

STATE OF ILLINOIS
83RD GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

10th Legislative Day

February 16, 1983

Speaker Madigan: "The House shall come to order. The House shall come to order. The Members shall be in their chairs. All unauthorized personnel will please leave the floor. So, would former Representatives Boyle, Collins, staff leave the floor? We shall be led today in prayer by the Reverend Eugene Gibson of the Mission Faith of Baptist Church in Chicago, Illinois."

Reverend Gibson: "Shall we pray? Our Father in heaven, we come this morning to thank You for another privilege of prayer, to thank You again for living in a country where people fear and worship You. We thank You for living in a state where those that work hard to benefit those that are in the state consider having prayer before they take about their business. We thank You. We thank You for these that are assembled here in this room, thank You for their families who sacrifice so much that they may be here. Now, God, we ask You, if you will, to bless today and touch hearts today. Let those that make decisions realize the millions of people that depend upon them for a good Legislator. Give strength. Bless the leaders of this chamber. Give strength to them, and then guide us all through the day; that the words of our mouth and the meditations of our heart will be acceptable in Your sight. Is our prayer in the Name of Jesus. Amen."

Speaker Madigan: "We'll be led in the Pledge of Allegiance by Representative Ropp."

Ropp et al: "I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all."

Speaker Madigan: "Roll Call for Attendance. Are there any excused absences? Mr. Greiman?"

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Greiman: "Yes, excuse me. Mr... Thank you, Mr. Speaker. Excused absences on the Democratic side are Representative Vitek, Panayotovich, Domico, Ronan, Terzich, Krska and White."

Speaker Madigan: "The record shall show that those Members are excused. Mr. Daniels? There are no excused absences on the Republican side. Have all recorded themselves who wish to be recorded? The Clerk shall take the record. There being 105 Members responding to the Roll Call, a quorum is present. Introduction and First Reading of Bills."

Clerk O'Brien: "Introduction and First Reading of Bills. House Bill 260, Preston, a Bill for an Act to amend Sections of an Act concerning public utilities. First Reading of the Bill. House Bill 261, John Dunn, a Bill for an Act to amend Sections of the Illinois Insurance Code. First Reading of the Bill. House Bill 262, Flinn, a Bill for an Act to amend Sections of the Illinois Administrative Procedure Act. First Reading of the Bill. House Bill 263, Preston, a Bill for an Act to amend Sections of the Illinois Pension Code. First Reading of the Bill. House Bill 264, Stuffle, a Bill for an Act to amend Sections of the School Code. First Reading of the Bill. House Bill 265, Hannig - Ronan - Tate and John Dunn, a Bill for an Act to amend certain Acts in relation to taxation of gasohol. First Reading of the Bill. House Bill 266, Nelson, a Bill for an Act to amend Sections of the Environmental Protection Act. First Reading of the Bill. House Bill 267, Nelson, a Bill for an Act to amend Sections of the Environmental Protection Act. First Reading of the Bill. House Bill 268, Nelson, a Bill for an Act to amend Sections of the Code of Criminal Procedure. First Reading of the Bill. House Bill 269, Nelson, a Bill for an Act to amend Sections of the Revenue Act. First Reading of the Bill. House Bill 270, Nelson, a Bill for an Act to amend Sections

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of the Revenue Act. First Reading of the Bill. House Bill 271, McGann - Keane, a Bill for an Act making a supplemental appropriation to the Department of Mental Health and Developmental Disabilities. First Reading of the Bill. House Bill 272, Nash, a Bill for an Act to provide a job site safety inspectors with immunity from civil damages. First Reading of the Bill. Further introductions. House Bill 273, Matijevich, a Bill for an Act to amend Sections of the Revenue Act. First Reading of the Bill. House Bill 274, Matijevich - Giorgi, a Bill for an Act to provide occupational safeguards for operators of video display terminals. First Reading of the Bill. House Bill 275, McGann - Keane, a Bill for an Act to amend Sections of the Emergency Budget Act of Fiscal Year 1983. First Reading of the Bill. House Bill 276, Levin - Karpriel - Greiman - Braun and Jaffe, a Bill for an Act to amend Sections of the Condominium Property Act. First Reading of the Bill. House Bill 277, Levin - Karpriel - Greiman - Braun and Jaffe, a Bill for an Act in relation to condominiums. First Reading of the Bill. House Bill 278, Levin - Braun - Karpriel - Greiman and Jaffe, a Bill for an Act in relation to condominiums. First Reading of the Bill. House Bill 279, Levin - Karpriel - Greiman - Braun and Jaffe, a Bill for an Act in relation to condominiums. First Reading of the Bill. House Bill 280, Levin - Karpriel - Greiman - Braun and Jaffe, a Bill for an Act to amend Sections of the Condominium Property Act. First Reading of the Bill. House Bill 281, Levin - Karpriel - Greiman - Braun and Jaffe, a Bill for an Act to amend Sections of the Condominium Property Act. First Reading of the Bill. House Bill 282, Levin - Karpriel - Greiman - Braun and Jaffe, a Bill for an Act to amend Sections of the Condominium Property Act. First Reading of the Bill.

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House Bill 283, Levin - Karpziel - Greiman - Braun and Jaffe, a Bill for an Act in relation to condominiums. First Reading of the Bill. House Bill 284, Levin - Karpziel - Greiman - Braun and Jaffe, a Bill for an Act to amend the Condominium Property Act. First Reading of the Bill. House Bill 285, Levin - Karpziel - Greiman - Braun and Jaffe, a Bill for an Act to amend Sections of the Condominium Property Act. First Reading of the Bill. House Bill 276, Stec... 286, that is... Steczo, a Bill for an Act to amend Sections of the School Code. First Reading of the Bill. House Bill 287, Ropp, a Bill for an Act to amend Sections of the School Code. First Reading of the Bill. House Bill 288, Ropp, a Bill for an Act to amend Sections of the Juvenile Court Act. First Reading of the Bill. House Bill 289... House Bill 289, Ropp, a Bill for an Act to amend Sections of the Juvenile Court Act. First Reading of the Bill. House Bill 290, Ropp, a Bill for an Act to amend Sections of the Revenue Act. First Reading of the Bill. House Bill 291, Breslin, a Bill for an Act in relation to job sharing by state employees. First Reading of the Bill. House Bill 292, Breslin, a Bill for an Act to amend Sections of the Workers' Compensation Act. First Reading of the Bill. House Bill 293, Klemm, a Bill for an Act in relation to non-coal mined lands which threaten public health, safety and general welfare and property. First Reading of the Bill. House Bill 294, Ropp, a Bill for an Act to amend Sections of the Election Code. First Reading of the Bill. House Bill 295, Satterthwaite, a Bill for an Act to amend Sections of the Illinois Pension Code. First Reading of the Bill. House Bill 296, Bowman, a Bill for an Act to amend Sections of an Act to revise the law in regard to estrays and other lost property. First Reading of the Bill. House Bill 297, Bowman, a Bill for an Act to

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amend Sections of the Senior Citizens and Disabled Persons
Property Tax Relief Act. First Reading of the Bill."

Speaker Madigan: "Agreed Resolutions."

Clerk O'Brien: "House Resolution 41, by Representative Van Duyne.
House Resolution 42, Keane - Madigan. House Resolution 43,
Oblinger. House Joint Resolution #9, Ewing. House Joint
Resolution #10, Woodyard - Stuffle - Ropp. House Joint
Resolution 11, Kirkland."

Speaker Madigan: "Mr. Giorgi."

Giorgi: "Mr. Speaker, House Resolution 41, by Van Duyne, notes an
anniversary; 42, by Keane, signals a retirement; 43, by
Oblinger, heralds another anniversary. House Joint
Resolution #9, by Ewing, tells of honors; Woodyard -
Stuffle's Resolution #10 wants to name a building after
John L. Lewis (sic - John W. Lewis); and House Joint
Resolution, by Kirkland logs a retiree. And I move for
the adoption of the Agreed Resolutions."

Speaker Madigan: "The Gentleman moves for the adoption of the
Agreed Resolutions. Is there any discussion? There being
no discussion, the question is, 'Shall the Agreed
Resolutions be adopted?'. All those in favor signify by
saying 'aye', all those opposed by saying 'no'. The 'ayes'
have it. The Motions carries. The Resolutions are
adopted. For what purpose do you seek recognition, Mr.
Vinson?"

Vinson: "Mr. Speaker, I note that the desks have now been removed
from the first row in the chamber, and I commend you for
that. I think that's a positive move. I wonder at what
time in the Session you would intend to remove the desks on
the rear row back in that corner to accommodate enlarging
the Ladies restroom?"

Speaker Madigan: "The current schedule calls for the removal of
the desks and chairs within the next two weeks."

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Vinson: "Do you have any idea when the restroom would be completed?"

Speaker Madigan: "There's no schedule for that purpose."

Vinson: "Thank you."

Speaker Madigan: "We are now prepared to adjourn. For what purpose does Mr. Mulcahey seek recognition?"

Mulcahey: "Mr. Speaker, just to announce that the Elementary and Secondary Education Committee, which was scheduled to meet at 8:00 tomorrow morning, will not meet."

Speaker Madigan: "The Chairman of the Elementary and Secondary Education Committee has cancelled the meeting of that Committee scheduled for tomorrow morning. Are there any further announcements? Mr. Giglio? Mr. Giglio? Do you have an announcement? Mr. Giglio."

Giglio: "Thank you. No, I don't have an announcement except to say we're going to meet at 2:00, Cities and Villages, and I don't know if we're going to hear the two Bills or not. So, if we get there right away, we can adjourn as fast."

Speaker Madigan: "The Democrats will meet in Caucus in room 114 at 1:00 p.m. The Democrats will meet in Caucus in room 114 at 1:00 p.m., a very important Caucus on the subject of unemployment insurance. Is there any further business to come before the Body? Mr. Giglio, have you remembered?"

Giglio: "Yes, thank you, Mr. Speaker, Ladies and Gentlemen of the House. There's a point of information that was brought to my attention that being Ash Wednesday today, if anybody's interested and don't know, they do have ashes available at the Cathedral on Sixth Street at 5:30 this evening."

Speaker Madigan: "Thank you, Mr. Giglio. Is there any further business to come before the Body? There being no further business to come before the Body, the Chair recognizes Mr. McPike."

McPike: "Thank you, Mr. Speaker. I move we stand adjourned until

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tomorrow at the hour of 1:00 p.m."

Speaker Madigan: "The Gentleman moves that we stand adjourned until tomorrow at the hour of 1:00 a.m. and further provides that we shall... 1:00 p.m. and further provides that we shall stand in Perfunctory Session this afternoon until 2:00 p.m. for the purpose of Introduction of Bills. So, if any of you wish to introduce Bills today, the Clerk's station here at the podium shall be open until 2:00 p.m. this afternoon, and the Motion now is that we adjourn until 1:00 p.m. tomorrow afternoon. All those in favor signify by saying 'aye', all those opposed by saying 'no'. The 'ayes' have it, the Motion carries. We stand adjourned until tomorrow at 1:00 p.m."

Clerk Leone: "Introduction and First Reading of Constitutional Amendments. House Joint Resolution Constitutional Amendment #3. Whereas, the 95th Congress of the United States of America, at its Second Session, in both Houses, by a Constitutional Majority of two-thirds thereof, adopted the following proposal to amend the Constitution of the United States of America. House Joint Resolution - Resolved by the Senate and the House of Representatives of the United States of America in Congress assembled, two-thirds of each House concurring herein, that the following Article is proposed as an Amendment to the Constitution of the United States and shall be valid to all intents and purposes as part of the Constitution when ratified by the Legislatures of three-fourths of the several states therein... within seven years of the date of its submission by Congress: Section 1 - For the purposes of representation in Congress, election of the President and Vice President, and Article V of this Constitution, the District constituting the seat of government of the United States shall be treated as though it were a state. Section

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2 - The exercise of the rights and powers conferred under the Article shall be by the people of the District constituting the seat of government and shall be provided by Congress. Section 3 - The 23rd Article of the Amendment to the Constitution of the United States is hereby repealed. Section 4 - The Article shall be inoperative unless it shall have been ratified as an Amendment to the Constitution by the Legislatures of three-fourths of the several states within seven years of the date of its submission and; therefore, be it resolved by the House of Representatives of the 83rd General Assembly of the State of Illinois, the Senate concurring herein, that such proposed Amendment to the Constitution of the United States be and the same is hereby ratified, and be it further resolved that a certified copy of this Resolution forwarded the Secretary of State of Illinois, to the Administrator of General Services of the United States, to the President pro tem of the Senate and the Speaker of the House of Representatives of Congress of the United States, and to each Senator and Representative from Illinois in the Congress of the United States. First Reading of this Constitutional Amendment. House Joint Resolution Constitutional Amendment #4, Davis. Resolved by the House of Representatives of the 83rd 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 1, 3, 6, 7 and 15 of Article V of the Constitution to read as follows: Article V, Section 1 - Officers. The Executive Branch shall include the Governor, Lieutenant Governor, Secretary of State, Comptroller and Treasurer elected by the electors

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of the state. They shall keep public records and maintain a residence at the seat of government during their term of office. Section 3 - Eligibility. To be eligible to hold office for Governor, Lieutenant Governor, Secretary of State, Comptroller or Treasurer, a person must be a United States citizen, at least 25 years old, a resident of the United States... a resident of this state for three years preceding his election. Section 6 - Gubernatorial Succession. (a) In the event of a vacancy in the order of succession of Governor... Office of Governor and to the position of Acting Governor shall be the Lieutenant Governor, the elected Secretary of State and then as provided by law. (b) If the Governor is unable to serve because of his death, conviction on impeachment, failure to qualify, resignation or other disability, the Office of Governor shall be filled by the office next in line of succession for the remainder of the term or until the disability is removed. (c) Whenever the Governor determines that he may be seriously impeded in the exercise of his duties and powers, he shall so notify the Secretary of State and the officer next in line of succession. The latter shall therefore become Acting Governor with the duties and powers of the Governor. When the Governor is prepared to resume office, he shall do so by notifying the Secretary of State and the Acting Governor. (d) The General Assembly, by law, shall specify by whom or by what procedures the ability of the Governor to serve or to resume office may be questioned or determined. The Supreme Court shall have the original and the exclusive jurisdiction to review such a law and any such determination and, in the absence of such a law, shall make the determination under such rules as it may adopt. Section 7 - Vacancies In Other Elective Offices. If the

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Secretary of State, Comptroller or Treasurer fails to qualify or if his office becomes vacant, the Governor shall fill the office by appointment. The appointee shall hold office until the elected officer qualifies or until a successor is elected and qualified, as may be provided by law, and shall not be subject to removal by the Governor. If the Lieutenant Governor fails to qualify or if his election becomes vacant... office becomes vacant, it shall remain vacant until the end of the term. Section 15 - Attorney General, Duties. The Attorney General shall be the legal officer of the state and, upon conclusion of the term of office of the Attorney General elected in the general election in 1982, shall be appointed by the Governor in accordance with Section 9 of this Article to a two-year term of office. He shall keep the public records and maintain a residence at the seat of government during his term of office and shall have the duties and powers that may be prescribed by law. First Reading of this Constitutional Amendment. Continuing with Introduction and First Reading. House Bill 298, Birkinbine, a Bill for an Act to add Sections to an Act relating to the acquisition, possession and transfer of firearms. First Reading of the Bill. House Bill 299, Currie, a Bill for an Act to amend Sections of the Illinois Human Rights Act. First Reading of the Bill. House Bill 300, Berrios - et al, a Bill for an Act to amend Sections of the Revenue Act. First Reading of the Bill. House Bill 301, Cullerton, a Bill for an Act establishing the Illinois Higher Education Supplemental Loan Authority. First Reading of the Bill. House Bill 302, Topinka, a Bill for an Act to add Sections of the Civil Administrative Code of Illinois. First Reading of the Bill. House Bill 303, Johnson, a Bill for an Act to amend Sections of the Criminal Code. First Reading of the

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Bill. House Bill 304, Johnson, a Bill for an Act to amend Sections of the Criminal Code. First Reading of the Bill. House Bill 305, Mautino - et al, a Bill for an Act to amend the Fish Code. First Reading of the Bill. House Bill 306, Johnson, a Bill for an Act to amend Sections of the Code of Criminal Procedure. First Reading of the Bill. House Bill 307, Birkinbine, a Bill for an Act to repeal Sections of the Illinois Insurance Code. First Reading of the Bill. House Bill 308, Rice - et al, a Bill for an Act to amend Sections of the Illinois Public Aid Code. First Reading of the Bill. House Bill 309, DeJaegher - et al, a Bill for an Act in relationship to certain municipal taxes imposed upon public utilities. First Reading of the Bill. House Bill 310, Henry, a Bill for an Act to add Sections to the Act concerning public utilities. First Reading of the Bill. Being no further business, the House will now stand adjourned until 1:00 p.m., February 17th."

02/23/83
12:23

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