failing to do this at the time that we passed House Bill 2625. And I ask for a favorable Roll Call."

Speaker Shea: "The question is the gentleman moves for the passage of House Bill 3825. Is there debate? The Gentleman from Cook, Mr. Epton."

Epton: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I would like you to know that I do have a conflict of interest in this matter. If this Bill fails to pass I might get one of my partners Judge Boling back to practice so I will certainly vote in favor of the Bill."

Speaker Shea: "The question is shall House Bill 3825 pass. All those in favor will vote aye. Those opposed will vote nay. Have all voted who wish? Have all voted who wish? Take the record, Mr. Clerk. On this question there are 134 ayes, 4 nays, 13 Members



voting present. House Bill 3825 having received the constitutional majority is hereby declared passed. On the order of House Bills Third Reading appears House Bill 3952."

Clerk O'Brien: "House Bill 3952. A Bill for an act to amend the Election Code. Third Reading of the Bill."

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

Laurino: "Mr. Speaker, Ladies and Gentlemen of the House, House Bill 3952 is an Election Committee Bill intended to permit the use of voting machines for use of candidates this coming November. The Bill merely deals with the mechanical problems of absentee voting in the municipal multiple office races and should have been enacted into the Election Code long before this. It's a basic concept of fair election and it relieves some of the problems that we have on human situations where the judges on election day some of these people had to work 18 to 22 hours. And I urge the adoption of House Bill 3952."

Speaker Shea: "The Lady from Lake, Miss Geo-Karis."

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

Speaker Shea: "Proceed."

Geo-Karis: "Ah, Mr. Sponsor, in the digest House Bill 3952 says that this will provide that write-in votes for candidate whose name appears on the ballot are not to be tallied or counted. I don't quite understand that. Could you please explain to me what it means?"

Laurino: "If their name appears on...on the ballot itself."

Geo-Karis: "Yes."

Laurino: "If you write in the candidates name it cannot be a double situation. You can't count his name on the ballot and on the write in situation."

Geo-Karis: "Does your Bill provide that all elections have to go by the voting machine instead of by hand?"

Laurino: "Pardon me?"

Geo-Karis: "Does your Bill provide that all of the elections will have to go by the voting machine rather than be written in?"

Laurino: "No."



Geo-Karis: "Then what is, I don't quite follow the purpose of your Bill and I can't find it in my digest."

Laurino: "To allow the write in possibility."

Geo-Karis: "Well how...how do you mean? I'm sorry I really don't quite follow it, Bill, that's why I'm asking the question."

Laurino: "If somebody's name appears on the mechanical device."

Geo-Karis: "Yes."

Laurino: "It's conceivable, or it was conceivable, that he could possibly receive more than one vote. This eliminates that by locking his name out of it if someone decides to pull up his lever."

Geo-Karis: "In other words, if the name of a candidate appears on the ballot in print, they cannot...if it's written in it doesn't count. Is that right?"

Laurino: "Correct."

Geo-Karis: "It has marked right by the candidate's printed name. Is that correct?"

Laurino: "Correct."

Geo-Karis: "Okay, thank you."

Laurino: "You're welcome."

Speaker Shea: "Is there further discussion? The Gentleman from Kane, Mr. Friedland."

Friedland: "...Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. I...report to you as a member of the Election Committee that the Sponsor has accurately portrayed this measure and I urge my colleagues to give it favorable consideration. Thank you."

Speaker Shea: "The Gentleman from Will, Mr. Kempiners."

Kempiners: "Thank you, Mr. Speaker. This particular Bill underwent scrutiny, considerable scrutiny, in the House Elections Committee. It does as the Sponsor says it does, it provided...been introduced to provide a means for putting judicial candidates on the machine to eliminate election fraud that would go along or could possibly go along with their being on the machine. Basically it says that somebody who is listed on the ballot, they...a vote, a write in vote for them will not be counted. And there is a way on the machine where a person could cast two votes for one candidate without the



provisions outlined in this Bill and I would encourage a yes vote."

Speaker Shea: "Gentleman from Rock Island, Mr. Polk."

Polk: "Sponsor of the legislation yield to a question?"

Speaker Shea: "He indicates he will, sir."

Polk: "What would happen in a situation if a person was running for a states attorney and then there is...and no one is running for a judgeship, so his name is on the ballot and someone writes him in or a group of people write him in to run for judge. Would that prohibit him then from running for that second position?"

Laurino: "Yes. It's only for the candidate, Ben. No."

Polk: "The answer is no?"

Speaker Shea: "The Gentleman from Cook, Mr. Laurino, moves for the passage of House Bill 3952. The question is shall House Bill 3952 pass. All those in favor will vote aye; those opposed will vote nay. Have all voted who wish? Have all voted who wish? Take the record, Mr. Clerk. On this question there are 148 ayes, 1 nay, 1 Member voting present. House Bill 3952 having received the constitutional majority is hereby declared passed. Duff, aye. Motions. On the order of motions the Gentleman from Cook, Mr. Maragos, is he on the floor? Gene Barnes, you have a motion?"

Barnes: "Thank you very much. Mr. Speaker, Members of the House, I move to suspend House Rule 18 in order to hear the following Bills in Appropriations II Committee on Friday, June 4th. Senate Bill 1514, Department of Correction Supplemental. Senate Bill 1614, Department of Law Enforcement O.C.E. and Senate Bill 1938, the University Retirement System O.C.E."

Speaker Shea: "The gentleman has moved for the adoption of his motion. Has asked for unanimous consent and wishes to use the attendance roll call. Is there objection? Mr. Ryan."

Ryan: "Well, thank you, Mr. Speaker and Ladies and Gentlemen of the House, I object to this motion. These Bills came over from the Senate yesterday, we discussed this with the Speaker here yesterday, they were posted before they even got out of the Senate I think and I see no need to do this. There is no reason these Bills can't go through the regular procedure. We're not ready to hear them anyway and I



think that the motion is certainly very dilatory and I would ask that it be rejected."

Speaker Shea: "Under the...under the rules of the House, the motion must be on the calendar one day, Mr. Barnes, so with the gentleman's objection, put it on the calendar and we'll hear it tomorrow. Now are there any other announcements, motions we still have to go through? The intention of the Chair to try to get out of here by 5:30 or shortly thereafter and we have two Special Sessions where Representative Kempiners has some Bills he wants to table. The Gentleman from Cook, Mr. Katz."

Katz: "Mr. Speaker, with the consent of the chief Sponsors of House Bill 3167 and 3204 I would move to extend the 45 day rule deadline to November 15th 1976."

Speaker Shea: "I'm sorry, Mr. Katz, I did not hear you I was doing something..."

Katz: "With the consent of the chief Sponsors of House Bill 3204 and House Bill 3167 I move to extend the 45 day deadline rule to November 15th 1976 for getting the Bills out of Committee."

Speaker Shea: "The gentleman has moved to extend the calendar deadline date 'til November the 15th with regards to House Bill 3204 and 3116?"

Katz: "3167, Mr. Speaker."

Speaker Shea: "3167. Is there objection? Is there objection? Mr. ...Mr. Schlickman, do you want...do you seek recognition, sir?"

Schlickman: "Mr. Speaker, asked if there are any objection, I said yes, I object."

Speaker Shea: "You...all right, the gentleman has so moved. This will take 89 votes. All in favor of the gentleman's motion will vote aye; those opposed will vote nay. Takes 89 votes."

Katz: "Mr. Speaker."

Speaker Shea: "The Gentleman from Cook, Mr. Duff, to explain his vote."

Duff: "Mr. Speaker, I think this motion is entirely unnecessary, it would never have even been required if the Chairman of the Committee had allowed due deliberation on the part of the Committee in accordance to the House Rules and he is moreover asking for an extra-



ordinary extension of the 45 day rule, all the way to November.

It is a topical subject of great importance and can be treated with on the House floor without this sort of action."

Speaker Shea: "Have all voted who wish? Mr. Katz to explain his vote."

Katz: "Mr. Speaker, the reason for the delay is that the consideration of the Bills is awaiting a decision of the United State Supreme Court. We have no certainty as to when that decision will come down and rather than to take up the future time of the House we simply have a long enough date so we can be sure the U. S. Supreme Court decision will come down. This motion is made with the approval and on behalf of the Sponsors of those two Bills."

Speaker Shea: "Have all voted who wish? Take the record, Mr. Clerk."

On these questions there are 109 votes, 12 nay votes, 3 Members voting present and the gentleman's motion prevails. The Gentleman from Cook, Mr. Maragos."

Maragos: "Mr. Speaker, I have a motion on the Clerk's desk that is regarding House Bill 1815."

Speaker Shea: "Read the motion."

Clerk O'Brien: "Motion. I move to suspend Rule 24-D for fifteen days to allow further consideration of House Bill 1815 in Transportation Committee."

Speaker Shea: "The Gentleman from Cook has moved that they extend the 45 day rule, 15 days for House Bill 1815. Is there objection? Hearing none the Attendance Roll Call will be journalized and the gentleman's motion is adopted."

Maragos: "Thank you."

Speaker Shea: "Without Mr. Katz' name on it. Are there any further motions? Mr. Jacobs on a motion. Is this the motion...read the motion."

Clerk O'Brien: "Motion. To have leave to suspend Rule 18-A six and a half days posting so House Bill 3933 can be heard in Subcommittee of Rules and Regulations on Monday, June 7th."

Speaker Shea: "You've heard the gentleman's motion. Is there objection? Hearing none, Mr. Walsh."

Walsh: "I'd just like to inquire of the gentleman if he consulted with



the Minority Leader Washburn on this?"

Speaker Shea: "Turn Mr. Jacobs on."

Jacobs: "No, I haven't Representative Walsh."

Walsh: "Wonder if you'd take this out of the record until we can consult with him?"

Jacobs: "It's a member from your side of the aisle so...I will do that if we can still get it through today."

Walsh: "Well, we're talking about the posting rule, aren't we? And to hear the Bill next week?"

Jacobs: "We heard it in Committee and was put in Subcommittee and that's why the Sponsor is in agreement with this. Representative Rigney."

Walsh: "We withdraw our objection, Mr. Speaker."

Jacobs: "Thank you."

Speaker Shea: "The Gentleman from Rock Island...you've heard his motion, there being no objection the Attendance Roll Call minus Mr. Katz' name will be journalized for the adoption of the motion and it's adopted. Introductions. 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 the Senate has passed a Bill of the following title, the passage of which I am instructed to ask concurrence of the House of Representatives to wit: Senate Bill 1956 passed by the Senate June 2, 1976. Kenneth Wright, Secretary."

Speaker Shea: "Committee Report."

Clerk O'Brien: "Representative Lechowicz, Chairman of the Committee on Appropriations I to which the following Bills were referred action taken June 2, 1976, reported the same back with the following recommendations: Do Pass House Bills 3602, Senate Bill 1593, Senate Bill 1863 and Senate Bill 1937. Do Pass as amended, House Bill 3603 and Senate Bill 1607. Representative Boyle, Chairman of the Committee on Appropriations II to which the following Bills were referred action taken June 2, 1976, reported the same back with the following recommendations: Do Pass as recommended Senate Bill 1621. Representative Schneider, Chairman of the Committee on Elementary and Secondary Education to which the following Bills were referred, action taken



June 2, 1976, reported back with the following recommendations: Do Pass House Bill 3935. Do Pass as amended House Bill 3721. Representative Maragos, Chairman of the Committee on Revenue to which the following Bills were referred, action taken June 2, 1976, reported the same back with the following recommendations: Do Pass House Bill 3335. Speaker Redmond, Chairman from Rules Committee to which the following resolutions were referred, action taken May 20, 1976, reported the same back with the following recommendations: Do adopt as amended, House Joint Resolution 94. Representative DiPrima, Chairman of the Committee on Veterans Affairs, Registration and Regulation to which the following Bills were referred, action taken June 2, 1976, reported the same back with the following recommendations: Do Pass House Bill 3225. House Bill 3787. House Bill 3840. Representative Katz, Chairman of the Committee on Judiciary II to which the following Bills were referred, action taken June 2, 1976, reported the same back with the following recommendations: Do Pass as amended House Bill 3138. House Bill 3420. House Bill 3811. House Bill 3954. Be adopted as amended, House Joint Resolution 96. Representative Leon, Chairman of the Committee on Financial Institutions to which the following Bills were referred, action taken June 2, 1976, reported the same back with the following recommendations: Do pass as amended House Bill 129, House Bill 2115, House Bill 3192. Representative Leon, Chairman of the Committee on Financial Institutions reported the following Committee Bills for introduction: House Bill 3970. Action taken June 2, 1976. Representative Garmisa, Chairman of the Committee on Transportation reported the following Committee Bills for introduction: House Bill 3972. Action taken June 2, 1976. Representative Taylor, Chairman of the Committee on Cities and Villages reported the following Committee Bill for introduction: House Bill 3973. Action taken June 2, 1976."

Speaker Shea: "Introduction and First Reading."

Clerk O'Brien: "House Bill 3969. Winchester. A Bill for an act to amend the State Employee's Retirement System. First Reading of the Bill. House Bill 3970. Committee on Financial Institutions. A Bill for an act to amend the Interest Rate Act. First Reading of the Bill."



House Bill 3971. Terzich. A Bill for an act to amend the Public Employee's Deferred Compensation Article of the Illinois Pension Code. First Reading of the Bill. House Bill 3972. Committee on Transportation. A Bill for an act to amend sections of the Civil Administrative Code. First Reading of the Bill. House Bill 3973. Committee on Cities and Villages. A Bill for an act to create the depressed area land used in Community Development Act. First Reading of the Bill."

Speaker Shea: "Mr. Terzich, do you have a motion with regard to a Bill you just introduced, 3971."

Terzich: "Yes, Mr. Speaker, House Bill 3971 has to do with the Deferred Compensation Bill that we passed which would allow state employees participate in the deferred compensation plan. This was submitted to the IRS and they recommended some changes in the Bill so the program can be instituted as of January 1 and I would appreciate if we could put it on Second Reading."

Speaker Shea: "The gentleman moves with regard to House Bill 3971 to waive the appropriate rule and to advance it to Second Reading Second Legislative Day without assignment to a committee. Is there objection? Is there objection? Hearing none the Attendance Roll Call will be journalized for the gentleman's motion and included in that will the...be the waiver of going to the Rules Committee. Agreed Resolutions."

Clerk O'Brien: "House Resolution 864. Younge. House Resolution 865, Ralph Dunn. House Resolution 866, Geo-Karis. House Resolution 867, Reed. House Resolution 868, Madigan."

Speaker Shea: "The Gentleman from Cook, the Assistant Majority Leader, Mr. Madigan, on the agreed resolutions."

Madigan: "Mr. Speaker, House Resolution 864 honors the photographer of the gifted program in School District 189. Resolution 865 congratulates Mr. and Mrs. John Aufferman upon the celebration of their 70th Wedding Anniversary. Resolution 866 congratulates the Altrusa Club of Waukegan upon its 25th Anniversary. House Resolution 867 congratulates the Stevenson High School Band of Prairie View, Illinois. And House Resolution 868 congratulates the Reverend Anthony



Zakarolisis of Nativity B.V.M. Church in Chicago. I move the adoption of the agreed resolutions."

Speaker Shea: "You've heard the gentleman's motion. All those in favor say aye; those opposed nay. In the opinion of the Chair the ayes have it and the motion, the agreed resolutions are adopted. Now back to Mr. Lechowicz on a motion."

Lechowicz: "Thank you, Mr. Speaker, I move to suspend House Rule 18 in order to hear two following Bills in Appropriations Committee tomorrow morning. Senate Bill 1868 which is the appropriations for the General Assembly. Senate Bill 1869 which is also the General Assembly appropriation. This item has been discussed with the Leadership, Representative Washburn or Representative Totten, Representative Walsh and also on this side there has been no objection and I would ask leave to use the Attendance Roll Call in suspending the rule."

Speaker Shea: "You've heard the gentleman's motion. Is there objection? Mr. Totten, you object?"

Lechowicz: "No, he does not."

Totten: "No, Mr. Speaker, I...I don't object. I...I've talked to Chairman Lechowicz about it but I just think that the procedure was used on these Bills was ill advised. We have agreed to have some of them done in the following week but I hope that this procedure would't repeat itself."

Speaker Shea: "You've heard the gentleman's motion. Is there objection? Hearing none the motion, the Attendance Roll Call minus Mr. Katz' name will be...the gentleman's motion is adopted and the Attendance Roll Call minus Mr. Katz will be used for the motion. Is there any further motions? The Gentleman from Cook, Mr. Lechowicz."

Lechowicz: "Mr. Speaker, for the purpose of an announcement, now I would hope that the Membership would just give me their attention for a moment, please. Appropriations I will meet tomorrow morning in 118. There's a change in the meeting room. Appropriation... Appropriations II will meet tomorrow morning at 9 o'clock on the House floor. So please Appropriations II will meet on the House floor; Appropriations I will meet in 118, at 9 o'clock tomorrow



morning. Thank you."

Speaker Shea: "The Gentleman from Lake, Mr. Matijevich, for an announcement."

Matijevich: "Mr. Speaker and Ladies and Gentlemen of the House, the House Executive Full Committee will meet at 10 a.m. in Room 114 to hear all matters were put off from the recessed meeting today and House Resolution 777. The Capparelli Subcommittee will meet in Room G-3 at 9 a.m. Thank you very much."

Speaker Shea: "The Gentleman...Senate Bills First Reading."

Clerk O'Brien: "Senate Bill 1956. Stubblefield. A Bill for an act making appropriation to State Board of Education. First Reading of the Bill."

Speaker Shea: "Gentleman from Cook, Mr. Madigan."

Madigan: "Mr. Speaker, I move that we adjourn until 2 o'clock tomorrow afternoon."

Speaker Shea: "Mr. Katz."

Katz: "Yes, Mr. Speaker, just an announcement in case the Members haven't seen it, the House Rules Committee will be meeting tomorrow morning at 10 a.m. in the Capitol Room 122-B for the purpose of hearing Senate Bills on which suspension of the House Rule of emergency matters is being sought. That's 10 a.m. tomorrow morning, Senate Bills, House Rules Committee, Room 122-B."

Speaker Shea: "Now back to Mr. Madigan on the adjournment. Mr. Madigan, turn Mr. Madigan on."

Madigan: "Mr. Speaker, I move that the House adjourn until 2 o'clock tomorrow afternoon."

Speaker Shea: "The Gentleman from Cook, Mr. Madigan, has moved that the House now stand adjourned until 2 o'clock. All those in favor say aye; those opposed nay. The ayes have it and the House is adjourned."



1.

Speaker Shea: "The First Special Session of the 79th General Assembly will now come to order. The Gentleman from Cook, Mr. Madigan."

Madigan: "Mr. speaker, I move that...that the Attendance Roll Call of the Regular Session be used as the Attendance Roll Call of this Session."

Speaker Shea: "You've heard the gentleman's motion. Is there objection? Hearing none the Attendance Roll Call of the Regular Session will be journalized as the Roll Call on the First Special Session. Resolutions. Or Messages from the Senate."

Clerk O'Brien: "Message from the Senate by Mr. Wright, Secretary. Mr. Speaker, I am directed to inform the House of Representatives the Senate has concurred with the House in the adoption of the following Joint Resolution to-wit: House Joint Resolution #5 concurred in by the Senate May 27, 1976. Kenneth Wright, Secretary."

Speaker Shea: "Reading of the Journal."

Clerk O'Brien: "Sixteenth Legislative Day, May 18, 1976, the House met pursuant to adjournment, Speaker in the Chair, Representative Shea, asked for and obtained unanimous consent to use a Quorum Roll Call of the Regular Session Roll Call for attendance..."

Speaker Shea: "Mr. Madigan."

Madigan: "Mr. Speaker, I...I move to suspend the reading of the Journal."

Speaker Shea: "The Gentleman from Cook, Mr. Madigan, has moved for suspending of reading of the journal and adopting it as printed, all in favor say aye. In the opinion of the Chair, the ayes have it and the motion is adopted. The Gentleman from Cook, Mr. Madigan."

Madigan: "Mr. Speaker, I move that the First Special Session be adjourned until after the adjournment of the Regular Session tomorrow."

Speaker Shea: "You've heard the gentleman's motion. All in favor say aye. Those opposed nay. In the opinion of the Chair the ayes have it and the First Special Session is...stands adjourned until tomorrow after the adjournment of the Regular Session."

