

Doorkeeper Koehler: "Attention, Members of the House of Representatives, the House will convene in fifteen minutes. Attention, Members of the House of Representatives, the House will convene in five minutes. All persons not entitled to the House floor, please retire to the gallery."

Speaker Redmond: "The House will come to order. Be led in prayer by Reverend Krueger, the House Chaplain."

Reverend Krueger: "In the name of the Father, the Son and the Holy Ghost. Amen. O, Lord, bless this House to Thy service this day. Amen. Henry Ford said: 'A feeling of safety kills ambition'. Let us pray. Almighty God, the source of all power and comfort, we come to Thee this day asking for courage and determination in our relentless endeavors to effect and perfect such legislation that is for the good of the people of the State of Illinois. Not being content with a course of ease, may we always be diligent and constant in the process of better lawmaking. We ask this in the name of Christ our Lord. Amen."

Speaker Redmond: "Committee Reports."

Clerk O'Brien: "Representative Yourell....."

Speaker Redmond: "Representative Matijevich."

Matijevich: "Let the records show that Lake County is ably represented by Representatives Deuster and Matijevich today, only."

Speaker Redmond: "Let the record show that the entire delegation (sic) from Lake County is here. Proceed...."

Clerk O'Brien: "Representative Yourell, Chairman of the Committee from Counties and Townships, to which the following Bills were referred, action taken April 20, 1978, reported the same back with the following recommendation: do pass House Bill 2256.

Representative Matijevich, Chairman of the Committee on Appropriations I, to which the following Bills were referred, action taken April 20, 1978, reported the same back with the following recommendation: do pass as amended House Bill 2540.

Representative Laurino, Chairman of the Committee on Elections, to which...reported the following Committee Bills for introduction: House Bill 3337. Action taken April 6, 1978.



Representatives Kane and Jim Houlihan, Chairman of the Committee on House Select Committee on State Government Organization, reported the following Committee Bill for introduction: House Bill 3338. Action taken April 20, 1978.

Representatives Kane and Jim Houlihan, Chairmen of the Committee House Select Committee on State Government Organization, reported the following Committee Bill for introduction: House Bill 3339. Action taken April 20, 1978.

Representatives Kane and Jim Houlihan, reported the following Committee...Chairmen of the Committee on House Select Committee on State Government Organization, reported the following Committee Bill for introduction: House Bill 3340. Action taken April 20, 1978."

Speaker Redmond: "Introduction, First Reading."

Clerk O'Brien: "House Bill 3337. Committee on Insurance. A Bill for an Act to make certain revisions and consolidated schedules of elections. First Reading of the Bill.

House Bill 3338. Committee on State Government Organization. A Bill for an Act to provide for certain Joint Committees of the General Assembly. First Reading of the Bill.

House Bill 3339. Committee on State Government Organization. A Bill for an Act to abolish certain Committees, Councils and Commissions and repeal certain Acts and parts of Acts in connection therewith. First Reading of the Bill.

House Bill 3340. Committee on State Government Organization. A Bill for an Act to reorganize and consolidate certain legislative service agencies. First Reading of the Bill."

Speaker Redmond: "Constitutional Amendments. Constitutional Amendment 1. Just going to read it and then take it out of the record."

Clerk O'Brien: "House Joint Resolution Constitutional Amendment #1.

Resolved, by the House of Representatives of the Eightieth General Assembly of the State of Illinois, the Senate concurring herein, that there shall be submitted to the electors of this state for adoption or rejection at the general election next occurring at least 6 months after the adoption of this Resolution, a proposition to amend Sections 8 and 12 of and to add Sections 11.1, 12.1 and 12.2 to Article VI of the Constitution, the amended and



added Sections to read as follows:

Article VI. The Judiciary. Section 8. Associate Judges. Each Circuit Court shall have such number of Associate Judges as provided by law. Associate Judges shall be appointed by the Circuit Judges in each Circuit as the Supreme Court shall provide by rule, provided that, if the voters in a Circuit adopt the Appointive System hereafter provided in Sections 12 and 12.2 for the selection of Circuit and Associate Judges, Associate Judges in that Circuit shall thereafter be selected in the manner provided in those Sections. In the First Judicial District, unless otherwise provided by law, at least one-fourth the Associate Judges shall be appointed from, and reside, outside Chicago. The Supreme Court shall provide by rule for matters to be assigned to Associate Judges.

Section 11.1. Supreme Court Judges. Judges of the Supreme Court shall be nominated at primary elections or by petition, and shall be elected at general or judicial elections as the General Assembly shall provide by law.

Section 12. Appointment and Retention - Appellate Court - Circuit Courts Upon Adoption. The following provisions shall govern the selection and tenure of Judges of all Appellate Courts, and shall also govern the selection and tenure of the Judges and Associate Judges of the Circuit Court of any Circuit which adopts this Section as provided in Section 12.1. For purposes of this Section and Sections 12.1 and 12.2, the term 'Judge' includes all Judges of the Appellate Courts and all Judges and Associate Judges of the Circuit Courts, except where otherwise stated.

- (a) Judges shall be appointed by the Governor from nominees submitted by *Judicial Nominating Commissions*.
- (b) The office of a Judge shall be vacated upon his death, resignation, retirement, removal, or upon the conclusion of his term without retention in office. Whenever an additional Judge is authorized by law, the office shall be filled in the manner provided for filling a vacancy in the office.
- (c) If a vacancy occurs in the office of Judge, the Director of the Administrative Office of the Illinois Courts...."



Speaker Redmond: "Representative Madigan."

Madigan: "Did the Sponsor of this Resolution request that it be read?"

Speaker Redmond: "No, the Clerk suggested that we read this one  
and 36 and then take them out of the record."

Madigan: "I suggest we take it out of the record because the Sponsor  
is not on the floor."

Speaker Redmond: "He's on....Representative Daniels is on the floor.  
Representative Lechowicz."

Madigan: "Mr...Mr. Speaker."

Speaker Redmond: "Proceed."

Madigan: "Mr. Speaker, is it correct that Representative Daniels has  
asked that this Bill, this Resolution be read a third time?"

Speaker Redmond: "Representative Daniels."

Daniels: "Mr. Speaker, you called this Constitutional Amendment One-  
by call of the Chair. You mentioned that you were going to read  
this and then you were going to take it out of the record and  
that's what we want you to do. Which is the Chair's...."

Speaker Redmond: "That was the program."

Madigan: "Would the Clerk inform me who is the Sponsor of the Resolution?"

Clerk O'Brien: "Doesn't indicate on the Bill. I'll check the Bill  
records."

Speaker Redmond: "It's Wolf-Daniels."

Speaker Redmond: "Well, if we're going to do anything other than  
perfunctory things here we better take this one out of the record  
and go to the things that...."

Daniels: "Well, Mr. Speaker, you were in the process of reading....  
Speaker. Mr. Speaker, you were in the process of reading that  
Bill and we'd like you to complete the reading of the Bill."

Speaker Redmond: "Well, the purpose of that was as the same as the  
purpose of reading the Committee Reports and the Introduction,  
that there...obviously the attendance is down and there wasn't  
much that we could do with a definitive nature on these things."

Daniels: "Well, the attendance is still down."

Speaker Redmond: "...Controversy, why we'll take it out of the record  
now and...."



Daniels: "Is that going to be read a third time today?"

Speaker Redmond: "Well, I can't tell you that for sure but...."

Daniels: "I'm sorry...."

Speaker Redmond: "We're going to do...we're going to do whatever we can do here. We're going to have to leave the chambers no later than 2 o'clock today so we're going to try to do just as much as we possibly can."

Daniels: "Will it be read a third time today, though?"

Speaker Redmond: "We'll see what happens when the time comes. We don't have adequate attendance right at the present time to do anything with it, so...."

Daniels: "Then why don't we keep on reading it till the attendance picks up?"

Speaker Redmond: "When you're Speaker why then you do it that way. We'll take it out of the record and we'll go to House Bills, Second Reading and we'll take the category of those Bills that do not have Amendments. 2582."

Clerk O'Brien: "House Bill 2582. A Bill for an Act to make an appropriation to the Court of Claims. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "2582. Are there any Amendments from the floor?"

Clerk O'Brien: "No floor Amendments."

Speaker Redmond: "Third Reading. 2642."

Clerk O'Brien: "House Bill 2642. A Bill for an Act making an appropriation to the Department of Transportation. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 2790."

Clerk O'Brien: "House Bill 2790. A Bill for an Act making an appropriation to the Flatbush Drainage District. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Redmond: "Any motion with respect to Amendment #1?"

Clerk O'Brien: "No motions filed."

Speaker Redmond: "Third Reading. I didn't intend to take the Amendment ones yet so let's go to 3238. Representative Friedrich."



Clerk O'Brien: "House Bill 3238. A Bill for an Act to restore access rights to property in Madison County. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3239."

Clerk O'Brien: "House Bill 3239. A Bill for an Act to vacate an easement in Bond County. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3240."

Clerk O'Brien: "House Bill 3240. A Bill for an Act to vacate an easement in Macon County. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3241."

Clerk O'Brien: "House Bill 3241. A Bill for an Act to vacate an easement in Cumberland County. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3242."

Clerk O'Brien: "House Bill 3242. A Bill for an Act to vacate an easement in Cumberland County. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3242.....3243."

Clerk O'Brien: "House Bill 3243. A Bill for an Act to vacate an easement in Cumberland County. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3244."



Clerk O'Brien: "House Bill 3244. A Bill for an Act to vacate an easement in Cumberland County. Second Reading of the Bill.  
No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3245."

Clerk O'Brien: "House Bill 3245. A Bill for an Act to vacate an easement in Cumberland County. Second Reading of the Bill.  
No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3246."

Clerk O'Brien: "House Bill 3246. A Bill for an Act to vacate an easement in Perry County. Second Reading of the Bill. No  
Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3247."

Clerk O'Brien: "House Bill 3247. A Bill for an Act to restore access rights to property in Bond County. Second Reading of the Bill.  
No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3248."

Clerk O'Brien: "House Bill 3248. A Bill for an Act to authorize the Department of Transportation to convey certain lands in two...  
in the City of Carbondale in Jackson County. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3249."

Clerk O'Brien: "House Bill 3249. A Bill for an Act to vacate an easement in Woodford County. Second Reading of the Bill. No  
Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."



Speaker Redmond: "Third Reading. 3250."

Clerk O'Brien: "House Bill 3250. A Bill for an Act to vacate an easement in Coles County. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 104."

Clerk O'Brien: "House Bill 104. A Bill for an Act to restrict the manufactured sale and use of PCB's. Second Reading of the Bill. Amendment #1...."

Speaker Redmond: "Representative Getty...out of the record. Take this one out of the record, request of the Sponsor. 2084. Fiscal note is not yet filed. 2514."

Clerk O'Brien: "House Bill 2514. A Bill for an Act to provide for the ordinary and contingent expense of the Department of Local Government Affairs. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Redmond: "Any motion with respect to Amendment #1?"

Clerk O'Brien: "No motion filed."

Speaker Redmond: "Any Amendment from the floor?"

Clerk O'Brien: "No...."

Speaker Redmond: "Representative Brady. Representative Brady."

Brady: "Yes, Mr. Speaker, could we hold that on Second Reading. There is an Amendment, the Sponsor isn't on the floor and...."

Speaker Redmond: "Okay. We'll...we'll hold it. 2792."

Clerk O'Brien: "House Bill 2792. A Bill for an Act...A Bill for an Act making an appropriation to the Fourth Judicial Circuit Public Defender Project. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Redmond: "Any motion with respect to the Committee Amendment?"

Clerk O'Brien: "No motion filed."

Speaker Redmond: "Any Amendment from the floor?"

Clerk O'Brien: "No Floor Amendment."

Speaker Redmond: "Third Reading. Oh, my goodness. 3251."

Clerk O'Brien: "House Bill 3251. A Bill for an Act to vacate an easement in Coles County. Second Reading of the Bill. No





Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3252."

Clerk O'Brien: "House Bill 3252. A Bill for an Act to vacate an easement in Sangamon County. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3253."

Clerk O'Brien: "House Bill 3253. A Bill for an Act to vacate an easement in Bureau County. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3254."

Clerk O'Brien: "House Bill 3254. A Bill for an Act to restore access rights in Madison County. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Representative Bradley."

Bradley: "Well, Mr. Speaker, it appears that some of the Members who have...that we're moving along to Third Reading. And I can appreciate wanting to move them along, but those...some of the Amendments that we are...that have been adopted and the Bill has been moved to Third Reading, those Sponsors may want to try to knock those Amendments off of their Bill or defeat the Amendment, I have no idea one way or the other. But I wonder if we shouldn't take a posture of only calling the Bills that the Sponsor is on the floor so we can get his approval of the Amendments or not."

Speaker Redmond: "I gave that consideration but sometimes if we did that we couldn't get any business done. It's been our policy, I think, to move them along and if they have any objection why then we'd bring it back to Second and give them the opportunity that...."



Bradley: "All right, fine."

Speaker Redmond: "...In which they desire. 3255. Third Reading on 3254."

Clerk O'Brien: "House Bill 3255. A Bill for an Act to vacate an easement in Douglas County. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. 3256."

Clerk O'Brien: "House Bill 3256. A Bill for an Act to vacate an easement in Douglas County. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Amendments from the floor?"

Clerk O'Brien: "None."

Speaker Redmond: "Third Reading. House Bills...House Bills Third Reading. Representative Chapman, do you want to go with 1973? Out of the record. 29...2696, Representative Skinner, do you want to go with that? Roll Call for attendance. Representative Madigan."

Madigan: "Would the record show that Representative Katz is excused because of his attendance at the Legislative Conference regarding criminal justice in Washington?"

Speaker Redmond: "Any objections? Let the record so show. Representative Ryan, any excused absences?"

Ryan: "Yes, Mr. Speaker, Representatives Hudson, Molloy and Kucharski because of illness. Representative Betty Lou Reed and Representative Walsh due to death in their respective families."

Speaker Redmond: "Are there any objections to...hearing no objections..."

Ryan: "Wait a minute, Mr. Speaker. Mr. Speaker. Representative Molloy is back."

Speaker Redmond: "Who is back?"

Ryan: "Molloy."

Speaker Redmond: "Let the record indicate that the enumerated Members will be excused. Now, 2696."

Clerk O'Brien: "House Bill 2696. A Bill for an Act making appropriation to the Department of Revenue. Third Reading of the Bill."



Speaker Redmond: "Representative Skinner."

Skinner: "This Bill appropriates nineteen point seven million dollars (\$19.7million) to the Department of Revenue to...so that the Departments may continue to play...to pay senior citizens and disabled persons property tax relief. They are out of money because...that all you guys that went out and beat the bushes, girls too, that went out and beat the bushes to find people who were...had not previously applied for circuit breaker relief did too good a job. We went from about 50 percent participation to 70 percent participation in the program. If this Bill doesn't pass they stop paying grants at the end of...at the end of April and we all know everybody hasn't applied for this year. Nineteen point seven million dollars."

Speaker Redmond: "Is there any discussion?"

Skinner: "It's in the budget."

Speaker Redmond: "Representative Madigan."

Madigan: "Mr. Speaker, where did this Bill appear on the Calendar?"

Speaker Redmond: "Third Reading, page 4."

Madigan: "Page 4?"

Speaker Redmond: "Yeah. You've got Friday's Calendar."

Madigan: "No, I have the right Calendar. Thank you."

Speaker Redmond: "Any further objections? The question is, shall this Bill pass? Those in favor vote 'aye', opposed vote 'no'. Have all voted who wish? Clerk will take the record. On this question, 147 'aye' and no 'nay'. And the Bill, having received the Constitutional Majority, hereby declared passed. Representative Schoeberlein, 'aye'. Now, return to the Order of Constitutional Amendments, Third Reading, House Joint Resolution 1. Did you want yours called, Representative.... Oh, wait a minute, wait a minute, wait a minute. We had Senate Bill 82 on Third Reading. I thought that you wanted that out of the record. You want it called? Out of the record. Now Constitutional Amendments, Third Reading, House Joint Resolution Constitutional Amendment 1. Read...continue with reading of the Amendment. Representative Totten."

Totten: "Thank you, Mr. Speaker, I made a parliamentary inquiry of the



Chair yesterday regarding the reading of Constitutional Amendments, if it is amended, do we have to read...read it first time, second time and third time again? And the Chair indicated at the time that they would give a ruling...if that inquiry and I'd like to know what that is."

Speaker Redmond: "We haven't made up our minds yet, I guess there's a problem between us and the Senate...."

Totten: "I know there is and if we're at passage stage on this we ought to carefully consider that ruling before we go to passage."

Speaker Redmond: "Give me a little bit longer today. Proceed with the reading."

Clerk O'Brien: "Section 12. Appointment and Retention - Appellate Court - Circuit Courts Upon Adoption. The following provisions shall govern the selection and tenure of Judges of all Appellate Courts, and shall also govern the selection and tenure of Judges and Associate Judges of the Circuit Court of any Circuit which adopts this Section as provided in Section 12.1. For purposes of this Section and Sections 12.1 and 12.2, the term 'Judge' includes all Judges of the Appellate Courts and all Judges and Associate Judges of the Circuit Courts, except where otherwise stated.

(a) Judges shall be appointed by the Governor from nominees submitted by Judicial Nominating Commissions.

(b) The office of a Judge shall be vacated upon his death, resignation retirement, removal, or upon the conclusion of his term without retention in office. Whenever an additional Judge is authorized by law, the office shall be filled in the manner provided for filling a vacancy in the office.

(c) If a vacancy occurs in the office of Judge, the Director of the Administrative Office of the Illinois Courts or his successor shall notify the Chairman of the appropriate Nominating Commission, who shall immediately convene the Commission. The Commission may conduct informal meetings and investigations; but no formal recommendation shall be made by the Commission to the Governor except upon concurrence of a majority of all members of the Commission. Within 28 days after delivery of the notice, the Commission shall submit a list of 3 qualified persons to the



Governor. However, the Commission, by certifying in writing by its Chairman to the Governor that additional time is required, may take additional time not in excess of 28 days. If there is more than one vacancy on the same court, the number of qualified persons listed shall be 3 times the number of vacancies. If the Supreme Court upon motion of the Commission shall certify in writing that the number of qualified persons available is fewer than three times the number of vacancies, the names of those qualified persons available shall be submitted to the Governor. The Governor, immediately upon receipt of the list, shall make it public. Not fewer than 28 nor more than 56 days after delivery of the list to the Governor, he shall appoint therefrom one person to fill each vacancy. If the Governor does not make the appointment within 56 days, the Supreme Court shall make the appointment promptly from the list.

(d) A Judge appointed to fill a vacancy shall serve an initial term ending on the first Monday in December following the next general election held after he has completed one year in office. He may at that general election stand for retention in office as hereinafter provided.

(e) Unless a different time period is specified by law, not less than 6 months prior to the general election next preceding the expiration of his term of office, any Judge previously elected or appointed may file in the Office of the Secretary of State a declaration of candidacy to succeed himself, and the Secretary of State, not less than 63 days prior to the election shall certify the Judge's candidacy to the proper election officials. At the election the name of each Judge who has filed a declaration shall be submitted to the electors, separately and without party designation, on the sole question whether he shall be retained in office for another term. The elections shall be conducted in the appropriate judicial districts and circuits. The affirmative votes of three-fifths of the electors voting on the question shall elect him to the office for a full term commencing the first Monday in December following the election. Any Judge who does not file a declaration within the time herein specified, or, having filed, fails of



retention, shall vacate his office on the first Monday in December following the general election, whether or not his successor shall yet have qualified.

(f) If an incumbent does not file a declaration of candidacy within the time specified above, the selection and appointment of his successor, if any, shall proceed immediately in the manner provided in this Section so that the successor may take office as soon as the vacancy occurs.

(g) Any law reducing the number of Judges of the Appellate Court in any district or the number of Circuit or Associate Judges in any Circuit shall be without prejudice to the right of Judges in office at the time of its enactment to seek retention in office. The reduction shall become effective whenever a vacancy in the affected unit occurs.

Section 12.1. Circuit Courts. The Circuit Judges of all Circuit Courts shall be nominated at primary elections or by petition and shall be elected at general or judicial elections as the General Assembly shall provide by law. Vacancies in such offices may be filled by appointment or as otherwise provided for interim periods in such manner as may be prescribed by law. The provisions of subparagraphs (e), (f), and (g) of Section 12 governing retention of Judges shall apply to such Circuit Judges as shall be elected under this Section. However, the electors of any Circuit may by referendum adopt the provisions of Sections 12 and 12.2 to govern the selection and tenure of Circuit Judges and Associate Judges of that Circuit. The electors of any Circuit shall vote on the proposition at the general election held not less than 3 months following the filing of petitions with the Secretary of State signed by not fewer than 5 percent of the total number of electors who voted at the next preceding general election in that Circuit, asking that the proposition be submitted to referendum. If a majority of votes cast on the proposition shall be in the affirmative, the provisions of Section 12 and 12.2 shall thereafter govern the selection and tenure of Circuit Judges and Associate Judges of the Circuit Court of that Circuit.

Section 12.2. Judicial Nominating Commissions. There shall be



Judicial Nominating Commissions in each Judicial District for nominating of Judges for the Appellate Courts, and in each Circuit which adopts the provisions of Section 12 and of this Section 12.2, for nomination and appointment of Judges and Associate Judges for Circuit Court, as follows:

(a) The Circuit Judicial Nominating Commission for each Circuit outside the First Judicial District, to make nominations for Circuit Judges in each respective circuit, shall consist of 6 persons who are not lawyers, no more than 3 of whom shall be members of the same political party, and 5 lawyers.

(b) The District Judicial Nominating Commission for each judicial district other than the First Judicial District, to make nominations for Appellate Court Judges from each respective district, shall consist of 2 lawyers from each Circuit, 2 persons who are not lawyers from each Circuit, and an additional non-lawyer as hereinafter stated. The District Commission members from each Circuit having a Judicial Nominating Commission shall be elected at that Circuit Commission from its members. The District Commission members from any Circuit which does not have a Circuit Commission shall be elected and appointed in the manner provided in the subparagraphs (b) through (g) of this Section; but, from and after the time there shall be a Circuit Judicial Nominating Commission in any such Circuit the members of the District Judicial Nominating Commission from that Circuit shall be elected and appointed in the manner prescribed in this subparagraph. An additional non-lawyer member shall be appointed by the Governor to serve on each District Commission; and such appointment shall be made from a Circuit Commission or, if there is no Circuit Commission in that District, from persons resident in such District.

(c) The First District Judicial Nominating Commission, to make nominations for the Appellate Court Judges from the District, and for Circuit Judges and Associate Judges, if the electors of that Judicial Circuit adopt the provisions of Section 12 and 12.2, shall consist of 11 persons who are not lawyers, no more than 6 of whom shall be members of the same political party and 10 lawyers.



(d) The non-lawyer members of each Circuit Commission and of the Commission for the First Judicial District shall be appointed by the Governor with the advice and consent of the Senate. For the first 3 years of the life of each of the Commissions, the Governor shall designate one of the non-lawyer members as Chairman; thereafter, the Chairman shall be selected by vote of all the members of the Nominating Commission from the non-lawyer members. The term of any Chairman shall be 3 years unless his remaining term as a member of the Commission expires sooner, except that the term of a Chairman appointed by the Governor shall not exceed beyond the first 3 years of the life of the Commission. The Chairman may vote only in case of a tie. The non-lawyer members shall reside in the Circuit or District for which they are appointed.

(e) The lawyer members of each Circuit Commission and of the Commission for the First Judicial District shall be chosen by secret ballot, without political party designation or other designation, by those lawyers admitted to practice in Illinois whose principal offices are in the appropriate Circuit or in the First Judicial District, in such manner as shall be provided by rules which shall be adopted by the Supreme Court. The lawyer members shall reside in the Circuit or District for which they are chosen.

(f) In appointing the initial non-lawyer members of each Commission, the Governor shall divide the non-lawyer appointees into 2 groups and shall designate one group to serve for 3 years and one to serve for 6 years. As near as may be, the groups shall be equal in number. No more than a simple majority of the non-lawyer members shall be members of the same political party. The initial lawyer members shall be divided into 2 groups equal as near as may be, in such manner as the Supreme Court shall provide, one group to serve for 3 years and one to serve for 6 years. Thereafter the terms of all members shall be 6 years.

(g) A vacancy in the office of chairman or members of the Commission shall be filled for the unexpired term in the same manner and subject to the same qualifications as were applicable at the commencement of said unexpired term.

(h) No person who holds any office under, or is an employee of,





the United States or of the this state or any municipal corporation or political subdivision of this state or who holds any official position in a political party is eligible to serve on a Judicial Nominating Commission. Compensation for service in the state militia or the armed forces of the United States for such period of time as may be determined by rule of the Supreme Court shall not be considered a disqualification. No member of a Judicial Nominating Commission may be nominated or appointed to judicial office for a period of 3 years from the last day of his service on the Commission. A member, having served a full term of 6 years on a Commission, may not be selected to serve on a Commission during the next 3 years.

(i) Members of Commissions shall not receive any compensation for their services but shall be entitled to reimbursement for necessary expenses. The General Assembly shall appropriate funds to the Supreme Court for such reimbursement and for other administrative expenses of the Commissions. The Commissions may conduct such investigations, and employ such staff members as may be necessary to perform their duties. Each Nominating Commission shall adopt Rules of Procedure.

Schedule. If approved by the electors, this Amendment shall take effect the next day following proclamation of the result of the vote, except that, to provide time for the establishment of District Judicial Nominating Commissions, vacancies occurring in the offices of Judges of the Appellate Courts to and including the following June 30th, shall continue to be filled as provided in Section 12(c), Article VI, of the Constitution adopted in 1970 effective July 1, 1971; and vacancies occurring after the following June 30th shall be filled as provided herein.

Third Reading of the Constitutional Amendment."

Speaker Redmond: "Take it out of the record. Representative Madigan."

Madigan: "Mr. Speaker, why was that Resolution taken out of the record?"

Speaker Redmond: "I don't...the plan was to just call them and take

....I mean to read them and then....take it out of the record.

There was no....Representative Ryan, what is your suggestion?"



Ryan: "Well, I think that was the agreement that the Sponsor had with you, for one reason, Mr. Speaker. And the other reason is, the Sponsor is off the floor."

Speaker Redmond: "Well, the agreement I had I thought was that I didn't have any agreement."

Madigan: "Mr. Speaker, has the Sponsor indicated a desire to hear that Resolution today?"

Speaker Redmond: "No, he did not. ...He wants to call for Third Reading?"

Ryan: "He's not on the floor, Mr. Speaker, the Sponsors of the Bill are not here...but he...he understood that you had an...that they had an agreement with you, you're going to read it three times and take it out and read it the third time, take it out of the record."

Madigan: "Mr. Speaker, Mr. Daniels is on the floor, he's a hyphenated Cosponsor."

Ryan: "Where is he?"

Madigan: "Well, why don't you get him out of the bathroom?"

Ryan: "Well, if you think he's in there, you go get him."

Speaker Redmond: "Well, Mr. Ryan, I take it that you don't want to call for consideration on Third Reading now, is that correct?"

Ryan: "Well, I...I...I assume, since the Sponsor is not here, I don't ...I would think that it'd be the fair way to handle it, Mr. Speaker."

Speaker Redmond: "Well, let the record show, though, that I was willing to call it for Third Reading."

Ryan: "I want the record also to show, Mr. Speaker, that was part of the agreement that you would read it a third time and take it out of the record."

Speaker Redmond: "No, I don't think there's any agreement. I...I didn't even discuss with Mr. Daniels that we were going to read it. I'm controlled by the Parliamentarian and by the Clerk and the Clerk said that in the interest of getting these things in the posture that we could call them, he suggested we call House Joint Resolution 1 and House Joint Resolution 36. We're halfway through..."

Ryan: "...Speaker..."

Speaker Redmond: "That's what was done so there's no point in pursuing



this any further...."

Ryan: "Well..."

Speaker Redmond: "I had no agreement, I had no agreement at the time we read it in the first place. I just thought we were putting it in the posture that it could be called. There's no point in continuing it if you don't want to call it right now, so we'll go to House Joint Resolution Constitutional Amendment 36. We'll read that now."

Clerk O'Brien: "House Joint Resolution Constitutional Amendment 36.

Resolved, by the House of Representatives of the Eightieth General Assembly of the State of Illinois, the Senate concurring herein, that there shall be submitted to the electors of this state for adoption or rejection at the general election next occurring at least six months after the adoption of this Resolution, a proposition to amend Sections 5, 6, 8 and 10 of Article IV, Section 2 of Article V, and Section 2 of Article VIII of the Constitution to read as follows:

Article IV. The Legislature. Section 5. Sessions."

Speaker Redmond: "Representative Porter."

Porter: "I'm sorry, I didn't notice that you were reading 36. I would like that held on Third today."

Speaker Redmond: "That was our plan, we were just reading it so that it would be...."

Porter: ".....No, Mr. Speaker, I have a question then. If...if you read it today and then we take it back on Tuesday for an Amendment, do you have to read it all over again?"

Speaker Redmond: "Yes, we would."

Porter: "Well, then...then I would suggest we don't read it today, Mr. Speaker."

Speaker Redmond: "Okay, take it out of the record. Constitutional Amendments Second Reading. House Joint Resolution Constitutional Amendments 47. Mr. Clerk. Representative Totten."

Totten: "Thank you, Mr. Speaker, inquiry of the chair again, did you just rule in Representative Porter's that it would have to go back for three readings again?"

Speaker Redmond: "He asked if...if it...if it was amended, if he would



move it to Third and then he brought it back and amended it, whether it would have to be read a again after the Amendment and ...and the ruling was yes."

Totten: "On Second Reading, Third Reading, but..."

Speaker Redmond: "Right. Right."

Totten: "You still have not ruled...."

Speaker Redmond: "Still have not."

Totten: "Thank you."

Clerk O'Brien: "House Joint Resolution Constitutional Amendment 47.

Resolved by the House of Representatives of the Eightieth General Assembly of the State of Illinois, the Senate concurring herein, that there shall be submitted to the electors of this state for adoption or rejection at the general election next occurring at least 6 months after the adoption of this Resolution, a proposition to amend Section 5 of Article IX of the Constitution to read as follows:

Article IX. Section 5. Personal Property Taxation.

(a) The General Assembly by law may classify personal property for purposes of taxation by valuation, abolish such taxes on any or all classes and authorize the levy of taxes in lieu of the taxation of personal property by valuation.

(b) Any ad valorem personal property tax abolished on or before the effective date of this Constitution shall not be reinstated.

(c) The General Assembly by law may abolish all ad valorem personal property taxes and concurrently therewith and thereafter shall replace all revenue lost by units of local government and school districts as a result of the abolition of the ad valorem personal property taxes subsequent to January 2, 1971. Such revenue shall be replaced by imposing state-wide taxes, other than ad valorem taxes on real estate, solely on those classes relieved of the burden of paying ad valorem personal property taxes because of the abolition of such taxes subsequent to January 2, 1971. If any taxes imposed for such replacement purposes are taxes on or measured by income, such replacement taxes shall not be considered for purposes of the limitations of one tax and the ratio of 8 to 5 set forth in Section 3(a) of this Article.



Schedule. The foregoing Amendment to Section 5 of Article IX of the Constitution takes effect upon its adoption by the electors of this state.

Second Reading of the Constitutional Amendment."

Speaker Redmond: "Are there any Amendments?"

Clerk O'Brien: "No Amendments."

Speaker Redmond: "Third Reading. Representative Matijevich."

Matijevich: "Mr. Speaker, I...I wasn't clear on that ruling that Representative Totten asked on when the Resolution is amended...when the Resolution is amended...when the Resolution is amended, Mr. Speaker, to meet the Constitutional provision, doesn't it then have to be read three separate times...or just once after the...after the Amendment? I would think that once it's amended, it's...it's actually a new Resolution therefore would have to be read three times in full."

Speaker Redmond: "Well, that's the decision that has not yet been made."

Matijevich: "Oh, okay."

Speaker Redmond: "It's a problem because of the requirement and the wisdom of having the Senate and the House have the same ruling and the fact that this...very well be a judicable...judicable issue in court and we have to be sure that we follow the correct procedure. So the Parliamentarians of both Bodies are considering it, should come up with some kind of an answer."

Matijevich: "Thank you."

Speaker Redmond: "Representative Madigan, your phone is ringing. Committee Reports."

Clerk O'Brien: "Representative Flinn, Chairman of the Committee on Environment and Energy and Natural Resources, to which the following Bills were referred, action taken April 21, 1978, reported the same back with the following recommendation: do pass House Bills 3149, 3151 and 3152. Do pass as amended House Bill 3153. Representative Von Boeckman, Chairman of the Committee on Motor Vehicles, to which the following Bills were referred, action taken April 21, 1978, reported the same back with the following recommendation: do pass as amended House Bill 634."



Speaker Redmond: "Introduction, First Reading."

Clerk O'Brien: "House Bill 3341. Giorgi-Madigan. A Bill for an Act to amend Sections of the Workmen's Compensation Act. First Reading of the Bill.

House Bill 3242. Catania. A Bill for an Act to make an appropriation to the Commission on Status of Women. Second Reading... First Reading of the Bill.

House Bill 3354. Holewinski-Jim Houlihan. A Bill for an Act to amend Sections of the Illinois Insurance Code. First Reading of the Bill.

House Bill 3344. Bartulis-Sharp-Geo-Karis. A Bill for an Act to amend Sections of the Environmental Protection Act. First Reading of the Bill.

House Bill 3345. Holewinski-Jim Houlihan. A Bill for an Act to amend Sections of the Illinois Insurance Code. First Reading of the Bill.

House Bill 3346. Stuffle. A Bill for an Act to amend Sections of the Illinois Pension Code. First Reading of the Bill.

House Bill 3347. Matejek. A Bill for an Act to create the Circuit Court Clerk's Office, a Department of Court Order Compliance. First Reading of the Bill.

House Bill 3348. Matejek. A Bill for an Act making an appropriation to the Administrative Office of the Illinois Courts. First Reading of the Bill."

Speaker Redmond: "Agreed Resolutions."

Clerk O'Brien: "House Resolution...House Resolution 749, Yourell. 750, Yourell. 751, Willer. 752, Terzich. 753, Kornowicz. 754, Kornowicz. 755, Getty. 756, Matejek-Getty. 757, Matejek-Getty. 758, Matejek-Getty. 759, Matejek-Getty. 761, Doyle-DiPrima-Conti. 762, Younge."

Speaker Redmond: "Representative Giorgi."

Giorgi: "Mr. Speaker, Yourell's 749 notes that George Kummer has 21 years of service. Yourell's 750 tells about Harry Munch from the Oak Lawn Police Department. 7...Willer's 751 marks the Knights of Columbus Silver Jubilee. 752 by Terzich informs of 42 years of priesthood. 753 by Kornowicz lauds David Mouser.



754 by Kornowicz recognizes the 50th anniversary of P.N.A.

755 by Getty congratulates the Mount Carmel Hockey Team.

756 by Matejek says...Father James Shevlin of Harvey.

757 by Matejek records...the St. Joseph Elementary School of Chicago Heights. 758 by Matejek honors Dominic DiMarco.

759 by Matejek talks about the Polish-American Democratic Club.

761 by Doyle finds James Toner a runner-up in Justice Day Essay.

762 by Younge talks about Father Touchette. And I move for the adoption of the Agreed Resolutions."

Speaker Redmond: "You've heard the Gentleman's motion for the adoption of the Agreed Resolutions. Is there any discussion? The question's on the Gentleman's motion, all in favor indicate by saying 'aye', 'aye', opposed 'no'. The 'ayes' have it, motions carried, the Agreed Resolutions are adopted. General Resolutions."

Clerk O'Brien: "House Resolution 740, Matijevec. House Resolution 760, Chapman-Bradley. House Joint Resolution 82, Brady."

Speaker Redmond: "Committee on Assignments. Messages from the Senate."

Clerk O'Brien: "A message from the Senate by Mr. Wright, Secretary.

Mr. Speaker, I am directed to inform the House of Representatives the Senate has adopted the following Preamble and Joint Resolution and the adoption of which I am instructed to ask concurrence of the House of Representatives, to wit: Senate Joint Resolution 76. Resolved by the Senate of the Eightieth General Assembly of the State of Illinois, the House of Representatives concurring herein, that when the Senate adjourns on Thursday, April 20, 1978, it stands adjourned until Tuesday, April 25, 1978, 12 o'clock noon. And when the House of Representatives adjourns on Friday, April 21, 1978, it stands adjourned until Tuesday, April 25, 1978, at 1 o'clock p.m. Adopted by the Senate, April 20, 1978.

Kenneth Wright, Secretary."

Speaker Redmond: "Representative Matijevec on the Adjournment Resolution."

Matijevec: "Mr. Speaker, Ladies and Gentlemen of the House, I move the adoption of the Adjournment Resolution."

Speaker Redmond: "Representative Matijevec moves the adoption of the Adjournment Resolution. Those in favor say 'aye', 'aye',



opposed 'no'. The 'ayes' have it, the motion carries. Resolution is adopted. Representative Matijevich for an introduction."

Matijevich: "Mr. Speaker, Ladies and Gentlemen of the House, I want... an inquiry of the Chair. Yesterday I had a Resolution, 740, which was adopted. I was very careful listening, it was on an Agreed Resolution, and now it was assigned to Committee. I was standing very closely, in fact, I called up my reporter and said, 'I slipped it through, all right, nobody objected', and now it's assigned to Committee and you just can't do that. Nobody can."

Speaker Redmond: "Representative Waddell did object."

Matijevich: "No, he didn't, he objected too late 'cause I was looking for him, he wasn't...he wasn't here. And it was put on the stack, in fact, Representative Giorgi said, 'John, it came back from them agreed'. And I was looking for Bruce, he wasn't here. It's on... it was on the Agreed Resolution. It was called and it was adopted and was all done legally. And I didn't really try to put one over on...."

Speaker Redmond: "Representative Matijevich, the Parliamentarian advises me that before the Agreed Resolution procedure is effective that both sides have to agree and although Representative Waddell was not here he did not in fact agree to that adoption of that Resolution."

Matijevich: "Well, it..."

Speaker Redmond: "Read it...."

Matijevich: "Except that it was adopted on the floor."

Speaker Redmond: "Representative Waddell."

Waddell: "Mr. Speaker, it was not adopted."

Matijevich: "Well, I'm sorry about that, Bruce, I was standing here, it was called and it was adopted. Now, there's tapes up there, you just can't go by what you say, the tapes are up there. It was adopted. You're going to have to resurrect that somehow but it was adopted and I object to that Resolution being assigned to Committee after it was adopted, unanimously. You can't do it. You can't do it just by standing up there saying it was not done. It was done."

Speaker Redmond: "Representative Waddell."

Waddell: "It was not done and it was not adopted."





Matijeich: "Well, I'll bet you any...anything you want, I could use Cal Skinner's words but I don't...I won't. It was adopted. And I'll be damned if I'm going to Committee on a Resolution that was adopted legally."

Speaker Redmond: "We'll...we will... Okay. The record...I've been advised by the Clerk that the record shows that it...it was adopted. Whether that was correct or incorrect that's what the record shows. Now, I've been advised by the Parliamentarian that the way out of this dilemma is for anyone inasmuch as it requires unanimous consent, anyone can move to reconsider the vote by which it was adopted. That takes a simple majority and then a motion to adopt which again takes a simple majority and that will get us out of our problem. So, Representative Matijeich, as being part of the unanimous, do you care to make such a motion? Representative Waddell."

Waddell: "I would move because I did not approve this."

Speaker Redmond: "So you move that the vote be reconsidered by which the...Representative Matijeich."

Matijeich: "I move that motion lie on the table."

Speaker Redmond: "Representative Waddell moves that the vote by which the Agreed Resolutions were adopted...that...that Resolution 740 be adopted, be reconsidered and Representative Matijeich moves that that motion lie on the table. Representative Ryan."

Ryan: "Well, Mr. Speaker, I thought that...that...was what we called the Agreed Resolution List. That Resolution was not agreed to so I don't know how it could have been adopted by unanimous consent. I objected to it when Representative Waddell showed it to me and I know that he objected to it. Now how it got on the Agreed List, I don't know. I think this is a good way to...to just shoot the whole Agreed List right out of the saddle if you want to continue to operate this way."

Speaker Redmond: "Well, Mr. Ryan, the record shows that it was adopted. It is crystal clear that it should not have been included. Now, the suggestion that I made was the way to clear the record up. Now if that isn't the way you want to proceed we're in the posture now that Representative Waddell has moved to reconsider. Representative Matijeich has moved that that lie on the table. That



motion is not debatable, so we'll proceed to a vote on the...  
on the question of Representative Matijevich's motion to lie it  
on the table. Representative Waddell."

Waddell: "Mr. Speaker, is it possible, then, that the Clerk could read  
this so that everybody knows what they're voting on?"

Speaker Redmond: "I don't.... Representative Matijevich."

Matijevich: "Parliamentary inquiry. According to Rule 62(a), his  
motion to reconsider is not timely, I believe, could the Parlia-  
mentarian rule on that? I hate to spend this time, Mr. Speaker,  
but they goofed up, I didn't. I'm always here, I'm working and  
I've watched Representative Giorgi with the Agreed List since he's  
been handling it. I know the procedure. The procedure is that they  
bring a pile of those that they agreed to, they goofed up. Bruce  
Waddell, I believe, may have goofed up but I didn't. I sure as  
hell wasn't going to say object to my Resolution, nobody does that."

Speaker Redmond: "Representative Geo-Karis."

Geo-Karis: "Mr. Speaker, I was here yesterday when that Resolution,  
I...Agreed Resolution read as follows, it was words to the effect,  
Resolution about Robert Stryker and that's all. Now, if this  
Resolution were read in whole it would have shown that we are inter-  
ferring with zoning and we are asking as an authority of zoning  
in that area. I just saw the darn Resolution and I think it's  
only right and proper that it should be read to this Assembly.  
If.....if there was any word about zoning yesterday I would  
have gone....."

Speaker Redmond: "What's the question on...."

Geo-Karis: "Up and asked to have it read. I knew nothing about a....  
Robert Stryker and the tapes will verify that."

Speaker Redmond: "Representative Matijevich."

Matijevich: "Speaker, I'm informed by the Clerk that there was an error  
made and the Clerk had mentioned to the Chair that the Republicans  
hadn't looked at it. In that event, I'm sorry, I was not aware  
of that, Bruce, so I...I'm sorry about that. I was here doing my  
duty and...and...but I wasn't aware of that, so I'll go along  
with the assignment to Committee based on that. Thank you."

Speaker Redmond: "Thank you very much. But, incidentally, your objection



was well taken on Rule 62. Representative Matijevich."

Matijevich: "I think, procedurally, we still have...have the motion to reconsider and I...I won't table that and...."

Speaker Redmond: "Okay. And...and...you withdraw your motion to table. Representative Waddell has moved to reconsider the vote by which Resolution...House Resolution 740 was adopted. Those in favor say 'aye', 'aye', opposed 'no'. In the opinion of the Chair, the vote by which House Resolution 740 was adopted is reconsidered. It is now...it is now before us and we will send it to the Committee on Assignment. ....Will be...stand at ease for about five minutes and maybe Representative Ryan and Representative Madigan can come to the podium. Will there be any Committee Meetings when we get around to adjourning? Representative Tipsword. Tipsword."

Tipsword: "Mr. Speaker, is now the time to make a motion in regard to hearing a Bill in Committee next week?"

Speaker Redmond: "What was that?"

Tipsword: "Is now the time...."

Speaker Redmond: "Yes."

Tipsword: "Make a motion in regard to hearings. Mr...Mr. Speaker, I would move for the suspension of Rule 18(b) for the purpose of posting this afternoon, House Bill 2555, which has been cleared on both sides of the aisle so that it may be heard next Tuesday in Insurance Committee."

Speaker Redmond: "Does the Gentleman have unanimous consent to have the Bill heard? Hearing no objections, we'll use the Attendance Roll Call and unanimous consent is allowed. Are there any other Committees; does any Chairmen have any announcements of any kind? Doesn't look like you've got much. Representative Schneider."

Schneider: "Mr. Speaker, could we include 2597 in that...that motion ....Education Bill that came out of Rules tardily and I think - Mr. Madigan, are you aware of that one - it's Representative Williams' Bill, leave to post that one as well. All right. You going to make it...universal motion there?"

Speaker Redmond: "Representative Madigan will be making an announcement. Representative Madigan."

Madigan: "Mr. Speaker, the Rules Committee met this morning and reported



several Bills 'do exempt' from the rule which restricts consideration of Bills during this Session. Those Bills are now being assigned to Committee and in order to facilitate the posting of those Bills for Committee Meetings next week, and Subcommittee Meetings next week, I move that the provisions of the posting requirements be suspended to allow all Committee and Subcommittees to post up until 5 p.m. this afternoon for next week's Committee Hearings...and Subcommittee Hearings."

Speaker Redmond: "Representative James Houlihan."

Houlihan, J: "Mr. Speaker, I can understand the time bind that the Majority Leader puts...as we're in because of the change of days. But I would ask him if he would include in that the Bill in the Assignment Committee which has been in there over three days in violation to the rules which I offered to the Human Resources Committee which would deal with mental rights for patients. It's now on the Assignment Committee, it's been in there six days and that's in violation of the rules. And maybe what we would do is just include that in the motion so that it would be posted for Human Resources."

Speaker Redmond: "Representative Madigan."

Madigan: "Mr. Speaker, Representative Houlihan has raised a question concerning assignments and interestingly enough it's the Committee Bill of the Human Resources Committee that amends the Criminal Code. And I know of no instance during this Session where a... an Amendment to the Criminal Code has been assigned anywhere but to the Judiciary II Committee. Because of the...the conflict I have - a note in my file to talk to Representative Chapman - concerning assignment of that Bill. It's a Committee Bill and therefore not subject to the deadlines."

Speaker Redmond: "Representative James Houlihan."

Houlihan, J: "The Bill deals with the rights of mental health patients. Whether it should go to the Judiciary Committee or Human Resources or any other Committee is not a problem that...that I have but it's been over three days. And maybe if you could walk over and talk to Representative Chapman, have it assigned, and we could do all of this in one motion and I would appreciate it."



Speaker Redmond: "Representative Mugalian."

Mugalian: "Yes, thank you, Mr. Speaker. I just wanted to point out that that identical Bill has been introduced as part of the package of the revision of the Mental Health Code and I think Senator Richard Daley is the one that sponsored that identical Bill in the Senate. And it's a...it's a Mental Health Bill."

Speaker Redmond: "Representative Madigan."

Madigan: "Mr. Speaker, I've explained that the cause for delay was due to press of my duties and inability to confer with Representative Chapman but...in line of Representative Houlihan's insistence and Representative Mugalian's suggestion for my vote on the Committee, I...I would declare that I would vote to send it to J-II."

Speaker Redmond: "I think the first question here is the question of Representative Madigan's motion for the...for the suspension of the Posting Rule. Now, is there any objection to that? Representative James Houlihan. James Houlihan."

Houlihan, J: "Mr. Speaker, my...my objection was in the line of some Bills being treated differently than other Bills and that while we're facilitating matters I wonder why we couldn't just have the Assignment Committee confer for half a second, I...I know they've done it before, assign that and then have this posted. I think the Republican Members of the Assignment Committee probably would have no objection to it be assigned to Judiciary II. I don't particularly have a concern over which Committee it's assigned to but I would like not to have it...the language in the Assignment Committee 'cause then it can't be heard. And my question was raised on the motion to suspend rules if we're going to extend courtesies we ought to extend them to all Members."

Speaker Redmond: "Well, I think...the procedure now, you do object, is that correct?"

Houlihan, J: "That's right."

Speaker Redmond: "That waiving of the Posting Rule?"

Houlihan, J: "That's correct."

Speaker Redmond: "Posting Rule will not be waived then. Now we'll stand in recess for about five minutes. Representative Ryan, can you come up here?"



RECESS

Speaker Redmond: "Agreed Resolutions."

Clerk O'Brien: "House Resolution 763, Vinson."

Speaker Redmond: "Now, Representative Waddell, is this an Agreed Resolution? Will you take the Roll Call on whether it's an Agreed Resolution? Representative Giorgi."

Giorgi: "Resolution 763 by Vinson talks about the Lincoln Railer's Women's Basketball team."

Speaker Redmond: "Any discussion?"

Giorgi: "Move to adopt the Agreed Resolution?"

Speaker Redmond: "Question's on the Gentleman's motion for the adoption of the Agreed Resolution. Those in favor indicate by saying 'aye', 'aye', 'no'? The 'ayes' have it, motion carried and the Agreed Resolution is adopted. Representative Totten, we've had a consultation with the Parliamentarian and the Leadership and in view of the ruling of the Senate, that a Constitutional Amendment should be read in its final form three times - and I've been advised that the question is justiciable, if that's the word - that it would be a hazardous thing for us to proceed with anything other than unanimity between the House and the Senate. So it will be the ruling that Constitutional Amendment, if amended, would have to be read in final form as amended, three times, that's three separate days."

Totten: "Okay, then it would be my understanding, Mr. Speaker, and I thank you for the timeliness of the ruling that...HJRCA 1 which is on Third Reading now and has been amended would have to be brought back for First Reading, Second Reading and would it have to be brought back for Third...a reading a third time?"

Speaker Redmond: "We can do it on the Order of Third Reading but it'll have to be read on separate days. We won't have to return it back but read it three times on the Order of Third Reading. So it will have been read three times in its final form."

Totten: "On three different days."

Speaker Redmond: "That's correct. Representative Daniels."

Daniels: "Regarding..."

Speaker Redmond: "Representative Johnson, Representative Daniels is addressing us."



Daniels: "Regarding HJRCA 1, my understanding that that has been read once in its amended form, is that correct?"

Speaker Redmond: "I believe that's correct."

Daniels: "Is that...."

Speaker Redmond: "Yes, that's right."

Daniels: "Am I also correct then that it'll be read a second time probably on Tuesday?"

Speaker Redmond: "Well, it's the present intention, yes."

Daniels: "And it has to be on three separate days."

Speaker Redmond: "Three separate days."

Daniels: "So...unless it's read in perfunct, say on Monday, it would probably be read on Tuesday and then the third day would be on Wednesday, is that correct, Sir?"

Speaker Redmond: "I'm not going to get caught the way Bruce Waddell was caught, or John Matijevich. It has to be read three separate times; it was read today; and it'll be...have to...will have to be read twice more in its final form."

Daniels: "On two separate days."

Speaker Redmond: "On two separate days."

Daniels: "Thank you, Sir."

Speaker Redmond: "Representative Giorgi."

Giorgi: "Speaker, I think the nature of the inquiry is that he's thinking of planning more Amendments, is that correct? You're going to entertain more Amendments when it's read a second time again?"

Speaker Redmond: "No, it's on the Order of Third Reading, so no more Amendments."

Giorgi: "I think the Members wanted to hear that."

Speaker Redmond: "Representative Totten."

Totten: "Would it then apply...Mr. Speaker, parliamentary inquiry.

Would it then apply that if HJRCA 1 was then sent over to the Senate and amended again in the Senate, would it have to come back here for three different readings as an Amendment Constitutional Amendment?"

Speaker Redmond: "It would have to be read three times in its final form in both Houses."

Totten: "In both Houses?"



Speaker Redmond: "That is correct. Anything other than that, I've been advised, would place its adoption in jeopardy. Anything else? Anybody want anything called that's on the Calendar? Well, if...the Adjournment Resolution has been adopted. Representative Madigan. 1 o'clock, Tuesday. We'll have to stay... we...we expect there will be quite a few Committee Reports coming in so the...the House will stand in Perfunctory Session to accept the Committee Reports. But now, Representative Griesheimer."

Griesheimer: "Mr...Mr. Speaker, if I may just inquire on the Calendar only indicates Sessions...Tuesday, Wednesday and Thursday of next week, will we be off Friday?"

Speaker Redmond: "I can't say for sure, I...I...you know, I'm as considerate of the Membership as I possibly can be, I would think that we probably will not have to be in Session Friday but that isn't, you know, in marble. I think it's important that we do as much as we can. We ran into a problem here about posting of Committee Bills for next and what that's going to portend with respect to next week I'm really unable to say, but... Representative Madigan. Representative James Houlihan."

Houlihan, J: "Well, Mr. Speaker, maybe Representative Madigan has a solution to my question so I'll defer to him."

Speaker Redmond: "Representative Madigan."

Madigan: "In reference to..."

Speaker Redmond: "Don't leave yet, we're...we're going to have a very important matter in a very few moments."

Madigan: "In reference to Mr. Houlihan's inquiry, I have withdrawn my motion."

Speaker Redmond: "Representative James Houlihan."

Houlihan, J: "Mr. Speaker, I would ask respectfully, I realize you said that we have a problem that we may be in different dates because of our not having a motion made to suspend the rules. I would respectfully ask that you direct the Chairman of the Assignment Committee to follow the rule and assign that Bill to some Committee and not just to delay it so he has the vote to circumvent that. I think that's the height of arrogance. And I think, Mr. Speaker, for you to sit up there and allow that to happen is terrible."





Speaker Redmond: "Well..."

Houlihan, J: "It's terrible."

Speaker Redmond: "You know...."

Madigan: "Mr. Speaker. Mr. Speaker."

Speaker Redmond: "Representative Madigan."

Madigan: "The last time we discussed this there was one Member of the Committee available, that was myself, I indicated I would vote for J-II. Representative Bradley is standing right on the floor and if Mr. Houlihan would apprise him of the Bill, I'm sure that he might be willing to vote right now."

Speaker Redmond: "Representative James Houlihan."

Houlihan, J: "Mr. Speaker, I have, I conferred with Representative Bradley. And Representative Madigan, he indicates that he has some interest in voting J-II with you, that's two Members; could we assign it then? That means it's assigned. It's assigned to J-II?"

Madigan: "Yeah."

Houlihan, J: "Thank you very much, I'm sorry to take up the time on the House floor for the Assignment Committee Meeting."

Madigan: "Thank you."

Houlihan, J: "I appreciate your appreciation of my involvement."

Madigan: "Thank you."

Speaker Redmond: "The...the only comment...."

Madigan: "Now, Mr. Speaker...."

Speaker Redmond: "I would like to make a comment here. You know the Speaker is all powerful but he can't read minds and I didn't have the slightest idea of the status of the Bill or the problem or anything else but I would appreciate that if you do have any problems or any difficulty that you really please tell me about it and I'll try to straighten them out. Representative..."

Madigan: "And would..would any Members with those kinds of interests in the future talk to me, too?"

Speaker Redmond: "Representative Madigan. Representative Madigan, you have to get home by sundown...."

Madigan: "I thought that we might renew the motion, Mr. Speaker, to suspend the posting requirements to allow for the posting of Bills



by Committees and Subcommittees up until 5 o'clock this afternoon for Committee and Subcommittee Hearings next week."

Speaker Redmond: "Does the Gentleman have unanimous consent? There is still some business to be performed, Representative Oak Lawn. Hearing no objections, the Attendance Roll Call will be used. Representative Kent. Where is Representative Kent? Don't leave now, this is...Representative Kent. Representative McGrew. Representative McClain? Where is Senator Knuppel? Representative McGrew."

McGrew: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. It is indeed my pleasure today to address the House of Representatives with Miss Illinois for 1978. We've had a dubious distinction down in the 47th District in that in the last five years we've had three gals that we could claim; Miss Macomb has gone on to become Miss Illinois twice. 'Colleen Metternech' from Carthage was also Miss Illinois at one time. The reason we have double delegation here is Nancy lives across the line in counties in...in Fulton and she attended Bushnell Prairie City which is my alma mater and I'm extremely proud of that. Nancy is, I think, one of the best singers that has ever gone to the pageant. And it's indeed my pleasure to introduce Miss Illinois 1978, Nancy Beatty."

Miss Beatty: "Thank you. Thank you very much. It is indeed my pleasure to have the opportunity to address such illustrious people. Thank you for inviting me. As a farm girl and as...one from the downstate area as Representative McGrew said, I feel like I can represent the State of Illinois very well. I grew up in Central Illinois and now I'm calling Chicago home. So I can be claimed by each and everyone of you in a little part. Thank you. And now I only have three short months left of my reign, until the end of July, but in that period of time I hope that each and everyone of you is in some way...that together we can work for the State of Illinois since this is my responsibility for the last nine months and for the following three. If there is any way that I can help you as Miss Illinois, please get in touch with me, perhaps through Mr. McGrew or any of the other Representatives. Thank you very much for the honor today."



McGrew: "I'd also like to present Nancy with a copy of House Resolution 556, it was passed...adopted in the House, November 22, 1977. And I believe Nancy's parents are here somewhere too. Jack. Yes, Mr. and Mrs. Beatty, over here, the couple that started it all. Thank you."

Speaker Redmond: "Representative Matijevich."

Matijevich: "Mr. Speaker, I understand that Representative Marovitz would like to contact Miss Illinois, could she give him her phone number?"

Speaker Redmond: "I wonder if it would be appropriate to observe that although we've had three or four Miss Illinois we've never had a Mr. America from that district. Representative Madigan. We've adopted the Adjournment Resolution, I guess we're about ready."

Madigan: "Are there any further announcements?"

Speaker Redmond: "Tuesday at 1 o'clock."

Madigan: "Mr...Mr. Speaker, I move that the House stand in recess to allow for the introduction of Committee Reports and that the House adjourn today sometime before 12 o'clock midnight tonight and that we convene again on next Tuesday at 1 p.m."

Speaker Redmond: "You've heard the Gentleman's motion. All in favor say 'aye', 'aye', opposed 'no'. The 'ayes' have it, motion carries."

Clerk O'Brien: "Introduction and First Reading of Bills. House Bill 3349. Winchester. A Bill for an Act to amend Sections of an Act to license and regulate grain dealers. First Reading of the Bill.

Committee Reports.

Representative Chapman, Chairman of the Committee on Human Resources, to which the following Bills were referred, action taken April 21, 1978, reported the same back with the following recommendations: do pass House Bill 883, 2214, 2880. Do pass as amended House Bill 3058. Do pass and re-referred House Bill 2215.

The House stands at ease until call of the chair.



Clerk Hall: "Committee Report.

Representative Capparelli, Chairman of the Committee on Executive, to which the following Bills were referred, action taken April 21, 1978, and reported the same back with the following recommendations: do pass House Bill 32, House Bill 2316. Constitutional Amendment 11. Constitutional Amendment 14. Do pass as amended House Bill 400, House Bill 1460. Be adopted, House Joint Resolution 67, House Joint Resolution 77. Be adopted as amended House Resolution 268, 667, Senate Joint Resolution 16.

Introduction and First Reading of House Bills.

House Bill 3350. John Dunn. A Bill for an Act to create the Illinois Hazardous Materials Railroad Transportation Act. First Reading of the Bill.

Being no further business the House stands adjourned."



HOUSE JOINT RESOLUTION 1  
CONSTITUTIONAL AMENDMENT

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTIETH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of this State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution, a proposition to amend Sections 8 and 12 of and to add Sections 11.1, 12.1 and 12.2 to Article VI of the Constitution, the amended and added Sections to read as follows:

ARTICLE VI  
THE JUDICIARY

Section 8. ASSOCIATE JUDGES. Each Circuit Court shall have such number of Associate Judges as provided by law. Associate Judges shall be appointed by the Circuit Judges in each Circuit as the Supreme Court shall provide by rule, provided that, if the voters in a Circuit adopt the Appointive System hereafter provided in Sections 12 and 12.2 for the selection of Circuit and Associate Judges, Associate Judges in that Circuit shall thereafter be selected in the manner provided in those Sections. In the First Judicial District, unless otherwise provided by law, at least one-fourth of the Associate Judges shall be appointed from, and reside, outside Chicago. The Supreme Court shall provide by rule for matters to be assigned to Associate Judges.

Section 11.1. SUPREME COURT JUDGES.

Judges of the Supreme Court shall be nominated at primary elections or by petition, and shall be elected at general or judicial elections as the General Assembly shall provide by law.

Section 12. APPOINTMENT AND RETENTION - APPELLATE COURT - CIRCUIT COURTS UPON ADOPTION. The following provisions shall govern the selection and tenure of Judges of all

1 Appellate Courts, and shall also govern the selection and  
2 tenure of the Judges and Associate Judges of the Circuit  
3 Court of any Circuit which adopts this Section as provided in  
4 Section 12.1. For purposes of this Section and Sections 12.1  
5 and 12.2, the term "Judge" includes all Judges of the  
6 Appellate Courts and all Judges and Associate Judges of the  
7 Circuit Courts, except where otherwise stated.

8 (a) Judges shall be appointed by the Governor from  
9 nominees submitted by Judicial Nominating Commissions.

10 (b) The office of a Judge shall be vacant upon his  
11 death, resignation, retirement, removal, or upon the  
12 conclusion of his term without retention in office. Whenever  
13 an additional Judge is authorized by law, the office shall be  
14 filled in the manner provided for filling a vacancy in the  
15 office.

16 (c) If a vacancy occurs in the office of Judge, the  
17 Director of the Administrative Office of the Illinois Courts  
18 or his successor shall notify the chairman of the appropriate  
19 Nominating Commission, who shall immediately convene the  
20 Commission. The Commission may conduct informal meetings and  
21 investigations; but no formal recommendation shall be made by  
22 the Commission to the Governor except upon concurrence of a  
23 majority of all members of the Commission. Within 28 days  
24 after delivery of the notice, the Commission shall submit a  
25 list of 3 qualified persons to the Governor. However, the  
26 Commission, by certifying in writing by its chairman to the  
27 Governor that additional time is required, may take  
28 additional time not in excess of 28 days. If there is more  
29 than one vacancy on the same court, the number of qualified  
30 persons listed shall be 3 times the number of vacancies. If  
31 the Supreme Court upon motion of the Commission shall certify  
32 in writing that the number of qualified persons available is  
33 fewer than three times the number of vacancies, the names of  
34 those qualified persons available shall be submitted to the  
35 Governor. The Governor, immediately upon receipt of the

1 list, shall make it public. Not fewer than 28 nor more than  
2 56 days after delivery of the list to the Governor, he shall  
3 appoint therefrom one person to fill each vacancy. If the  
4 Governor does not make the appointment within 56 days, the  
5 Supreme Court shall make the appointment promptly from the  
6 list.

7 (d) A Judge appointed to fill a vacancy shall serve an  
8 initial term ending on the first Monday in December following  
9 the next general election held after he has completed one  
10 year in office. He may at that general election stand for  
11 retention in office as hereinafter provided.

12 (e) Unless a different time period is specified by law,  
13 not less than 6 months prior to the general election next  
14 preceding the expiration of his term of office, any Judge  
15 previously elected or appointed may file in the office of the  
16 Secretary of State a declaration of candidacy to succeed  
17 himself, and the Secretary of State, not less than 63 days  
18 prior to the election shall certify the Judge's candidacy to  
19 the proper election officials. At the election the name of  
20 each Judge who has filed a declaration shall be submitted to  
21 the electors, separately and without party designation, on  
22 the sole question whether he shall be retained in office for  
23 another term. The elections shall be conducted in the  
24 appropriate judicial districts and circuits. The affirmative  
25 votes of three-fifths of the electors voting on the question  
26 shall elect him to the office for a full term commencing the  
27 first Monday in December following the election. Any Judge  
28 who does not file a declaration within the time herein  
29 specified, or, having filed, fails of retention, shall vacate  
30 his office on the first Monday in December following the  
31 general election, whether or not his successor shall yet have  
32 qualified.

33 (f) If an incumbent does not file a declaration of  
34 candidacy within the time specified above, the selection and  
35 appointment of his successor, if any, shall proceed

1 immediately in the manner provided in this Section so that  
2 the successor may take office as soon as the vacancy occurs.

3 (g) Any law reducing the number of Judges of the  
4 Appellate Court in any district or the number of Circuit or  
5 Associate Judges in any circuit shall be without prejudice to  
6 the right of Judges in office at the time of its enactment to  
7 seek retention in office. The reduction shall become  
8 effective whenever a vacancy in the affected unit occurs.

9 Section 12.1. CIRCUIT COURTS. The Circuit Judges of all  
10 Circuit Courts shall be nominated at primary elections or by  
11 petition and shall be elected at general or judicial  
12 elections as the General Assembly shall provide by law.  
13 Vacancies in such offices may be filled by appointment or as  
14 otherwise provided for interim periods in such manner as may  
15 be prescribed by law. The provisions of subparagraphs (e),  
16 (f), and (g) of Section 12 governing retention of Judges  
17 shall apply to such Circuit Judges as shall be elected under  
18 this Section. However, the electors of any Circuit may by  
19 referendum adopt the provisions of Sections 12 and 12.2 to  
20 govern the selection and tenure of Circuit Judges and  
21 Associate Judges of that Circuit. The electors of any  
22 Circuit shall vote on the proposition at the general election  
23 held not less than 3 months following the filing of petitions  
24 with the Secretary of State signed by not fewer than 5 per  
25 cent of the total number of electors who voted at the next  
26 preceding general election in that Circuit, asking that the  
27 proposition be submitted to referendum. If a majority of  
28 votes cast on the proposition shall be in the affirmative,  
29 the provisions of Sections 12 and 12.2 shall thereafter  
30 govern the selection and tenure of Circuit Judges and  
31 Associate Judges of the Circuit Court of that Circuit.

32 Section 12.2. JUDICIAL NOMINATING COMMISSIONS. There  
33 shall be ~~Judicial~~ Judicial Nominating Commissions in each Judicial  
34 District for nomination of Judges for the Appellate Courts,  
35 and in each Circuit which adopts the provisions of Section 12



1 and of this Section 12.2, for nomination and appointment of  
2 Judges and Associate Judges for Circuit Court, as follows:

3 (a) The Circuit Judicial Nominating Commission for each  
4 Circuit outside the First Judicial District, to make  
5 nominations for Circuit Judges in each respective circuit,  
6 shall consist of 6 persons who are not lawyers, no more than  
7 3 of whom shall be members of the same political party, and 5  
8 lawyers.

9 (b) The District Judicial Nominating Commission for each  
10 judicial district other than the First Judicial District, to  
11 make nominations for Appellate Court Judges from each  
12 respective district, shall consist of 2 lawyers from each  
13 Circuit, 2 persons who are not lawyers from each Circuit, and  
14 an additional non-lawyer as hereinafter stated. The District  
15 Commission members from each Circuit having a Judicial  
16 Nominating Commission shall be elected by that Circuit  
17 Commission from its members. The District Commission members  
18 from any Circuit which does not have a Circuit Commission  
19 shall be elected and appointed in the manner provided in  
20 subparagraphs (d) through (g) of this Section; but, from and  
21 after the time there shall be a Circuit Judicial Nominating  
22 Commission in any such Circuit, the members of the District  
23 Judicial Nominating Commission from that Circuit shall be  
24 elected and appointed in the manner prescribed in this  
25 subparagraph. An additional non-lawyer member shall be  
26 appointed by the Governor to serve on each District  
27 ~~Commission; and such appointment shall be made from a Circuit~~  
28 ~~Commission or, if there is no Circuit Commission in that~~  
29 ~~District, from persons resident in such District.~~

30 (c) The First District Judicial Nominating Commission,  
31 to make nominations for the Appellate Court Judges from the  
32 District, and for Circuit Judges and Associate Judges, if the  
33 electors of that Judicial Circuit adopt the provisions of  
34 Sections 12 and 12.2, shall consist of 11 persons who are not  
35 lawyers, no more than 6 of whom shall be members of the same

1 political party, and 10 lawyers.

2 (d) The non-lawyer members of each Circuit Commission  
3 and of the Commission for the First Judicial District shall  
4 be appointed by the Governor with the advice and consent of  
5 the Senate. For the first 3 years of the life of each of the  
6 Commissions, the Governor shall designate one of the  
7 non-lawyer members as Chairman; thereafter, the Chairman  
8 shall be selected by vote of all the members of the  
9 Nominating Commission from the non-lawyer members. The term  
10 of any Chairman shall be 3 years unless his remaining term as  
11 a member of the Commission expires sooner, except that the  
12 term of a Chairman appointed by the Governor shall not extend  
13 beyond the first 3 years of the life of the Commission. The  
14 Chairman may vote only in case of a tie. The non-lawyer  
15 members shall reside in the Circuit or District for which  
16 they are appointed.

17 (e) The lawyer members of each Circuit Commission and of  
18 the Commission for the First Judicial District shall be  
19 chosen by secret ballot, without political party designation  
20 or other designation, by those lawyers admitted to practice  
21 in Illinois whose principal offices are in the appropriate  
22 Circuit or in the First Judicial District, in such manner as  
23 shall be provided by rules which shall be adopted by the  
24 Supreme Court. The lawyer members shall reside in the  
25 Circuit or District for which they are chosen.

26 (f) In appointing the initial non-lawyer members of each  
27 Commission, the Governor shall divide the non-lawyer  
28 appointees into 2 groups and shall designate one group to  
29 serve for 3 years and one to serve for 6 years. As near as  
30 may be, the groups shall be equal in number. No more than a  
31 simple majority of the non-lawyer members shall be members of  
32 the same political party. The initial lawyer members shall  
33 be divided into 2 groups equal as near as may be, in such  
34 manner as the Supreme Court shall provide, one group to serve  
35 for 3 years and one to serve for 6 years. Thereafter the

1 terms of all members shall be 6 years.

2 (g) A vacancy in the office of chairman or members of  
3 the Commission shall be filled for the unexpired term in the  
4 same manner and subject to the same qualifications as were  
5 applicable at the commencement of said unexpired term.

6 (h) No person who holds any office under, or is an  
7 employee of, the United States or of this State or any  
8 municipal corporation or political subdivision of this State  
9 or who holds any official position in a political party is  
10 eligible to serve on a Judicial Nominating Commission.  
11 Compensation for service in the State militia or the armed  
12 forces of the United States for such period of time as may be  
13 determined by rule of the Supreme Court shall not be  
14 considered a disqualification. No member of a Judicial  
15 Nominating Commission may be nominated or appointed to  
16 judicial office for a period of 3 years from the last day of  
17 his service on the Commission. A member, having served a  
18 full term of 6 years on a Commission, may not be selected to  
19 serve on a Commission during the next 3 years.

20 (i) members of Commissions shall not receive any  
21 compensation for their services but shall be entitled to  
22 reimbursement for necessary expenses. The General Assembly  
23 shall appropriate funds to the Supreme Court for such  
24 reimbursement and for other administrative expenses of the  
25 Commissions. The Commissions may conduct such  
26 investigations, and employ such staff members as may be  
27 necessary to perform their duties. Each Nominating  
28 Commission shall adopt Rules of Procedure.

29 SCHEDULE

30 If approved by the electors, this amendment shall take  
31 effect the next day following proclamation of the result of  
32 the vote, except that, to provide time for the establishment  
33 of District Judicial Nominating Commissions, vacancies  
34 occurring in the offices of Judges of the Appellate Courts to  
35 and including the following June 30th, shall continue to be

1 filled as provided in Section 12(c), Article VI, of the  
2 Constitution adopted in 1970 effective July 1, 1971; and  
3 vacancies occurring after the following June 30th shall be  
4 filled as provided herein.

*Gene*

1.	HOUSE JOINT RESOLUTION <b>47</b>	10
2.	CONSTITUTIONAL AMENDMENT	12

3	RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE	16
4	EIGHTIETH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE	17
5	SENATE CONCURRING HEREIN, that there shall be submitted to	18
6	the electors of this State for adoption or rejection at the	19
7	general election next occurring at least 6 months after the	
8	adoption of this resolution, a proposition to amend Section 5	20
9	of Article IX of the Constitution to read as follows:	21

10	ARTICLE IX	23
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11	Section 5. PERSONAL PROPERTY TAXATION	25
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12	(a) The General Assembly by law may classify personal	27
13	property for purposes of taxation by valuation, abolish such	28
14	taxes on any or all classes and authorize the levy of taxes	29
15	in lieu of the taxation of personal property by valuation.	30

16	(b) Any ad valorem personal property tax abolished on or	32
17	before the effective date of this Constitution shall not be	33
18	reinstated.	

19	(c) The General Assembly by law may abolish all ad	36
20	valorem personal property taxes and concurrently therewith	37
21	and thereafter shall replace all revenue lost by units of	
22	local government and school districts as a result of the	38
23	abolition of ad valorem personal property taxes subsequent to	39
24	January 2, 1971. Such revenue shall be replaced by imposing	40
25	statewide taxes, other than ad valorem taxes on real estate,	41
26	solely on those classes relieved of the burden of paying ad	42
27	valorem personal property taxes because of the abolition of	43
28	such taxes subsequent to January 2, 1971. If any taxes	
29	imposed for such replacement purposes are taxes on or	44
30	measured by income, such replacement taxes shall not be	45
31	considered for purposes of the limitations of one tax and the	46
32	ratio of 8 to 5 set forth in Section 3(a) of this Article.	47

33	SCHEDULE	49
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34	The foregoing Amendment to Section 5 of Article IX of the	51
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1 Constitution takes effect upon its adoption by the electors 52  
2 of this State.

TRANSCRIPTION INDEX

DATE: April 21, 1978

<u>Page</u>	<u>Time</u>	<u>Speaker</u>	<u>Information</u>
1.			
1	12:00	Speaker Redmond	House to order
1		Reverend Krueger	
1		Speaker Redmond	
1		Matijevich	
1		Clerk O'Brien	Committee Report
2		Speaker Redmond	
2		Clerk O'Brien	Introduction, 1st Reading
2		Speaker Redmond	
2,3		Clerk O'Brien	HJRCA # 1
4		Speaker Redmond	
4		Madigan )	
5		Speaker Redmond)	
5		Daniels	
5		Speaker Redmond	
5		Madigan	
5		Clerk O'Brien	
5		Speaker Redmond	
5		Daniels	
5		Speaker Redmond	Out of record
5		Clerk O'Brien	HB 2582, 2nd R-No CA
5		Speaker Redmond	3rd Reading
5		Clerk O'Brien	HB 2642, 2nd R-No CA
5		Speaker Redmond	3rd Reading
5		Clerk O'Brien	HB 2790, 2nd R-No CA
5		Speaker Redmond	3rd Reading
6		Clerk O'Brien	HB 3238-2nd R-No CA
6		Speaker Redmond	3rd Reading



## TRANSCRIPTION INDEX

DATE: April 21, 1978

<u>2.</u> <u>Page</u>	<u>Time</u>	<u>Speaker</u>	<u>Information</u>
6		Clerk O'Brien	HB 3239-2nd R-No CA or Fl Am
6		Speaker Redmond	3rd Reading
6		Clerk O'Brien	HB 3240-2nd R-No CA or Fl Am
6		Speaker Redmond	3rd Reading
6		Clerk O'Brien	HB 3241-2nd R-No CA or Fl Am
6		Speaker Redmond	3rd Reading
6		Clerk O'Brien	HB 3242-2nd R-No CA or Fl Am
6		Speaker Redmond	3rd Reading
6		Clerk O'Brien	HB 3243-2nd R-No CA or Fl Am
6		Speaker Redmond	3rd Reading
7		Clerk O'Brien	HB 3244-2nd R-No CA or Fl Am
7		Speaker Redmond	3rd Reading
7		Clerk O'Brien	HB 3245-2nd R-No CA or Fl Am
7		Speaker Redmond	3rd Reading
7		Clerk O'Brien	HB 3246-2nd R-No CA or Fl Am
7		Speaker Redmond	3rd Reading
7		Clerk O'Brien	HB 3247-2nd R-No CA or Fl Am
7		Speaker Redmond	3rd Reading
7		Clerk O'Brien	HB 3248-2nd R-No CA or Fl Am
7		Speaker Redmond	3rd Reading
7		Clerk O'Brien	HB 3249-2nd R-No CA or Fl Am
7		Speaker Redmond	3rd Reading
8		Clerk O'Brien	HB 3250-2nd R-No CA or Fl Am
8		Speaker Redmond	3rd Reading
8		Clerk O'Brien	HB 104-2nd
8		Speaker Redmond	Out of record



GENERAL ASSEMBLY  
STATE OF ILLINOIS  
HOUSE OF REPRESENTATIVES



TRANSCRIPTION INDEX

DATE: April 21, 1978

<u>3.</u> <u>Page</u>	<u>Time</u>	<u>Speaker</u>	<u>Information</u>
8		Clerk O'Brien	HB 2514-2nd-No Fl-Am #1 adopted in Committee
8		Speaker Redmond	
8		Brady	Hold on 2nd
8		Speaker Redmond	Hold
8		Clerk O'Brien	HB 2792-2nd-Am #1 adopted/Com No Fl Am
8		Speaker Redmond	3rd Reading
8		Clerk O'Brien	HB 3251-2nd-No CA or Fl Am
9		Speaker Redmond	3rd Reading
9		Clerk O'Brien	HB 3252-2nd-No CA or Fl Am
9		Speaker Redmond	3rd Reading
9		Clerk O'Brien	HB 3253-2nd-No CA or Fl Am
9		Speaker Redmond	3rd Reading
9		Clerk O'Brien	HB 3254-2nd-No CA or Fl Am
9		Speaker Redmond	
9		Bradley	
9		Speaker Redmond	3rd on HB 3254
10		Clerk O'Brien	HB 3255-2nd-No CA or Fl Am
10		Speaker Redmond	3rd Reading
10		Clerk O'Brien	HB 3256-2nd-No CA or Fl Am
10		Speaker Redmond	3rd Reading. Roll Call for attendance.
10		Madigan	Excused absences
10	12:20	Speaker Redmond	
10		Ryan	Excused absences
10		Speaker Redmond	
10		Clerk O'Brien	HB 2696-3rd Reading



GENERAL ASSEMBLY

STATE OF ILLINOIS

HOUSE OF REPRESENTATIVES

## TRANSCRIPTION INDEX

DATE: April 21, 1978

<u>4.</u> <u>Page</u>	<u>Time</u>	<u>Speaker</u>	<u>Information</u>
11		Speaker Redmond	
11		Skinner	
11		Speaker Redmond	
11		Madigan )	Question
		)	
11		Speaker Redmond)	Passed
12		Totten )	
		)	
12		Speaker Redmond)	
12,13,14,15,16,17		Clerk O'Brien	Proceeds with HJRCA #1-3rd R
17		Speaker Redmond	Out of record
17		Madigan )	Question
		)	
17		Speaker Redmond)	
18		Ryan )	
		)	
19		Speaker Redmond	
19		Clerk O'Brien	HJRCA #36-3rd Reading
19		Speaker Redmond	
19		Porter )	Hold on 3rd-Out of record
		)	
19		Speaker Redmond)	
20		Totten	Inquiry of Chair
20	12:45	Speaker Redmond	
20		Clerk O'Brien	HJRCA #47-2nd Reading
21		Speaker Redmond	3rd Reading
21		Matijevich )	Question
		)	
21		Speaker Redmond)	
21		Clerk O'Brien	Committee Reports
21		Speaker Redmond	
21		Clerk O'Brien	Introduction & 1st Reading
22		Speaker Redmond	



GENERAL ASSEMBLY  
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## TRANSCRIPTION INDEX

DATE: April 21, 1978

<u>5.</u> <u>Page</u>	<u>Time</u>	<u>Speaker</u>	<u>Information</u>
22		Clerk O'Brien	Agreed Resolution
22		Speaker Redmond	
22		Giorgi	
23		Speaker Redmond	Resolution adopted
23		Clerk O'Brien	General Resolution
23		Speaker Redmond	Committee on Assignment
23		Clerk O'Brien	Message from Senate
23		Speaker Redmond	
23		Clerk O'Brien	Adjournment Resolution
24		Matijevec	Move for adoption
24		Speaker Redmond	Motion carries-Resolution adopted
24		Matijevec	Inquiry of Chair
24		Speaker Redmond	
25		Waddell )	
26		) Matijevec)	
26	1:03	Speaker Redmond	
26		Waddell	Resolution 740-Move vote be reconsidered
26		Matijevec	Move motion lie on table
26		Speaker Redmond	
26		Ryan	
26		Speaker Redmond	
26		Waddell	Asks Clerk to read Resolution
26		Speaker Redmond	
26		Matijevec	Parliamentary Inquiry
26		Speaker Redmond	
26		Geo-Karis	



GENERAL ASSEMBLY  
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## TRANSCRIPTION INDEX

DATE: April 21, 1978

<u>6.</u> <u>Page</u>	<u>Time</u>	<u>Speaker</u>	<u>Information</u>
26		Speaker Redmond )	
27		Matijevich )	Withdraw motion to table
27		Speaker Redmond	Waddell's motion carries
EASE			
27		Tipsword	Move to Suspend Rule 18B
27		Speaker Redmond	
27		Schneider	
27		Speaker Redmond	
27		Madigan	
28		Speaker Redmond	
28		Houlihan, J.	Wants Bill out of Assign Com.
28		Speaker Redmond	
28	1:14	Madigan	Responds
28		Speaker Redmond	
28		Houlihan, J.	
29		Speaker Redmond	
29		Mugalian	
29		Speaker Redmond	
29		Madigan	
29		Speaker Redmond	
29		Houlihan, J.	Objects to waiving posting rule
30		Speaker Redmond	Stand in recess 5 minutes
30	1:25	Clerk O'Brien	Agreed Resolutions
30		Speaker Redmond	
30		Giorgi	
30		Speaker Redmond)	Resolution adopted. Rule on CA
30		)	
30		Totten )	Question



GENERAL ASSEMBLY  
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<u>7.</u> <u>Page</u>	<u>Time</u>	<u>Speaker</u>	<u>Information</u>
31		Daniels ) )	Question
31		Speaker Redmond)	
31		Giorgi	
31		Speaker Redmond	
31		Totten	Question
32		Speaker Redmond	
32	1:30	Griesheimer ) )	Inquiry
32		Speaker Redmond)	
32		Houlihan, J. ) )	
32		Madigan )	
33		Speaker Redmond	
33		Madigan	Motion to suspend posting rule
34		Speaker Redmond	
34		McGrew	
34		Miss Illinois	Nancy Beatty
35		McGrew	
35		Speaker Redmond	
35		Matijevich	
35		Speaker Redmond	
35		Madigan	Move to recess then adjourn till Tuesday 11 p.m.
35		Speaker Redmond	Motion carries
35		Clerk O'Brien	Introduction & First Reading
36	4:18	Clerk Hall	Committee reports. Adjourned.

