

1.

Doorkeeper: "All persons not entitled to the House floor, please retire to the gallery."

Speaker Redmond: "The House will come to order, Members please be in their seats. We will be lead in prayer this afternoon by the Reverend Roger J. White, Director of the Episcopal Parish of Alton, Illinois."

Reverend White: "Let us pray. O Mighty God you have given us new hope and new opportunities which each returning day. Help us to use these blessings to the best of our capacity in doing the work which we have to do, devoting ourselves to Your service, setting our selfish interests aside to seek the welfare of our fellow man. Guide and support the Representatives in this House by just and proven laws they may promote the well being of all our people. And, we asks this for the sake of him who came among us as one who says, Your Son Jesus Christ Our Lord. Amen."

Speaker Redmond: "Roll Call for attendance. Representative Shea."

Shea: "Mr. Speaker, I would like to ask leave of the House so that Appropriation II, Committee may continue on while the House is in Session."

Speaker Redmond: "Any objections? Hearing none, leave is granted. House Bills, Second Reading. House Bill, Second Reading, House Bill 927."

Clerk O'Brien: "House Bill 927, a Bill for an Act in relation to imposition and service of consecutive prison sentences. Second Reading of the Bill, no Committee Amendments."

Speaker Redmond: "Any Amendment from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3285."

Clerk O'Brien: "House Bill 3285, a Bill for an Act to amend Sections of the Criminal Code. Second Reading of the Bill, no Committee Amendments."

Speaker Redmond: "Any Amendment from the floor?"



Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3367."

Clerk O'Brien: "House Bill 3367..."

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

Shea: "Mr. Speaker, would the Journal indicate that Representative John Sharp, will not be in attendance to day, an excused absence."

Speaker Redmond: "Any objections? The Journal will so show. Representative Washburn."

Washburn: "Thank you, Mr. Speaker. Would the record show that Representative Peters, is absent due to illness today."

Speaker Redmond: "Any objection? The records will so show. ... take that one out of the record. 3588, Representative Kane... out of the record. 3656, Representative Giorgi. 3656."

Clerk O'Brien: "House Bill 3656, a Bill for an Act to amend the Capital Development Bond Act. Second Reading of the Bill. Committee Amendments... Amendment #1, amends House Bill 3656, on page 1, line 10 and so forth."

Speaker Redmond: "Representative Giorgi."

Giorgi: "Mr. Speaker, they're 8 or 9, Amendments and I don't see some of the Amendment placers on the floor and maybe I'll take it out of the record temporarily."

Speaker Redmond: "Out of the record. 3903...."

Clerk O'Brien: "House Bill 3903, a Bill for an Act to amend Section of an Act to provide for the ordinary and contingent expense of the Court of Claims. Second Reading of the Bill, no Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "Amendment #1, Luft. Amends House Bill 3903, by deleting line 14 through 17, and inserting in lieu thereof, the following."

Speaker Redmond: "Representative Luft."



Luft: "Thank you, Mr. Speaker. The Amendment to House Bill 3903, increases the appropriation for unpaid claims and anticipated claims from two hundred and forty-six thousand dollars and it increases it four hundred and forty-one thousand dollars for a total of six hundred and eighty-seven thousand dollars."

Speaker Redmond: "Representative Washburn."

Washburn: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I was told that as soon as we convene, the House gave leave for Appropriations Committee II, to continue meeting, is that correct?"

Speaker Redmond: "That is correct."

Washburn: "I don't really think that was necessary when we have such few Members here, however certainly I do think that any Appropriation Bill should be held until that Committee comes back on the floor."

Speaker Redmond: "Are you requesting this to be taken out of the record."

Washburn: "Yes, Sir."

Speaker Redmond: "Any objection, Representative Luft... we'll take it out of the record. Senate Bills, Third Reading. 1610, Representative Merlo."

Clerk O'Brien: "Senate Bill 1610, a Bill for an Act to provide for the ordinary and contingent expense of the Department of Insurance. Third Reading of the Bill."

Speaker Redmond: "Representative Merlo."

Merlo: "Mr. Speaker, Members of the House. I would like to request at this time, that Senate Bill 1610, will return to the order of Second Reading for a correction, it was an error that was made in the computation of the total."

Speaker Redmond: "Any objections? Hearing none, leave is granted and 1610, will be returned to the order of Second Reading. Mr. Clerk, continue."

Clerk O'Brien: "Amendment #1, Merlo. Amends Senate Bill 1610,



on page 1, by deleting in line 33, by deleting four million nineteen thousand, three hundred and sixty-six and inserting in lieu thereof, four million, one hundred and one thousand and seventy-nine dollars."

Speaker Redmond: "Representative Merlo."

Merlo: "As I mentioned before, this is merely for the purpose of correcting an error. The line items are all correct however, when they totalized it they made a mistake. I move the adoption of the Amendment."

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

Clerk O'Brien: "No further Amendments."

Speaker Redmond: "Third Reading. Senate Bills, Third Reading. Senate Bill, Third Reading... Senate Bill 1564, Representative Schoeberlein, are you ready on that one? 1564, Senate Bill."

Clerk O'Brien: "Senate Bill 1564, a Bill for an Act to amend Sections of the Sanitary District Act. Third Reading of the Bill."

Speaker Redmond: "Representative Kempiners."

Kempiners: "Thank you, Mr. Speaker. These are two Bills which make no substantive change in the law, they deal with sanitary districts and they were put in as result of the passage last Session of Senate Bill 913, which amended two Act at the same time. Bond council has indicated that this may be unconstitutional so, all we're doing is taking both of those back and doing what was done in Senate Bill 913, in separate Bills and I would ask for the support of the House."

Speaker Redmond: "Any discussion? Did you ask leave to have Senate 1564 and 1565, heard together."

Kempiners: "I haven't asked leave but I would ask leave, Mr. Speaker."



Speaker Redmond: "And, you have address your comments to both of them."

Kempiners: "Yes."

Speaker Redmond: "The question is, shall these Bills pass. Those in favor vote 'aye', opposed vote 'no'. Have all voted who wished? Have all voted who wished? The Clerk will take the record. On this question there are 93 'aye', and one 'no', and these Bills having received the Constitutional Majority are hereby declared passed. 1643, Representative Schraeder, is that one ready?"

Clerk O'Brien: "House Bill 1643, a Bill for an Act to amend the School Code. Third Reading of the Bill."

Speaker Redmond: "Representative Schraeder."

Schraeder: "Mr. Chairman, this is a Bill that would make the Constitution when it was adopted... gave the bond indebtedness to some charter districts... incorrect changes and this correct those limitations under the new Constitution, it's 6% for dual districts and 12% for unit districts and it left the charter district such as Peoria, at the old rate and we're just attempting to bring this in conformance with the new Constitution Legislative action. If there are any questions, I would be more than happy to answer, otherwise, I would ask for a favorable vote."

Speaker Redmond: "Any questions? The question is, shall this Bill pass. Those in favor vote 'aye', opposed vote 'no'. Have all voted who wished? Representative Hart."

Hart: "I'm sorry, I thought you called House Bill 1643, I couldn't find it, now I see that it is a Senate Bill."

Speaker Redmond: "Have all voted who wished? The Clerk will take the record. On this question there are 93 'ayes', and no 'nays', the Bill having received the Constitutional Majority is hereby declared passed. Representative



JUN 21 1976

6.

Collins... Collins, 'aye'. 1681... Representative Farley."

Clerk O'Brien: "Senate Bill 1681, a Bill for an Act to amend Sections of an Act in relation to the creation..."

Speaker Redmond: "Representative Farley... out of the record. 1713..."

Clerk O'Brien: "Senate Bill 1713, a Bill for an Act to amend an Act creating the Electronic Funds Transfer System Study Commission. Third Reading of the Bill."

Speaker Redmond: "Representative Kelly."

Kelly: "Thank you, Mr. Speaker and Members of the House. This Bill is exactly what the Clerk of the House has just discribed it. It extends the reporting date on a Study Commission of the Electronic Fund Transfer Study Commission for one year, from 1976, July 1, of '76, to July 1, 1977. This is a very involved and intricate area of the electronic fund transfer that you've been reading and watching television lately, you've been hearing a lot of talk about it. This is a subject that... of great concern across the whole country and we feel particularly as a Member of the Electronic Fund Transfer Committee during the last Session that it's such an involved area that we have asked for an extension of one more year to get more testimony. One reason being, Illinois happens to be one State which does not permit branch banking and we have some more problems that some of the States than have branch banking do not have. So, I would ask for your favorable support to adopt and pass this Bill... Senate Bill."

Speaker Redmond: "Any questions? The question is, shall this Bill pass. Those in favor... Representative Friedrich, pardon me."

Friedrich: "Would the Sponsor yield for a question?"

Speaker Redmond: "He will."

Friedrich: "If we're going to have any Legislation on this



GENERAL ASSEMBLY

STATE OF ILLINOIS

HOUSE OF REPRESENTATIVES

in the Regular Session, wouldn't it make more sense to have them report by January, or sometime early in the next Session so that something could be acted upon?"

Kelly: "Thank you, that certainly is a sensible and logical suggestion having a... let's say, an earlier date for reporting however, this Commission will be meeting constantly not only between now and July 1, but we can make recommendations before hand... but, final recommendation a course that is set after July 1, of next year. This is only the date for the... you might say the activity for the Commission to be in existence, this does not mean that we have to take action after this date."

Speaker Redmond: "Any further questions? The question is, shall this Bill pass. All those in favor vote 'aye', opposed vote 'no'. Have all voted who wished? Have all voted who wished? Have all voted who wished? The Clerk will take the record. On this question there are 89 'ayes', 4 'no', the Bill having received the Constitutional Majority is hereby declared passed. 1754, Representative Wolf."

Clerk O'Brien: "Senate Bill 1754, a Bill for an Act to provide for the development and construction of public docking and dry dock commodity transfer facilities for the Tri-City Regional Port District, Madison County. Third Reading of the Bill."

Wolf: "Mr. Speaker, with leave of the House I would like to have 1754 and 1755, considered as companion Bills."

Speaker Redmond: "Any objections? Hearing none, they will be considered together. Read 1755."

Clerk O'Brien: "Senate Bill 1755, a Bill for an Act to amend the Capital Development Board Act. Third Reading of the Bill."

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



Bill 1754 and 1755, are two pieces of Legislation which are intended to correct technical flaws in Senate Bill 1049, which was passed last year and signed by the Governor into law as well as to correct technical flaws in the statutes in the Capitol Development Board, dealing with Port Districts. The technical flaw involved rests in the pay back provision which provides that any port districts shall pay back the rate of 50% of the income attributable to the facility rather than 50% on the income netted by the facility which was the original intention of both pieces of Legislation. The two Bill, 1754 and 1755, are pieces of Legislation which have been into and agreed upon with the knowledge and consent of the Capitol Development Board as well as the Port Districts of the Tri-City Regional Port of Granite City together with Shawneetown. At this time I would like the support of the House in the passage of these two Bills."

Speaker Redmond: "Any discussion? Representative Schlickman."

Schlickman: "Well, Mr. Speaker and Members of the House.

I have heard the use of the word technical dealt with loosely before but I have never heard it dealt with so loosely in this case. One of the technical changes referred to by the Sponsor of this Bill, is the reduction. The reduction from 50% to 20%, a reduction by 30% of the amount of gross wrote receipts of a Port District, in this case the Tri-City Regional Port District, that will go from Port District to the State to reimburse the State for the Capitol Development Bond, principal and interest that have been issued by the State on behalf of this unit of local government. I respectfully suggest to you, Mr. Speaker and Members of the House, if these Port Districts can't make it on the original basis which was an act of generosity on the States part and



particularly now, when we are involved in a financial... fiscal crisis. I would suggest Mr. Speaker and Members of the House... they ought to go out of business. I think it is extremely unfair to call upon the State which has provided funds previously, to take less in return by way of refund to us and for those reasons, Mr. Speaker and Members of the House, I suggest that this technical Amendment is not so technical in nature, is of substantive... it has a direct bearing on the financial fiscal state of the State at a critical time and as a consequence these Bills should be defeated."

Speaker Redmond: "Representative Totten."

Totten: "Well, thank you, Mr. Speaker and Ladies and Gentlemen of the House. It is probably true as Representative Schlickman has indicated, that this is a lot more than a technical Amendment. In testimony before the House Appropriations Committee, regarding these provisions that are contained in this Bill to reduce from 50% to 20% pay back, this pay back provision could apply for every Port District that is in the State of Illinois. Now, there were some who were not aware that this Bill was winding its way through the Legislative process but let me tell you that the fiscal implications of this new pay back procedure from 50% to 20% have more implications that what appear to be, just for the Tri-City Regional Port District. I would suggest that the Members of the General Assembly look carefully at the language that's contained in Senate Bill 54 and I think that at this time the fiscal implications are such that this Bill should not receive a favorable vote of this Assembly as it applies to a lot more Port Districts that is indicated in the Bill."

Speaker Redmond: "Representative Tipword."

Tipword: "Mr. Speaker, perhaps you should proceed with this



because I've got a point of personal privilege, I would like to raise, but maybe we should proceed with this first."

Speaker Redmond: "Representative Maragos."

Maragos: "Mr. Speaker and Members of the House. I arise in support of this important Legislation in spite of the fact that the opponents have stated that this is not a time to be doing... spending money in this regard, I would like to point out that this Bill states very vividly that this is really a form of a loan and not a tax it's not even subsidizing because all a form of a loan and that receipts that derive when this particular facility, Mr. Speaker and Members of the House will be paid from 50 to 70% from the profits will be given back to the State. If I may, divert Mr. Speaker and Members of the House. This principle was started with the Chicago area Port District a few years ago, we sponsored the Bill and for the first time brought forth the idea that if we do have... Mr. Speaker, may I have a little order please..."

Speaker Redmond: "Please give the Gentleman some order."

Maragos: "For the first time we came up with a concept that instead of just merely giving subsidies to the State of Illinois, we started to give them... have loans coming to us because this way the State would not lose out in the long run, but it would enhance economic climate.... Thank you, Mr. Speaker... It would enhance the economic climate of the particular area, and in general the State of Illinois. This Port District is needed like every other Port District of the State of Illinois and when the sooner we realize that that is the greatest exporting State in the union... we should have better Port facilities... the better off we'll be, economically and politically for the people of the State



of Illinois. I rise to support Senate Bill 1754 and ask for a green vote."

Speaker Redmond: "Representative Collins."

Collins: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. It is indeed true as Representative Schlickman, said that this is more than a technical Amendment however, I submit to you... we are not granting the Port Districts the opportunity to avoid payment of what their obligation to the State is, but are merely spreading it over a longer period of time. Now, under the 50% basis, I don't have tell anyone that is associated with any Chicago... or any Regional Port Districts of the dire circumstances in which they find themselves. They're struggling to exist and they are very valuable assets to the State of Illinois as Representative Maragos has indicated... the largest Agriculture exporting State in the union. So, if we maintain our posture of requiring the 50% pay back at this time, we may be in the position of saying these Port Districts are going to have to go under and 50% of nothing is still nothing. So, rather than to create a situation of financial havoc, I think it's much more realistic to allow the Port... the Regional Port Districts to pay back the 20% amount over a longer period of time and assure the State that they will receive the money that they have coming and at the same time guarantee the viability of the Regional Port Districts. I think that this is good Legislation, I think that it is necessary Legislation and I would urge a vote in support of Senate Bill 1753 and 1754."

Speaker Redmond: "Representative Choate."

Choate: "Well, certainly my good friend Representative Collins hit the nail right on the head and the very important part of this Legislation is the reduction from



12.

50% pay back down 20%, because as he has abley stated 50% is nothing is absolutely nothing and 20% of a lot is 20% of a lot and guarantees the State that they will get their dough back. The reduction from 50 to 20, is terribly important for the continued operation of all these Port Authorities throughout the State of Illinois that are going to bring jobs, and increase industrial expansion in various parts of the State of Illinois and I concur with/sentiments he and Representative Wolf, is concerned on these two very important Bills."

Speaker Redmond: Representative Gene Hoffman."

Hoffman: "Thank you, Mr. Speaker, will the Sponsor yield to a question?"

Speaker Redmond: "He will."

Hoffman: "According to the Digest, the reduction to 50% to 20% would apply only to those facilities which have received appropriations prior to June 30, 1976, is that correct?"

Wolf: "This is correct."

Hoffman: "What about Port Authorities that receive appropriations after that time, are they to be treated then as 50% or this a general application?"

Wolf: "No, the... Senate Bill 1754, is intended to correct the previous Legislation, that is Senate Bill 1049 which pertained to Tri-City Regional Port at Granite City. Senate Bill 1755, corrects the technical flaws in the Capitol Development Board statutes themselves which will cover all Port Districts."

Hoffman: "That would cover all Port Districts and your application would or your Bill here would cover only the Tri-County Regional Port District."

Wolf: "1754 would... 1754 would."

Hoffman: "All right, fine. Thank you, very much."

Speaker Redmond: "Representative Steele."



Steele: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I rise in support of this very very important Bill and I think that it does deserve support from both sides of the aisle. It does clarify the gross receipts provisions in this law which as they presentenly stand, a program to rather impracticble and almost unworkable. It's really necessary to keep this very viable and important facility as a part of the State of Illinois, this Port facility operating in the black and in the long run... understand it will bring additional revenues to the State and I urge your strong support of this Senate Bill."

Speaker Redmond: "Representative Waddell."

Waddell: "Mr. Speaker would the Sponsor yield?"

Speaker Redmond: "He will."

Waddell: "According to the Digest and the so called clarification... and from the testimony that Representative Maragos, gave... is it correct that now we are considering profits rather than the total obligation? As the gross receipts."

Wolf: "Would you re-phrase that question, please."

Waddell: "Okay, according to Representative Maragos, he now put this in terms of profit... net profit rather than gross receipts, is that correct?"

Wolf: "No, that's not true. 20% that is discussed in the Bill actually is 20% of the gross receipts. Now, the 20% was arrived at... to bring that portion in line with 50% of the gross receipts that would actually be received by the Port District, itself."

Waddell: "Thank you."

Speaker Shea: "Is there further discussion? The Gentleman from Madison, Mr. Lucco."

Lucco: "Mr. Speaker and Ladies and Gentlemen of the House. I sat on the Committee that heard these two particular Bills and there was no opposition to them, the explanation



was very... very adequate and I think that these Bills are very... very much needed for our particular area and for the Port Authorities throughout the State and I solicit your support."

Speaker Shea: "Is there further discussion? The Gentleman from McHenry, Mr. Skinner."

Skinner: "Mr. Speaker, I was in the audience of the Appropriations II Committee which was illegally meeting down on the first floor while the House was in Session and I wondered if it might be possible for the Sponsor of this Amendment to give a brief discription of it so those... two dozen people who were down there might have a ghost of a chance of knowing what's happening."

Speaker Shea: "Does the Sponsor have leave to go through and re-explain the two Bills again? Is there objection, hearing none... Mr. Wolf, would you explain one more time what those two Bills do."

Wolf: "Yes, Sir... Mr. Speaker, I would be glad to. 1754, Senate Bill 1754 and 1755, are two Bills which are intended to cover technical flaws, both in Senate Bill 1049 which was passed last year and signed by the Governor which pertained to the Tri-City Regional Port at Granite City as well as the Capitol Board statutes themselves dealing with Port Districts. Now, in the orginial Legislation it provides that the Port District should repay at the rate of 50% of the gross receipts attributable to the facility itself. The Capitol Development Board as well as the Port District, upon examination of this formula have found and duly admit that this an unworkable formula in that operating expenses exceed 50% of the income drived by facility itself, therefore, paying back at the rate of 50% would be strictly unthinkable and unworkable. It's on this basis that both the Port Districts and the



Capitol Development Board have worked out a formula whereby they agree that 20% of the gross receipts attributable the facility, would be a workable clause would be a formula that the Port Districts could live with and to operate on."

Speaker Shea: "Is that it, Mr. Wolf? All right now, back to Mr. Skinner."

Skinner: "Now, the Speaker said... you said, Mr. Speaker, that we're considering two Bills."

Speaker Shea: "The Gentleman had leave of the House to hear the two Bills together."

Skinner: "Now, the other Bill is the appropriation Bill that appropriates ten million dollars to the Capitol Development Board for the Chicago Port District among others."

Wolf: "No."

Skinner: "All right, then I guess I need..."

Speaker Shea: "Mr. Wolf, explain 1755."

Wolf: "First of all, Mr. Speaker, let me point out that there is no appropriation involved in either one of these two Bills... the appropriation under 1754 or rather that's Senate Bill 1754 pertains to, was passed last year under Senate Bill 1049... was signed into law by the Governor as been parcelly disbursed, however, there were technical flaws in that Legislation which these two Bills are intended to correct. There is no additional or any kind of supplemental appropriation involved in either one of these Bills."

Speaker Shea: "Now, back to the Gentleman from McHenry, Mr. Skinner."

Skinner: "In a Bill that we passed earlier this year, Representative Younge's area redevelopment authority Bill there was a requirement that interest be paid on the money borrowed, is there any requirement that in-



terest be paid on the money that will be borrowed by the various Port Authorities in the State of Illinois?"

Wolf: "Cal, there's no interest payment provision in this Legislation or any other Legislation pertaining to Port Districts. The fiscal note which is filed with the Clerk office pertaining to this Legislation will show that far from being a hand-out, this is a profit making venture for the State of Illinois and it has been shown over a period of 20 years, this money will be paid back at the end of the economic life of this facility which will be 40 years, the State of Illinois will realize not only a return of its original investment but will realize a profit of fourteen million dollars. I think that this is worthwhile Legislation and should be acted upon favorably."

Skinner: "Of course, Representative Youngue, argues that her Bill was not just a hand-out and yet we are requiring... their area which is less economically viable than Chicago area to pay interest back. I wonder if you can see any difference why the area redevelopment authority should have to pay interest and the Port Districts shouldn't."

Wolf: "The answer to that Cal, I appreciate your question... but the answer to that is, the reason for the no interest provision is that this will be a State-owned facility at the end of the 20 year period. This is one of the reasons why there is no interest pay back provision."

Skinner: "How much has been appropriated to the Port Authorities so far that has not yet been spent?"

Wolf: "Are you speaking of the Tri-City Regional Port?"

Skinner: "I'm talking about all of them that will be effected by this Bill."

Wolf: "I don't believe I could answer that, Cal."

Skinner: "How can you assure this General Assembly the



intended operator of the Chicago Port facility will not be hopelessly in conflict of interest with other potential shippers."

Wolf: "I'm not so sure that I'm qualified to answer that question either."

Skinner: "Well, my background information tells me that a corporation called the Trans-Oceanic Terminal Corporation will operate the Chicago Port Authority for the Authority. Trans-Oceanic Terminal Corporation or maybe we could call it TTC, is a wholly owned subsidiary of Youngstown Sheet and Tube which is in turn a wholly owned subsidiary of Luck Brothers, a shipping concern. Now, does it not sound strange to you that a shipping concern should be in charged of operating a Port Authority where that shipping... where that Port Authority should be treating all shippers equally."

Wolf: "I think what we're doing here is getting into a specific issue that you might want to check into, I'm speaking primarily of the Port Districts located in my district, there's absolutely no conflict of interests in that area that I know of and I..."

Speaker Shea: "For what purpose does the Gentleman from Cook, Mr. Maragos, seek recognition?"

Maragos: "A point of order, Mr. Chairman... Mr. Speaker. I would like to know the remarks that were made by the honorable Representative from McHenry County, I... his confusion of the issue of one Port District and another has nothing to do with issue and I think I should have brought forth so that there would be no misunderstanding."

Speaker Shea: "The Gentleman from McHenry will confine his questions to the two Bills, before us."

Skinner: "Thank you, Mr. Speaker. Unfortunately the Chicago interest in the Legislature have a way of getting



good downstate sponsors to sponsor these Bills. This is one of those bad Bills, this Bill is almost the epitome of the Arthur Wirtz's approach to private enterprise... government will provide the capitol investment and then Arthur or maybe one of ^{his} friends, or maybe someone totally unrelated to his... copying his method of private enterprise, will then operate the facility at a percentage of the gross. I would suggest that there is absolutely no justification whatsoever, for the State to pledge its full State and credit against Port Authority Bonds for Chicago, Shawneetown and Tri-City, which will amount, I am told... to thirteen million dollars. Now, the interest on that thirteen million dollars over life of the bond will be 9.49 million dollars, that is a gift of the people of the State of Illinois to the Chicago Port District, the Shawneetown Port District and the Tri-City Port District. I would suggest that a lot more is at stake here than the change of a percentage, I would suggest that perhaps with Trans-Oceanic Terminal Corporation and its parent company, a shipping concern... you have a grossed out conflict of interest... I would suggest that the property for which the Chicago Port District is pointing to spend a great part of a ten million dollars that they will get as strangely escalated in price from 26.8 thousand dollars per acre for the best hundred and fourteen acres in 1974, to an amazing fifty-nine thousand dollars per acre in 1976, just two years later and we have to get to the swamp and back to this too, to get the entire one hundred and ninety-five acres. I would also suggest that there is no guarantee we will get the money back especially from the Chicago Port District. How many containerized cargo handling facilities can the Great Lakes handle, there is only a nine month shipping season.



There are small ships that traverse the St. Lawrence Seaway and the competition of inter moto shipment is great on the east and gulf coast. We must compete with Loop, Superior, Milwaukee Burns Harbor and God knows how many other Port Districts. I would suggest that this is one of the things that the City of Chicago wants most this Session, right after the trust Bill and I hope that my downstate colleagues who are intending to vote for this Bill... know how much they are giving away when they do so, if they finally decide to do so which I hope they don't. Thank you, Mr. Speaker for your courteous attention."

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

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

Speaker Shea: "The Gentleman from Cook, Mr. Duff, moves the previous quesiton. The question is, shall the main question be put. All those in favor will say 'aye', those opposed 'nay', in the opinion of the Chair the motion receives the requisite vote and back to Mr. Wolf, to close."

Wolf: "Thank you, Mr. Speaker and Members of the House. With all due respect to some of the Representatives who have talked on these two Bills... this is not give away Legistion, this is not a hand-out and as a matter of fact I think that if the State of Illinois had a lot more projects... a lot more facilities, such as the dry dock handling facilities that we're talking about here, we would have to give less consideration to increasing taxes to the people in the State of Illinois. Both Senate Bill 1754 and 55, are just exactly what they were stated to be and that is, two pieces of Legislation intended to correct technical flaws in the Legislation which operates the Port Districts in the State of Illinois. They are intended to correct the



pay back formula from 50% to 20%... however, this is the percentage to 20% that was the original interpretation as given to the Port District themselves. This is important Legislation, I would sincerely ask for your approval and support. Thank you."

Speaker Madigan: "The question is, shall Senate Bill 1754, pass? All those in favor signify by voting 'aye', all those opposed by voting 'no'."

Clerk O'Brien: "Representative Madigan, in the Chair."

Speaker Madigan: "Roll Call will be for Senate Bill 1754 and 55, they are being taken together. And, the Chair recognizes the Gentleman from Lake, Mr. Deuster, to explain his vote."

Deuster: "Well, Mr. Speaker and Ladies and Gentlemen of the House. It is a little noisy and confusing on the House floor I think now, but I sat on the Counties and Townships Committee which heard this Bill and when I was on the Committee I voted for it, however I have had a small change of heart and it's for this reason... as I understand it, essentially the law the way it is right now is that 50% of gross receipts of these Port Authorities have to be paid back to the State... this Bill in a way shift revenue from the State to the Regional Port District by putting the percentage of pay back down to 20%, although I understand the Port District is in financial difficulty... so is the State of Illinois and all Members who hold vote on this have to on the one hand say, who's in worst shape, the Regional Port District or the State of Illinois and I'm inclined to think maybe some help ought to be offered to the Port District but perhaps if this can be... not passed at this time it could be brought back to Second Reading for an Amendment which would make the Bill not quite as extreme. I think going from 50% to 20% is too much



of a cut back and I would urge your 'no' vote."

Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Giglio, to explain his vote."

Giglio: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I too, heard this Bill in Committee and I just want to say we heard a Bill similar to this about the Port District and we're talking about the economy of the State, we're talking about how to get business and keep the ships flowing, how to get our cargo... not only through the State but through the waterway solvent to the ocean across our ocean. This is a Bill that will help the State and I think all the talk that we heard about it is contrary to what we're to do here and I would urge an 'aye' vote."

Speaker Madigan: "The Chair recognizes the Gentleman from Madison, Mr. Wolf, to explain his vote."

Wolf: "Thank you, Mr. Speaker. To explain my vote... I appreciate the comments of Representative Deuster, however, you're talking about increasing the pay back percentage... we get into a situation like this... what we're going to do is that we're going to force the Port Districts to increase their through put charge and in effect what we're doing is causing them to route business through another area, through another facility. It's going to cost the State business, it's going to cost the State in the net result dollars which can't afford to lose. This again is not a piece of give away Legislation, this is simply Legislation to put the pay back formula on the basis that it should be and should have been in the first place."

Speaker Madigan: "Have all voted who wished? Have all voted who wished? The Clerk will take the record. On this question there are 99 'ayes', 27 'no's', 10 voting 'present' and Senate Bills 1754 and 55, having received



JUN 21 1976

22.

the Constitutional Majority are hereby declared passed.
Mr. Maragos, do you wish to call Senate Bill 1863?
Mrs. Geo-Karis, do you wish to call Senate Bill 1918?
Mrs. Geo-Karis."

Geo-Karis: "The fine Sponsor of that will be Mike McClain,
and I'm the Co-sponsor. Is he there?"

Speaker Madigan: "Is Mr. McClain, in the Chamber? For
what purpose does the Gentleman from Christian, Mr.
Tipsword, arise?"

Tipsword: "Mr. Speaker, I think on a point of personal
privilege. I had..."

Speaker Madigan: "Would the Chamber give Mr. Tipsword, its
attention on a point of personal privilege."

Tipsword: "I delayed awhile ago when the Speaker called on
me, because I thought we should finish the business
at hand. What I'm inquiring about, Mr. Speaker, what
I'm making a point of personal privilege about. I
serve on the Appropriations II Committee and today
we were advised that Appropriation II... in Appropriations
II, that the House is going into Session and then
advised that the House was recessing for Appropriations
II, to complete the business then before it. We then
continued with the business of that Committee and while
we had continued for about 20 minutes, we discovered
then that the House was in Session, voting on Bills
on Third Reading and that someone had given the Committee
permission to continue in Session while the House was
in Session. Well now that's fine for the House but
it's not so fine for the Members of the Appropriations
Committee, and these Bills when which we're voting on
Third Reading are the ones that comprise our record
and which we must report to people in... the constituents
in our district as to what we have done upon these
various measures that come before the House. And, I



GENERAL ASSEMBLY

STATE OF ILLINOIS

HOUSE OF REPRESENTATIVES

would like to know first of all, what other Bills prior to 1754, were called while the Appropriations Committee was in Session and secondly if this kind of procedure is going to happen again."

Speaker Madigan: "Representative Tipsword, the Clerk will read the Bills which have been considered to this point. Mr. Clerk."

Clerk O'Brien: "Senate Bills, Third Reading. We passed Senate Bill 1564 and Senate Bill 1565, on one Roll Call. We passed Senate Bill 1643 and Senate Bill 1713."

Tipsword: "Mr. Speaker, I would like to have an opportunity to check these Bills and then I would like to make a motion perhaps to the House to be recorded upon those Roll Calls."

Speaker Madigan: "Thank you, Mr. Tipsword. Is Mr. Schisler, in the Chamber? Mr. Schisler, do you wish to call Senate Bill 1511. On the order of Senate Bills, Third Reading appears Senate Bill 1511. The Chair recognizes the Gentleman from Fulton, Mr. Schisler."

Clerk O'Brien: "Senate Bill 1511, a Bill for an Act to amend an Act to provide for the ordinary and contingent expense of the Department of Agriculture. Third Reading of the Bill."

Schisler: "Mr. Speaker and Ladies and Gentlemen of the House. Senate Bill 1511, is just a supplemental appropriation for two hundred and twenty thousand dollars additional authority for the Department of Agriculture to spend for meat funds and it transfers eight thousand in the division of agriculture industrial relations in the line item equipment to line item entitled for over-time payment in the division of meat, poultry and livestock inspection. It transfers thirty-five thousand from the line item equipment to line item awards for the destruction of livestock. I



ask for a favorable Roll Call."

Speaker Madigan: "Is there any discussion? There being no discussion, the question is, shall Senate Bill 1511, pass. All those in favor signify by voting 'aye', all those opposed by voting 'no'. Have all voted who wished? The Chair recognizes the Gentleman from Franklin, Mr. Hart, to explain his vote."

Hart: "I just wanted to ask a question of the Sponsor, I'm sorry I was a little late on getting on my feet on this one but, the meat and poultry inspectors have a union contract and I wanted to ask the Sponsor of the Bill if there is anything in the Bill by way of an increase in their pay during the next year."

Speaker Madigan: "The Chair recognizes the Gentleman from Fulton, Mr. Schisler, to explain his vote."

Schisler: "Mr. Speaker, Ladies and Gentlemen of the House. Not to my knowledge, this is strictly a supplemental appropriation and it's just what I said it's for and any other pay raise, I wouldn't have any knowledge of that."

Speaker Madigan: "Mr. Hart."

Hart: "All of the other State employees or nearly all of them anyway, are getting a 2½% increase in pay and I understand that the meat and poultry inspectors are not going to get that increase and I just wondered if you knew about that and if it could be in this Bill. Thank you."

Schisler: "I have no knowledge of it and I don't see it in the Bill."

Speaker Madigan: "Have all voted who wished? Have all voted who wished? The Clerk will take the record. On this question there are 131 'ayes', 1 'no', 3 voting 'present' and Senate Bill 1511, having received the Constitutional Majority is hereby declared passed. Mr. Schraeder.



On the order of Senate Bills, Third Reading appears Senate Bill 1514, the Chair recognizes the Gentleman from Peoria, Mr. Schraeder."

Clerk O'Brien: "Senate Bill 1514, a Bill for an Act making supplemental appropriations to the ordinary and contingent expense of the Department of Corrections. Third Reading of the Bill."

Schraeder: "Well, Mr. Speaker and Members of the House. This is a supplemental for corrections for the revolving fund of General Services to provide services unfortunately in the corrections budget they had plenty of funds but they were not able to transfer anticipated funds and the General Services Department did pay the cost of statistical revolving telecommunication of the State garage but corrections could not transfer their charge... their payments to General Services and this will allow that to happen, it just a matter of paying General services the money that was due to them for the bills that they paid for corrections. I would be glad to answer any questions, otherwise I would ask for a favorable Roll Call."

Speaker Madigan: "Is there any discussion? The Chair recognizes the Gentleman from Cook, Mr. Schlickman."

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

Speaker Madigan: "The Sponsor indicates that he will yield."

Schlickman: "The Senate had reduced the original appropriation by the sum of three hundred and nineteen thousand and four hundred and fifty-five dollars being the amount that would have gone to General Services and the Department of Finance for services provided. We restored that amount here in the House and I'm wondering if you could answer as to the need that General Services and Finance have for reimbursement."



Speaker Madigan: "The Chair recognizes the Gentleman from Peoria, Mr. Schraeder."

Schraeder: "Yes, I would be glad to answer that question. General Services paid the bills and corrections feel it's their obligation under the appropriation process to reimburse them for payments made for corrections, so this is an obligation and it does constitute the full amount."

Speaker Madigan: "Mr. Schlickman."

Schlickman: "One more question, if I may, Mr. Speaker. Do I understand you to say that... the three hundred and nineteen thousand, four hundred and fifty-five dollars will be going to General Services and Department of Finance... not for services they provided to corrections but..."

Schraeder: "Yes, they did provide the services for corrections, yes."

Schlickman: "Well okay, then let's go back to my original question. Is there a demonstratable need on the part of General Services and for the Department of Finance for reimbursements."

Schraeder: "Well, it's basis on the fact that these are paid by General Services for the various Departments. In this case corrections had the services and they did not get the revolving funds into General Services because of the... the funds were not there. We're just not transferring the funds for the bills that General Services paid."

Speaker Madigan: "Is there any further discussion? Mr. Schlickman, ^{this} is developing into a colloquy, how many more question do you have."

Schlickman: "Nothing, I was simply going to ask your permission to address myself to the Bill."

Speaker Madigan: "Proceed."

Schlickman: "Thank you, very much, Mr. Speaker. Mr. Speaker



and Members of the House. I think that it is important to appreciate that this Bill... appropriation Bill was in two parts. One part is for the payment by the State Department of Corrections to outside vendors who haven't been paid, the other part however, is for reimbursement by the Department of Corrections to two other State Agencies and I'm advised, Mr. Speaker and Members of the House that these two other State Agencies who provided services to the Department of Corrections presently have balances that may lapse the end of this year and it seems, Mr. Speaker and Members of the House, to me that before we can be satisfied... before we are called upon to vote on this Bill that we ought to be satisfied that there won't be any.... that they're any balances and that there won't be any lapsing by the Department of General Services and the Department of Finance. Otherwise, it seems to me that we're simply engaging in a shell game without any knowledge on our part as to who needed what."

Speaker Madigan: "The Chair recognizes the Gentleman from Franklin, Mr. Hart."

Hart: "Thank you, very much Mr. Speaker. I would like to ask the Sponsor a question about..."

Speaker Madigan: "The Sponsor indicates that he will yield."

Hart: "Representative Schraeder, over the week end it was in the papers that Mr. Krause, who heads up this Department was terminating an arrangement between the Shawnee College, Community College and the Vienna Correctional Institution which has been a leading program in the United States on rehabilitation of inmates through the facilities of this Shawnee Junior College. Now, today we're having some preliminary discussions with Mr. Krause about that and I would appreciate it if you would take this Bill out of the record until we have a



conservation with him about it, because the reason that he gave, that it was going to be done... was that there was no funding of it and up until this week-end at least those of us who are pretty close to the situation had assumed on the basis on what we had read and heard and talked about, that there wasn't any problem about continuing it for the next year. So, since we have some time left before this needs to pass, I would appreciate it if you would hold it for us until we can get that answer."

Schraeder: "Mr. Speaker, there is nothing to do with Shawnee College in this Bill, I don't know where that information came from. If it is, it's news to me."

Hart: "Well, this is where the money comes from."

Schraeder: "Money comes from Corrections to go to General Services Revolving Fund. That's all I know."

Hart: "Well, would you accomodate us at least until we can get it straightened out."

Schraeder: "That's your pleasure, Representative Hart."

Hart: "Thank you, very much Mr. Schraeder."

Speaker Madigan: "Mr. Schraeder, do you request that the Bill be taken out of the record? The Bill shall be taken from the record. Mr. Kozubowski... Is Mr. Kosubowski, in the Chamber? Mr. Schraeder, do you wish to call Senate Bill 1600... for what purpose does the Gentleman from Franklin, Mr. Hart seek recognition."

Hart: "Well, I conversed with some people here and we find that.. in fact Representative Schraeder, was exactly right. This is not the Bill that we were asking to hold so, I would appreciate the consideration of Representative Schraeder, we have no objection to continuing with this Bill."

Schraeder: "Fine."

Speaker Madigan: "Well shall return to Senate Bill 1514, and the Chair recognizes the Gentleman from Peoria, Mr.



Schraeder, on Senate Bill 1514."

Schraeder: "Well, Mr. Speaker, if they're no more questions I would ask for the passage of 1514, to the revolving fund to the General Services."

Speaker Madigan: "Is there any further discussion. There being no further discussion, the question is shall Senate Bill 1514, pass. All those in favor signify by voting 'aye', all those opposed by voting 'no'. Have all voted who wished? Have all voted who wished? Have all voted who wished? The Clerk will take the record. On this question there are 121 'ayes', 6 'no's', 19 voting 'present' and Senate Bill 1514, having received a Constitutional Majority is hereby declared passed. For what purpose does the Gentleman from Christian, Mr. Tipsword, seek recognition."

Tipsword: "Mr. Speaker, I would like to ask permission of the House that I might be recorded 'yes' on each of the four Bills, 1564, 1565, 1643 and 1713, that were voted on while I was in Appropriations II Committee."

Speaker Madigan: "Is there leave? Thank you. Leave having been granted, Mr. Clerk, will you record Mr. Tipsword. And the Clerk has requested that anyone else who wishes to vote on those Bills, simply approach the Clerk's podium at this time and they will record you on those Bills. Mr. Kozubowski, do you wish to call Senate Bill 15... you wish to hold that all day? On the order of Senate Bills, Third Reading appears Senate Bill 1600. The Chair recognizes the Gentleman from Peoria, Mr. Schraeder."

Schraeder: "Mr. Speaker, I'm holding this on the request of the Chairman of Appropriations, Representative Lechowiz."

Speaker Madigan: "You wish it all day?"

Schraeder: "All day, please."

Speaker Madigan: "Thank you, Mr. Schraeder. Mr. Barnes..."



Mr. Barnes, do you wish to call Senate Bill 1626, Board of Governors? On the order of Senate Bills, Third Reading appears Senate Bill 1626. The Chair recognizes the Gentleman from Cook, Mr. Barnes."

Clerk O'Brien: "Senate Bill 1626, a Bill for an Act making appropriations to the Board of Governors of State Colleges, Universities. Third Reading of the Bill."

Speaker Madigan: "Mr. Barnes."

Barnes: "Thank you, very much. Mr. Speaker and Members of the House. Senate Bill 1626, is the ordinary and contingent expense of the Board of Governors. This Bill... the original request was a hundred and seven million, two hundred and seventy point four, with Senate action that was changed by a reduction of three million, two hundred and forty-eight thousand, which gave a balance of a hundred and four million, twenty-six thousand point four. It was recommended out of the House Appropriations Committee at that level... floor action further agreed and concurred for the Bill now, would be one hundred and four million, twenty-six thousand four hundred dollars. I would appreciate a vote of the Members of the House on Senate Bill 1626."

Speaker Madigan: "Is there any discussion? There being no discussion, the question is, shall Senate Bill 1626 pass? All those in favor signify by voting 'aye', all those opposed by voting 'no'. Have all voted who wished? Mr. Terzich, would you push Mr. Leon's switch 'aye'. Have all voted who wished? Have all voted who wished? The Clerk will take the record. On this question there are 136 'ayes', 4 'no's', no voting 'present' and Senate Bill 1626, having received a Constitutional Majority is hereby declared passed. Mr. Stone... Mr. Stone, do you wish to call Senate Bill 1650."

Stone: "No, Sir. Not until I have cleared 16... have got



1651 out of Committee. We may not be running our Junior Colleges this year."

Speaker Madigan: "Should we hold this all day?"

Stone: "Yes, Sir."

Speaker Madigan: "Thank you. Mr. Farley... do you wish to call Senate Bill 1681? On the order of Senate Bill, Third Reading appears Senate Bill 1681. The Chair recognizes the Gentleman from Cook, Mr. Farley."

Clerk O'Brien: "Senate Bill 1681, a Bill for an Act to amend an Act in relation to the creation, maintenance, operation and improvement of the Chicago Park District. Third Reading of the Bill."

Farley: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Senate Bill 1681, would authorize the Chicago Park District to issue interm^M note^S or bond^S, anticipation note^S prior to the sale of bonds authorized in the manner already provided by law. This Bill would not raise the existing bond indebtedness limit or the manner which bonds are authorized. The Bill would permit the Chicago Park District when faced with high bond rates to issue interm notes until the bond market stabilized or became in a better posture. The notes would be paid from bond sale proceeds and meanwhile the Chicago Park District would be able to proceed with needed reservations and improvements to that Park District System. I would appreciate a favorable Roll Call."

Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Walsh."

Walsh: "Mr. Speaker and Ladies and Gentlemen of the House. I rise to oppose this Bill and I oppose it not really very much with the hope of beating it but, I would hope that someone would listen and consider what happens when we do something very innovative for the Chicago



Park District the Chicago Board of Education. Some years ago we permitted the Chicago Park District to issue bonds without referendum in the amount of a half of 1% of the... I beg your pardon, 2½% of the assessed valuation. It was only a short time after that that all Park Districts were given the same privilege because of those of you that don't live in Chicago suffered because of what happened in the Chicago Park District in that instance. Just this Session we permitted the Metropolitan Sanitary District to issue bonds on exactly the same basis. Now, for the Chicago Park District and I submit to you, that in the future for other taxing bodies... taxing bodies in your district we are going to permit the issuance of bond interest anticipation warrants... of all the ridiculous things I'm ever heard of, this has to be it. But, you might say... well it only applies to Chicago, well it doesn't. It's going to apply in your district... mark my word and I urge you to vote 'no' on this Bill."

Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Mann."

Mann: "Would the Gentleman yield to a question?"

Speaker Madigan: "The Sponsor indicates that he will yield."

Mann: "What is the dollar amount of these notes?"

Farley: "They are the same as the bonds."

Mann: "What is the dollar amount of the bonds?"

Farley: "I don't have any exact figures on that."

Mann: "Well, Mr. Speaker, I hadn't intended speaking against this Bill but I think we ought to know how much money is involved here."

Farley: "Well, Mr. Speaker. There is no determinable amount at this time because we don't know exactly what kind of projects we're going to proceed with... there are some that they are anticipating starting with and this money would be an interim method of financing those



projects, these are strictly start up costs and I might point out that anticipation notes is a growing method of financing throughout this country. It allows flexibility and it allows payment of preliminary costs. So, Mr. Mann, at this time I can't give you a dollar amount but I can tell you that this is a better method of financing in this point."

Mann: "Well, Mr. Speaker, may I speak to the Bill?"

Speaker Madigan: "Proceed, Mr. Mann."

Mann: "Well, Mr. Speaker, as I intended... I did not rise for the purpose of opposing the Bill but as the Sponsor now presents it, and I know he presents it in a very best of faith and with all the information which he now has at his... hand, I don't know whether we're authorizing at this point a blank check and I don't know what we're authorizing this check for... in as much as this is a Senate Bill, it would seem to me that we would have adequate time to pass it if the Gentleman would consider taking it out of the record. But of course that's entirely up to him but, I certainly can't vote for it until I know of what we're talking about in terms of dollars and cents."

Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Shea."

Shea: "Mr. Speaker and Ladies and Gentleman of the House. This Bill does not authorize the Chicago Park District to issue one penny more in bonds than they are authorized by statute, right now. What it says, if they decide to issue a million dollars in bonds for any given project, say for fixing up the Shedd Aquarium that instead of selling the million dollars worth of bonds immediately, because the project will last over a period of time that they may in turn sell short-term notes to pay for the project on a pay as you go method. And,



when the project is completed that they then can go ahead and sell the bonds and pay off the short term note. What it will in affect do, is substantly decrease the interest cost during the construction period. This is a method being used presently by the Public Buildings Commission in Chicago and has saved substantial amount of money in the construction of new schools and other public buildings but perhaps because there is some misunderstanding on this Bill, perhaps the Sponsor would take it out of the record at this time and let those people that seem to raise some question, come see the Sponsor that then... we would be in a better position to have informed votes. So, if the Sponsor would take it out at this time and let those people who have some question... come talk to him, perhaps it would be better."

Speaker Madigan: "Mr. Farley, indicates that he wishes Senate Bill 1681 be taken from the record. It shall be taken from the record. Is Mr. McClain, in the Chamber? Mr. McClain... Mr. Kozubowski, do you wish to call Senate Bill 1546, on Second Reading? Mr. Kozubowski, Senate Bill 1603... Mr. Kozubowski, do you wish to hold those all day? Mr. Byers... Mr. McClain, has returned to the Chamber and on the order of Senate Bills, Third Reading appears Senate Bill 1918. The Chair recognizes the Gentleman from Adams, Mr. McClain."

Clerk O'Brien: "Senate Bill 1918, a Bill for an Act to amend an Act to tax gifts, inheritances, transfers, appointments and interest in certin cases. Third Reading of the Bill."

McClain: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Senate Bill 1918, passed out of Revenue Committee unanimously, it increases the inheritance tax



exemption for spouses from twenty thousand to forty thousand, brothers and sisters from twenty thousand or from ten thousand to twenty thousand, aunts, uncles, etc., from five hundred dollars to a thousand and strangers now a hundred dollars to five hundred dollars. I would like to point out that we have not amended the exemption for spouses and ancestors and children since 1895, this is what I call a very amenable Bill, it has a tax impact for next year... 3.3 million to eight million dollars and I would urge your 'aye' vote on this increase in tax exemption."

Speaker Madigan: "The Chair recognizes the Gentleman from Will, Mr. Leinenweber."

Leinenweber: "Thank you, Mr. Speaker. I would like to ask the Sponsor a question."

Speaker Madigan: "The Sponsor indicates that he will yield."

Leinenweber: "If you read the Bill synopsis and also if you read the Bill, it was amended in the Senate... completely changing the Bill from an increase in exemption to the allowing of a... I'm looking at page 5... a deduction value of such taxable transfers the lesser of twenty thousand or a sum which deducted from the gross value will be reduced by twelve hundred, the tax imposed by this section. Isn't that the position that the Bill is in right now rather than just a increase in exception?"

McClain: "Sir, I don't believe so but let me... let's take it out of the record and I'll come down and talk to you."

Leinenweber: "Thank you."

Speaker Madigan: "Senate Bill 1918, shall be taken from the record. Mr. Byers... do you wish to hold that Bill up all day? Mr. Houlihan, do you wish to call Senate Bill 1627, on Second Reading? You wish to hold that



all day? Mr. Hanahan, is Mr. Hanahan in the Chamber? Do you wish to call Senate Bill 1939? On the order of Senate Bills, Second Reading appears Senate Bill 1939. The Chair recognizes the Gentleman from McHenry, Mr. Hanahan."

Clerk O'Brien: "House Bill 1939, a Bill for an Act making appropriations for the ordinary and contingent expense of the University Civil Merit Board. Second Reading of the Bill, one Committee Amendment. Amends Senate Bill 1939, on page 1, line 15 and so forth."

Speaker Madigan: "Mr. Hanahan."

Hanahan: "Yes, that's the Committee Amendment, Mr. Speaker and..."

Speaker Madigan: "Mr. Hanahan, moves for the adoption of Amendment #1..."

Hanahan: "No... Mr. Speaker, I'm not the sponsor of that Amendment, it was a Committee Amendment."

Speaker Madigan: "Which Committee, Mr. Hanahan?"

Hanahan: "Appropriations Committee #2."

Speaker Madigan: "Is Mr.... Mr. Byers, you offered this Amendment is Committee, do you wish to offer it at this time? The Chair recognizes the Gentleman from Madison, Mr. Byers."

Byers: "Thank you, Mr. Speaker. As I recall, Amendment #2, was a deduction..."

Speaker Madigan: "Amendment #1, Mr. Byers."

Byers: "It was a staff Amendment and I remember that it was drawn up and it was a reduction of three thousand dollars as I recall for..."

Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Lechowicz."

Byers: "Nine thousand."

Lechowicz: "Thank you, Mr. Speaker. It is a reduction of nine thousand, three hundred dollars in the following



areas, eight thousand contractual services, a thousand in equipment, three hundred in operations of auto equipment. It's a very minor reduction of a four hundred thousand plus budget and it should be moved for the adoption of Committee Amendment #1."

Speaker Madigan: "Mr. Byers, moves for the adoption of Amendment #1, to Senate Bill 1939. All those in favor..."

Hanahan: "Hold it, Mr. Speaker..."

Speaker Madigan: "For what purpose does the Gentleman from McHenry, Mr. Hanahan arise?"

Hanahan: "As Sponsor of the Bill, I would like to oppose this Amendment."

Speaker Madigan: "Proceed, Mr. Hanahan."

Hanahan: "Well, Mr. Speaker and Members of the House. This Amendment was put on, I feel in error... first of all a misunderstanding in the purposes and intent of what the State University Civil Service Merit Board is envisioned to do and the purposes of their creation. This Amendment will restrict the ability of the Universities Civil Service Merit Commission to operate in defending themselves in two areas. One, in the area of suits placed against them by EOC and FEPC, in their examination of University personnel. They have clearly stated that their budget is going to end up with an eight hundred and fifty-five dollar total lapse and their judgement was that the amount of law suites that have already been discussed on what it will take in the coming year that they need the additional funds that this Amendment would take out, the six thousand dollars or so, that it would take out and therefore this Amendment is in opposition of what they need to operate properly. And, I urge a negative vote on this Amendment."

Speaker Madigan: "Mr. Byers, has offered and spoke on behalf of the Amendment. Mr. Hanahan, has spoke in opposition



to the Amendment, is there any further discussion?

The Chair recognizes the Lady from Cook, Mrs. Catania."

Catania: "Well, thank you, Mr. Speaker and Members of the House. I believe I heard the previous speaker correctly I think he said that the money that we are taking out would be used by this University Civil Service Merit Board to defend itself against charges by the FEPC and EEOC, our designated authorities for ending discrimination. Now, that's a very interesting statement of this particular Agency for which we appropriated twenty thousand dollars three years ago so they could hire affirmative action officer to clean up their shop... they never used that twenty thousand dollars, they put it in reserve. They now have no affirmative action plan at all and what the Sponsor is asking for now, is money for them to defend themselves because they have no affirmative action plan. This reduction is an excellent Amendment, what we really ought to do is abolish the whole agency which I think is useless."

Speaker Madigan: "Is there any further discussion? There being no further discussion... who wishes to close the debate? Mr. Byers... the Chair recognizes the Gentleman from Madison, Mr. Byers, to close the debate."

Byers: "Well, I would urge adoption of this Amendment... it will lapse at least eight thousand dollars in contractual and over four thousand dollars in other lines and they also have a five thousand dollar lapse in legal, so they only anticipate spending another three thousand for the hearing boards in this request so, I would move this adoption it's nine thousand, three hundred dollars."

Speaker Madigan: "The question is, shall Amendment #1, to Senate Bill 1939 be adopted? All those in favor will signify by saying 'aye', opposed... in the opinion of the Chair the 'ayes' have it and the Amendment is



adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Madigan: "Mr. Hanahan, requests a Roll Call. Are you joined by anyone else, Mr. Hanahan? The Chair sees five others who join you and therefore we will have a Roll Call. The question is, shall Amendment #1, to Senate Bill 1939 be adopted. All those in favor will signify by voting 'aye', all those opposed by voting 'no'. Have all voted who wished? Have all voted who wished? Have all voted who wished? The Clerk will take the record. On this question there are 72 'ayes', 46 'no's', 3 voting 'present' and Amendment #1, is adopted. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Madigan: "Third Reading. On the order of Senate Bills, Third Reading appears Senate Bill 1681. The Chair recognizes the Gentleman from Cook, Mr. Farley."

Farley: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I did talk to the Representative that had a question on the Bill, I think I explained the Bill to them... to their satisfaction. I think that everything that I have said... holds true and just to reiterate... I would state that this does not authorize the Park District with any increase issuance of bonds and it would allow a method of financing that would permit start-up cost for various projects in the Chicago Park Districts and I would appreciate your favorable Roll Call."

Speaker Madigan: "The Chair recognizes the Gentleman from Peoria, Mr. Mudd."

Mudd: "Yes, Mr. Speaker and Members of the House. This Bill was debated in a Committee which I'm a Member and at that time... during debate of this particular Bill, it was decided very definitely that this proposal would



save taxpayers money and I think that the one concern that everyone had... whether or not it would give additional bonding authority and it does not do that. These notes are taken into consideration on the bonding limitation and I think it's a very good Bill and deserves support, I think it is going to save the taxpayers some money."

Speaker Madigan: "The Chair recognizes the Gentleman from Knox, Mr. McMaster."

McMaster: "Well, Mr. Chairman and Ladies and Gentlemen of the House. This Bill came through the Counties and Township Committee and I believe that the one 'no' vote recorded in that Committee hearing was mine. I think that if you read the Digest on this... it may not permit additional bonding power but it does permit the Park District prior to issuance of the bond, to go ahead and borrow money and legally tax the people to pay the interest on that money. It says it gives the Commissioners at their discretion... they may provide for the levy and collection of a direct annual tax upon all taxable property in the Park District sufficient to pay the interest on such notes from maturity or any portion of such interest. It says that these notes are limited to one year after date of issuance. But, there is nothing that says it cannot be reissued year after year and I would say, Ladies and Gentlemen, that this is a bad Bill, I think we passed something similar a year or two ago in regard to sanitary district and I think that was just as bad. Someone has said that it had saved the taxpayers a lot of money. I don't see anyone who has come up with figures in regards to how much money it had saved. I would urge a 'no' vote."

Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Totten."



Totten: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. What we're attempting to do in Senate Bill 1681, has a very familiar ring. The City of New York did exactly the same thing when they issued short term notes in attempt to cover the difficulties they had with bonding. They were unable to roll those short term notes because they were unable to sell the bonds and they ended up bonding operations. And, we all know the situation that we're in, in New York City. And, let me point out that it seem rather peculiar on our 200th birthday, that because of the financial situation in New York that we return to the situation there where the City is only worth what it was many years ago and that's twenty-four dollars and I don't think we have any takers for it. I don't think it's appropriate for us to try that same course as we are trying in Senate Bill 1681. Short term notes is not a feasible way to propose doing what they're doing for the Part District in hopes of selling bonds... it can only lead to financial disaster."

Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Madison."

Madison: "Thank you, very much, Mr. Speaker. Would the Sponsor yield for question?"

Speaker Madigan: "The Sponsor indicates that he will yield."

Madison: "Representative Farley, is there any particular reason why the interest on these notes could not be paid out of bond proceeds when the bonds are sold?"

Farley: "Would you ask me that again, please."

Madison: "Is there any particular reason why the interest could not be paid out of the bond proceeds when the bonds are finally sold... rather than leveling the tax paid interest."

Farley: "No, that's exactly what we're doing. First of all



the Digest is not correct, what you are listening to I think was Representative McMasters..."

Madison: "No, I was reading the Digest."

Farley: "Right, talk about... from the Digest, if you will notice, the Amendment strikes the enacting clause to begin with and in the way it is written in the Digest is completely incorrect. What you asked me is if the interest is paid out of the bond... the interest on the bonds."

Madison: "Is the interest on the..."

Farley: "Yes..."

Madison: "... notes paid from bond proceeds."

Farley: "Yes, exactly."

Madison: "Thank you."

Farley: "That's what the Bill does."

Speaker Madigan: "Is there any further discussion? There being no further discussion, the Chair recognizes the Gentleman from Cook, Mr. Farley, to close the debate."

Farley: "Well, Mr. Speaker, the reason that we came in with this Bill was there was a letter from the Continental Bank urging the Chicago Park District to proceed with this type of Legislation for the reason so stated. The letter stating that it would be a saving to the taxpayer and it would allow the Park District to proceed with start up cost for various projects throughout the Chicago Park District which affects lots of Members here. I think that it has been thoroughly discussed and I would just appreciate an 'aye' vote."

Speaker Madigan: "The question is, shall Senate Bill 1681, pass. All those in favor signify by voting 'aye', all those opposed by voting 'no'. Have all voted who wished? Have all voted who wished? The Clerk will take the record. On this question there are 111 'ayes', 33 'no's' 1 voting 'present' and Senate Bill 1681, having received



a Constitutional Majority is hereby declared passed.

The Chair recognizes the Gentleman from Cook, Mr. Shea."

Shea: "Mr. Speaker, I move that the House now stand in recess for forty-five minutes or until the hour of 6:20, so that Appropriations II, may meet."

Speaker Madigan: "You all heard the motion. All those in favor signify by saying 'aye', opposed... The House shall be recessed until the hour of 6:20. And for what purpose does the Gentleman from Cook, Mr. Barnes, seek recognition?"

Barnes: "Thank you, very much. Mr. Speaker, I would urge all Members of the Appropriations II Committee to come immediately to Room 118, we have three measures... we are about 95% through the Office of Education and if we are there right away it should take no more than a half an hour. Immediately room 118."

Speaker Madigan: "The House shall stand in recess until 6:20."

Speaker Madigan: "The Speaker wishes to announce that the House will stand in recess until 7 o'clock, another half hour of recess. So that the announcement is that the House will continue to stand in recess until 7 o'clock and the Speaker wishes to advise that we should plan on a long evening tonight. Long..."

Doorkeeper: "All persons not entitled to the House floor please retire to the gallery."



Speaker Madigan: "The House will come to order. On the order of House Bills, Second Reading appears House Bill 991, is Mr. Farley, on the floor? On the order of House Bills, Second Reading appears House Bill 3124, is Mr. Daniels on the floor. The Chair recognizes the Gentleman from DuPage, Mr. Daniels."

Clerk O'Brien: "House Bill 3124, a Bill for an Act to revise the law in relation to medical practice. Second Reading of the Bill."

Daniels: "Yes, Sir. Mr. Speaker and Ladies and Gentlemen of the House. I would like with the Chair's permission and the permission of the House to move for the adoption of Amendment #3, and I would like to Table Amendment #1, and hold Amendment #2."

Speaker Madigan: "Mr. Daniels moves to Table Amendment #1. Is there any discussion? There being no discussion, the leave... for what purpose does the Gentleman from Cook, Mr. Lundy, arise?"

Lundy: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I noticed that the Bill, at least as described in the Digest, was recommended do pass as amended and I presume that the Amendment that we're Tabling is a Committee Amendment and I think that in light of that the Sponsor might at least explain to us what that Amendment does."

Madigan: "Mr. Daniels."

Daniels: "I would be happy to. Representative Lundy, Amendment #1, all the items in Amendment #1, are contained in Amendment #3. Amendment #3, puts it in better order and brings forth some of the issues that were discussed in the Committee that I told them that I would correct."

Lundy: "Thank you."

Madigan: "The Gentleman requests leave to Table Amendment #1. Are there objections? There being no objection, leave



is granted. Amendment #1, is Tabled. Are there further Amendments?"

Clerk O'Brien: "Amendment #2, Daniels..."

Speaker Madigan: "The Chair recognizes Mr. Daniels."

Daniels: "Mr. Speaker, with leave of the House I would like to proceed with Amendment #3, and hold Amendment #2."

Speaker Madigan: "You wish to pass Amendment #2."

Daniels: "Yes."

Speaker Madigan: "The order of business shall be Amendment #3."

Clerk O'Brien: "Amendment #3, Daniels. Amends House Bill 3124, on page 1, by deleting line 1 through 4, and so forth."

Daniels: "Mr. Speaker, Ladies and Gentlemen of the House. Amendment #1, which was a Committee Amendment and which you heard the explanation which is Tabled, created the Illinois Patient's Compensation Fund, the fund is intended to supplement the Illinois State Medical Society captive carrier by providing what is essentially re-insurance. That would be activated if the director of insurance determined that the voluntary market of medical malpractice insurance was not sufficient to meet a medical malpractice crisis. The activation would be only if activated by the director of insurance and on his determination. The participation to create the Illinois Patient's Compensation Fund, would be on the basis of assessment of all hospitals and doctors practicing medicine in the State of Illinois. Amendment #3, requires mandatory participation if... in the event the director of insurance determines that it is necessary they're also sanctions to be adopted in the event that individuals, doctors or hospitals refuse or fail to pay their assessment charges. Now, I would emphasize that this Bill came out of Committee, 14 to nothing, with



one voting 'present' and it basically creates an alternative method of meeting any potential malpractice crisis and I would urge the adoption of Amendment #3."

Speaker Madigan: "Mr. Daniels, moves for the adoption of Amendment #3... and the Chair recognizes the Gentleman from Cook, Mr. Lundy."

Lundy: "Thank you, Mr. Speaker and Members of the House. Representative, in the last Session of the Legislature..."

Speaker Madigan: "You wish to ask a question, Mr. Lundy?"

Lundy: "Yes, please, Mr. Speaker."

Speaker Madigan: "The Sponsor indicates that he will yield."

Lundy: "Thank you. In the last Session of the General Assembly we created a joint underwriting... organization, how does this differ from that which is, as I understand it, the Department is already authorized to create."

Daniels: "That is correct. The Joint underwriting or it's commonly defined as the JUA, basically a method which involves private insurance companies which would be required to underwrite the malpractice insurance. The Patient's Compensation Fund would be an alternative method that the director may chose to institute if he feels necessary. This would involve merely the hospital and doctors practicing medicine in the State of Illinois. And, I might add, the JUA expires next year in 1978."

Speaker Madigan: "Mr. Lundy."

Lundy: "Thank you, Mr. Speaker. One additional question if the Gentleman will yield. Is there any public funding involved in the new association or empathy which..."

Daniels: "No, there is not."

Lundy: "Thank you."

Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Schlickman."

Schlickman: "Thank you, Mr. Speaker. Will the Sponsor



yield?"

Speaker Madigan: "The Sponsor indicates that he will yield."

Schlickman: "Is Committee Amendment... Amendment #2, the Committee Amendment?"

Daniels: "No, it isn't. Committee Amendment #1, which I just Tabled with leave of the House. The difference between Amendment #2, which I've requested leave of the House to hold and Amendment #3, is Amendment #3, makes the program mandatory in the event that the director of insurance institutes it. Amendment #2, would make it voluntary... actually we probably should filed them the other way having two, the one that we're working on now, but I... in my opinion in a meeting with our staff assistants, Mr. Harris and Mr. Giorgi and Chairman Washington, it was determined the best way and only way really to make this operate properly in the event it's instituted, make it mandatory."

Schlickman: "One other question if I may, Mr. Speaker. What is the sanction that would be imposed upon a doctor or a hospital?"

Daniels: "Representative Schlickman, the sanction is contained in Section 709, which allows the compensation fund. That's in the last page of the Amendment that you have, which allows the Patient's Compensation Fund to file a civil action aganst any hospital or doctor that fails to pay his proper assessment. There is no sanctions involved as far as license, reputation and things of that nature."

Schlickman: "Thank you."

Speaker Madigan: "The Chair recognizes the Gentleman from Peoria, Mr. Schraeder."

Schraeder: "Mr. Chairman, I wondered if the Sponsor would yield to one question?"

Speaker Madigan: "The Sponsor indicates that he will yield."



Schraeder: "I'm in favor of the Bill and the Amendment but I would like to ask if it's the opinion of the counselors if this is a constitutional provision that would mandate that they belong to the program."

Daniels: "Yes, it is their opinion, Mr. Harris and Mr. Giorgi, the Republican and Democratic staff of the Judiciary Committee that it is constitutional it would be..... of doing business."

Schraeder: "Thank you."

Speaker Madigan: "Is there any further discussion? No further discussion, the question is shall Amendment #3 be adopted. All those in favor signify by saying 'aye', opposed. The 'ayes' have it and Amendment #3 as adopted. Are there further Amendments, Mr. Clerk?"

Clerk Selcke: "We've skipped Amendment #2, do you want to go back to it?"

Speaker Madigan: "Is there a number 4?"

Clerk Selcke: "No."

Speaker Madigan: "Mr. Daniels."

Daniels: "Yes, Mr. Speaker, Ladies and Gentlemen of the House. I would ask leave to Table Amendment #2."

Speaker Madigan: "The Gentleman has requested leave to Table Amendment #2, is there leave... leave being granted Amendment #2, is Tabled. Mr. Daniels, do you wish to move to go to Third Reading? Thank you. On the order of House Bills, Second Reading... House Bill 3124, shall be moved to Third Reading. Mr. Katz, do you wish to move House Bill 3191? The Chair recognizes the Gentleman from Cook, Mr. Katz."

Katz: "I had no Amendment but, Mr. Deuster, indicated to me that he had an Amendment to offer, Mr. Speaker."

Clerk Selcke: "House Bill 3191, a Bill for an Act to amend Section of an Act in relation to establishment, maintenance and operation of county law libraries. Second Reading



of the Bill, one Committee Amendment."

Speaker Madigan: "The Chair recognizes the Gentleman from Lake, Mr. Deuster."

Clerk Selcke: "Amends House Bill 3191."

Deuster: "Well actually, Mr. Speaker and Ladies and Gentlemen of the House. Amendment #1, was offered by the Sponsor Representative Katz, in Committee... that's not my Amendment and I think maybe it would be appropriate for Representative Katz, to handle this Amendment, this is the one that changes the dollar amount."

Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Katz."

Katz: "Yes, the first Amendment was one added in Committee, Mr. Speaker and Ladies and Gentlemen of the House. In order to satisfy everyone on the Committee, this is a Bill that currently has to do with the financing of law libraries that are available both to lawyers and to non-lawyers, where they may find the law relating to legal problems. In Cook County... the charge is one dollar that is added to the cost of filing a law suit or one dollar in defence and the Bill itself in its original form... since there had been no increase for many, many years and since they are building five suburban courts in Cook, where they will need law libraries... the Bill increased it from one to three dollars as the amount that would be added and collected when suits are filed in Cook an agreement was reached however, and the three dollars has been changed to two dollars so that this would leave a one dollar per case increase in the charge that is paid by the plaintiff or the first defendant who files an appearance and I would urge the adoption of Committee Amendment #1."

Speaker Madigan: "The Chair recognizes the Gentleman from DuPage, Mr. Daniels."

Daniels: "Will the Sponsor yield?"



Speaker Madigan: "The Sponsor indicates that he will yield."

Daniels: "I'm sorry, Representative Katz, do did you say
this applied only to Cook County?"

Katz: "Yes, the Bill applies to Cook County only in the form
in which it is at this particular moment."

Daniels: "I understand an Amendment is coming up on that so
I'll withhold any further questions."

Katz: "All right."

Speaker Madigan: "Is there any further discussion? There
being no further discussion, the question is, shall
Amendment #1, to House Bill 3191 be adopted. All those
in favor signify by saying 'aye', opposed... In the
opinion of the Chair, the 'ayes' have it and Amendment
#1, is adopted. Are there further Amendments?"

Clerk Selcke: "Amendment #2, Deuster. Amends House Bill
3191..."

Speaker Madigan: "The Chair recognizes the Gentleman from
Lake, Mr. Deuster."

Deuster: "Mr. Speaker, I wonder if I might have leave of the
House in this case, to consider Amendment #4... out of
order at this time and the reason for this request is
that the three Amendments that I have were designed to
be mutually exclusive and for an orderly consideration
of the House it would be better to take up Amendment #4,
first and the reason for this is that this relates to
extending the Bill beyond Cook County, to other Counties
and I thought it would be better to present Amendment #4,
first... this would apply it to all counties in the
State of Illinois."

Speaker Madigan: "The Chair recognizes the Gentleman from
Cook, Mr. Shea."

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

Speaker Madigan: "The Sponsor indicates that he will yield."

Shea: "As I understand it, this is presently in Chapter 81,



Section 81, and this Bill or the laws as presently is, applies statewide, is that correct?"

Deuster: "Yes, Mr. Shea, that is correct. The Bill... the law as it presently exist applies statewide, to all counties."

Shea: "All right, now... Mr. Katz's seeks at least within the County of Cook, to change the dollar to two dollars is that correct."

Deuster: "That's correct, Sir."

Shea: "And, would you tell me what Amendment 2 and 3, are and why you want to go to 4."

Deuster: "Yes, this is the way that it is. Actually through an inadvertance by the Clerk, they were numbered in the wrong order. Amendment #2, would apply this to all counties over one hundred thousand in population. So, this would leave out the little counties who might not be interested in having the benefit of this law. Amendment #3, leaves out all counties except those two hundred thousand in population over so that would be the metropolitan or urban larger counties, the DuPage, Madison, St Clair, Will, Winnebago and so forth. And Amendment #4, which I'm requesting leave to consider at this time, would apply this Bill to all of Illinois without excluding any counties. And, what I thought, I would offer Amendment #4, first and if they're are any Gentleman on the House... or Ladies on the House floor representing the little counties... that for some reason don't want to be in here, they can just speak up and we can reject Amendment 4. If not, well then Amendment #4, would go on the Bill and the others would not be pursued."

Speaker Madigan: "Mr. Deuster, do you wish to offer... or Mr. Deuster, has requested leave to consider Amendment #4, at this time rather than first considering Amendments 2 and 3. Is there leave... leave being granted."



Clerk Selcke: "Amendment #4, Deuster. Amends House Bill 3191, on page 1, and so forth."

Speaker Madigan: "Mr. Deuster."

Deuster: "Yes, Amendment #4, would extend the benefits of this Act. of this Amendment to the Act to all the counties of Illinois and the basis Act itself provides that, where there is a county law library, the County Board may if it wishes, impose a county law library fee of one dollar. The Katz Bill or Amendment changes that to two dollars since... oh, at least fifteen years have transpired since the initial enactment of this Act and in Cook County the experience is, they feel a need for more money to maintain their law library. My Amendment #4, would extend this privilege... this power to all the counties of Illinois."

Speaker Madigan: "The Gentleman moves for the adoption of Amendment #4, and on that motion the Chair recognizes the Gentleman from Peoria, Mr. Schraeder."

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

Speaker Madigan: "The Sponsor indicates that he will yield."

Schraeder: "May I ask who uses the law libraries presently in existence and who would use the new ones and what restrictions are placed upon their use."

Deuster: "Yes, that's a good question. Anybody... any citizen can use the law libraries, there are no restrictions on use of the law libraries at least from my experience in Lake County and in Cook County and I think in DuPage County. I'm sure as a matter of practice probably the law libraries are used by lawyers more than anybody else who are either defending somebody or representing one side or the other of a case. But, they are open to all citizens and they are a public library."

Schraeder: "What would be the fiscal cost to my county or any other county downstate that would have a population



of two hundred thousand."

Deuster: "It depends on how many cases are filed, it's just when a case is filed there is a library fee that appears along with the filing case... filing fee and it has been regarded as being nominal in the past."

Schraeder: "All right, thank you."

Speaker Madigan: "Is there any further discussion? There being no further discussion. The question is, shall Amendment #4, to House Bill 3191, be adopted. All those in favor will signify by saying 'aye'. Opposed. The 'ayes' have it and Amendment #4, is adopted. The Chair recognizes the Gentleman from Lake, Mr. Deuster, on Amendment #2."

Deuster: "Mr. Speaker, I would like to Table Amendment #2."

Speaker Madigan: "You request leave to consider Amendments 2 and 3, at the same time."

Deuster: "Yes, I would like to Table both of those Amendments as they are inconsistent with the Amendment we have adopted."

Speaker Madigan: "The Gentleman has requested leave to consider Amendments 2 and 3, together for purpose of a motion to Table. Is there leave? There being no objection, leave is granted and Amendments 2 and 3, are Tabled. Are there further Amendments? Third Reading. On the order of House Bill, Second Reading appears House Bill 3367. Mr. Collins, is Mr. Collins in the Chamber? For what purpose does the Gentleman from Cook, Mr. Shea, arise?"

Shea: "Mr. Speaker, Ladies and Gentleman of the House. I talked to Representative Collins, just before we left and we had an attentive agreement that he could take that Bill subject to the Department, getting him some later information and we agreed that if the Department did supply it, he would bring it back. So, I have no



objection to him moving the Bill at this time... or being moved."

Speaker Madigan: "The suggestion is, that House Bill 3367 be moved from the order of Second Reading to the order of Third Reading. Is there leave? Leave being granted House Bill 3367, shall be placed on the order of Third Reading."

Clerk Selcke: "House Bill 3367, a Bill for an Act making appropriations and so forth. Second Reading of the Bill, no Committee Amendments."

Speaker Madigan: "Mr. Kane, do you wish to call House Bill 3588?"

Kane: "Yes."

Speaker Madigan: "On the order of House Bills, Second Reading appears House Bill 3588. The Chair recognizes the Gentleman from Sangamon, Mr. Kane."

Clerk Selcke: "House Bill 3588, a Bill for an Act to amend the Illinois Pension Code. Second Reading of the Bill, three Committee Amendments. Committee Amendment #1, amends House Bill 3588, on page 4, by inserting after line 35, the following and so forth."

Speaker Madigan: "Mr. Kane. Mr. Kane, do you wish to proceed?"

Kane: "I don't know what the Amendments are..."

Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Terzich."

Terzich: "Mr. Speaker, Committee Amendment #1, it makes no substantive change on the Bill, what happened was on page 5, was omitted from the original Bill and that merely completes paragraph 14... 152, of the Bill."

Speaker Madigan: "Mr. Terzich, you move the adoption of Amendment #1?"

Terzich: "Yes."

Speaker Madigan: "Mr. Terzich, moves for the adoption of Amendment #1, to House Bill 3588. Is there any discussion?"



The Chair recognizes the Gentleman from Winnebago, Mr. Giorgi."

Giorgi: "Well, Mr. Speaker, I wonder why the emergency if it doesn't make any substantive changes?"

Speaker Madigan: "Mr. Giorgi, do you wish to ask a question of the Sponsor?"

Giorgi: "I certainly do, Sir."

Speaker Madigan: "The Sponsor indicates that he will yield."

Terzich: "On page 5, of the Bill was omitted from the Bill, so we had to amend the Bill to complete it."

Speaker Madigan: "Is there any further discussion? There being no further discussion, the question is, shall Amendment #1, to House Bill 3588 be adopted. All those in favor signify by say 'aye', opposed... In the opinion of the Chair, the 'ayes' have it and Amendment #1, is adopted. Are there further Amendments?"

Clerk Selcke: "Committee Amendment #2, Terzich. Amends House Bill 3588, on page 1, in each of line 1 and 6, and so forth."

Speaker Madigan: "Mr. Terzich."

Terzich: "Yes, Amendment #2, the General Assembly last spring passed Senate Bill 184, which in part provided that the district office employees may be placed on a payroll and they may elect to purchase up to five years of service under the contract of provisions which was prior to January 1, 1976. The Senate has yet to establish a payroll for these employees and the House did not begin until March 1, '76, the Amendment would allow district office employees to purchase service credit for that period which they were denied service credit do to payrolls not being established. I move for adoption of Amendment #2."

Speaker Madigan: "Is there any discussion? There being no discussion. The question is, shall Amendment #2, to House Bill 3588 be adopted? All those in favor signify



by saying 'aye', opposed... in the opinion of the Chair the 'ayes' have it and Amendment #2, is adopted. Are there further Amendments?"

Clerk Selcke: "Committee Amendment #3, Terzich. Amends House Bill 3588, page 1, in lines 1 and 2, and so forth."

Speaker Madigan: "Mr. Terzich."

Terzich: "Amendment #3, this Amendment would allow persons who have retired to independantly earn service credit and to utilize the receiptacle Act at a later date and I urge for adoption of Amendment #3."

Speaker Madigan: "The Chair recognizes the Gentleman from Champaign, Mr. Hirschfeld."

Hirschfeld: "Yes, Mr. Speaker. I wonder if the Sponsor has filed an impact statement?"

Speaker Madigan: "Are you addressing a question to the Clerk?"

Hirschfeld: "Who ever has to answer that question, it is my understanding on these pension Bills that there has to be impact statement filed and I didn't have a copy of one and I was wondering if one has been filed."

Terzich: "There is no money involved in these Bills, these are all... this is all clean-up Bills, Representative... and as far as the impact statement is concerned, you are correct and you have a right to request an impact statement. I can assure you there will be one on your desk tomorrow morning."

Speaker Madigan: "Mr. Hirschfeld."

Hirschfeld: "Well, Mr. Speaker... it is my understanding before the Bills can be moved, we've got to have that impact statement and I would request it at this time and ask that the Bill be held... similar to to the same precedent we had last week on a similar Bill, until that impact statement is filed."

Speaker Madigan: "The Gentleman has requested that the Bill



be held on the order of Second Reading until an impact statement is filed. Mr. Terzich, what is your pleasure?"

Terzich: "Well, he has a right... that is part of the rules if he requests an impact statement or request a Bill to be held until that's furnished, that's all right with me. However, I did^{say}/that there is no money involved in this Bill...."

Speaker Madigan: "Mr. Terzich, indicates that he will hold the Bill on the order of Second Reading, however, our posture now is consideration of Amendment #3. Do you move the adoption of Amendment #3. Mr. Terzich? Mr. Terzich, moves that Amendment #3, be adopted... and for what purpose does the Gentleman from Champaign, Mr. Hirschfeld, arise?"

Hirschfeld: "I would like to the Sponsor a question, if he would yield, Mr. Speaker."

Speaker Madigan: "The Sponsor indicates that he will yield."

Hirschfeld: "Representative Terzich, would the Amendment as I read it, Amendment #3, would this permit concurrent vesting of pension funds?"

Terzich: "No, it does not."

Hirschfeld: "Well, would you explain what the Amendment does accomplish then?"

Terzich: "Well... this is the receptacle Act, Representative Hirschfeld and unless you actually understand how the receptacle Act would work... basically what this does is, that if a person is eligible under receptacle pension benefits, may apply to receive the.. apply the receptacle Act I. Now, what this simply does is that if a person such as yourself happens to retire from the General Assembly pension fund for example and you went to work for the University of Illinois, you could gain credits under the University Illinois Pension Fund. The way it was... what happen is that if you were under two receptacle groups or pension programs, that if you



retired from one you could not gain credit while working for another company or institution that had a pension program. This was discussed with Mr. Norman Lentz, from the General Assembly Retirement System and also Mr. Weinberg, from the Pension Laws Commission and there is no harm in the Bill itself. It's a complicated situation and you would have to understand the receptacle Act to appreciate it."

Speaker Madigan: "Mr. Hirschfeld."

Hirschfeld: "Let me ask you a more concrete example. If for example, a Member of the General Assembly had a job in the County of Cook, which is sometimes referred to as double dipping... and that person retired from one or more of these jobs and what this particular Amendment assist that person in gaining recognition of his pension benefits."

Terzich: "No, it would not."

Hirschfeld: "Well, Mr. Speaker. With all due respect to the answer of the Sponsor of this particular Amendment, I think that all this Amendment does is attempt to bail out the double dippers in the State of Illinois and we've seen this citizens group going around the State trying to stop this type of practice and it seems to me, the last thing that we should do here in the Legislature is pass some Amendment on a pension Bill that will enable people to leave their office in the of Cook and serve their primary functions of Legislator and still permit them to accrue credits under a pension plan for the time that they spend the job which is referred to as double dipping. I think it is a very bad Amendment, I think that it is a precedent of this Legislature should avoid and I would urge a 'no' vote on Amendment #3."

Speaker Madigan: "The Chair recognizes the Gentleman from



Cook, Mr. Shea."

Shea: "Will the Sponsor yield for a question?"

Speaker Madigan: "Yes... who do you direct your question to, the Sponsor of the Amendment?"

Shea: "Yes."

Speaker Madigan: "The Sponsor indicates that he will yield."

Shea: "Mr. Terzich, as I understand the Amendment... what it says is, if I worked as a teacher for the University of Illinois and were also a Member of the General Assembly that were I too retire from the University of Illinois that I could keep and continue on as a Member of the General Assembly. I would not be precluded from accruing benefits in the General Assembly, is that correct?"

Terzich: "That's correct."

Shea: "What it does is... says in effect, once you retire you're not precluded from accruing benefits in a second job. is that right?"

Terzich: "That's exactly what the Amendment does."

Shea: "But, after you retire from one or the other jobs."

Terzich: "That's correct and you can only use the receptacle Act one time."

Shea: "All right, thank you."

Speaker Madigan: "Any further discussion? There being no further discussion, the question is, shall Amendment #3, to House Bill 3588 be adopted? All those in favor signify by saying 'aye', opposed... In the opinion of the Chair, we should have a Roll Call. On that question all those in favor will signify by voting 'aye', all those opposed by voting 'no'. Have all voted who wished? Have all voted who wished? The Clerk will take the record. On this question there are 67 'ayes', 47 'no', no voting 'present' and Amendment #3, is adopted. Are there further Amendments? No further Amendments, Third



Reading. Mr. Giorgi, do you wish to call House Bill 3656."

Giorgi: "Yes, Sir."

Speaker Madigan: "The Chair recognizes the Gentleman from Winnebago, Mr. Giorgi."

Clerk Selcke: "House Bill 3656, a Bill for an Act to amend Section 3, of the Capitol Development Bond Act. Second Reading of the Bill, Amendment #1... Committee Amendment #1, Skinner. Amends House Bill 3656, page 1, and so forth."

Speaker Madigan: "The Chair recognizes the Gentleman from Winnebago, Mr. Giorgi."

Giorgi: "Well, Mr. Speaker if you're going to recognize me... We want to resist Amendment #1, because it's the Middle Fork fight all over again..."

Speaker Madigan: "Excuse me, Mr. Giorgi. You're not the Sponsor of the Amendment?"

Giorgi: "No."

Speaker Madigan: "Thank you, Mr. Giorgi. The Chair recognizes the Gentleman from McHenry, Mr. Skinner, on Amendment #1."

Skinner: "Thank you, Mr. Speaker. Amendment #1, is a Committee Amendment... it is not my Amendment, I offered it in Committee, it was adopted unanimously by the Committee if my memory serves me correctly. This Amendment does one thing, in the original Bill the appropriation the authorization for waterways is increased by twenty-six million dollars. This takes the authorization down 5.5 million dollars, now the Representative from Winnebago County has pointed out, or has labeled this Amendment the Middle Fork Amendment. I would suggest that it is his lable and if you wish to take it as another way of voting on the Middle Fork, I'm not going to resist that but I would point out that this does not absolutely kill the Middle Fork Dam, as I certainly



think should be the case. What it does is say to the Governor, you're spending to much money in waterways. You're spending five... you're planning to spend five million dollars..."

Speaker Madigan: "For what purpose does the Gentleman from Grundv, Mr. Washburn, arise?"

Washburn: "Thank you, Mr. Speaker. I would ask the Sponsor if he would hold this Bill for a day or two as the appropriations Bill is now being heard in Appropriations I, and it is a complicated Bill, it re-appropriation... the appropriation and I would hope that he would hold this until that gets out of the Committee and catch up it so we'll know where we stand on both measures."

Skinner: "I would certainly...."

Speaker Madigan: "Mr. Giorgi, do you wish to hold the Bill?"

Giorgi: "Mr. Chairman... Mr. Speaker, rather... I think the Appropriations Bill has already gone out. It's not being heard in Committee."

Washburn: "It's being heard tomorrow."

Giorgi: "The Appropriation Bill with the Middle Fork in it... the opposition has already gone out, Mr. Washburn."

Speaker Madigan: "Mr. Washburn."

Washburn: "That was waterways Bill, this is a Capitol Development Board Bill."

Giorgi: "Well, Mr. Washburn, there are nine Amendments on this Bill now and I would rather... why don't we work on these nine Amendments tonight and if the Bill goes to Third, I'll bring it back to Second if it's your request... but I would like to get this Bill to Third Reading. This is just the first Amendment let's put the Bill in the shape that I would like it and I'll bring it back to Second... tomorrow."

Washburn: "All right. Could he go with the Amendments then and maybe leave it on Second because there will probably be



some more after that Bill is heard in Appropriations tomorrow."

Giorgi: "Go to Third and then move it back to Second, I agree to that. As one Legislator leader to another, I will give you my word."

Washburn: "Well... if you won't hold it on second then, with that understanding I would suggest then that you pull it out of the record and wait until tomorrow or Wednesday."

Speaker Madigan: "Mr. Giorgi, what is your pleasure?"

Giorgi: "Just take it out momentary I want to talk to Mr. Washburn."

Speaker Madigan: "This Bill shall be taken from the record. Mr. Downs, do you wish to call House Bill 3798? On the order of House Bill, Second Reading appears House Bill 3798. The Chair recognizes the Gentleman from Cook, Mr. Downs."

Clerk Selcke: "House Bill 3798, a Bill for an Act to amend the Criminal Code of 1961. Second Reading of the Bill, one Committee Amendment. Amends House Bill 3798, on page 1. by deleting lines 10 through 18, and so forth."

Speaker Madigan: "Mr. Downs."

Downs: "Thank you. Mr. Speaker and Ladies and Gentlemen of the House. This is a Committee Amendment that was offered by Representative Duff. Is it all right for me to present the Amendment?"

Speaker Madigan: "Would you restate that Mr. Downs."

Downs: "This was a Committee Amendment offered with unanimous consent by Representative Duff, is it appropriate to proceed?"

Speaker Madigan: "Who is the Chairman of the Committee, Mr. Downs?"

Downs: "Representative Katz."

Speaker Madigan: "Mr. Katz... would you be willing to offer



the Committee Amendment to this Bill, which was adopted in your Committee?"

Katz: "Yes, Mr. Speaker, I'd be very pleased to offer Amendment #1. This is an amendment which helps to carry out the purpose of the Bill, which is to make it so that an individual who burns his own place is guilty of arson, as well as an individual who burns somebody else's place and this Amendment was carefully drawn to carry out the purposes of that Amendment and the purpose of this legislation, so I would be glad to offer Amendment #1 to House Bill 3798, Mr. Speaker."

Speaker Madigan: "The question is, shall Amendment #1 to House Bill 3798 be adopted? Is there any discussion? There being no discussion, all those in favor of the adoption of the Amendment will signify by saying 'aye'. Opposed, in the opinion of the Chair, the 'ayes' have it and Amendment #1 is adopted. Are there further Amendments Third Reading. Mr. Stearney, is Mr. Stearney in the Chamber? Mr. Luft, on the Order of House Bills, Second Reading appears House Bill 3903. The Chair recognizes the Gentleman from Mazewell, Mr. Luft."

Clerk Selcke: "House Bill 3903. A Bill for an Act to amend Section 2 of an Act to provide for the ordinary and contingent expenses of the Court of Claims. Second Reading of the Bill. No Committee Amendments."

Speaker Madigan: "Mr. Luft."

Clerk Selcke: "One Floor Amendment. Amendment #1. Luft. Amend House Bill 3903 by deleting line 14 through 17 and so forth."

Luft: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Amendment #1 simply increases the funds available for the Court of Claims to pay out for the awards they have made in fiscal 76 by \$687,000. The total appropriation, then, for fiscal year 1976 would be \$1,537,000 and I would ask for your approval."



Speaker Madigan: "The Gentleman moves for the adoption of Amendment #1. Is there any discussion? The Chair recognizes the Gentleman from Cook, Mr. Schlickman."

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

Speaker Madigan: "The Sponsor indicates that he will yield."

Schlickman: "These are for the awards under the Crime Victim Compensation Act?"

Luft: "No, they're under Section 24. They are awards that have to be made immediately."

Schlickman: "O'kay, why the 100% increase, practically, for what was originally appropriated?"

Luft: "O'kay, House Bill.... I can't answer that. The only thing I know is House Bill 3903 was introduced in April and on April 23, 1976 and thereafter, the Court awarded or possible awards, according to the judges, \$444,253.41. Also, there are pending and expect to be awarded 12 policeman and fireman deaths, which would total \$243,000, for the \$687,000 rounded off figure."

Schlickman: "Thank you."

Speaker Madigan: "Is there any further discussion? There being no further discussion, the question is, shall Amendment #1 to House Bill 3903 be adopted. All those in favor, signify by saying 'aye'. Opposed. In the opinion of the Chair, the 'ayes' have it and the Amendment is adopted. Are there further Amendments? Third Reading. Mr. Rigney, on the Order of House Bills, Second Readings, appears House Bill 3933. The Chair recognizes the Gentleman from Stephenson, Mr. Rigney."

Clerk Selcke: "House Bill 3933. A Bill for an Act to require Braille markings on control devices for elevators. Second Reading of the Bill. One Committee Amendment. Amend House Bill 3933, page 1, by deleting lines 1, 2, 4 and so forth."



Rigney: "Mr. Speaker, at this time, I ask leave to Table 3933."

Speaker Madigan: "The Gentleman requests leave to Table House Bill 3933. Is there leave? For what purpose does the Gentleman from Rock Island, Mr. Jacobs, arise?"

Jacobs: "Mr. Speaker, House Bill 3933 was amended in Committee and what the Amendment was, was to strike everything after the enacting Clause and change the date that was then the original Bill, which was passed in 1975 and it's pertaining to Braille on elevators and in all apartment buildings and public buildings, and the reason for the Amendment and why I object to Representative Rigney's request to Table this Bill is the fact that the Law has not been enforced since 1975, and there is a hundred dollar a day penalty and if any of these apartments, bank buildings or what have you, who do not have the Braille. are liable to this fine and in our Committee, we decided, inasmuch as House Bill 3933 covered all elevators in all buildings. including factories and others that it be better that we change the previous law, the time until January of 1977, and that's the reason for my objection."

Speaker Madigan: "Mr. Jacobs has objected to the request of Mr. Rigney for leave to Table House Bill 3933. The Chair recognizes the Gentleman from Cook, Mr. Shea."

Shea: "Would the Gentleman yield for a question?"

Speaker Madigan: "Which Gentleman?"

Shea: "Mr. Rigney."

Speaker Madigan: "The Sponsor of the Bill indicates he will yield."

Shea: "So I understand why you're attempting to do here, the present law requires what?"

Rigney: "It requires a Braille marking on all elevators and lift devices in the State, whether they be a passenger elevator. freight elevator, so forth. I've attempted to



amend this Bill, amend the original Act with this Bill to narrow this down to say that only passenger elevators and freight elevators used by passengers would have to be marked by such a plate. There were a couple of other provisions in the Bill. Then this Amendment was offered and I just felt, you know, in good conscious, the Bill was in the shape that I wanted to present it."

Shea: "Well, what I'm concerned about, if I understand the Gentleman from Rock Island's statement correctly and this Bill corretly, what I'm concerned about is the Legislative intent that's going to be taken from our actions here today and let me walk you through what I think and then perhaps somebody can explain where I might be wrong. If one of these companies are sued for failure to have a Braille plate on a freight elevator and somebody says it was the intention of the General Assembly that those only be passenger plates or passenger elevators and then somebody would get this Bill and show that there was an attempt to amend the original Act and that this House gave leave to Table that, then it would appear to me that it was then the intent of the General Assembly that the original Law would be enacted and that those People with just plain freight elevators would be responsible for either having the Braille markings or be responsible for the fine, and I don't think that's what you had in mind and that is my concern that either by a straight Motion to Table approved by the majority of the Members of the House of Representative, what somebody will get out of this, or that perhaps before you Table it, we can clear up the intent."

Speaker Madigan: "The Chair recognizes the Gentleman from Stephenson, Mr. Rigney."

Rigney: "Well, in reply, Mr. Shea, my Bill was attempting to clear up some of the problems that I felt was in the present Act. Now that was Tabled in Committee, or I should say



everything after the enacting clause was struck from the Bill, so the only thing the present Bill does is merely change the effective date of the Act and sets it back until July 1 of next year. If there's serious objection to tabling it, you know, I'm willing. Let it go on to Third Reading."

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

Speaker Madigan: "For what purpose does the Gentleman from Cook, Mr. Shea, arise?"

Shea: "Perhaps rather than Table the Gentleman would want to make a Motion to recommit and place on Interim Study."

Speaker Madigan: "For what purpose does the Gentleman from Rock Island, Mr. Jacobs, arise?"

Jacobs: "Well, Mr. Chairman, Ladies and Gentlemen of the House, I think probably we ought to, maybe I ought to explain a little what happened in Committee. The Committee thought, was under the impression and thought that this Representative Rigney's Bill, we were in favor of the Bill, but it included all elevators, even in factories and the thing that we said to Mr. Rigney was this. If we could amend it so that we can extend the present, change the present law to become effective July 1, 1977 and then we will have a subcommittee work with Mr. Rigney and come back with Mr. Rigney's own Bill, but one that the Committee can endorse, but under the present, the Committee unanimously voted not to accept the Bill as it is at present. That was the reason for the Amendment."

Speaker Madigan: "Mr. Rigney, have you withdrawn your Motion to Table and you wish to move the Bill to Third Reading? However, I believe there is an Amendment to the Bill. Mr. Rigney."

Rigney: "Mr. Speaker, the Amendment was offered by the Committee. In other words, they struck everything after the enacting clause in my Bill and all they did was to



put in a different effective date, so I think probably the Chairman of the Committee or the subcommittee should offer that Amendment."

Speaker Madigan: "The Chair recognizes the Gentleman from Rock Island, Mr. Jacobs."

Jacobs: "Well, in that case, I move that Amendment #1 to House Bill 3933 be adopted."

Speaker Madigan: "The Motion is, should Amendment #1 be adopted. All those in favor, signify by saying 'aye'. Opposed. In the Opinion of the Chair, the 'ayes' have it and Amendment #1 is adopted. Are there further Amendments? Third Reading. Mr. Schneider, do you wish to hold that all day? Mr. Leinenweber, on the Order of House Bills, Second Reading, appears House Bill 927. The Chair recognizes the Gentleman from Will, Mr. Leinenweber."

Leinenweber: "Mr. Speaker, I don't believe there are any Amendments to this Bill. I don't believe there are any Amendments."

Speaker Madigan: "Mr. Leinenweber, the Clerk informs me that the Bill has already been moved to Third Reading."

Leinenweber: "Thank you."

Speaker Madigan: "Mr. Farley, do you wish to hold those all day? Mr. Giorgi, do you wish to continue to hold House Bill 3656? Mr. Giorgi."

Giorgi: "Yes, Sir, but I'd like to call....."

Speaker Madigan: "You wish to hold 3656 all day?"

Giorgi: "Yes, until tomorrow."

Speaker Madigan: "Thank you, Mr. Giorgi. Mr. Stearney.

Is Mr. Stearney in the Chamber? Mr. Giorgi. House Bills, on Second Reading. House Bill 3906. The Chair recognizes the Gentleman from Winnebago, Mr. Giorgi."

Clerk Selcke: "House Bill 3906. A Bill for an Act to amend Section 17 of the Workmen's Occupational Disease Act.



Second Reading of the Bill. One Committee Amendment.
Amend House Bill 3906, page 1, lines 1 and 5 and so
forth."

Speaker Madigan: "For what purpose does the Gentleman from
Cook, Mr. Walsh, arise?"

Walsh: "Mr. Speaker, Representative Deavers has a number of
Amendments on these Bills and I understood Representative
Deavers to say that these Bills were going to be held
pursuant to an Agreement with the Sponsor and himself
until Tuesday, until tomorrow. This agreement, I think,
was made last week on Thursday."

Speaker Madigan: "Mr. Giorgi."

Giorgi: "Mr. Speaker, I agreed to hold the Bills until today."

Speaker Madigan: "Mr. Walsh."

Walsh: "Well, I thought it was until tomorrow, and I wonder
if he would agree to hold them until tomorrow or until
later tonight when Mr. Deavers gets here."

Speaker Madigan: "Mr. Giorgi."

Giorgi: "Mr. Speaker, you know, I'm holding up some Bills
that are entrusted in my care. They're not my Bills,
but they are very important, like 3656 and I had to
hold that until tomorrow. I'd rather go with 3906 and
3907 tonight, put them on Third and I'll bring them
back if Mr. Deavers' Amendments have merit."

Speaker Madigan: "Mr. Giorgi, is it your pleasure to proceed
with the Bill?"

Giorgi: "Yes, Sir."

Speaker Madigan: "Mr. Clerk, who is the Sponsor of Amendment
#1?"

Clerk Selcke: "Amendment #1 is a Committee Amendment, intro-
duced by Representative Hill."

Speaker Madigan: "Mr. Hill, do you wish to offer the Amendment?
Mr. Giorgi, on Amendment #1.

Giorgi: "Mr. Speaker, I move to adopt Committee Amendment #1



of course, but the Amendment is the work, or the attempted work of People in management, people in labor, in working on Amendments to the Workmen's Comp Act and this is the Occupational Act, part of it and this Amendment has to do with the reference constantly to the common cold as the source of rewards under the Workmen's Comp Act and this tends to alleviate that. This also allows the.... it's put a limitation on the filing of a claim three years from the injury or two years from the last payment, which is later and this is all this Amendment does. I move for the adoption of the Amendment."

Speaker Madigan: "The Gentleman moves for the adoption of Amendment #1. Is there any discussion? The Chair recognizes the Lady from Lake, Mrs. Geo-Karis."

Geo-Karis: "Will the Sponsor yield for a question?"

Speaker Madigan: "The Sponsor indicates he will yield."

Geo-Karis: "Mr. Sponsor, doesn't this Amendment, in effect, rewrites the whole Bill?"

Speaker Madigan: "Ladies and Gentlemen of the House, this is a very important Bill and some very important Amendments and the Chair would appreciate the attention of the House to Mr. Giorgi and those in opposition to Mr. Giorgi. Mr. Giorgi."

Giorgi: "Would you repeat your question, please?"

Geo-Karis: "Mr. Sponsor, doesn't this Amendment rewrite the whole Bill?"

Giorgi: "No, Adeline, not if you're familiar with the Amendment."

Geo-Karis: "It is Amendment #1 by Hill and it seems to be...."

Giorgi: "Which Bill are you looking at? 3906 or 3907?"

Geo-Karis: "I'm sorry, I'm looking at 3907."

Giorgi: "That's right. This is 3906."

Geo-Karis: "Oh, I apologize."

Speaker Madigan: "Is there any further discussion? There being no further discussion, the question is, shall



Amendment #1 to House Bill 3906 be adopted. All those in favor, signify by saying 'aye'. Opposed. In the Opinion of the Chair, the 'ayes' have it and Amendment #1 is adopted. Are there further Amendments?"

Clerk Selcke: "Amendment #2. Deavers. Amend House Bill 3906 on page 4, line 13, and insert immediately after the period the following."

Speaker Madigan: "For what purpose does the Lady from Lake, Mrs. Geo-Karis, arise?"

Geo-Karis: "I wonder, Mr. Speaker and Ladies and Gentlemen of the House, whether these Amendments rise or fall, I wonder if I could plea to the chivalry of the Sponsor of the Bill to wait until tomorrow because I believe Mr. Deavers is unadvoidedly detained and there are a whole flock of Amendments? I wonder if I can prevail upon the good graces of the Sponsor."

Speaker Madigan: "Mr. Geo-Karis, I believe that Mr. Giorgi has already answered that request to Mr. Walsh."

Geo-Karis: "That was on 3906. I'm talking about 3907."

Speaker Madigan: "Is there any further discussion? For what purpose does the Gentleman from Lake, Mr. Matijevich, arise?"

Matijevich: "Well, only to make a Point of Order. Her Point of Order referred to 3907. We're on 3906, so she's out of Order on that. Right?"

Speaker Madigan: "Your Point is well taken, Mr. Matijevich. The Chair recognizes the Gentleman from Cook, Mr. Walsh,

Walsh: "Well, Mr. Speaker, since the Sponsor has declined to hold the Bill, Representative Tuerk was going to handle Amendment #2."

Speaker Madigan: "Thank you, Representative Walsh. The Chair recognizes the Gentleman from Peoria, Mr. Tuerk."

Tuerk: "This is Amendment #2 to House Bill 3906, as I get it. Well, Mr. Speaker, Members of the House, Amendment #2 simply states that"



Speaker Madigan: "For what purpose does the Gentleman from McHenry, Mr. Hanahan, arise?"

Hanahan: "On a Point of Order. Would the Clerk read the name of the Sponsor of Amendment #2."

Speaker Madigan: "The Sponsor of the Amendment is Mr. Deuster. However, the Assistant Minority Leader, Mr. Walsh, indicated that Mr. Tuerk would handle the Amendment instead of Mr....."

Hanahan: "I haven't heard leave being granted for that purpose and I object to leave being granted. We're all being paid to be here, and if a Member has an Amendment, let him be here to present it."

Speaker Madigan: "Tom, I understand that there's need in that instance, Mr. Hanahan."

Hanahan: "There has to be some reason the Sponsor of the Amendment.....There's no Rule providing for someone to substitute for another."

Speaker Madigan: "Mr. Hanahan, the Parliamentarian informs me that any Member can handle an Amendment for any other Member unless the Sponsor of the Amendment objects, and in light of that, Mr. Tuerk is proper in his sponsorship of this Amendment at this time."

Hanahan: "Yes, but has the Member granted permission for another Member to handle his Amendment?"

Speaker Madigan: "Mr. Walsh has stated....."

Hanahan: "He's just stated he wants somebody else to handle it, he didn't say somebody granted the permission. Walsh can't give permission for Deavers."

Speaker Madigan: "Mr. Walsh, do you wish to respond."

Walsh: "Mr. Speaker, any Member can move the adoption of the Amendment. I think the Parliamentarian has ruled that way and I suggest that we get on."

Speaker Madigan: "Your Point is well taken. The Chair recognizes the Gentleman from Peoria, Mr. Tuerk."



Tuerk: "Thank you, Mr. Speaker, Members of the House, Amendment #2 to this Bill simply states that no ordinary disease of life, to which the general public is exposed shall be subject to compensation under the Occupational Disease Act, unless that disease follows as a direct result of work related disease. Now the language in 3906 goes part way toward removing that ordinary disease from compensation, but it also would permit compensation for the common disease, peculiar to the individual's employment. Therefore, it is conceivable under 3906 that without this Amendment, a garbage collector, for example, who must work out of doors, might be compensated for the common flu, because working in the rain is peculiar to his employment, so what this Amendment does is just go a little bit beyond what the language in House Bill 3906 does and makes it clear that the disease peculiar to that kind of work is not compensable and I would move for the adoption of Amendment #2 to House Bill 3906."

Speaker Madigan: "Is there any discussion? The Chair recognizes the Gentleman from Winnebago, Mr. Giorgi."

Giorgi: "Mr. Speaker, the language in the Workmen's Compensation Act covers this subject very well. What he's attempting to do is take out a disease that is caused by employment, so that a person that encrues the disease during employment would be precluded from qualifying under Workmen's Compensation Act. I think it's a step into the dark ages and a step backward and I ask that you resist this Amendment."

Speaker Madigan: "The Chair recognizes the Gentleman from McHenry, Mr. Hanahan."

Hanahan: "Mr. Speaker, Members of the House, this Amendment is an attempt, it's actually a subterfuge to get at some of the illnesses that are created while employed."



We have many places around the State where we have freezers and lockers and employment that are hazardous to somebody's health that are incidental to that kind of employment. Now, I personally and Representative Skinner has personally been in the freezer up in Belevidere, Illinois and those People that are working in and out of those green giant freezers and lockers that end up with pneumonia and ends up with those kinds of health infirmities because of that kind of employment certainly if the Commission determines that that kind of disease was caused because of that kind of occupation, that that kind of claim should be allowed. This kind of an Amendment really is a step backward. It's contrary to what we consider a good reasonable latitude that the Commission should have in order to determine whether a claim is part of an incident of work and it's a bad amendment and should be defeated."

Speaker Madigan: "Any further discussion? The Chair recognizes the Gentleman from Lake, Mr. Schuneman."

Schuneman: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House, I rise in support of Amendment #2. I think we should be careful that we're not once again led down the primrose path on workmen's compensation. Amendment #2 would correct one of the flaws in the present law, which is causing a particular problem with employers throughout the State. Amendment #2 is a reasonable approach to the Occupational Disease coverage and I would urge the adoption of this Amendment."

Speaker Madigan: "The Chair recognizes the Gentleman from Madison, Mr. Byers."

Byers: "Will the Sponsor yield, Mr. Speaker?"

Speaker Madigan: "The Sponsor indicates that he will yield."

Byers: "Representative Tuerk, if we would adopt this Amendment, what affect would this have on the Workmen's Compensation rates?"



Tuerk: "Well, it would hold them steady and there wouldn't be any real influence on the rates themselves."

Byers: "O'kay, thank you."

Speaker Madigan: "The Chair recognizes the Gentleman from McHenry, Mr. Skinner."

Skinner: "For a Point of Personal Privilege, I hope, Mr.

Speaker. My name was used in debate and I certainly would not want anyone to think that just because I've been in and out of the freezer with Tom in Bellvidere that that meant I was not in favor of this Amendment, which I am."

Speaker Madigan: "Is there any further discussion? There being no further discussion, the question is, shall Amendment #2 to House Bill 3906 be adopted? Mr. Tuerk, do you wish to close?"

Tuerk: "Well, a while ago, the Membership was circulated a little story here about Workmen's Compensation rates going up another 24% and if they look on their desk, they can see that handout, which was distributed a while ago. This Amendment would go a long way toward equalizing or stabilizing the rates on Workmen's Compensation Insurance. Now a while ago, it was characterized that this Amendment was a step backward. I submit to you, Mr. Speaker and Members of the House, that this is a very solid Amendment. I merely provides that those diseases be work related and I can't think of anything more usual and accessible than this type of an Amendment. It's not a step backward. It's a step forward. It's just merely requires that that disease be work related and then at that point, it would be compensable, and therefore, it makes eminently good sense to adopt this Amendment and I would move for the adoption and ask for a Roll Call vote."

Speaker Madigan: "For what purpose does the Gentleman from Cook, Mr. Lundy, arise?"



Lundy: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House, I rise on a Point of Order. I have in front of me Amendment 2, which states 'Amend House Bill 3906 on page 4 and so forth' and I also have House Bill 3906 which is a one page Bill and I ask a question as to whether the Amendment is in order. It does not purport to amend this Bill as amended. It simply amends it on page 4 and there is no page 4 in the original Bill."

Speaker Madigan: "The Chair recognizes the Gentleman from Peoria, Mr. Tuerk."

Tuerk: "Well, I have closed on the Motion to adopt the Amendment when the Point of Order was raised. Now, it's my understanding that this little Housekeeping error was called to the attention a couple of hours ago, and it was my understanding that that was going to be corrected." If that hasn't been done, Mr. Speaker, I would ask leave to amend the Amendment on the face and proceed with the adoption of the Amendment."

Speaker Madigan: "The Chair recognizes the Gentleman from McHenry, Mr. Hanahan."

Hanahan: "Yes, I object for unanimous consent or for leave and I might say maybe that's the reason why we shouldn't allow somebody else to handle somebody else's amendment."

Speaker Madigan: "Mr. Tuerk has requested leave to amend the Amendment on its face. Mr. Hanahan has objected to that request and it is the Ruling of the Chair that Mr. Lundy's point is well taken and therefore, the Amendment is Out of Order. For what purpose does the Gentleman from Peoria, Mr. Tuerk, arise?"

Tuerk: "Well, with that Ruling, Mr. Speaker, I would ask leave to take this out of the Record until we get this Amendment in Order then. We'll move to the adoption at that time."

Speaker Madigan: "Gentleman has requested leave to take Amendment #2 Out of the Record. Is there leave? There



being no objection, leave is granted. The Chair recognizes the Gentleman from Winnebago, Mr. Giorgi."

Giorgi: "Mr. Speaker....."

Speaker Madigan: "Are there any further Amendments? Are there any further Amendments?"

Clerk Selcke: "Amendment #3. Tuerk. Amend House Bill 3906 as amended on page 4, line 13 and so forth."

Speaker Madigan: "The Chair recognizes the Gentleman from Peoria, Mr. Tuerk."

Tuerk: "To my knowledge, there's no Amendment 3 on 3906."

Speaker Madigan: "Mr. Clerk, do we have an Amendment? There's an Amendment #3 on file and the Chair recognizes the Gentleman from Peoria, Mr. Tuerk."

Tuerk: "Well, Mr. Speaker, the staff did get into action and took care of that little problem we had on Amendment #2 and we have Amendment #3, which is precisely what Amendment #2 did from a substantive standpoint. The technical error has been corrected. It merely, as I say, stated a moment ago, points out that ordinary disease of life should be connected with the work related situation. I would move for the adoption of the Amendment #3."

Speaker Madigan: "The Chair recognizes the Gentleman from Winnebago, Mr. Giorgi."

Giorgi: "Mr. Speaker, has this Amendment been distributed?"

Speaker Madigan: "The Clerk informs me that the Amendment has not been printed and therefore not distributed."

Giorgi: "So, it's out of order?"

Speaker Madigan: "And therefore the Amendment is out of order. Are there further Amendments? Mr. Clerk? Mr. Giorgi."

Giorgi: "We'd like the General Assembly to deliberate 3906 and 3907 tonight and after Mr. Deavers gets through in the morning, I'll discuss it with him, the merits of his Amendments and if these Bills get to Third, I'll move them back to Second, if his Amendments have merit."



Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Walsh."

Walsh: "Mr. Speaker, in the past when an Amendment has not been distributed, you've taken the Bill out of the Record and awaited the distribution of that Amendment. Now, that's what we must do now. The Clerk read the Amendment....."

Speaker Madigan: "Mr. Giorgi, what's your pleasure now?"

Giorgi: "Third Reading."

Speaker Madigan: "Third Reading."

Walsh: "Mr. Speaker, I address that question to you, not to Mr. Giorgi."

Speaker Madigan: "What was your question, Mr. Walsh?"

Walsh: "Take this Bill, will you take this Bill from the Record because the Amendment #3 has not been distributed? Read by the Clerk but not distributed apparently."

Speaker Madigan: "Well, Mr. Walsh, rather than take the Bill Out of the Record without consulting the Sponsor, I thought it only common courtesy to ask the pleasure of the Sponsor relative to your request to take the Bill from the Record and he indicated his pleasure to be that the Bill be put on the Order of Third Reading."

Walsh: "Well, that's not an option, Mr. Speaker."

Speaker Madigan: "Why not?"

Walsh: "Because we must consider this Amendment and the Amendment has not been distributed. Apparently there has been a breakdown in the Clerk's Office."

Speaker Madigan: "For what purpose does the Gentleman from Lake, Mr. Matijevich arise?"

Matijevich: "Point of Order. Now I believe the Assistant Majority... Minority Leader is being dilatory. There are no further Amendments, Mr. Speaker and I request that you move the Bill to Third Reading."

Speaker Madigan: "Your Point is well taken, Mr. Matijevich. The Bill shall be placed on the Order of Third Reading."



For what purpose does the Gentleman from Cook, Mr. Walsh, arise?"

Walsh: "Mr. Speaker, the Clerk's Office has had this Amendment for I'm told two hours and the Amendment has not as yet been distributed. There's no excuse for that. This has happened before, Mr. Speaker and I call your attention to Rule 34a, which says 'Amendments to a Bill may be adopted only when a Bill is on the Order of Second Reading. Member desiring to offer an Amendment on the Order of Second Reading must submit it in writing to the Clerk. The Clerk shall have the Amendments printed and place a copy of it on the desk of each Member as soon as is practicable.' Now, it isn't as though this was just sent up there. The Clerk's office has had this Amendment for two hours. It should have been distributed and you should take this from the Record and you have done this before on Bills or Amendments that were sponsored by Democratic Members. This is grossly unfair, Mr. Speaker."

Speaker Madigan: "Mr. Walsh, the Clerk informs me that we received Amendment #3 within the last two to three minutes."

Walsh: "Mr. Speaker, I'm told that it was two hours ago by the staff, Republican staff persons, with the Committee on Labor and Industry. Now I don't..... Well, let's take the Bill from the Record anyway until we determine for certain when the Amendment did go..... Actually, I don't see where it makes a great deal of difference. I think that the courtesy certainly ought to be given us to offer this Amendment, which is a correction of Amendment #2 and it would have been a whole lot easier if we would have been permitted to amend Amendment #2 on its face, but since we were not permitted that, then this courtesy absolutely should be given us and the Rules



don't give any time period, Mr. Speaker. They say within a reasonable time. Now, it seems to me there has been a reasonable time. We can talk here for a few minutes and get that thing submitted, so that it can be offered. Why don't we try to do it....."

Speaker Madigan: "The Bill is now on the Order of Third Reading and the Chair recognizes the Gentleman from Winnebago, Mr. Giorgi."

GIorgi: "Mr. Speaker, the orderly flow of business indicates that the Clerk will read the next Bill, which is House Bill 3907."

Speaker Madigan: "House Bill 3906 has been moved to the Order of Third Reading. For what purpose does the Gentleman from Cook, Mr. Telcser, arise?"

Telcser: "Mr. Speaker and Members of the House, and Mr. Speaker, you in particular, believe me I understand the temptation as to the presiding officer in this House has to move along Bills at a very rapid rate when that Officer feels confident that he or she has the vote to do whatever they wish to do. Now, Mr. Speaker, it is your responsibility....."

Speaker Madigan: "For what purpose does the Gentleman from McLean, Mr. Bradley, arise?"

Bradley: "On a Point of Order, Mr. Speaker. I believe that the Gentleman on the other side of the aisle is going along along with dilitary tactics and I'd like to quote, Mr. Walsh didn't go far enough when he referred to Amendment #34. If he looked to Rule #34, considering Amendments and looked to b, if he had read a little bit further, b says 'No Amendment may be adopted unless it is reproduced and is on the Member's desk. Now I think what they are doing on that side is trying to hold up the passage of Legislation, important to the State of Illinois, the Speaker has ruled very fairly, as the



Gentleman who was just speaking prior to my standing up, and he knows better than most that you are absolutely correct in moving that Bill to Third Reading and I would suggest that we go ahead with House Bill 3907."

Speaker Madigan: "Your Point is well taken and the Order of Business shall be House Bill 3907. The Chair recognizes the Gentleman from Winnebago, Mr. Giorgi."

Giorgi: "Mr. Speaker....."

Clerk Selcke: "House Bill 3907. Bill for an Act to amend Section 17 of Workmen's Compensation Act. Second Reading of the Bill. One Committee Amendment. Committee Amendment #1. Hill. Amend House Bill 3907, page 1, line 1 and so forth."

Speaker Madigan: "The Chair recognizes the Gentleman from Winnebago, Mr. Giorgi."

Giorgi: "Mr. Speaker, I know that 3907 also has been the works of the Representatives of Labor, Industry, the Association of Manufacturers and the Amendment is the result of the voluminous amount of mail that we've now received from our constituencies, concerned about some of the things in the Workmen's Comp Act that need a little correction. Now, there are nine parts of the Amendment and I would like to enumerate the highlights of the nine parts of the Amendment if you don't object, Sir. The first part of the Amendment is, under the first paragraph, it deletes undertaking from the controlling definition for hazardous occupations, thereby replacing the profit concept to enterprise or business as covered. That's the first item handled. The second is the point of contention that was \$1,000 per year payroll. This Amendment will allow businesses with less than \$1,000 to be exempted. The third Amendment covers a few of domestics and it extends the exceptions of coverage of domestics from 1978 until 1980. The fourth



has to do with farm exclusions. It extends extension for farm employees from 245 man days per year to 500 man days per year or 4000 man hours per year, which would exclude a farmer and his family, but if he hired two or more people, he'd be included. Number 5 requires the posting of place of employment, insurance notices that the carrier is self-insured. The sixth is the reporting date for an accident, is returned to 45 days by removing the Industrial Commission's optional interpretation of whether or not the rights of the employee employed had been prejudiced. The seventh changes the Statute of Limitation on filing a claim to three years from injury or two years, it was three, from the last day, whichever is later. The eighth is the one that has caused the most concern and that's elimination of the unlimited benefits in the weekly benefits and the death benefits, so that now if two-thirds of your wages, up to 100% of the State average manufacturing wage and there's a limit on the death award. Ninth and last, places a cap of \$25 on the \$10 a day additional compensation penalty where delay has been willful and wanted. Now these are the nine points of the Amendment and it addresses the areas that the insurance carriers felt we should address and I feel that the People that represent management and labor and the Chamber of Commerce and the Manufacturers Association have done a good job on this and I move for the adoption of the Amendment."

Speaker Madigan: "Mr. Giorgi moves the adoption of Amendment #1 and on that Motion, the Chair recognizes the Gentleman from Peoria, Mr. Tuerk."

Tuerk: "Well, Mr. Speaker, Members of the House, the Gentleman from Winnebago just recited you a list of nine changes in this Amendment to the Bill. I submit to you that when he suggests to this House that it was compromise



between or among the business groups, the labor group, all those People that were interested in making some movement in Workmen's Compensation in this Session of the Legislature, he couldn't be farther from the accurate statement. Now he enumerated nine changes. The only significant change in this Amendment was the eight points that he mentioned, about removing the 50% alternative maximum on weekly and death benefits. Actually what he's done, he enumerated a list of non-movement areas. To me and to Members of the business community, what it says is that the Sponsor of the Bill and those People who support this Amendment are actually lacking in good faith in coming up with some real compromise position on the Workmen's Compensation Statute. It actually does nothing really more than a cosmetic change in nature. The changes are not significant and I point out to the Membership of this House, that this Amendment to this House does nothing more than really give lip service to changes in Workmen's Comp. I frankly would solicit your support to defeat this Amendment."

Speaker Madigan: "The Chair recognizes the Gentleman from Lake, Mr. Deuster."

Deuster: "Well, Mr. Speaker, I'm rising not to discuss this Amendment but on a Point of Personal Privilege and that is, if we're going to have an orderly transaction of business in this Chamber, I think it would be good if Members were recognized when their lights are flashing. Otherwise, they must engage in carnival like contortions to get the attention of the Chair. I was arising earlier to appeal the Ruling of the Chair under Rule 70, which the Ruling of the Chair took House Bill 3906 to the Order of Third Reading, even though an Amendment was pending, and I know that the temptation in the Chair, I



suppose is to move along, but I don't think this Rule Book should be thrown in the trash can and I think every Member here sometime is going to have an Amendment up there on the desk and each one of us feels that the temporary Speaker, whether he be of your party or some other party, today, tomorrow or five years from now is going to have his Amendment disregarded. I don't think we should stand still for that sort of treatment no matter what side of the aisle we're on. Now, there was an Amendment filed to House Bill 3906. That Amendment was at the Clerk's desk and the Bill was moved to Third Reading, so I know appeal the Ruling of the Chair

Speaker Madigan: "The Gentleman from Lake, Mr. Matijevich."

Matijevich: "I would like to make a Point of Order. He stretched the Personal Privilege a little too far. If he wants to make that Motion right now to appeal the Rule, he can do it, but he stretched it too far and I say he's Out of Order."

Speaker Madigan: "Your Point is well taken. The Chair recognizes the Gentleman from Lake, Mr. Deuster."

Deuster: "Yes, Mr. Speaker, I was getting up to that. At this time, I would appeal the Ruling of the Chair and I think that I'll be joined by six Members under Rule 70, to appeal the Ruling of the Chair to move that prior Bill to the Order of Third Reading improperly."

Speaker Madigan: "The Chair recognizes the Gentleman from Lake, Mr. Matijevich."

Matijevich: "Mr. Speaker, I'll admit my mistake. He's out of Order because we're past that Order of business."

Speaker Madigan: "Your Point is well taken, Mr. Matijevich. The Order of business is House Bill 3907. Is there anyone who seeks recognition, relative to House Bill 3907? The Chair recognizes the Gentleman from Cook, Mr. Walsh."



Walsh: "You mean to say that you ruled Mr. Deuster out of Order on his appeal of the Ruling of the Chair? That's absolutely incredible and I appeal that Ruling, Mr. Speaker."

Speaker Madigan: "Would the Parliamentarian come to the Chair? Mr. Walsh has moved to appeal the Ruling of the Chair that Mr. Deuster's appeal of the Chair was not timely and on that Motion, the Clerk will take a Roll Call. All those who wish to support Mr. Walsh's Motion to appeal the Chair will vote 'aye'. All those who wish to vote against Mr. Walsh's Motion to appeal the Chair will vote 'no', and for what purpose does the Gentleman from McLean, Mr. Bradley, arise?"

Bradley: "Well, Mr. Speaker, on a Point of Order. I believe that our Rules provide that it takes six Members to appeal the Ruling of the Chair. Mr. Walsh, for the last year and a half appealed the Ruling of the Chair without knowing the Rules and I think that it's about time he got the Rule Book in hand before he started getting up and making some statement, appealing the Ruling of the Chair. Now it takes six Members and he's appealed the Ruling of the Chair at least six times this Session, all by himself."

Speaker Madigan: "Bradley, he's joined by six Members and the Clerk will take the Roll Call. Mr. Clerk. The question is shall the Chair be over-ruled. All those in favor of Mr. Walsh's Motion to over-rule the Chair, will vote 'aye'. All those opposed to Mr. Walsh's Motion will vote 'no' and the Chair recognizes the Gentleman from Cook, Mr. Walsh, to explain his vote."

Walsh: "Yes, Mr. Speaker, thank you very much for recognizing."

Speaker Madigan: "An explanation of vote, you're allowed one minute, Mr. Walsh."

Walsh: "I shouldn't take a great deal longer than that, Mr. Speaker. I am shocked that you would rule the way that



you did and I'd like, Mr. Speaker, to read from an Editorial that the Journal Register just yesterday on the question of Workmen's Compensation, which suggests the urgency.... Mr. Speaker, deduct this time, please. There's a Point of Order."

Speaker Madigan: "No, Mr. Walsh, you are on time. Explain your vote."

Walsh: "The heading is 'Workmen's Compensation to Increase 24%'. The rates employers pay for Workmen's pay.... Mr. Speaker, there seems to be a Point of Order."

Speaker Madigan: "Mr. Walsh, I'd like to listen to your explanation of vote. Let's get it over with. Proceed."

Walsh: "I will if I can have some attention, Mr. Speaker."

Speaker Madigan: "You have my attention. I'm listening closely. Proceed."

Walsh: "You're not the only one here. You're important, Mr. Speaker, but you're not the only one here."

Speaker Madigan: "Your time has expired, Mr. Walsh."

Walsh: "Mr. Speaker, you're kidding. The rates employers pay for Workmen's Compensation insurance will jump an average of 24....."

Speaker Madigan: "For what purpose does the Gentleman from Winnebago, Mr. Giorgi, arise?"

Giorgi: "Mr. Speaker, the Assistant Minority Leader doesn't need me to tell him that he's using dilatory tactics. He's suppose to be explaining his vote on the appeal to the Ruling of the Chair, not to the merits of this Bill that's been hammered out by all the People concerned. I think he out to quit grandstanding and get down to work."

Speaker Madigan: "The Point is well taken, Mr. Walsh, but could you begin to explain your vote on the appeal of the Chair, Mr. Walsh and we will begin anew with one minute."



Walsh: "All right, Mr. Speaker, I will attempt to explain my position on that Ruling and of course that Ruling is in concert with the Ruling you made with respect to Mr. Deuster's request that this Bill be held on the Order of Second Reading, pursuant to Rule 34a and if Mr. Bradley will consult his new-found Rule Book, he will see that that is appropriate. Mr. Speaker, I don't ever recall and I'm serious about this, a Speaker who refused the Minority an opportunity to amend a Bill. Now organized labor is so doggone afraid, afraid that something is going to happen to benefit employment and employers and indeed employees and the People of the Illinois that they are ramrodding this thing through with their 101 Democrats against the 76 Republicans. Mr. Speaker....."

Speaker Madigan: "Your time has expired, Mr. Walsh. Would you bring your remarks to a close?"

Walsh: "Yes, I will, Mr. Speaker. I want to conclude by saying that you're being, and all 101 of you, are being almost all 101 of you, and if you'd give us an opportunity to call these Amendments, we'd find out how many of the 101 really feel that they want to go right straight down the path with organized labor, in bringing this State to a position where we are almost bankrupt. Where we're losing....."

Speaker Madigan: "Thank you, Mr. Walsh. The Chair recognizes the Gentleman from Cook, Mr. Telcser, to explain his vote."

Telcser: "Mr. Speaker, before I start my minute to explain my vote, I want to tell you know, I'm going to verify this Roll Call at the proper time. Now Mr. Speaker, I am voting yes simply because you have been arbitrary and because you have denied a Member of this House the right to offer an Amendment. You and the other Members



of the Majority party control the everyday operation of this House and you control the printing of Amendments for the Members of this House. You can arbitrarily have an Amendment printed or not be printed, whatever your whim may be. Now last year, your Party ran this Legislation through this Body. The State is suffering now and now you want to do it all over again. Mr. Speaker, you're doing the wrong thing for the State. You are denying every Member of this House a right to take part in the Legislative process and that when you do it to the Republicans, Mr. Speaker....."

Speaker Madigan: "Will you bring your remarks to a close, Mr. Telcser?"

Telcser: "You're doing the wrong thing for this State. You're denying every Member of this House a right to take part in the Legislative process and that when you do it to the Republicans, you're also doing it to the Democrats. Mr. Speaker, I'm asking you to reconsider the way you are running that Podium tonight and I want to remind you that I ask for a verification."

Speaker Madigan: "The Chair recognizes the Gentleman from Kane, Mr. Hill, to explain his vote."

Hill: "Mr. Speaker and Members of the House, I would like to congratulate you, Mr. Speaker, for staying on that podium. I can recall on three different occasions when Mr. Telcser was Speaker of this House of Representatives under Speaker Blair....."

Speaker Madigan: "Proceed, Mr. Hill."

Hill: "And on those three occasions, he didn't have the courage to stay in that Speaker's Chair. He hit the gavel down and his little fat rump went right through that door and let me tell you this, it was a disgrace. I have never witnessed anything like that in all of my years down here and I want to take this opportunity of



congratulating you, Mr. Speaker for having the courage to stay up there. Thank you."

Speaker Madigan: "The Chair recognizes the Gentleman from Winnebago, Mr. Giorgi, to explain his vote."

Giorgi: "Mr. Speaker, I can understand Representative Walsh and Telcser's concern. I just dusted the letter off again that they wrote to the concerned businessmen. I don't think they raised enough money in their last fund-raiser and this is the final push. I guess they're going to send another fund-raiser out tomorrow."

Speaker Madigan: "The Chair recognizes the Gentleman from Winnebago, Mr. Simms, to explain his vote."

Simms: "Well, Mr. Speaker, in explaining my vote, and I look over the proceedings of the House tonight, never once when Bob Blair was Speaker of the House did he allow the type of activity that the present Chair is allowing, and when Mr. Telcser was in the Chair, he did a fine and excellent job. Look at the wonderful things, if it hadn't been for Bob Blair, you wouldn't be sitting in those nice chairs over there. And if it wasn't for Bob Blair, we'd still have control of the House of Representatives, so be nice to Bob Blair. He may be back some day."

Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Duff, to explain his vote."

Duff: "Well, Mr. Speaker and Ladies and Gentlemen of the House, in all seriousness, the Chair is allowing all of the Members of the other side of the aisle to engage in the most boisterous lack of decorum that we've seen in a long time. I mean, we recognize the rationality and the commonness which Representative Hill usually expresses himself to the House and he's done so tonight and Representative Giorgi, who's implying signatures on letters that don't exist, but more importantly, Mr.



Speaker, the Minority has attempted to have a rational recogniton in this debate and the Chair has deprived him of it. Representative Deuster put his light on in a timely way and the Chair didn't recognize him. He rose for a legitimate parliamentary move. It was deprived of him. The Leader of our House on the Floor, since Representative Washburn is now here, Representative Walsh stood up and ask for a reasonable Point. Any Chair should recognize the rights of a Minority to a careful deliberation in this Floor and it's not being accorded to us, Mr. Speaker and you leave us no recourse except to be as equally obstructive as the other side of the aisle."

Speaker Madigan: "The Chair recognizes the Lady from St. Clair, Mrs. Stiehl, to explain her vote."

Stiehl: "Thank you, Mr. Speaker. Mr. Chairman, this is the first time since I've been in this Legislature, that I have gotten up to oppose a Ruling of the Chair, but Mr. Speaker, I am amazed at the treatment of the Minority. I cannot believe, Mr. Speaker, that you would Rule that a Member could not have time to put his Amendment or to present his Amendment. To me, this is unbelievable. What has happened to the deliberative process of this House or to our Democratic society? Mr. Speaker, I would urge that you would reconsider."

Speaker Madigan: "The Chair recognizes the Lady from Lake, Mrs. Geo-Karis, to explain her vote."

Geo-Karis: "Mr. Speaker and Ladies and Gentlemen of the House. My name is not on any of those letters that our respected Assistant Majority Leader is waving, because I'm not competitive business, but for goodness sake, what are we doing? We're getting away from common sense and reason. If you don't want to vote for the lousy Amendment, don't vote for it, but for heavens sake, give



everybody a chance here to go on black and white how they like, when all the businesses are going to be moving out. I've got two of them right in my district who are going to build another plant, but they are not going to do it because these Bills are not balanced. They're not fair. I'm interested in labor and I'm for business. Without business, you have no jobs. Without labor, there's no business. They need each other. Let's help the Deuster Motion over-rule the Chair and as much as I love you, Mr. Speaker, I feel that you are wrong, because I was trying to appeal the Ruling too."

Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Ewell, to explain his vote."

Ewell: "Mr. Speaker, Ladies and Gentlemen, many times I have crossed ideas with the Chair and I've always stood with a depressed Minority. I feel as the Majority in this particular matter, we can afford to be a little bit kinder and a little bit benevolent. I will not vote to over-rule the Chair, but I suggest in my explanation that if we don't and all we do is listen to constant verifications, we're going to have lost more time than we can ever hope to gain and I think that if the reasonable Sponsor of this Bill would perhaps get together with his crew and perhaps talk with both the Majority and Minority Leaders, we wouldn't find ourselves here at eleven and twelve o'clock simply doing nothing but explaining vote and verifying roll calls."

Speaker Madigan: "The Parliamentarian wishes to inform the Body that Mr. Telcser's request for verification will not be honored unless the Motion of Mr. Walsh carries and that is contained in this Rule Book on page 341 in Section 47 entitled 'Verifications'. So everyone can consult that at that time and the Chair will recognize the Gentleman from Knox, Mr. McMasters, to explain his vote."



McMaster: "Mr. Speaker, Ladies and Gentlemen of the House, I believe a Member of this House has the right to rise on a matter of Personal Privilege."

Speaker Madigan: "Speak your Point, Mr. McMaster."

McMaster: "Mr. Speaker, Ladies and Gentlemen of the House, we repeatedly heard a short time ago, this side of the aisle being accused of grandstanding. I happen to be a Member of this side of the aisle and I have the right to answer that accusation. Let me say that the other side of the aisle are the ones who are grandstanding. I think we see these czars sitting in the gallery behind the Speaker's Podium. I think we know who is here. We recognize People and I put before this House to those Gentlemen on the other side of the aisle are the ones that are grandstanding to the Gallery behind the Speaker. I'm getting a little bit sick of this, Mr. Speaker. Either we run this House with a little bit of decorum or we move to adjournment and get out of here and get down to the business tomorrow under a better frame of mind."

Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Fleck, to explain his vote."

Fleck: "I don't mean to explain my vote, Mr. Speaker, but I heard Representative Hill over there make some comments about Representative Telcser in the last Session, and he said that he was outraged that Representative Telcser on three occasions slammed the House to Adjournment and the last thing he saw was his rump as he left the Rostrum. Now I think that Representative Hill owes an explanation to this House. He said he thought it was outrageous and I for one would want him to explain to this House, what did he think was outrageous. Representative Telcser gaveling the Session closed or his rump?"

Speaker Madigan: "The Chair recognizes the Gentleman from Lake, Mr. Matijevich."



Matijevich: "Mr. Speaker, I was going to object to that reference too. Everybody that knows Art Telcser knows he's lost a lot of weight and Jack Hill referred to his fat rump and I don't think it's fat anymore."

Speaker Madigan: "The Chair recognizes the Gentleman from Livingston, Mr. Ewing, to explain his vote."

Ewing: "Mr. Speaker, Ladies and Gentlemen of the House, in explaining my 'yes' vote on this, we have all had a lot of mail about this issue. We know it's important to the State of Illinois and I'm disappointed being my first term here that for one of the first times, we're not going to allow a discussion and a debate on the issues on this very important matter. Now we know that you probably have the votes on your side of the aisle to defeat our Amendment, but they deserve the right to be heard and if Labor desires to turn this State back into the prairies, we in the 38th District will be hurt less than many others, but I think we better address ourselves to the problems of this State and to business and I am sorry that we aren't going to have the opportunity to hear these Amendments."

Speaker Madigan: "The Chair recognizes the Gentleman from Kane, Mr. Grotberg, to explain his vote."

Grotberg: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House, I'm not going to participate in any dilatory tactics, but I would challenge both the Majority and the Minority that this last weekend in our District of 38, we had six parades, six consultations with the public and next weekend we have at least six more and I'm here to tell you that we all said and you all said in the Majority, wherever you were that this was a deliberative Body in the essence of the Democratic process and I would suggest to everybody in this House, in the calm moment of deliberation, that the Motion by Representative Walsh to reconsider and over-rule the Chair is only that thing



which America's all about, which I hope Illinois is all about and that the Minority shall always be protected in the interest of those who care what happens in the State of Illinois, and these would be who don't care what happens in the State of Illinois and that the Minority shall always be protected in the interest of those who care what happens in the State of Illinois; these will be those who don't care what happens in the State of Illinois and I suggest that all the 'aye' votes possible and they haven't changed for 15 minutes, but I'm here to tell you, Ladies and Gentlemen of this House, that there are those who have a position on this matter that is indestructible—and unequivocally in favor of those who generate money, who keep the payrolls going in the State of Illinois and that this issue is not long-forgotten. It is important tonight, here and now, with everyone in the State of Illinois, regardless of whether you are a Majority or Minority, for God's sake keep your commitment to the People that you've been talking every weekend and we'll be talking until November. Now tonight is the night to draw the line. Thank you very much."

Speaker Madigan: "The Chair recognizes the Gentleman from Will, Mr. Leinenweber, to explain his vote."

Leinenweber: "Mr. Speaker, I didn't know my light was on, but while I'm up, I, too, would like to explain why I'm voting green. I think everyone here has heard more on the Workmen's Occupational Disease Act than probably any other Act that we've done down here. I think all of you, like I am, promised to do something about the disastrous state of affairs that exist, and certainly, not the least of which is the question of the ordinary diseases of life to which Amendment #3, which you have so far denied access to the House for hearing. It's certainly is absolutely essential that the voters, when they decided who they are going to support next fall, know



how they feel on this particular issue. Certainly there are some who believe that an individual who gets a common cold ought to receive more money than he's getting if he was at work."

Speaker Madigan: "Will you bring your remarks to a close?"

Leinenweber: "I thought I got a minute."

Speaker Madigan: "You just ran out of it."

Leinenweber: "But a lot of the voters back home don't think that a person who gets the ordinary common cold ought to be able to receive compensation, particularly at the inflated levels that the newly enacted Bill provides, so I think for the benefit of the voters back home, we deserve a Roll Call vote on this very important Amendment #3. I would certainly urge an 'aye' vote."

Speaker Madigan: "The Chair recognizes the Gentleman from McHenry, Mr. Skinner, to explain his vote."

Skinner: "Yes, Mr. Speaker, thank you. I'm surprised at one of my colleague's suggesting this was a deliberative Body to his constituents. That's a gross misconception indeed. I could point out that your arbitrary ruling, Mr. Speaker, defies labor of a very valuable Roll Call with which the AFL-CIO could justify their opposition of most Republican Legislators this fall. Instead, I think I'd rather point out that the Democratic Candidate for Governor, Michael Howlett, receive \$237,000 from corporate treasurers; that is, from the stockholders, three times as much as Jim Thompson got from big business. You have the votes to win on this Amendment. You have the financial support from both big business and big labor. What are you afraid of?"

Speaker Madigan: "The Chair recognizes the Gentleman from Lawrence, Mr. Cunningham, to explain his vote."

Cunningham: "Well, Mr. Speaker and Ladies and Gentlemen of the House, I want to make it loud and clear that my green vote does not indicate any lack of affection for



or confidence in the Speaker. I think you do a fine job. You preside with even handed impartiality and a magnanimity it is your want. I'm voting green because Walt told me to, but on this question, I can't understand why the People on my side gets so lathered about this meaningless vote. It's an exercise in mathematical futility to continue to push these Amendments, given the present composition of the House. This is something that must be appealed to the electorate on November 2, 1976. Those that seek to represent free enterprise and business and industry insult the intelligence of their would be constituents when they seek again and again to repeat a record Roll Call vote. We have the only Roll Call vote that amounts to a tinker's damn in this matter and that's spelt with one 'm' and that is Senate Bill 235 and if you can't persuade from Senate Bill 235 that the great majority of People who are in favor of the business climate in the State of Illinois sit on this side of the aisle, then the cause is lost anyway. Let's just stand firm on this Bill 235. It makes the point indelibly. It in no way could be ~~erased~~ to conceal. Those that are against industry are on the other side of the aisle. Again, Mr. Speaker, you've performed magnificantly. Carry on. Thank you."

Speaker Madigan: "Thank you, Mr. Cunningham. The Chair recognizes the Gentleman from Cook, Mr. Gaines, to explain his vote."

Gaines: "Mr. Speaker and Ladies and Gentlemen of the House, I'm disappointed that I haven't had an opportunity to speak against some of these Amendments and I had a speech all made out because in my District, I've only got one letter opposed to this, for what we did last year, because you know most corporations are not yet allowed blacks to get high enough in the structure to be concerned about bookkeeping, and therefore, as a person who has a



disability, I know it's impossible to really and truly compensate anyone for injuries that they received on a job, so that is why I'm voting green, because I want to have the opportunity to speak against some of these Amendments and I think it's unfair to deny me that right."

Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Madison, to explain his vote."

Madison: "Well, thank you very much, Mr. Speaker. In explaining my vote, I'd simply like to say that I'm very pleased tonight, I'm pleased to hear so much concern being expressed about the plight of the Minority."

Speaker Madigan: "Have all voted who wished? Mr. Walsh, have you explained your vote already?"

Walsh: "Yeah, I've got a Point of Personal Privilege."

Speaker Madigan: "Well, let's finish the explanation. Mr. Deuster, have you explained your vote?"

Deuster: "No, Sir."

Speaker Madigan: "The Chair recognizes the Gentleman from Lake, Mr. Duester to explain his vote."

Deuster: "Well, Mr. Speaker and Ladies and Gentlemen of the House, I can tell by reading the red lights and reading the names of many of my good friends on the other side of the aisle, that some Members of this House have mistaken this issue and think it's a question of the Democrats against the Republicans. Some of you think it's a labor vote and it's not that at all. This is just a matter of principal, and I'd like to appeal to a few of the good thinking Gentlemen and Ladies on the other side of the aisle and tell you this. There's three questions involved here. One, some day you may file an Amendment to a Bill and want to have your Amendment heard. Just remember this day. Just remember this day. Some day you may push your little light on and want to speak. Just remember this day. This is a day, this is a night when the right to amend a Bill has been thrown in the trash



can. We all make mistakes. I'm sure everyone would like to back up and not waste all this time, but this is the night when the right to amend a Bill was thrown in the trash can. This is the night, when the right to push your little light on and speak was thrown in the trash can and thirdly, this was the night when the right to be so audacious as to even appeal the Ruling of the Chair has been thrown in the trash can. For all three of these reasons, why don't some of you have the guts and the courage to turn a yellow light on or to get off this, because you know the difference between right and wrong, why don't you vote right."

Speaker Madigan: "Have all voted who wish? The Clerk will take the Record. On this question, there are 62 'ayes', 89 'nos', 9 voting 'present' and the Motion of Mr. Walsh, and for what purpose does the Gentleman from Cook, Mr. Walsh, arise?"

Walsh: "Well, I'd like to Poll the Absentees to start with, Mr. Speaker. Following that, I'd like to be recognized on a Point of Personal Privilege. The Clerk will Poll the Absentees."

Speaker Madigan: "The Clerk will Poll the Absentees. For what purpose does the Gentleman from Cook, Mr. Madison, arise?"

Madison: "Mr. Speaker, according to the Board there are 19 People absent. If he were to give those 19 People green votes, the total would still be 81 to 89 and I think it's dilatory to ask for a Poll of the Absentees."

Speaker Madigan: "The Rules provide that the Gentleman's entitled to a Poll of the Absentees and the Clerk will proceed with the Poll of the Absentees."

Clerk Selcke: "Boyle. Capuzi. Craig. Deavers. Hirschfeld. Dan Houlihan. Dave Jones. Kent. LaFluer. McPartlin. Meyer. Peters. Rayson. Satterthwaite. Sharp. Stearney. Wall. Willer. Williams."



Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Walsh."

Walsh: "Mr. Speaker and Ladies and Gentlemen of the House, in the debate that ensued over the last question, Representative Giorgi for the second time that I can recall alluded to a letter which suggested that I had motives that were ulterior in my thinking to change the Unemployment Compensation, Workmen's Compensation Act. I have not seen the letter that Representative Giorgi is alluding to and frankly, I was not going to do anything about raising this point if he had not brought it up again, but since he has brought it up a second time on at least a second occasion and on the possibility that there may be someone here that does not recognize Representative Giorgi for what he is, I thought I ought to bring it up and tell you that I have no ulterior motives and I have no idea what that letter says, but I think he owes me the obligation of reading the letter in full and telling the Members if in what context my name is used. Now if he doesn't do it, then he ought to provide the letter to me so that I can do it and I would ask Representative Giorgi to respond to that."

Speaker Madigan: "The Gentleman from Winnebago, Mr. Giorgi."

Giorgi: "Mr. Walsh, I have little chronology that has to go with the letter and someone, I think, took it off my desk, but I've got another copy. Some of the other Members have the letter, but in our synopsis you introduce three Bills that had to do with lessening the impact of unemployment compensation. Then you had a Motion on the Calendar to move those Bills from Committee and after that you have a letter here on your letterhead and incidentally, Mr. Telcser, you're on it, too. It's a House Republican campaign committee. It's the House Republican Campaign Committee. Your name is on the letterhead. I didn't send it and you use the text of the Workmen's



JUN 21 1976

100.

Compensation Act to get some money from the People you're trying to please tonight for a bonus. Now, I'll read the letter. You ask me to read the letter."

Speaker Madigan: "Proceed, Mr. Giorgi."

Giorgi: "Dear Concerned Businessman? Incidentally, my seat mate, Mr. Simms, is on it and Mr. Duff is also on it. 'On Wednesday, June 2nd, at the Forum Thirty Hotel in Springfield, The Illinois Republican Campaign Committee will hold a reception for the Republican Members of the House. It is imperative that a Republican Majority be elected to the House. We all know the impact upon business of the Democratic sponsored legislation, like Workmen's Compensation and Unemployment Compensation. I think it's safe to say that if we had a Republican Majority in the House, such legislation would never have been passed. Apparently our Republican Legislators have introduced measures to try and correct some of these devastating laws proposed by the Democratic Legislators. We can halt this anti-business trend in Illinois by restoring your Republican Majority to the Illinois House of Representatives. A determined effort by the business community can win control of the House. Won't you please join us in participating to the fullest extent possible to make this reception a success. A package of ten tickets is only \$500. Individual tickets are \$50. I am enclosing a reserve card in the return envelope. Come if you can or make an equivalent contribution. This is the time to be a participant. I would like to count on you. Sincerely yours, Howe L. Statler, President of Sunshine Corporation of Rockford', who is also Chairman of another fund raiser for another Republican Member and the Members on the testimonial are Chairman Carl Statler, Honorary Chairman Paul Randolph, Treasurer, J. Robert Barr, Minority Leader, James R. Washburn, Assistant Minority Leaders Arthur Telcser, William Walsh,



GENERAL ASSEMBLY

STATE OF ILLINOIS

Celeste Stiehl and Minority Whips, Brian Duff and W. Timothy Simms. Now this, with the special calendar, and with the entries in the Legislative Synopsis, led you to draw your conclusion as you indicated you remind the House of what Giorgi stands for. I enacted the Lottery in Illinois with \$150 million and not scandalized with it either, Mr. Walsh, and I'm not scandalized by a letter like this either."

Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Walsh."

Walsh: "Well, he has impugned my motives. I wonder if he would answer this question for me? Representative Giorgi, in the 1974 election campaign, what contributions did you receive from what could be considered organized labor? That would include the Illinois Education Association."

Giorgi: "They are all on display in the Board of Election Offices. Anyone can investigate. My report is filed in my District. The Republican Party's investigated them."

Walsh: "How many from your District can answer that."

Giorgi: "How's that?"

Walsh: "Maybe one of the reporters from your district could answer that. I wonder if they have? You then decline to answer that question. Is that right?"

Giorgi: "No, I say we can excuse a page and go down to the Election Board and open up the files."

Speaker Madigan: "For what purpose does the Gentleman from Will, Mr. Sangmeister, arise?"

Sangmeister: "Well, Mr. Speaker, I think this has gone far enough. This is not doing either party any good. You know, we are going to engage in all this political debate, let's get back to the business of the House. I ask the Speaker to rule this out of order."

Speaker Madigan: "The Chair agrees with Mr. Sangmeister and



the posture of the House is the announcement of the Roll Call on Mr. Walsh's Motion to overrule the Chair. Roll Call on that Motion was 62 'ayes', 89 'nos', 7 voting 'present' and Mr. Walsh's Motion to overrule the Chair fails. The posture of the House is now House Bill 3907. Amendment #1, and the Chair recognizes Mr. Giorgi. The posture of the House, Mr. Duff, is House Bill 3907. The Chair agrees with the comments of Mr. Sangmeister that the time has come to move ahead and the Chair recognizes the Gentleman from Cook, Mr. Duff."

Duff: "Thank you, Mr. Speaker. Mr. Speaker, I do agree with Mr. Sangmeister in one respect. The Chair has allowed the use of names in debate in a way that is almost unprecedented in the last 15 minutes, but I do agree and I'm a little offended by Representative from Rockford making the point and so Mr. Chairman, because of that, having voted on the prevailing side of the last Roll Call, I move to reconsider."

Speaker Madigan: "It's entirely in Order. The Chair recognizes the Gentleman from Cook, Mr. Shea."

Shea: "Mr. Speaker, you had called the place on the Calendar as House Bill 3907. Out of respect to one of the Leaders on the other side, you gave him an opportunity to either rise on a Point of Personal Privilege, but we were past the Point on the Roll Call of Mr. Walsh's Motion. I think the House is now on 3907 and I would hope that we could proceed."

Speaker Madigan: "Mr. Duff has moved to reconsider the vote and the Chair recognizes the Gentleman from Winnebago, Mr. Giorgi."

Giorgi: "Mr. Speaker, I move that his Motion lie upon the Table."

Speaker Madigan: "Mr. Giorgi moves that Mr. Duff's Motion lie upon the Table and on that question, all those in favor of Mr. Giorgi's Motion will vote 'aye' and those



opposed to Mr. Giorgi's Motion will vote 'no'. The Clerk will take the Roll. The Chair recognizes the Gentleman from Cook, Mr. Telcser, to explain his vote for one minute."

Telcser: "Mr. Speaker, this question takes the majority of those voting on the issue. Is that correct, Sir? Mr. Speaker?"

Speaker Madigan: "Yes, Mr. Telcser."

Telcser: "Then I want to let you know now, I'm asking for a verification of this Roll Call prior to your announcing it."

Speaker Madigan: "For what purpose does the Gentleman from Lake, Mr. Matijevich, arise?"

Matijevich: "Mr. Chairman, I think on page 291 of Robert's Orders, newly revised, it gives you, the Speaker, the opportunity when you feel that somebody is using parliamentary procedure to obstruct the orderly development of the House to rule anything dilatory and out of order. Mr. Speaker, I think we've gone through a lot. We've had our thing, but I think now, there's no question about it. The House is being dilatory and I ask you to Rule Representative Telcser's request for a verification as dilatory and out of order under Robert's Rules."

Speaker Madigan: "The posture of the House is the Motion of Mr. Giorgi to lay Mr. Duff's Motion upon the Table and have all voted who wish on that Motion? For what purpose does the Gentleman from Cook, Mr. Walsh, arise?"

Walsh: "I'd like to explain my vote, Mr. Speaker."

Speaker Madigan: "Proceed, Mr. Walsh, for one minute."

Walsh: "Mr. Speaker and Ladies and Gentlemen of the House, I suppose these tactics could be considered dilatory. I think Mr. Deuster put his finger on the reason for them. The reason is to give a Minority an opportunity to be heard. Mr. Speaker, I submit to you that on this question, the Sponsors of these Bills will not give the Minority



that opportunity and my experience here, I can never remember anyone not being given an opportunity to offer an Amendment to a Bill and that's simply all we're asking. You People have the numbers. You can beat the Amendment. We want to offer the Amendment. Mr. Speaker, as Representative Ewell, pointed out that's really not asking too much. All we want is that opportunity and I don't see how you in conscious can give it to us, and I would suggest to those of you who are voting green that you are not, I will repeat, you are not voting against the Speaker of your party in voting red on this question, you are voting....."

Speaker Madigan: "Will you bring your remarks to a close, Mr. Walsh?"

Walsh: "Yes, Sir, I will. You are voting for fairness if you will vote red and that is precisely the question. Do you want this House to function in such a way that everybody can participate and be heard and offer whatever it is they want or do you want gag Rules. Do you want things pushed through? A red vote is for fairness."

Speaker Madigan: "The Chair recognizes the Gentleman from Peoria, Mr. Tuerk, to explain his vote for one minute."

Tuerk: "Well, Mr. Speaker, Members of the House, we've been going back and forth here for a half hour and for that half hour, the Amendment 3 to House Bill 3906 has been on my desk. Not one copy, but two. I would suggest to the temporary Speaker that the best way to resolve this issue is to back off and back up a little bit and go back to 3906 to Second Reading, if the Sponsor will so yield, give me an opportunity to offer that Amendment once again and we'll proceed. That's all we're asking, the opportunity and all this standing on over there on the other side of the aisle is the fact of a small technicality that happened to be a small mistake we caught two hours ago. That's all that's involved here. All



we have to do is back down a bit, go back to 3906, put it on second reading, we'll offer the Amendment and go from there."

Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Telcser, to explain his vote for one minute."

Telcser: "Mr. Speaker, Members of the House, Representative Walsh clearly stated this issue. The issue is our right as elected Legislators to participate in the process. I'd like to particularly express myself to those of you on the Democratic side of the aisle, who know I am absolutely correct. Those of us on the Republican side are no less Members than those of you in the Majority side. We're elected here just as all of you are and we have the right or we should have the right to participate in this process. You are denying us that right. You denied us that right last year when you rammed these Bills through to start with and you're denying them again to us tonight. Mr. Speaker, I truly hope you will reconsider the action which you've taken this evening. You're doing the wrong thing, Mr. Speaker, for this General Assembly. Let me assure you, Mr. Speaker, you will be a Minority some day. Illinois goes up and back. One year we have the Majority. The next session you do. This is the wrong thing for this process."

Speaker Madigan: "Mr. Telcser, will you bring your remarks to a close?"

Telcser: "I hope you will reconsider what you're doing tonight Mr. Speaker. It's wrong."

Speaker Madigan: "The Chair recognizes the Gentleman from Marion, Mr. Friedrich, to explain his vote for one minute."

Friedrich: "Mr. Speaker, I just want to be recognized at the proper time to move that we adjourn until Nine O'Clock in the morning. No useful purpose will continue to serve to be operating the way we're operating now, and I sense



the mood of the House is that."

Speaker Madigan: "The Chair recognizes the Gentleman from Kane, Mr. Grotberg, to explain his vote for one minute."

Grotberg: "Thank you, Mr. Speaker. I don't need a minute. I only need a half a minute. I think that this Motion has to be voted down to give fairness a chance. Particularly in this giant of a man, Representative William Walsh, the Assistant Minority Leader of this House of Representatives, who has been the essence of fairness in everything that moves and breathes in this House since I've been a Member. He's making a simple request and I would recommend everyone here will rue the day that they didn't acknowledge this great guy, who is trying to do a good job for either or the Majority or the Minority."

Speaker Madigan: "The Chair recognizes the Gentleman from Lake, Mr. Deuster, to explain his vote for one minute."

Deuster: "Well, Mr. Speaker and Ladies and Gentlemen of the House, readily, the reason we're here and the reason you're all suffering through explanations of vote and I hope it's a good lesson, is that one Member on your side of the aisle doesn't have the simple courtesy to recognize that he's got the Majority to put this House in any shape he wants to. He could have taken five minutes to allow the Gentleman, Mr. Tuerk, to offer his Amendment, but he didn't have, what I would say would be the fundamental or decent courtesy to respect the right of some other Member to offer an Amendment. The reason is because one Member sponsored this Bill and is forcing all of us and is really has put the Chair in an impossible position. I don't so much blame the Chair or the Speaker. I think the Speaker got the message that we wanted to run forward for some reason. But that message was communicated by the Sponsor, Mr. Giorgi and I think Mr. Giorgi could solve this problem right now if he arose,



JUN 21 1976

107.

sought reconition and said, after this Roll Call he's taking the Bill back to Second Reading to consider the Amendment and I'm sure defeat it and put it on the Third Reading, then we can conclude that business and all go home. That's all we need, Mr. Giorgi, to stand up."

Speaker Madigan: "The Chair recognizes the Lady from Lake, Mrs. Geo-Karis, to explain her vote for one minute."

Geo-Karis: "Mr. Speaker and Ladies and Gentlemen of the House. I'm making the following motion, I move to adjourn."

Speaker Madigan: "You're not recognized for that purpose, Mrs. Geo-Karis. The Chair Recognizes the Gentleman from Logan, Mr. Lauer, to explain his vote for one minute."

Lauer: "Mr. Speaker, Ladies and Gentlemen of the House. I would like to point out an error that is being perpetrated here tonight and I think mainly by the people on my side of the aisle but also, I've heard it from some of the Members on the other side of the aisle. That is a reference to the other side of the aisle as the Democratic side. I would point out that that is the Democrats side and what they are perpetrating here tonight, the Democrats is a travesty... of the Democratic process. It makes me that that Mr. Hamilton, was right when feared the great unwashed masses, well I don't fear the great unwashed masses that you Democrats proport to represent. I think they have a great deal more stability, a great dear more decency and a great deal greater sense of fairness than is being perpetrated here by the Democrats side, tonight. This is the last vote that I shall pass tonight. I'm retiring from the House and hoping.... retiring from the House tonight and I'm hoping that you will get maybe a greater sense of decency to the time that we reconvene in the morning. Thank you, Mr. Speaker."



Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Duff, to explain his."

Duff: "Well, Mr. Speaker... I'm not surprise how retiring Representative Lauer is, but I would point out that I made a motion to reconsider the vote... in all seriousness and the Gentleman who was the Sponsor of the Bill and the Amendment that will not allow us a fair hearing is the Gentleman who stood up and moved to Table my motion. Now, I would be the last person in the House to suggest that Representative Giorgi, would ever be arrogant... I would be the last person to suggest that he would ever be unfair because he speaks so often for fairness, Tim, let him listen to me... I'm trying to get to him. But, Mr. Speaker, seriously... we have dragged in a lot of extraneous matters tonight and yet this is entirely on the Majority... what we are saying here, Mr. Speaker..."

Speaker Madigan: "Mr. Duff, would you bring your remarks to a close."

Duff: "I will, Sir. What we are seeing here is an effort on the part of the Majority to lay cosmetics on one of the most serious issues in Illinois today... they hope to carry this stiff carbon copy of decent Legislation of the public and point out that they have attempted to do, if anything. If this side of the aisle can do anything at all tonight and Mr. Speaker, it is our intention to mark well and to mark permanently this... the very real fact that the cosmetic effort and the arrogant treatment of the Majority... is going indeed to prevent the people of Illinois from having anything close to sufficient workmen... sufficient Legislation in this area...."

Speaker Madigan: "Would you bring your remarks to a close, Mr. Duff."



Duff: "Thank you, Mr. Speaker... I have."

Speaker Madigan: "Thank you. The Chair recognizes the Lady from St. Clair, Mrs. Stiehl, to explain her vote."

Stiehl: "Thank you, Mr. Chairman, Ladies and Gentlemen of the House. I think that we are setting a very dangerous precedent here by depriving Members of this House the right to submit and to discuss Amendments on this House floor. I think that this is very serious and I hope that the Members will reconsider and will cast a 'no' vote on this motion. I believe that there is nothing more important than for every Member of this House, it is their responsibility to seriously deliberate on an important matter such as this, to allow all these Amendments to come forth. I hope that each Member of this House would reconsider what they were doing and would cast a red light on this motion."

Speaker Madigan: "Have all voted who wished? The Clerk will take the record. On this question there are 91 'ayes', 62 'no', no voting 'present'... and... for what purpose does the Lady from DuPage, Mrs. Dyer, arise?"

Dyer: "Mr. Speaker, I've had my light on to speak ever since way back in when House Bill 3906, was still under consideration. I would appreciate being recognized."

Speaker Madigan: "Mrs. Dyer, your light is apparently broke, because the light.... you probably don't know. Apparently the red flicks on an off when you seek recognition but if you wish to explain your vote, please proceed."

Dyer: "Thank you, very much. I think there are some people here tonight who have a chance to be heroes at this moment. I think that Representative Giorgi and Representative Madigan, would each stand ten feet tall if we could go back to House Bill 3906, give Representative Tuerk, a chance to offer his Amendment... just one look at the board will show you that you could defeat that



Amendment in just two minutes... they said, Mussolini, was a great person because he made trains run on time but, in our country we seem to think that protection of the rights of the Minority, is a little bit better than roughshod efficiency and I urge... Representative Madigan and Representative Giorgi, to consider going back to House Bill 3906, let Representative Tuerk offer his Amendment, vote it down and then let's get on with the business in the American Democratic way."

Speaker Madigan: "On this question there are 91 'ayes', 62 'no', no voting 'present', and Mr. Giorgi... motion to lie Mr. Duff's motion on the Table, carries. For what purpose does the Gentleman from Cook, Mr. Telcser, arise?"

Telcser: "Mr. Speaker, having voted on the prevailing side by which Representative Matijevich motion prevailed, I now move to reconsider that vote."

Speaker Madigan: "For what purpose does the Gentleman from Cook, Mr. Matijevich, arise?"

Matijevich: "I make a point of order, I made no motion at all... I'm just sitting in my seat, that motion has got to be out of order."

Speaker Madigan: "The Chair will rule that the motion of Mr. Telcser, to reconsider, is out of order pursuant to rule 62 (c), on page 350 of the House Rule Book which states that if a motion to reconsider is made pursuant to this rule and the motion is later Tabled, which is what happened in the case of the Giorgi motion. The question shall not be further reconsidered. The Chair recognizes the Gentleman from Cook, Mr. Giorgi."

Giorgi: "Mr. Speaker, I'm on a point of personal privilege also, I'm entitled to... you guys have insulted me for about twelve years.... Mr. Speaker, I run House Bill 3907, if we complete listening or complete with the Amendments on 3907, I'll go back to 3906 for the purpose



of that one Amendment... acceptable to the other side of the aisle."

Matijevich: "He's a giant... he's a giant."

Speaker Madigan: "The Chair recognizes the Gentleman from Cook, Mr. Walsh."

Walsh: "Well, Mr. Speaker, as I understand it... the Amendment, the corrected Amendment for House Bill 3906, has been distributed and we're ready to go on that. There are as I understand it again, still some problems with the Amendment to House Bill 3907. So, if the Gentleman would consent to going back to 3906 and taking care of that Amendment, we would appreciate it."

Speaker Madigan: "Mr. Walsh, it is my understanding that Mr. Giorgi, has offered to move House Bill 3906, back to the order of Second Reading for purposes of an Amendment after we finish consideration of House Bill 3907, which is our current posture."

Walsh: "And... my point, Mr. Speaker, was that we do not have all of the Amendments to House Bill 3907, the one that we would consider before 3906, we do have the Amendments for 3906... so..."

Speaker Madigan: "The Chair recognizes the Gentleman from Winnebago, Mr. Giorgi."

Giorgi: "Mr. Speaker, I don't think... I don't feel that any of us are strangers to one another but I think we have seen the high handed tactics of Representative Walsh, over the years and he's never given me that consideration when I was in trouble, so I don't feel like I should give that to him."

Walsh: "I don't feel..."

Giorgi: "He hasn't done his homework or the Amendments would have been on the table on time."

Walsh: "Mr. Speaker..."

Speaker Madigan: "Mr. Walsh."

Walsh: "I don't feel that I'm in any kind of trouble, it's



people that we're concerned about, Mr. Speaker, and there is some technical error that I'm sure..."

Speaker Madigan: "Mr. Walsh..."

Walsh: "... the Gentleman had planned on jumping on... now, again, Mr. Speaker, and really into personal privilege a little bit, Mr. Giorgi..."

Speaker Madigan: "Before we get into that, please... with what numbers are the Republican Amendments that need to be corrected on 3907? What are the numbers of those Amendments? Mr. Walsh."

Walsh: "I was looking for a staff person on that Committee, Mr. Speaker, it has been suggested to me that maybe we ought to take a five minute recess... would you consent to a five minute recess, while we got together on this?"

Speaker Madigan: "Certainly, I would consent to that..."

Walsh: "I do request.... I do request to recess for five minutes."

Speaker Madigan: "I therefore, move to recess for five minutes, we may move to reconsider them... let's just recess for five minutes."

Speaker Madigan: "The House will be in order... the order of business is House Bill 3907, Amendment #1, and the Chair recognizes the Gentleman from Winnebago, Mr. Giorgi. Would the House please be in order for Mr. Giorgi."

Giorgi: "Mr. Speaker, we're on Amendment 1, to House Bill 3907 and what the Amendment does... to repeat, it goes into three items that have been very contiguous one is the farm exclusion, the others are domestic and other removes the 50% alternate maximum weekly death benefits. This eliminates the eminent benefits for highly paid employees and this will insure that the Workmens' Compensation Act will progress as many of the people



that partipate under the share program and I ask your support."

Speaker Madigan: "Mr. Giorgi, moves the adoption of Amendment #1... the Chair recognizes the Gentleman from Peoria, Mr. Tuerk."

Tuerk: "Well, Mr. Speaker and Members of the House. Sometime back when he offered this Amendment, I arose to oppose this Amendment merely because I think it... well, I don't think, I know it's giving lip service to some needed surgery to the present law. Now, the second time around, Representative Giorgi, mentioned three things that this Amendment does... one of which is a fairly sufficient change, however, if you recall about an hour ago he enumerated nine different fittings that he said are substantial and it was an agreement among the various people that were concerned about getting something done in the area of workmens' comp. I suggest to you the enumeration was litany of non movement areas and actually proves that there has been a lack of good faith on the part of sponsor and many of the propoents of this Amendment and the Bill. It's actually cosmetic in nature, the changes are not that sufficient and I submit to you that this is not a real meaningful Amendment nor is it a meaningful Bill without Amendment which will follow. I suggest that you vote the Amendment down."

Speaker Madigan: "The Chair recognizes the Gentleman from McHenry, Mr. Skinner."

Skinner: "Would the Sponsor of the Amendment yield to a question?"

Speaker Madigan: "The Sponsor indicates that he will yeild."

Skinner: "Mr. Sponsor, will you tell me how much this will... how this will effect Workmens' Compensation rates in Illinois? Either up or down, by percent."

Giorgi: "Mr. Skinner, I can't explain... I'm sure there would be a preimun reduction in the future if that's the



intent of your question, because I can't explain why the insurance companies raise their premiums and then be an application for a raise in premiums prior to the enactment of the law. So, I don't have the answer to that question and neither do you."

Skinner: "Will this lower premiums by over 1%?"

Giorgi: "Yes, I would say that it would lower premiums a little lower than 1%."

Skinner: "Will this lower premiums by more than 10%?"

Giorgi: "You want me to guess at that?"

Skinner: "Well, I assume that you have the figures as I'm sure you had the figures last year."

Giorgi: "Figures for what?"

Skinner: "Of what effect this will have on Workmen's Compensation rates for the State of Illinois, if passed."

Giorgi: "It's with my understanding that the people who participate in Workmen's Compensation talks with the giant insurance companies of Illinois, the Department of Insurance, the Illinois Association of Manufacturers, the Chamber of Commerce, Organized Labor, the geniuses on your side of the aisle, none of them could answer your question."

Skinner: "Mr. Speaker, if I might address the Bill."

Speaker Madigan: "Mr. Skinner."

Skinner: "Approximately a year ago a number of us stood here and asked Mr. Giorgi, similar questions and he read a prepared statement which refused to answer the question of, what would happen to rates if the Workmen's Compensation Bills passed. Well, I don't think he knew what was going to happen to rates then anymore than he knows now and I'm willing to admit that I made a mistake a year ago because we concentrated only on the benefits, did not look at the cost. I would contend, there is nothing in this General Assembly that conveys benefits



without a cost and a General Assembly Member offering something to try to rectify a mistake that a number of us made last year, ought to have some pretty solid figures by now on what will happen to Workmens' Compensation rates if... enacted."

Speaker Madigan: "The Chair recognizes the Lady from Lake, Mrs. Geo-Karis."

Geo-Karis: "Would the Sponsor yield to a question."

Speaker Madigan: "The Sponsor indicates that he will yield."

Geo-Karis: "Mr. Sponsor, could you explain... what this Amendment as I understand it, makes the one thousand dollar a year payroll continuous rather than terminating January 1, 1977. Can you tell me what that means, seriously I'm a little bit confused."

Giorgi: "What it means is, anyone with less than a thousand dollars is not covered by this Act. Anyone that has a payroll of a thousand dollars is now covered."

Geo-Karis: "But... what I'm driving at... you mean..."

Giorgi: "There was an effective date in the future but now they've taken that out so that from hence forth on."

Geo-Karis: "Now... on your point three, it says, extends the acceptance coverage for domestics from 1978 till 1980, if I recall correctly... last years Bill, covered domestics, didn't it?"

Giorgi: "It was an effective date of 1978, this moves that to 1980."

Geo-Karis: "I see. Will you tell me if your point four, which extends the acceptance of farm employment to from two hundred and forty-five man dates per year to five hundred man dates or four thousand man hours per year. Is this the something that was in Senate Bill 1947, I think it is? Do you know?"

Giorgi: "I'm not sure Adeline, but this allows the family farm to farm this farm as long anyone from the immediate



family is farming. If they hire two or more people, then they must be covered by the Workmens' Compensation Act."

Geo-Karis: "Okay."

Giorgi: "... four thousand man hours."

Geo-Karis: "Then, on point five and six... I don't have any objection to. In your changing the statute of limitation on filing a claim to three years from the injury or two years from the last payment. The only thing that you have done there then, is sliced off the year from the last payment, is that right?"

Giorgi: "Correct."

Geo-Karis: "Okay, now can you tell me...or can you explain to me how we refer to the alternate maximum on weekly and death benefits, it says removes the 50% alternate maximum on weekly and death benefits. I'm looking at the summary now."

Giorgi: "I should correct, Mr. Skinner's remarks earlier. I didn't handle Senate Bill 234 and 235, if he was trying to correct some previous error from last season but, what this does is... there is now a limit on what the death benefits are and there is a limit on what a person on Workmens' Compensation will receive."

Geo-Karis: "You mean under your Amendment?"

Giorgi: "Under the Amendment, the Amendment that is in this Bill. Now, your confined to 66 2/3% of your salary... up to a 100% of the State average manufacturing wage, that's the max. No one can get more than that."

Geo-Karis: "So, when you remove this... what I don't under... and I'm serious now, when it says to remove the 50% alternate maximum on weekly and death benefits... and then you say it eliminates the unlimited benefits of highly paid employees, can you give me an example, please. By reading it I'm confused."

Giorgi: "Well, the Chamber of Commerce and the Association



of Manufacture, we're talking about an executive that was making eighty thousand dollars a year that was still under Workmens' Compensation benefits and they read that to read that the wife would receive forty thousand dollars a year ad infinitum, this prevents that but a case that we couldn't find."

Geo-Karis: "Okay, thank you."

Speaker Madigan: "Is there any further discussion? There being no further discussion. The question is, shall Amendment #1, to House Bill 3907 be adopted? All those in favor will signify by voting 'aye', all those opposed by voting 'no'. The Clerk will take the Roll Call. If the Clerk would... Mr. Clerk, will you take the Roll Call. Have all voted who wished? Have all voted who wished? Have all voted who wished? Have all voted who wished? The Clerk will take the record. On this question there are 126 'ayes', no 'no', 19 voting 'present' and Amendment #1, to House Bill 3907 is adopted. Are there further Amendments?"

Clerk Selcke: "Amendment #2, McGrew. Amends House Bill 3907 as amended on page 1, line 1 and 5, ~~by deleting~~ and so forth."

Speaker Madigan: "The Chair recognizes the Gentleman from Knox, Mr. McGrew."

McGrew: "Thank you, very much Mr. Speaker. First of all I would like to clarify... is it... do I have leave to amend it on its face, so it does read as amended?"

Speaker Madigan: "Mr. McGrew, are you submitting a request of the Body?"

McGrew: "That I am."

Speaker Madigan: "And what is that request?"

McGrew: "The request is that I amend it on its face, that it reads House Bill 3907 as amended."

Speaker Madigan: "Is there leave? Leave being granted, it



shall be so amended. Mr. McGrew, on Amendment #2."

McGrew: "Thank you, very much, Mr. Speaker and Ladies and Gentlemen of the House. This is a very simple Amendment what it does, currently... if I were to die and my wife is receiving benefits, upon her remarriage she gets two years payment in one lump sum. This simply deletes that, I'm very much in favor of taking care of my widow but I'm not interested in financing her second husband's trip around the world. Thank you."

Speaker Madigan: "The Chair recognizes the Gentleman from Winnebago, Mr. Giorgi."

Giorgi: "Mr. Speaker and Members of the House. I resist this Amendment to House Bill 3907, because it desist in the award to widow... what in effect penalize the widow where she gets no award whatsoever. Now, she is deprived of the earning capacity of her mate, she is deprived of his fathering of her children, she is deprived of so many needs of... it doesn't matter... when a person is injured and there is a lengthy illness, a lengthy time to recuperation, the 66 and 2/3rd of his average wage isn't going to be sufficient to compence that widow for all the suffering of just paying the household bills. This is a method that is improving by practice, it is necessary in the Workmens' Compensation and I accept this Amendment."

Speaker Madigan: "Is there any further discussion... the Chair recognizes the Gentleman from Christian, Mr. Tipsword."

Tipsword: "Would the Sponsor of the Amendment yield to a question?"

Speaker Madigan: "The Sponsor indicates that he will yield."

Tipsword: "Representative McGrew, my understanding and perhaps I'm wrong... at least correct me if I am. That actually this provision that you propose to take out is



one that really encourages remarriage because otherwise the widow in order to obtain benefits, just simply would not remarry but might live in sin... otherwise, this way she might remarry and you would end the benefits payments by the lump sum of three years payment."

McGrew: "Representative Tipsword, you know my wife much better than that."

Tipsword: "I'm not talking about your wife, I'm talking about a widow... any widow under this...."

McGrew: "The proposed report and need for this is, that it would not encourage them to live in cohabitation, however I think that is a moral question that each widow would have to rely upon their own morality and it is not up to we as Members of the General Assembly to establish a dowry for them."

Speaker Madigan: "The Chair recognizes the Gentleman from McHenry, Mr. Hanahan."

Hanahan: "Well, Mr. Speaker and Members of the House. I was surprised at the female Members of the General Assembly haven't been on their feet. Everyone is considering that the woman is going to run away with a new husband and on the benefits by Workmens' Compansation claim but, the fact is... that this is a ERA time of working women and men and you have to look at it... that if the working woman were killed in a industrial accident and if you think this doesn't happen, take a look at the figures and... or the total disability. They too are subject to the hazardous occupations in... especially the days of womens liberation... in some of the mens occupations that we at one time called male occupation. So, with that advent I would say that the men and many of them may have conflicts of interest here on this type of voting, should consider that it is like Representative Tipsword said, an incentive to get back into the marital



life to get off of the permanent type of dole that insurance companies would have to make and put out. Those of you who want to reduce insurance cost, I might point out that this is not an Amendment that will in any way reduce insurance cost, in fact I agree with Representative Tipsword, analogy... it may increase if we adopt this Amendment, it may increase the total cost because you know, the cost of insurance is borne in the length of time of payment and if this is an incentive to get people to get off of the payment on the total disability, the total death benefit that is unlimited in time that this would be a bad Amendment... if you're really concerned about doing away with high cost of Workmeps' Compensation Insurance. So, I ask for a 'no' vote."

Speaker Madigan: "The Chair recognizes the Gentleman from Lake, Mr. Deuster."

Deuster: "Would the Sponsor yield for a question?"

Speaker Madigan: "The Sponsor indicates that he will yield."

Deuster: "Representative McGrew, I'm a little concerned at this point as to whether your Amendment is adopted would be an incentive for remarriage or sin and I was wondering if you would explain what does the Bill provide now... and what does your Amendment do. If the Sponsor will do that I would appreciate..."

McGrew: "Thank you, very much..."

Deuster: "Yes."

McGrew: "Currently the Bill provides that a widower or widoee or whatever the proper terminology is, be he male or female, they upon remarriage would get two years of benefits whatever they are, as a one final payment and this simply deletes that, it takes out one line... even though it took nine pages to do it, it only took out one line of the Bill and that is that



provision that I spoke of."

Deuster: "The second question is, is there any other provision anywhere else in the law or the Bill that would provide for a termination or scaled down or something of a benefit upon marriage... upon remarriage."

McGrew: "No."

Deuster: "Thank you."

McGrew: "The surviving childred would not be affected by that."

Speaker Madigan: "The Chair recognizes the Gentleman from Macon, Mr. Dunn."

Dunn: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I would just like to point out that this provision is one of the nineteen essential recommendations of the National Commission that studied Workmens' Compensation Laws and for that reason, I would urge a defeat of this Amendment."

Speaker Madigan: "The Chair recognizes the Gentleman from McHenry, Mr. Skinner."

Skinner: "Mr. Speaker, I merely arise to point out that this cannot be a non sexist Bill as long as it is called the Workmens' Compensation Act. I have a hundred and forty page Amendment to offer to Representative Hills Bill which I hope he will allow me to offer on Second Reading without having to print and distribute so that we can print some other Amendments. But, I really think that we ought to make it a non sexist Bill and change it to workers compensation."

Speaker Madigan: "The Chair recognizes the Gentleman from Knox, Mr. McGrew, to close the debate."

McGrew: "Thank you, very much, Mr. Speaker. I would simply like to point out once again that this is taking away the widows benefit upon remarriage, she is no longer dependent upon the person that was killed or had an



accident, she is now remarried or he is remarried and they have the same situation as we had originally and I would move for its adoption."

Speaker Madigan: "The question is, shall Amendment #2, to House Bill 3907 be adopted. All those in favor signify by voting 'aye', all those opposed by voting 'no'. Have all voted who wished? The Clerk will take the record. On this question there are 62 'ayes', 68 'no', no voting 'present' and Amendment #2, fails. Are there further Amendments?"

Clerk Selcke: "Amendment #3, Deavers. Amends House Bill 3907, as amended on page 1, and so forth."

Speaker Madigan: "Is there anyone who wishes to offer Amendment #3, on behalf of Mr. Deavers? The Chair recognizes the Gentleman from Peoria, Mr. Tuerk."

Tuerk: "Well, Mr. Speaker and Members of the House. Amendment #3, simply provides that if an employee wishes to take all of his Workmens' Comp. in one lump sum, and it has been approved by the Industrial Commission, then that employee is entitled to receive 6% compensation in addition to the principal. Presently the interest on such lumps payments is only 3%, despite the fact most banks pay at least 5 or 6% on saving accounts. I would offer this for adoption."

Speaker Madigan: "The Chair recognizes the Gentleman from Winnebago, Mr. Giorgi."

Giorgi: "Mr. Tuerk, did I hear you say that the Insurance Company...."

Speaker Madigan: "Did you wish to ask a question of the Sponsor?"

Giorgi: "Yes, I do."

Speaker Madigan: "The Sponsor indicates that he will yield."

Giorgi: "Mr. Tuerk, did you say that the Insurance Company takes six points for making a lump sum settlement, is that what you said?"



Tuerk: "No, I did not say that."

Giorgi: "Because that's what the Bill does. That's what your Amendment does, did Deavers, tell you that that's what it did?"

Tuerk: "No, that isn't what I said. I said..."

Giorgi: "If I can speak to the Bill, Mr. Chairman..."

Tuerk: "Well... you wanted to ask a question and that isn't what I said."

Speaker Madigan: "Proceed Mr. Tuerk... Mr. Giorgi... Mr. Tuerk, do you wish to respond?"

Tuerk: "Not if he doesn't want to hear the answer."

Speaker Madigan: "Thank you. The Chair recognizes Mr. Giorgi."

Giorgi: "Mr. Speaker, what his Amendment does is, when the Insurance Company gives you a lump sum settlement the Insurance Company is allowed to deduct 6% of that amount for their services now that's what this Amendment does and I think it is a horrendous Amendment and of course it's in keeping with the strategy of the Gentleman from Peoria on all Workmens' Compensation matters anyway so I urge you to defeat this Amendment."

Speaker Madigan: "Is there any further discussion? The question is, shall Amendment #3, to House Bill 3907 be adopted? All those in favor signify... for what purpose does the Gentleman from Cook, Mr. Mugalian, arise?"

Mugalian: "Thank you, Mr. Speaker. I'm not sure that either explanation makes sense, this Amendment seems to only change 3% to 6%, but has nothing to do with cost or with the payment of interest as to how the lump sum will be determined. And, it is referring to a capitalization rate. I'm not sure I'll vote on this Amendment but as I understand it, it means that the lump sum will be decided on a basis of multiplying it by about seventeen times or whether it will be about thirty-three times..."



what this Amendment will do, will reduce the lump sum benefit by approximately 50%. I wish somebody would address themselves to that."

Speaker Madigan: "The Chair recognizes the Gentleman from Winnebago, Mr. Simms."

Simms: "I wonder if the Sponsor of the Amendment would yield to a question."

Speaker Madigan: "The Sponsor indicates that he will yield."

Simms: "Representative Tuerk, I'm a little confused of this Amendment as some of the others. Would you kindly restate the input of the Amendment and exactly what the 6% will do."

Tuerk: "Yeah, I said in my opening remarks that if an employee takes his workmens' comp in a lump sum, and this has been approved by the Industrial Commission then has paid 6% premium in addition to the lump sum... and the present law provides for 3%, so actually he's getting a better deal out of this with the Amendment."

Simms: "This would be an additional... just doubling the percentage that he now receives."

Tuerk: "That is correct."

Simms: "I think this is a good Amendment and I think some of our friends on the other of aisle that represents working people of Illinois would be in support of this Amendment. It seems... this is a little added incentive perhaps for those to take a lump sum benefit, at the same time doubling their interest rate and I would urge a 'yes' vote."

Speaker Shea: "Is there further discussion? The Gentleman from Will, Mr. Leinenweber."

Leinenweber: "Thank you, Mr. Speaker. I'm still a little confused... I've read the Amendment and as I understand it, what the Amendment does is change the interest rate upon which the present value is computed of future benefits similar to what the law was sometime ago in



other words... if a person is to receive a established sum of money over a period of time in the future, if he decided to take it at the present time... he does not get a premiun but he takes a reduction because of the fact that he receives money ahead of time when he would ordinary would get it and this is common in annuities... catching out annuities and things like this and I would ask the Sponsor a question, if he would yield... and whether or not... what this Amendment actually provides is, that the reduction in the amount that a person receives, is computed by a more reasonable rate of interest, 6% as opposed to 3%, which appears to me to be unreasonable low..."

Speaker Shea: "Are you indicating now that you have spoken to the Bill, you would like to reverse the..."

Leinenweber: "I asked a question..."

Speaker Shea: "What was the.... the question tonight. The Gentleman indicates that he will yield."

Tuerk: "I was in conference back here with some of my colleagues, I didn't even hear the question."

Leinenweber: "Well, it's my understanding as the law always was that in the Workmens' Compensation field that if you took your benefits, which are to be paid over a period of time in the future... if you took them in a lump sum, because of the fact that you are to receive presently... benefits which you are legally entitled to receive only in the future, that the employer or the insurance carrier is entitled to have the amount reduced, not increased by a specific percentage rate in order to provide the present value of the future benefits. And, it appears that the Amendment increases the reduction percentage from 3 to 6%. Is that correct?"

Tuerk: "You may be right, Representative Leinenweber."

Leinenweber: "Thank you. It's a good Bill."



Speaker Shea: "For what purpose does the Gentleman from Cook, Mr. Epton, seek recognition?"

Epton: "Thank you, Mr. Speaker and Ladies and Gentlemen. Unfortunately when Gil Deavers, gave information to Representative Tuerk, there was a typographical error... I'm afraid he didn't catch it in time and actually what Fred, intended to say was that, it deducts 6% rather than add 6%, so in affect we are taking it away from the lump sum settlement that a rate that some of us think is reasonable."

Speaker Shea: "The Gentleman from Christian, Mr. Tipword. You do not seek recognition, Sir?"

Tipword: "No."

Speaker Shea: "The Gentleman from McHenry, Mr. Hanahan, for what purpose do you seek recognition?"

Hanahan: "To speak on the Amendment, in opposition."

Speaker Shea: "Mr. Hanahan... Mr. Tuerk, for which purpose do you seek recognition, Sir."

Tuerk: "Well, Mr. Speaker, it seems to be quite a bit of confusion on this Amendment, I would ask leave to Table the Amendment."

Speaker Shea: "Is there objection, hearing none the Amendment will be ordered Tabled. Are there further Amendments?"

Clerk Selcke: "Amendment #4, Deavers. Amend House Bill 3907, as amended on page 1, and so forth."

Speaker Shea: "It is my understanding that the Gentleman from Peoria, Mr. Tuerk, will handle all of these Amendments?"

Tuerk: "No, that's not my understanding, Mr. Speaker. I think Mr. Walsh has this one."

Speaker Shea: "The Gentleman from Cook, the Assistant Minority Leader, Mr. Walsh, on Amendment #4."

Walsh: "If I might consider Amendment #5, at the same time



Mr. Speaker, I would move to Table Amendments 4 and 5."

Speaker Shea: "The Gentleman moves to Table Amendments 4 and 5, is there objection? Hearing none, they will be ordered Tabled. Are there further Amendments?"

Clerk Selcke: "Amendment #6, Deavers. Amends House Bill 3907, as amended and so forth."

Speaker Shea: "Now, who's handling Amendment #6? Mr. Deavers, Amendment #6... if there are no volunteers, Table the Amendment and go on. Wait a minute, Mr. Walsh, if there are no volunteers I will order the Amendment Tabled... turn Mr. Walsh, on."

Walsh: "Mr. Speaker, would you kinda let us get together here and find out who handles Amendment #6."

Speaker Shea: "6... I was going to Table that because nobody wanted to volunteer..."

Walsh: "That's Representative Tuerk's Amendment and if he wants to Table it, that's all right."

Speaker Shea: "All right, Mr. Tuerk, on Amendment #6."

Tuerk: "I move to Table that Amendment."

Speaker Shea: "The Gentleman moves to Table the Amendment, is there objection? Hearin none..."

Tuerk: "Also, 7."

Speaker Shea: "Pardon me..."

Tuerk: "Also, Amendment #7."

Speaker Shea: "All right, the Gentleman motion is to Table Amendments 6 and 7, is there objection? Hearing none Amendments 6 and 7, will be ordered Tabled. Are there further Amendment?"

Clerk Selcke: "Amendment #8, Deavers. Amends House Bill 3907, as amended."

Speaker Shea: "All right, is there a volunteer to handle Amendment #8? Mr. Tuerk.... Mr. Walsh... Turn Mr. Tuerk, on."

Tuerk: "Well I'll tell you, Mr. Speaker, these Amendments



have been renumbered and so forth... I'll be perfectly candid with you, I don't know where we are right now."

Speaker Shea: "Well, we're on Amendment #8, and it's my understanding that all of Mr. Deavers Amendments have been re-offered by Members, other Members with new numbers. I think I'm correct... the Assistant Minority Leader, Mr. Walsh, does somebody wish to handle Amendment #8, Sir."

Walsh: "No, Mr. Speaker, we would move to Table Amendment..."

Speaker Shea: "Amendment #8, is Tabled. Are there further Amendments?"

Walsh: "Amendment... Mr. Speaker, if I may be heard. Amendments 8, 9, 10, 11, 12 and 13, Mr. Speaker, if we could Table."

Speaker Shea: "All right, Amendments 8, 9, 10, 11, 12, and 13, are Tabled. Are there further Amendments?"

Clerk Selcke: "Amendment #14, Deavers. Amends House Bill 3907, as amended on page 16 and so forth."

Speaker Shea: "Now, Amendment #14... is who, Mr. Clerk, I'm sorry.... that's Mr. Deavers, Amendment. Mr. Walsh."

Walsh: "I move to Table Amendment #14."

Speaker Shea: "Amendment #14, will be Tabled. Are there further Amendments?"

Clerk Selcke: "Amendment #15, Catania. Amends House Bill 3907, as amended and so forth."

Speaker Shea: "The Lady from Cook, Miss Catania, do you wish to Table that Amendment?"

Catania: "No, thank you."

Speaker Shea: "Turn Miss Catania, on."

Catania: He has taken care of that already. Thank you, Mr. Speaker and Members, of the House. Amendment 15, really takes care of a problem that I think that organized labor could not possibly have meant to cause,



is to say that household workers will be covered by workers compensation as of July 1, 1977. Now, the problem was that in Amendment #1, the coverage was not required until July 1, 1980. The law as it now stands require it in two weeks, July 1, 1976, so this Amendment really offers a very reasonable compromise that is, to make the deadline for such coverage July 1, 1977. Now, as you know from discussions that we've had earlier in this General Assembly on the subject of household workers compensation, we don't cover them in the Unemployment Compensation Act and this was really the first time that they had ever achieved any gains in any kind of employment compensation. When they were covered in Workers Compensation Act. I think it was stated earlier by the Sponsor of the Bill, that everyone was represented who had an interest when the people who were negotiating, sit down to work out the details of this Bill. To my knowledge, no one was there representing the household workers and I think that we have a social responsibility to represent these people and adopt this Amendment."

Speaker Shea: "Is there discussion? The Gentleman from Cook, Mr. Washington."

Washington: "Will the Sponsor yield for one question?"

Speaker Shea: "He indicates that he will... she indicates she will."

Washington: "Miss Catania, why did you compromise and strike '76, and make it affective in '77. After all... I think this has been on the books for years, people have raised their expectations and hopes that they would have, the domestic workers that is, in hopes that they would have these benefits. Why did you compromise... why not just put it back to 1976, as it was."

Catania: "Well, you are certainly absolutely right, Rep-



representative Washington, this law has been on the books now for almost a year and the household workers has had the right to expect that they would be covered by July 1, 1976, but they read in the newspaper at the end of last week that the Senate sold them out and was ready to make it 1980, so I think that asking for a reasonable compromise is in order right now, which is why I'm requesting 1977."

Speaker Shea: "For what purpose does the Gentleman from Winnebago, seek recognition?"

Giorgi: "Mr. Speaker, I'm not objecting to Representative Catania's, but..."

Speaker Shea: "But, we're in the middle of debate, Sir."

Giorgi: "But, I think the Amendment is improperly drawn, would you have someone look at it... it doesn't indicate the page or exactly where the Section that she is amending."

Catania: "Well, Mr. Speaker..."

Speaker Shea: "Miss Catania, nobody has called on you. Give me the Bill, Mr. Clerk. Mr. Giorgi, on your point of order the Ladies Amendment is drafted in such a way that it is evidently clear what Section she is amending and she draws it in such a way that the Amendment would be proper no matter how many times the Amendment would be amended, because she speaks with clarity to the Section and paragraph she seeks to amend, so it is the opinion of the Chair that the Amendment is in order. Now, Mr.... back to Mr. Washington, to proceed."

Washington: "Well, after the accolades you just poured upon Representative Catania, I can do no else but support the Amendment."

Speaker Shea: "Is there further discussion? The Gentleman from Lake, Mr. Deuster."

Deuster: "Well, Mr. Speaker, would the Sponsor yield for



a question?"

Speaker Shea: "She indicates that she will."

Deuster: "As I understand the Amendment, you're making a two changes. One, has to do with affective date and as I understand... originally in the law it said, this all would be affective July 1, '76, it was changed in 1980, and now you're changing it back to '77, is that correct?"

Catania: "compromising and making it 1977."

Deuster: "You're just putting it off when... then I understand the second change in the Amendment is, you strick out the word, domestic employees and put in household, is that correct?"

Catania: "That's correct, that's meeting the suggestion of U.S. Department of Labor and meeting its definition of these people as household employees."

Deuster: "May I ask this question, is the term domestic defined in the law somewhere?"

Catania: "Neither one is defined in Illinois law, Federal Law defines household employees."

Deuster: "And, your position is household employees is a more acturate and proper discription than domestic employees."

Catania: "That's correct, that's just a housekeeping Amendment if you will forgive the pun."

Deuster: "Thank you, very much."

Speaker Shea: "Is there further debate... the Gentleman from Stephenson, Mr. Brinkmeier."

Brinkmeier: "Thank you, Mr. Speaker. Would the Sponsor yield to one question?"

Speaker Shea: "She indicates that she will."

Brinkmeier: "Susan, what is the minimun requirement to be covered under this Amendment?"

Catania: "These people must work for at least forty hours



a week in order to qualify for this workers compensation so this does not apply to people who come in and work only one day a week in a house."

Brinkmeier: "How many weeks a year?"

Catania: "Fifteen week, one quarter."

Brinkmeier: "Okay, thank you."

Speaker Shea: "Is there further discussion? The Gentleman from McHenry, Mr. Hanahan."

Hanahan: "Would the Lady yield for a question?"

Speaker Shea: "She indicates she will."

Hanahan: "Representative Catania, I'm supporting your Amendment but I would like for the record, your intent... you intent in changing the word domestic to household, does that include the babysitting type of occupation?"

Catania: "This would include the babysitter if it was someone who was employed for forty hours a week for thirteen weeks or more in a calendar year."

Hanahan: "Thank you."

Catania: "They are included in the federal difinitions and you know social security has to be paid for those people."

Hanahan: "Right. Well, Mr. Speaker and Members of the House, the reason that I wanted her intent in the record is because it isn't defined in our State statutes and you know, this is the only way that if there are ever a question in the future, that a jury or judge could go back on. I want to support this Amendment and I might point out to the Members of the House, that the... next month household... domestic employees would have been covered under the statute that we passed last year. Now, I haven't found any great sqalling of opposition to the Workmens' Compensation basis on the coverage of domestic help, I just haven't received the first letter, the first telegram, the first phone



call from anyone saying that the coverage of domestic help is ruined the business climate of Illinois. I think that it is a good Amendment, I think that the Senate has gone too far in extending a exemption to 1980, for this kind of help. It was the intent of the National Commission, it was their intent that when social security was to cover the domestic helper that at that time they be covered by Workmens' Compensation insurance. Now, they were covered last year under the statute we passed last year, we had extended it then one year. To extend it another three years as this Bill is presently called for, would be to long of extension on a committment to the National Commission recommendation. I suggest that this Amendment, even though it has been compromised and extends either another year for the domestic workers... I say that it is at least acceptable now to adopt this and put it on the Bill so that we could tell the Senate and tell the people that domestic help needs that coverage and employers of that domestic help should purchase the coverage to protect themselves in case of adverse activity and injury or a death in their employment. I think it's a good Amendment and I ask for a favorable vote."

Speaker Shea: "Is there further debate? The Gentleman from Whiteside, Mr. Schuneman."

Schuneman: "Question of the Sponsor, Mr. Speaker."

Speaker Shea: "She indicates she will yield."

Schuneman: "Susan, I'm wondering too about the change in the word domestic to household worker, are you intending to exclude on this endorsement those domestic workers who might work... gardners for example... caretakers..."

Catania: "No, they're included...."

Schuneman: ".... people of that sort."



Catania: "The change was only one that was made by the Department of Labor in feeling that this is a modernization of language, so all the people who were included under the old definition of domestic employees are now included in the definition of household employees... these include for anybody who is fortunate enough to be able to afford them, butlers, gardeners, chauffeurs, maids, ... upstairs, downstairs and all of that."

Schuneman: "By Department of Labor.... definition."

Catania: "That's correct."

Schnuneman: "Thank you."

Speaker Shea: "Is there further debate? The Gentleman from Will, Mr. Sangmeister."

Sangmeister: "Just to move the previous question."

Speaker Shea: "Miss Catania, to close."

Catania: "Thank you, Mr. Speaker and Members of the House. I would ask for your support of this Amendment."

Speaker Shea: "The question is, shall the House adopt Amendment #15. All those in favor will say 'aye', those opposed will say 'nay'. In the opinion of the Chair, the Chair wants a Roll Call. All those in favor will vote 'aye', those opposed will vote 'nay'. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record, Mr. Clerk. On this question there are 86 'ayes', 33 'nays', and the House adopts Amendment #15. Are there further Amendments?"

Clerk Selcke: "Amendment #16, Tuerk. Amends House Bill 3907 as amended in Section 1, and so forth."

Speaker Shea: "Amendment 16, indicates Tuerk, on it... I understand Amendment #16, is presently being distributed. Mr. Walsh, are you telling me the copy is in the hands of the Clerk... is in error and it is your Amendment, not Mr. Tuerk's?"



Walsh: "That's what I'm saying. That's no big deal, Mr. Speaker, I'll just handle it."

Speaker Shea: "All right, the Gentleman from Cook, the Assistant Minority Leader, on Amendment #16."

Walsh: "Mr. Speaker and Ladies and Gentlemen of the House. Amendment #16, deletes the term 'activities' from the definition of what constitutes an organization that must be covered under the Workmens' Compensation Act. The reason for doing this is that it has been interpreted to mean that where there are people working on the lawn or cleaning gutters or doing other jobs around the home, then the householder must provide Workmens' Compensation for those persons. It is also been interpreted to mean that volunteer help for charitable organizations such as a church or the Elks Club or the Moose, must also be covered under the Workmens' Compensation Act. I not so concerned with the later provision, Mr. Speaker, but to require this... people working on the gutters and painting a door and doing little odd jobs around the house... must be covered under the Workmens' Compensation Act is to suggest that there is just no insurance...."

Speaker Shea: "Mr. Walsh... for what purpose does the Gentleman from Lake, Mr. Matijevich, arise?"

Matijevich: "Point of order, I'm trying to find 16, and I'm trying to find out if it has been distributed."

Speaker Shea: "It is my understanding that it was just distributed... excuse us Mr. Walsh, now proceed."

Walsh: "Yes, back to the interpretation, Mr. Speaker, that the term 'activities' would include help around the house, a boy cleaning the gutters or someone cutting the grass or gardning, or whatever. Now, Mr. Speaker, if those people are indeed under our present Workmens' Compensation Act, covered then the typical liability



insurance that the homeowner has under the... the homeowners insurance or if they are a tenant under a tenants comprehensive policy or a comprehensive personal liability policy would not apply. So, that this leave us in the position, Mr. Speaker, of the householder feeling that he had coverage for the person cleaning his gutters... who might fall off the ladder and break his neck, under his liability coverage... under his homeowners tenants policy but in fact the policy excludes explicitly any activity that is covered under the Workmens' Compensation Act. So, Mr. Speaker, this is a very serious Amendment and one that we should really should address ourselves to for the benefit of everyone who is a homeowner or apartment dweller. So, I urge your support of Amendment #16."

Speaker Shea: "Is there further debate? The Gentleman from Winnebago, Mr. Giorgi."

Giorgi: "Mr. Walsh... could you answer a question?"

Speaker Shea: "Do you yield, Mr. Walsh? He indicates that he will, Sir."

Giorgi: "On page 4, are you eliminating members of the Commerce Commission? Members of the Industrial Commission and other than police officers in that part of this Amendment, did you explain that as to what effect that has on page 4, line 12 and 13."

Walsh: "I'm told that particular thing is the removal of redundant language and is in fact house cleaning, just cleans the Bill up."

Giorgi: "I would ask the Members of the General Assembly to look at any Bill that you might be cleaning up."

Walsh: "Does that satisfy you, that answer?"

Giorgi: "No, it does because how about page 4, line 6, under employment or contract of hire.... what is your intent in taking.... and putting under in there? What did



you intent with that?"

Walsh: "Would you repeat that, please."

Giorgi: "On page 4, you insert the word 'under' on line 6..."

Walsh: "The Bill or the Amendment?"

Giorgi: "Your Amendment... your Amendment."

Walsh: "All right, thank you."

Giorgi: "Is that Amendment 16?"

Walsh: "Well, that was placed in there by the Legislative Reference Bureau and does not change the meaning at all."

Giorgi: "Mr. Speaker, if I could speak to the Bill. I think that it is dangerous to take a Bill... Amendment like this, hastily drawn and tell us that the Reference Bureau made a mistake and it cleans up language that no one has had a chance to look it... it's very dangerous practice and the Workmens' Comp Bill is nothing to be trifled with so, I would resist this Amendment."

Speaker Shea: "The Gentleman from Kane, Mr. Hill."

Hill: "Well, Mr. Speaker, I would like to ask the Sponsor of the Amendment a question. He says that the individuals that donate their work... is this what you're getting at, Representative Walsh?"

Walsh: "Yes, in part."

Hill: "Well, if you will look at the Amendment that Representative Giorgi, has adopted to this piece of Legislation point number two, makes the one thousand per year payroll continuous rather than terminating January 1, of '77 hence. Mandatory coverage applies only where annual payroll exceed one thousand dollars and if someone is donating work, not getting paid for it... how do you consider that individual then... coming under Workmens' Compensation?"

Walsh: "Well, I asked the staff the same question and the



response was that Mr. Giorgi's Amendment addressed itself to a different part of the Bill in which the term 'undertaking' was used, now 'undertaking', I'm told is considered to be activity or work that is more hazardous than normal. My Amendment addresses itself to work that is not necessarily hazardous in any different part of the Bill and there is some ambiguity apparently some question that Mr. Giorgi, Amendment covers that question."

Hill: "Well, Mr. Speaker, I certainly would oppose this particular Amendment. I think what he's talking about is well covered in the Amendment that was adopted by Representative Giorgi's Amendment and I would suggest that you vote 'nay' on this particular Amendment."

Speaker Shea: "Is there further discussion? The Gentleman from Marion, Mr. Friedrich."

Friedrich: "Mr. Speaker and Members of the House. If we are in fact negating the coverage of homeowners policies I think it is a pretty serious matter because now, if some boy rakes your leaves, you have medical payments which covers him if he falls and hurts himself and so on. But, certainly every homeowner is not going to have a Workmens' Compensation policy and they will end up having no protection and he will subject himself to law suits and other things. I think you better think about it if you turn this Amendment down."

Speaker Redmond: "Representative Schuneman."

Schuneman: "Yes, Mr. Speaker, just to echo what the two previous speakers have said, I think that the wording in the Act at the present time is very dangerous wording and in fact... might require every Member of this General Assembly to buy Workmens' Compensation policy in order to properly protect ourselves against possible Workmens' Compensation claims from incidental people



that we might hire to help around the house in some way, and another point that I would like to make... had to do with the volunteer employee who might work for a hospital or a church or some other organization. The point was made by Representative Hill, that those volunteer employees would be excluded under the one thousand dollar limitation, but I would like to point out to you that most of those churches, hospitals and such groups would already carry Workmens' Compensation on their bonified employee. This would merely serve to exclude those people who are volunteers and I think the Bill deserves our support."

Speaker Redmond: "Representative Lundy."

Lundy: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I move the previous question."

Speaker Redmond: "The Gentleman has moved the previous question. The question is, shall the main quesiton be put. All those in favor say 'aye', opposed 'no'. The 'ayes' have it... Representative Walsh, are you the Sponsor of this Amendment?"

Walsh: "I am, Mr. Speaker."

Speaker Redmond: "Will you close, please."

Walsh: "Mr. Speaker and Ladies and Gentlemen of the House. Those people who rose to oppose this Amendment did not address themselves as did Representative Friedrich and Schuneman, to the very serious problem that exist within the Workmens' Compensation Act and that is the question of personal libility insurance, which every homeowner feels that he has but might find that he does not have.... might find that he does not have..."

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

Matijeovich: "Mr. Speaker, I don't think it comes to late, I'm looking at Amendment #16, and I wonder if the Chair



would rule as to the... whether the Amendment is in order. As I read where it says, amending Section I by inserting I, between Section and "3", and by inserting after Section I. I think that... and inserting after Section I, makes it out of order... I wonder if the Parliamentarian and the Chair would rule on that, I think you'll find that's the problem with offering these Amendments without the line and page number. I think that you will find that this Amendment is out of order."

Speaker Redmond: "We're back on Amendment #16, Representative Walsh, do you seek recognition? Representative Walsh."

Walsh: "Well, Mr. Speaker and Ladies and Gentlemen of the House. The... Representative Matijeich, who objected to the form of this Amendment, very kindly removed his objection even though there is some question as to its form. We are informed by the Parliamentarian that the meaning is clear and that the... any problems can be corrected in Enrolling and Engrossing and I would only urge that Enrolling and Engrossing be given that opportunity. Those people spoke against this Amendment, did not speak against the point that was raised, a very serious point that the present Workmens' Compensation Act places a cloud over the question of coverage of people who do incidental work for a homeowner. There is serious question that those people are not covered under the Workmens' Compensation Act. Now, I submit to you that if a court interprets that type of work of being covered under Workmens' Compensation and a homeowner who has someone doing this work, who is injured doing it would be required to provide Workmens' Compensation coverage and you know very well that you cannot get people to buy Workmens' Compensation to have somebody to clean out the gutters. Those people have every reason to believe in their personal liability policy that accidents



to people working on their homes are covered under that policy. They have every reason to believe it and I submit to you that the present Workmens' Compensation Act is very hazy at least and maybe... maybe Mr. Speaker, those people will find themselves without coverage.

So, I ask your support in the adoption of this Amendment.

Speaker Redmond: "The question is on the Gentlemans motion to adopt Amendment #16. All those in favor vote 'aye', opposed vote 'no'... Representative Hanahan, to explain your vote."

Hanahan: "Yes, Mr. Speaker and Members of the House. Representative Walsh, didn't read one word in the Act that he's trying to change and the word is eleemosynary and I know why he... on the westside of Chicago, we didn't use those kinds of words but I might point out what that... I might not know how to pronounce it and I have that quip Chicago east accent, from the westside where Walsh is from... and Redmond, but that means good in general purpose and when you're talking about eliminating coverage of people who are doing good and general purposes... you have already left it in. So, your intent of Amendments really is not... you know... well taken, that word in the Act, being covered is already there and including hospitals or associations and any person in service or under contract for hire. Now, it bothers me to say that some guy cleaning your roof, that falls off the roof shouldn't have been covered by Workmens' Comp. I would like to know what happens to his widow, if he were killed, I would like to know what happens to his medical payments in his compensation is going to be needed to raise his family or send his kids to school. You're looking at the insurance end of it, I'm looking at the injured worker. And, if that worker falls off that roof while he's



cleaning the leaves out of your gutter, I would like to know what happens to that person, I'll tell you what is the experience of what happens... they end up on Public Aid and if you think that we have problems with increase cost of Workmens' Compensation insurance, take a look at what is happened to the increase cost of Public Aid and if that's the answer, I would say you're sorta in between the devil and the deep blue sea and we certainly should encourage people that carry insurance... instead of allowing them to have people working around their house or any place else that may injure themselves to the point of death and leave widows and children along for Public Aid. I think we have a responsibility to make sure as many people are covered with Workmens' Compensation so they are not put on the public dole and I vote 'no'."

Speaker Redmond: "Have all voted who wished? The Clerk will take the record. On this question there are 75 'ayes, 61 'no', the Gentlemans motion prevails. At this time with leave of the House, we'll leave this order of business and go to Resolutions. House Resolution 883... motion is adopted, yeah that's what I said. If I didn't I should have. Mr. Clerk... 919, pardon me, House Resolution 919."

Clerk O'Brien: "House Resolution 919, Be it resolved by the House of Representatives of the 79th General Assembly of the State of Illinois, that the Special Investigating Committee appointed to investigate allegations involving the conduct of Representative Gerald W. Shea has concluded its investigation, has filed its report of findings and recommendation with the Clerk and has in its report unanimously recommended that Representative Shea be exonerated of all such allegations; and be it further Resolved, that the House of Representatives does exonerate Representative Gerald W. Shea of all allegat-



ions involving his conduct."

Speaker Redmond: "We were unable to have all of the report prepared in about.... two hundred copies, we have about seventy-five, we have twenty-five available for the press and the balance... half to the Democratic side and half to the Republican side. One is given to Representative Schlickman, one given to Representative Shea. The remaining copies will be available, we're going to continue to have them produced and until we expect about midnight before the rest of them are out. Anybody wants to get them, we think it would be inappropriate to take any action on House Resolution 919, until everybody had an opportunity to read the report. Representative Kosinski."

Kosinski: "Mr. Chairman, having reviewed the facts as I saw them, I commend this Committee on its exoneration of Gerald Shea."

Speaker Redmond: "House Resolution 919, on the Speakers Table. Representative Bradley, has some additional copies... I don't know if Representative Washburn, has now.... report is 132 pages, that's the reason why it is taking so long. House Bills, Second Reading, 3907 we adopted 16, is that correct, Mr. Clerk?"

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

Speaker Redmond: "Are there any further Amendments?"

Clerk O'Brien: "Amendment #17, Walsh. Amends House Bill 3907, as amended by deleting the last seven lines of Section 19, and so, forth."

Speaker Redmond: "Representative Walsh."

Walsh: "Mr. Speaker, I wonder if we could take this out of the record for a longer period, like until tomorrow so that we can kinda regroup on this question and adjourn for now... I think, Mr. Speaker, that there is considerable interest in the report that has been submitted to the Members that we're considering and I



really think we ought to adjourn until tomorrow."

Speaker Redmond: "Representative Bradley."

Bradley: "Well, Mr. Speaker and Ladies and Gentlemen of the House. As the Speaker, indicated we were unable to print only 75 of these right now, but the Members who didn't receive a copy and want to receive one yet tonight, there will be 50 more copies coming up stairs with in a matter of minutes so, regarding Mr. Walsh's motion, I would certainly agree with him but, if those Members who do not have one... all right, I'm just saying if the Members who do not have one, they will be coming up any minute so everybody that's on the floor of the House will have a copy of the report."

Speaker Redmond: "Representative D.L. Houlihan."

Houlihan: "Mr. Speaker, it is the determination unanimously of the Committee that there be no action taken on this Resolution until all Members of the House are furnished with copies of this report."

Speaker Redmond: "Representative Walsh."

Walsh: "Mr. Speaker, I did not suggest for a moment that we take any action on this Resolution, I suggested that we adjourn and give the Members an opportunity to read this report and be informed of its contents for tomorrow. And, perhaps meet a half hour earlier tomorrow and go back into House Bill 3907."

Speaker Redmond: "Representative Matijevich."

Matijevich: "Mr. Speaker, there is a better probably we'll read it right here if we stay right here, I'm starting to read mine already. I think we're better to keep on working."

Speaker Redmond: "Well, this isn't a decision for the Speaker. If you make a motion, why we'll put it. Representative Walsh:"

Walsh: "I move, Mr. Speaker that the House stand adjourned



until 10 o'clock... 9 o'clock."

Speaker Redmond: "9 o'clock."

Walsh: "9 A.M., tomorrow... Tuesday."

Speaker Redmond: "Representative Barnes."

Barnes: "Well, Mr. Speaker and Members of the House. I hesitate to rise on this point but I don't see any reason for adjourning. I think that, and I don't want to speak on adjournment motion... but, I would question whether or not we stop in the midst... I think a very important matter, we did about 16 Amendment and I think to stop in the middle of that process...."

Speaker Redmond: "Representative Geo-Karis, for what purpose do you rise?"

Geo-Karis: "I think it's a point of order, I believe the motion to adjourn is not debatable, is it Mr. Speaker?"

Speaker Redmond: "You are correct. The question is on the Gentlemans motion to adjourn. All those in... Representative Bradley."

Bradley: "Yes, Sir, Mr. Speaker. I think it should be very clear to every Member on the floor of this House... that it's the wishes of the Gentleman, Mr. Giorgi, to continue with the Bill that we're on, on Second Reading. It would give the other... it would give the other Members a chance to receive their copies of the report."

Speaker Redmond: "Representative Skinner, for what purpose do you arise?"

Skinner: "I believe this is an undebatable issue..."

Speaker Redmond: "You are correct."

Skinner: "No, whatever subterfuge is attempting to debate the issue. May we vote on it and then go home and go to bed."

Speaker Redmond: "The question... Representative Matijevich, for what purpose do you arise?"

Matijevich: "Lie the motion to adjourn on the Table."



Speaker Redmond: "The Gentleman, Representative Walsh, has moved to adjourn. Representative Matijevecich, has moved that that motion lie on the Table. Representative Duff."

Duff: "Thank you, Mr. Speaker. The only motion that are not allowed to have subsequent motion pertinent to them under Roberts Rules, are a motion to adjourn and a motion to adjourn at a specific time. The motion to Table a motion to adjourn is never in order."

Speaker Redmond: "Representative Washburn."

Washburn: "Thank you, Mr. Speaker, while the Parliamentarian is checking the book it probably should be pointed out that these reports will be available to the Members within ten or fifteen minutes, whether we're in Session or whether we aren't and they could wait if we should adjourn."

Speaker Redmond: "That is correct, Representative Washburn. It seems to me rather academic if the motion to adjourn fails, why the motion to Table would be the something so why don't we just proceed with the motion to adjourn if you would withdraw your motion to Table. The Gentleman has withdrawn his motion to Table. The question is on Representative Walsh's motion to adjourn. All those in favor of adjournment indicate by voting 'aye' and opposed vote 'no'. Have all voted who wished? Have all voted who wished? Have all voted who wished? The Clerk will take the record. On this question there are 77 'ayes' and 55 'no', the Gentlemans motion to adjourn until tomorrow morning at 9 o'clock... carries and again notifying the Members that we will stay here until these reports are delivered. House is adjourned.

Clerk O'Brien: "As these reports are available, I'll have them here at the Clerk's podium."

