

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

33rd Legislative Day

April 20, 1983

Speaker McPike: "The House will come to order. The House will come to order. The Members will be in their seats. The Chaplain for today will be the Reverend Harold Chiolero, Pastor of First Baptist Church of Cicero. Reverend Chiolero is a guest of Representative Judy Topinka. Will the guests in the gallery please rise to join us for the invocation?"

Reverend Chiolero: "... we pray. Our Father, as we come before Thy throne, thanking You for the privilege and the opportunity to approach Thee in prayer. We ask heavenly Father, first of all, that Thou would be mindful of our needs as human beings, and then our Father, we pray that You'd be with the House of Representatives today in all that they'll set out to do in this Session. We pray for Your wisdom and grace. We pray that You might guide and direct and channel their thoughts. May they exercise that power that Thou has invested within them. We pray for the Governor of our state, Jim Thompson. We pray also that Thou would be with each Representative. We're asking Thee, heavenly Father, to do that which we cannot as human beings, and may we always be mindful of Thy presence. We seek Thy wisdom. We ask that this will be a Session that will bring about glory, and praise, and honor Your Name, and we'll thank and praise You, and we ask it all in the name of Jesus Christ, our Lord and Savior, Amen."

Speaker McPike: "Representative Ropp will led us in the Pledge of Allegiance. 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 McPike: "Roll Call for Attendance. Take the record, Mr.

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Clerk. 112 Members answering the Roll Call, a quorum is present. Mr. Greiman, do you have any excused absences?"

Greiman: "Yes, Mr. Speaker. Let the record show that Representatives Henry and Representative Hutchins are... are absent by reason of illness."

Speaker McPike: "Representative Vinson, do you have any excused absences?"

Vinson: "Mr. McAuliffe."

Speaker McPike: "Thank you. The record will so indicate. Representative Roger McAuliffe, excused absence also. Committee reports."

Clerk O'Brien: "Representative Richmond, Chairman of the Committee on Agriculture, to which the following Bill was referred, action taken April 19, 1983, report the same back with following recommendation: 'do pass as amended Short Debate' House Bill 475. Representative Giglio, Chairman of the Committee on Cities and Villages, to which the following Bills were referred, action taken April 19, 1983, report the same back with following recommendations: 'do pass' House Bill 957; 'do pass Short Debate Calendar' House Bill 685 and 1072; 'do pass as amended Short Debate Calendar' House Bill 1071; and 'be adopted' House Resolution 125. Representative White, Chairman from the Committee on Human Services, to which the following Bills were referred, action taken April 19, 1983, reported the same back with following recommendations: 'do pass' House Bills 723, 1100, and 1104; 'do pass as amended' House Bills 204, 361, 830, 1083, 1121, and 1228; 'do pass as amended Short Debate Calendar' House Bill 956 and 965. Representative Laurino, Chairman of the Committee on Insurance, to which the following Bills were referred, action taken April 19, 1983, report the same back with following recommendations: 'do pass' House Bill 1024; 'do

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pass Short Debate Calendar' House Bill 949. Representative Brummer, Chairman of the Committee on Public Utilities, to which the following Bills were referred, action taken April 19, 1983, report the same back with following recommendations: 'do pass as amended' House Bill 252; 'do pass Consent Calendar' House Bill 500. Representative John Dunn, Chairman of the Committee on Transportation and Motor Vehicles, to which the following Bills were referred, action taken April 19, 1983, report the same back with the following recommendations: 'do pass' House Bill 1089; 'do pass as amended' House Bill 695; 'do pass as amended Consent Calendar' House Bill 1075; and 'interim study' House Bill 1021."

Speaker McPike: "Introduction and First Readings."

Clerk O'Brien: "House Bill 2080, excuse me, House Bill 2280, Younge, a Bill for an Act concerning Public Utilities. First Reading of the Bill. House Bill 2281, Madigan - Daniels - Breslin and McCracken, a Bill for an Act to create the Business Corporation Act. First Reading of the Bill."

Speaker McPike: "Reading of the Journal."

Clerk O'Brien: "Journal for the 17th Legislative Day, March 8, 1983..."

Speaker McPike: "Representative Matijevec on the Journal."

Matijevec: "Mr. Speaker and Members of the House, I move that we dispense with the reading of the Jour... Journal, and that Journal #17 of March 8th, Journal #18 of March 9th, corrected reprint of the Journal #19 of March 10th, Journal #20 of March 14th, Journal #21 of March 15th, Journal #22 of March 16th, Journal #23 of March 22nd, Journal #24 of March 23rd, Journal #25 of March 24th, Journal #26 of April 5th, Journal #27 of April 6th, Journal #28 of April 7th, 1983; Journal... on Journal #18... Journal #23, and Journal

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#26, and Journal #27 there are minor changes, which have been approved by the Committee to approve the Journals. This has been cleared on both sides of the aisle. With those changes... changes, I move the approval of those Journals. Is that right Jack? Amen"

Speaker McPike: "The Gentleman has moved for the dismissal of the reading of the Journals. All those in favor say 'aye', opposed 'no'. The 'ayes' have it. The Motion carries. On page three of the Calendar, on the Order of House Bills Second Reading Appropriation Bills, appears House Bill 188. Representative Currie. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 188, a Bill for an Act making appropriation to the State Comptroller for the purpose of making grants to certain public radio stations. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Are there any Floor Amendments?"

Clerk O'Brien: "None."

Speaker McPike: "Third Reading. House Bill 228. Representative Bowman. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 228, a Bill for an Act making appropriation to the pa... Department of Agriculture. Second Reading of the Bill. Amendment #1 and 2 were adopted in Committee."

Speaker McPike: "Are there any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker McPike: "Third Reading. House Bill 479. Representative Mulcahey. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 479, a Bill for an Act making appropriation to the Department of Transportation. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

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Clerk O'Brien: "None."

Speaker McPike: "Third Reading."

Clerk O'Brien: "Oh, wait, wait, there is. Yes, there is a Floor Amendment to House Bill..."

Speaker McPike: "Correction. On House Bill 479 on Second Reading, Amendments... read the Amendment, Mr. Clerk."

Clerk O'Brien: "Amendment #1, by Representative Tate, amends House Bill 479 on page one by inserting after line ten the following and so forth."

Speaker McPike: "Representative Mulcahey, for what reason do you rise?"

Mulcahey: "Mr. Speaker, on a point of order."

Speaker McPike: "State your point."

Mulcahey: "Was this Bill not moved to Third Reading?"

Speaker McPike: "No, the Clerk was incorrectly stated that there were no Amendments filed. There are Amendments filed. The Bill's on Second Reading."

Mulcahey: "Well, I thought... I thought I heard you say that there was... it was moved to Third. Thank you."

Speaker McPike: "Representative Tate on Amendment #1."

Tate: "Mr. Speaker, Ladies and Gentleman of the House, Amendment #1 simply provides \$235,000.00 in the G.R.F. Fund for Antrak service between Champaign and Decatur, which has been discontinued by the Department of Transportation by Fiscal Year '84. We've... in Decatur, we've... and in fact, the... the Bill itself this year... in... in Committee, Representative Mulcahey agreed to entertain an Amendment for the... for the Bill..."

Speaker McPike: "The Gentleman from Kankakee, Representative Pangle, for what reason do you rise?"

Pangle: "Are the Amendments printed, Mr. Speaker?"

Speaker McPike: "Mr. Clerk are the Amendments printed and distributed? Yes, they are."

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Pangle: "Thank you."

Speaker McPike: "Proceed Mr. Tate."

Tate: "And our ridership level, even though it has not been at a 50% level, Decatur's one of those communities that has been a... has had a very high unemployment area and depressed area, and it... people, quite frankly, have not been able to afford the luxury of extensive travel; however, we've been... we have been very active with the Decatur Chamber of Commerce, the Decatur City Council, the Macon County Board, which have all passed Resolutions in the recent months, supporting Amtrak in the area, and we'd just like an opportunity to gi... to give it a real, real test, and I would appreciate a favorable Roll Call."

Speaker McPike: "The Gentleman has moved for adoption of Amendment #1. There being no discussion, the question is, 'Shall Amendment #1 be adopted?' All in favor signify by saying 'aye', opposed 'nay'. The 'ayes' have it. The Amendment's adopted. Any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker McPike: "Third Reading. House Bill 797. Representative Matijevich. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 797, a Bill for an Act making appropriation for the ordinary and contingent expense of the Law Enforcement Merit Board. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker McPike: "Are there any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker McPike: "Any Floor Amendments."

Clerk O'Brien: "No Floor Amendments."

Speaker McPike: "Third Reading. On the Calendar, on page eight, Approp... House Bills Third Reading Appropriations, appears House Bill 82. Representative Mulcahey. You wish to call your Bill, Sir? Out of the record. House Bill

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534. Representative Leverenz. Do you wish to call your Bill, Sir? Out of the record. House Bill 543. Representative Barnes. Representative Barnes would you like to call your Bill? Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 543, a Bill for an Act making supplemental appropriations to the Department of Commerce and Community Affairs. Third Reading of the Bill."

Speaker McPike: "The Lady from Cook, Representative Barnes, on the Bill."

Barnes: "Mr. Speaker, I would like to defer to the Vice-Chairman of the Committee, Representative Winchester."

Speaker McPike: "Representative Winchester on House Bill 543."

Winchester: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. House Bill 543 is a supplemental appropriation for \$1,346,000.00. There was some Amendments that were put on the Bill in Committee, which is for the new Federal Jobs Training Partnership Act, and some additional monies for state tourism, and for the Federal Inter-agency Service Fund for a total now of \$6,494,000.00. I would ask for a favorable vote."

Speaker McPike: "The Gentleman moves for the passage of House Bill 543. On that question Representative Leverenz."

Leverenz: "I thank you Mr. Speaker. We have no problems with the Bill and think it should pass."

Speaker McPike: "Is there any further discussion? There being no further discussion, the question is, 'Shall House Bill 543 pass?' All those in favor signify by voting 'aye', opposed vote 'no'. Have all voted who wish? Have all vote who wish? The Clerk will take the record. On this Bill, there are 111 'ayes', no 'nays', none voting 'present'. House Bill 543, having received a Constitutional Majority, is hereby declared passed. House Bill 888. Representative Barnes. Read the Bill, Mr. Clerk."

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Clerk O'Brien: "House Bill 888, a Bill for an Act to amend an Act making appropriations to the ordinary and contingent expense of the Illinois Law Enforcement Commission and various state agencies. Third Reading of the Bill."

Speaker McPike: "The Lady from Cook, Representative Barnes."

Barnes: "Mr. Speaker, Ladies and Gentlemen of the House, House Bill 888 amends the appropriation for the Department of Labor by making legislative transfers among various line items, and they total \$4,569,800.00. It, also, was amended to have an additional appropriation of \$107,000.00 for the Illinois Criminal Justice Information Authority Law Enforcement Commission. I would ask for a favorable Roll Call, Mr. Speaker."

Speaker McPike: "The Gent... the Lady has moved for the adoption of House Bill 888. On that question Representative Leverenz."

Leverenz: "Thank you, Mr. Speaker. With the Amendment that includes everything from Senate Bill 405, which we thought was extremely important for the funding for the Criminal Justice Information Authority, we have no problems with the Bill and would like to see it pass."

Speaker McPike: "Is there any further discussion? There being no further discussion, the question is, 'Shall House Bill 888 pass?' All those in favor signify by voting 'aye', opposed vote 'no'. Have all voted who wish? Have all voted who wish? Clerk will take the record. On this question, there are 110 'ayes', no 'nays', none voting 'present'. House Bill 888, having received a Constitutional Majority, is hereby declared passed. House Bill 1296. Representative Reilly. Read the Bill Mr. Clerk."

Clerk O'Brien: "House Bill 1296, a Bill for an Act making appropriation for the ordinary and contingent expense of the Department of Public Aid. Third Reading of the Bill."



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Speaker McPike: "The Gentleman from Morgan, Representative Reilly."

Reilly: "Thank you, Mr. Speaker, Ladies and Gentleman of the House. House Bill 1296 is a transfer Bill that takes money from some of the lines in Public Aid where they... they will not be paying out as much as anticipated, puts it basically in General Assistance where the caseload is higher then had been projected, and in the Aid to Age, Blind, and Disabled. Be glad to answer questions, otherwise I would ask for a favorable Roll Call."

Speaker McPike: "The Gentleman has moved for the passage of House Bill 1296. On that question, the Gentleman from Cook, Representative Bowman."

Bowman: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, this Bill is the... contains very necessary transfer... the authority, we have had hearings on the subject matter in Appropriations II, the... this Bill has the support of the Democratic Members of the Committee, and I urge passage of the Bill, along with Representative Reilly."

Speaker McPike: "Is there any further discussion? Being no further discussion, the question is, 'Shall House Bill 1296 pass?' All those in favor signify by voting 'aye', opposed vote 'no'. Have all voted who wish? Have all voted who wish? Clerk will take the record. On this Bill, there are 108 'ayes', no 'nays', none voting 'present'. House Bill 1296, having received a Constitutional Majority, is hereby declared passed. On the Order of Senate Bills Third Reading Appropriations, page twelve of the Calendar, appears Senate Bill 104. Representative Younge. Do you wish to call your Bill?"

Younge: "Yes, I do Mr. Speak..."

Speaker McPike: "Read the Bill Mr. Clerk."

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Clerk O'Brien: "Senate Bill 104, a Bill for an Act making appropriations to the Illinois Community College Board and the Board of Trustees of the State Community College of East St. Louis. Third Reading of the Bill."

Speaker McPike: "Lady from St. Clair, Representative Younge."

Younge: "Thank you, Mr. Speaker and Members of the House. I move for the passage of Senate Bill 104, which would appropriate \$400,000.00 to State Community College in East St. Louis. \$50,000.00 is this... of this is for a contractual services for a Foster Grandparent Program and \$350,000.00 for awards and grants to the students... and this has developed from additional enrollment at the Community College there, and I move for the passage of the Bill. It's a federal funds."

Speaker McPike: "The Lady has moved for the passage of Senate Bill 104. On that question, the Gentleman from Marion, Representative Friedrich."

Friedrich: "Would... would the Sponsor yield?"

Speaker McPike: "She indicates she will yield."

Friedrich: "I'm going to support this appropriation, but I would like to ask a question. If you would work with us and tho... some people who want to incorporate this College in with S.I.U. Edwardsville and eliminate the Community College as an entity?"

Younge: "I certainly would like to hear your proposal on that, Representative Friedrich. I would be open to discuss anything with any Member of this General Assembly. I would certainly discuss that with you."

Friedrich: "On... on the Bill, I would just say, this is the only Community College in the state that is fully fed... fed... funded by state government and no local tax money whatsoever, and it has been a problem, and I think we should consider the other. Thank you."

Younge: "I would like to add that the students..."

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Speaker McPike: "The Lady from St. Clair to close."

Younge: "Thank you, Mr. Speaker. I move for the adoption of this Bill. Thank you."

Speaker McPike: "The Lady has moved for the adoption of Senate Bill 104. The question is, 'Shall 104 pass?' All those in favor signify by voting 'aye', opposed by voting 'no'. Have all voted who wish? Have all voted who wish? Clerk will take the record. On this Bill, there are 90 'ayes', 17 'nos', 1 voting 'present'. Senate Bill 104, having received a Constitutional Majority, is hereby declared passed. On the Calendar, on page two, House Bills Second Reading Short Debate, appears House Bill 58. Representative Bowman. Read the ... Out of the record. House Bill 122. Representative Terzich. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 122, a Bill for an Act to amend the Mental Health and Developmental Disabilities Confidentiality Act. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "None."

Speaker McPike: "Third Reading. House Bill 127. Representative Terzich. Read the Bill Mr. Clerk."

Clerk O'Brien: "House Bill 127, a Bill for an Act to amend Section of the Workers' Occupational Disease Act. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "None."

Speaker McPike: "Third Reading. House Bill 137. Representative Terzich. Out of the Record. House Bill 240. Representative Rea. Read the Bill Mr. Clerk."

Clerk O'Brien: "House Bill 240, a Bill for an Act in relation to Firemen's Pension Fund Benefits in Municipalities with

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population of 500,000 or under. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker McPike: "Are there any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker McPike: "Third Reading. House Bill 278. Representative Levin. Representative Levin. Out of the record. House Bill 279. Representative Levin. Out of the record. House Bill 281. Out of the record. House Bill 485. Representative McAuliffe. Out of the record. House Bill 522. Representative Hawkinson. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 522, a Bill for an Act directing the State of Illinois to convey certain real property in Knox County to the City of Galesburg. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker McPike: "Are there any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #2, Hawkinson, amends House Bill 522..."

Speaker McPike: "The Gentleman from Knox, Representative Hawkinson."

Hawkinson: "Thank you, Mr. Speaker. Amendment #2 is being offered in response to a suggestion by Representative Cullerton. It would provide that if... if the swimming pool is no longer usable that any other public use should be made available to the public, and secondly, as long as the facility is used as a swimming pool, it will be made available to the public. I would ask your favorable vote."

Speaker McPike: "The Gentleman has moved for the adoption of Amendment #2. Is there any discussion? There being no discussion, the question is, "Shall Amendment #2 be

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adopted?" All those in favor signify by saying 'aye',  
opposed 'nay'. The 'ayes' have it. The Amendment's  
adopted. Any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker McPike: "Third Reading. The Gentleman asks leave to keep  
House Bill 522 on Short Debate. Are there any objections?  
Hearing no objections, leave is granted. House Bill 522  
will be on Third Reading Short Debate. House Bill 576.  
Representative Klemm. Do you wish to call your Bill, Sir?  
Re... read the Bill Mr. Clerk."

Clerk O'Brien: "House Bill 576, a Bill for an Act to amend  
Sections of the Snowmobile Registration and Safety Act.  
Second Reading of the Bill. Amendment #1 was adopted in  
Committee."

Speaker McPike: "Are there any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker McPike: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker McPike: "The Gentleman from McHenry, Representative  
Klemm."

Klemm: "Yes, thank you, Mr. Speaker. I'd like to move that the  
Bill be presented back to Third Reading under the Consent  
Calendar, because I believe it was inappropriately moved  
out of the Third Reading Consent to Second Reading."

Speaker McPike: "The Gentleman from Cook on that Motion,  
Representative Cullerton."

Cullerton: "The Gentleman is correct. We have no... I was the  
one that knocked it off Consent. I have no objection to  
having it put... be put back on Consent."

Speaker McPike: "The Gentleman asks leave to use the Attendance  
Roll Call to place House Bill 576 back on the Consent  
Calendar. Are there any objections? Hearing no  
objections, leave is granted. House Bill 576 will be

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placed on the Consent Calendar Third Reading. House Bill 667. Representative Brummer. Representative Brummer. Out of the record. House Bill 711. Representative Ropp. Read the Bill Mr. Clerk."

Clerk O'Brien: "House Bill 711, a Bill for an Act to amend Sections of the Illinois Vehicle Code. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker McPike: "Are there any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker McPike: "Third Reading. House Bill 716. Representative Ropp. Read the Bill Mr. Clerk."

Clerk O'Brien: "House Bill 716, a Bill for an Act to amend Sections of an Act prohibit the feeding of garbage to swine and other animals or poultry. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments."

Clerk O'Brien: "Floor Amendment #1, Cullerton, amends House Bill 716 on page one, lines one and eight by deleting Section 1 and inserting lieu thereof the following: Section 1 and 2 and so forth."

Speaker McPike: "The Gentleman from Cook, Representative Cullerton, on Amendment #1."

Cullerton: "Yes, thank you, Mr. Speaker. Mr. Speaker, this Bill amends an Act to prohibit the feeding of garbage to swine, and in carefully reading this Bill, it appears that there is a criminal penalty, apparently, if you feed the wrong kind of garbage to swine. And we noticed that in looking at that criminal penalty there's no mental state listed, so you could, you know, negligently or inadvertently feed certain kind of prohibited garbage to swine, and you'd be capable of being thrown in jail for up to six months, and

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with our... our crowded prison... prison population... the Governor's trying to cut down on the nonviolent people in prisons, and I certainly think that people who inadvertently feed garbage to swine should be considered to be nonviolent people. We don't want them... we don't even want them in our prisons at all, I wouldn't think. They'd just mess the place up. So what this Bill... Amendment does is to add the term 'knowingly' to the mental state of the criminal offense, and I think make... clean up this bad Bill a little bit, and I'd appreciate it if we could adopt this Amendment."

Speaker McPike: "The Gentleman from Winchester... I'm sorry... from Arden, Representative Winchester on the Bill."

Winchester: "Well, Mr. Speaker, everybody seems to be laughing at the explanation of what the Bill does, and the distinguished Gentleman from Chicago is laughing at his explanation of what the Amendment does. I'm not clear exactly what the Amendment does. If it's a serious... if it's a serious Amendment, then that's one thing, because the Bill... the Bill is a serious Bill, and it is a serious problem in the State of Illinois. It's highly... the Bill is highly recommended and supported by the Department of Agriculture. It is for the protection of all the people throughout the State of Illinois, who buy pork, and because... because of... of the... just simply because of the giggling and the laughter, I would like to ask the Sponsor of the Bill, is his Amendment... is it a serious Amendment to... to help resolve a problem or is it just offered... offered to... to... in a sort of jester type way?"

Speaker McPike: "Representative Cullerton."

Cullerton: "Thank you, Mr. Speaker, and Ladies and Gentlemen of the House. To me there is nothing more serious than to..."

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when we're dealing with criminal laws, when people can be incarcerated for up to six months in jail. Now this particular criminal provision is not in Chapter 38. It's in, I think, the Agricultural Act, and whoever put it in there didn't draft it properly when they put it in. There's no mental state in all of their criminal offenses. There should be a mental state. It's a very serious matter. I was not addressing the subject matter of the Bill itself. I don't know how important, you know, this Act regarding sweeding... feeding garbage to swine is, but I certainly know that the... mental state of a criminal act should be there, and it's not there, and that's why this Amendment has been proposed, and I don't think it will in any way hinder the chances of the Bill passing or not."

Winchester: "What if... Mr. Speaker, based on that explanation, I... I can see that that's a reasonable Amendment offered to help solve a oversight, probably something that should be in there. I can not speak for the Sponsor of the Bill, but as far as my concerns, I think that resolves it, and I... I would ask for support of the Amendment."

Speaker McPike: "The Gentleman from DuPage, Representative Hoffman on the Amendment."

Hoffman: "Thank you, Mr. Speaker. I don't want to be put in a position of buying a pig-in-the-poke on this particular Amendment, and I'd like to ask the Sponsor of the Amendment a question, if I may please?"

Speaker McPike: "He indicates he'll yield."

Hoffman: "Is it not true, Representative, that we in fact in Illinois have a strict liability, rather than a liability subject to a mental state? Isn't that the state of the law right now?"

Cullerton: "You're absolutely wrong. In criminal law, we avoid strict liability. We say that there should be a mens rea,



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a mental state is necessary before anyone can commit a criminal act, and occasionally put in certain presumptions to help people, to help the prosecutors prove the mental state, but rarely is that the occasion. Now, here we have a Bill that right now reads, 'a person shall feed... no person shall feed or permit the feeding of garbage to swine or any animals or poultry on any farm or any other premises where swine are kept.' Now all I do with my Amendment is say, 'No person shall knowingly feed or permit...' cause if you inadvertently feed garbage to a swine you would be committing, I believe it's a Class B misdemeanor, which is punishable with up to six months in jail with a fine of, I think, \$500.00, so that's what the Amendment is designed to do."

Hoffman: "Fine. Thank you."

Speaker McPike: "The Gentleman from DeWitt, Representative Vinson."

Vinson: "Mr. Speaker, I would ask the Chair to examine the Amendment, and the Bill. I believe the Chair will discover that the Amendment is out of order. The Amendment does not amend the title, which it needs to do. Beyond that, if you will examine the Amendment, it does not say as it ought to in introducing the language in Chapter 8 that the Gentleman would purpose to insert that... that Chapter 8, paragraph 212 is amended for this purpose, and I believe on both of those grounds the Amendment's out of order."

Speaker McPike: "While the Chair is considering that point, the Gentleman from McLean, Representative Ropp on the Amendment."

Ropp: "Well, Mr. Speaker, and Members of the House. I can assure you that I don't believe that there's ever been any pig that's spent any days overnight in jail, and that I can also assure that the why... once again admit that I don't

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know an awful lot about terminology that attorneys use all the time. I do attempt to be somewhat practical in terms of knowing the tremendous impact the feeding of garbage would mean to the pork industry in this state and, frankly, in this nation. We... the State of Illinois is the second largest producing pork state in the world, and we have in 1972 eradicated the disease of hog cholera. It was because this act of not feeding garbage or allowing it to be feed was strictly enforced, and that I'm sure the administrators of this Act in the Department of Agriculture in all due respects to anyone that might inadvertently fed garbage containing meat scraps, was taken into consideration before any one was prosecuted. We have in fact eradicated this very dread disease called hog cholera, and I don't know if you've ever seen a farm where hog cholera was evident, but everything just dies, and whenever that happened here in the State of Illinois, that particular farm was quarantined. All of the hogs had to be disposed of and buried or burned or decomposed in some manner, and many of the neighbors surrounding that. And those particular hogs from whence the disease may have come or even the garbage was traced back, and if any hog had any connection with that, even the... the mere fact of breathing on another hog, those hogs were all destroyed. So it was a very serious, and very financial meaningful kind of a program to be able to say that no garbage would be allowed to be fed. And so that's why, I don't really think that this Amendment is necessary, but it is important that anyone who feeds garbage should not be allowed to continue to do that because of the great hog industry that we have here in this state... and the fact is throughout the nation."

Speaker McPike: "The Gentleman from Will, Representative Van Dwyne."

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Van Duyne: "Thank you, Mr. Speaker. Would the Gentleman yield for a question?"

Speaker McPike: "He indicates he'll yield."

Van Duyne: "Representative Cullerton, I use to be a hog farmer, myself, years ago, and I, in fact, did feed garbage to these pigs. Now, garbage, we've been talking about in the past few minutes here has been generally talked about in terms of meat. The stuff that I use to fix had everything in it from bread to fresh and stale, and as I understand it, the law was changed years ago that... to say that it had to be cooked. Now is that law still in vogue, in tha... that state or is it as Representative Ropp alluded, is it actual... actually illegal to... to feed any type of garbage to hogs or poultry as it says in... in this Amendment? As far as I know, I think that you are allowed to feed garbage to animals on the farm, if it is cooked. No? Maybe Representative Ropp could answer that."

Speaker McPike: "Representative Vinson on your point of order. Your point is not well taken. The Amendment is in order. Representative Ropp would you like to briefly address yourself to that question?"

Ropp: "Yes, Sir. Very... very briefly, it is not within the law to even home cook it. The only allowable garbage to be cooked would be... let's say if dead animals that go to a rendering works, that cooking, where the meat actually is cooked up to 230 degrees, the end product actually becomes sterile, free of any bacteria, and that is the allowable cooking that can come back in the form of meat scrapes, tankage, or bone meal, but you can't cook it at home and do that."

Van Duyne: "But what... what about restaurant..."

Speaker McPike: "Representative Van Duyne would you limit your questions to the Sponsor of the Amendment, so that we can

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move ahead?"

Van Dwyne: "Well, okay, I'll stop, but you know, it is necessary to know a little bit about the Bill before you can address, because when it says 'knowingly' that does give some... some person at home inadvertently the right to deal without suffering the penalties."

Speaker McPike: "The Gentleman from Cook, Representative Terzich."

Terzich: "I move the previous question."

Speaker McPike: "There's no one else that wishes to speak, so, the Gentleman from Cook, Representative Cullerton to close."

Cullerton: "Yes, I would ask for your support on this Amendment that adds a mental state to a criminal act. Thank you."

Speaker McPike: "The Gentleman has moved for the adoption of Amendment #1. All those in favor signify by voting 'aye', opposed vote 'no'. Have all voted who wish? Have all voted who wish? Clerk will take the record. On this question, there are 81 'ayes', 27 'nos', none voting 'present', and the Amendment's adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker McPike: "Third Reading. Representative Ropp asks leave of the House for House Bill 716 to remain on Short Debate. Hearing no objection, leave is granted. House Bill 716 will be on Third Reading Short Debate. House Bill 717. Representative Ropp. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 717, a Bill for an Act to amend Sections and to add Sections to an Act in relation to slaughtering and butchering of animals. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #1, Ropp, amends House Bill..."

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Speaker McPike: "The Gentleman from McLean, Representative Ropp."

Ropp: "Yeah, thank you, Mr. Speaker. Members of the House, Amendment 1 merely is a technical change correcting a word spelling or meaning by the Reference Bureau, 'sighted' to 'cited', and that's the only... I urge your support."

Speaker McPike: "The Gentleman has moved for the adoption of Amendment #1. Is there any discussion? Being no discussion, the question is, 'Shall Amendment #1 be adopted?' All in favor signify by saying 'aye', opposed 'no'. The 'ayes' have it. The Amendment's adopted. Any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker McPike: "Third Reading. The Gentleman asks leave to keep House Bill 717 on Short Debate. Is there any objections? No objections, 717 will be on Third Reading Short Debate. House Bill 745. Representative Van Duyne. Representative Van Duyne. Read the Bill Mr. Clerk."

Clerk O'Brien: "House Bill 745, a Bill for an Act to amend Sections of Lead Poisoning Prevention Act. Second Reading of the Bill. Amendment #2 was adopted in Committee."

Speaker McPike: "Are there any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #3, Cullerton, amends House Bill..."

Speaker McPike: "The Gentleman from Cook, Representative Cullerton."

Clerk O'Brien: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. In the original Bill the, I believe inadvertently, the Bill allowed for the Attorney General to initiate criminal charges, and I think it was meant to be just... I believe the intent was that it be just the State's Attorney to be the one to initiate these charges."

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The Attorney General, of course, can assist in the prosecution of any cases under current law, so I believe that the... my Amendment, which takes out the Attorney General, is acceptable to the Sponsor of the Bill, and I would ask for its adoption."

Speaker McPike: "The Gentleman has moved for the adoption of Amendment #3. Is there any discussion? Being no discussion, the question is, 'Shall Amendment #3 be adopted? All those in favor signify by saying 'aye', opposed 'no'. The 'ayes' have it. The Amendment's adopted. Any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker McPike: "Representative Van Duynes asks leave that House Bill 745 remain on the Order of Third Reading Short Debate. Is there any objections? Hearing no objections, House Bill 745 will be placed on Third Reading Short Debate. The Gentleman from Macon, Representative Tate, for what reason do you rise?"

Tate: "Mr. Speaker, in accordance to the rules of the House, I wouldn't want to break it, but I would like to introduce Richland Community College Political Science Class, which is up to my right and have the House welcome Richland's Class to Springfield. Thank you."

Speaker McPike: "House Bill 763. Representative McAuliffe. Out of the record. House Bill 831. Representative Wait. Do you wish to call your Bill? Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 831, a Bill for an Act to amend Sections of an Act in relation to recorders. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "None."

Speaker McPike: "Third Reading. House Bill 859. Representative McMaster. Do you wish to call your Bill? Read the Bill,

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Mr. Clerk."

Clerk O'Brien: "House Bill 859, a Bill for an Act to amend the Township Law. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker McPike: "Are there any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker McPike: "Third Reading. House Bill 860. Representative Saltsman. Out of the record. House Bill 866. Representative Flinn. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 866, a Bill for an Act to amend Sections of an Act in relation to Township purchasing. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "None."

Speaker McPike: "Third Reading. House Bill 867. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 867, a Bill for an Act to amend the Metro-east Sanitary District Act. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "None."

Speaker McPike: "Third Reading. House Bill 868. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 868, a Bill for an Act in relation to Public Water Districts. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "None."

Speaker McPike: "Third Reading. House Bill 880. Representative Ronan. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 880, a Bill for an Act to amend the

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Illinois Wage Payment and Collection Act. Second Reading  
of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments."

Clerk O'Brien: "None."

Speaker McPike: "Third Reading. House Bill 966. Representative  
Homer. Representative Homer, do you wish to call your  
Bill? Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 966, a Bill for an Act to amend  
Sections of the Illinois Wage Payment and Collection Act.  
Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "None."

Speaker McPike: "Third Reading. House Bill 967. Representative  
Homer. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 967, a Bill for an Act to amend  
Sections of the Illinois Wage Payment and Collection Act.  
Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "None."

Speaker McPike: "Third Reading. Representative Vinson... still  
on Second Reading Short Debate. We're going to return to  
pick up one Bill. That's Representative Brummer's  
comeback. That's House Bill 667. Read the Bill, Mr.  
Clerk."

Clerk O'Brien: "House Bill 667, a Bill for an Act to amend  
Sections of the Illinois Drainage Code. Second Reading of  
the Bill. Amendment #1 was adopted in Committee."

Speaker McPike: "Are there any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker McPike: "Third Reading. The Gentleman from Will,  
Representative Van Dyne for what purpose do you rise?"



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Van Dwyne: "Thank you, Mr. Speaker. I would like to have leave of the House to table House Bill 1169, of which I am the prime Sponsor."

Speaker McPike: "The Gentleman moves to table House Bill 1169. All those in favor say 'aye', opposed 'no'. The 'ayes' have it. The Bill is tabled. On the Calendar, on page seven, under House Bills Third Reading, appears House Bill 17. Representative Terzich. Do you wish to call your Bill? Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 17, a Bill for an Act to amend Sections of the Revenue Act. Third Reading of the Bill."

Speaker McPike: "The Gentleman from Cook, Representative Terzich."

Terzich: "Yes, Mr. Speaker. Ladies and Gentleman of the House, House Bill 17 is a extremely important Bill for all of the homeowners in the State of Illinois. House Bill 17 increases the general homestead exemption from \$3,000.00 to \$4,500.00 effective with the 1984 and subsequent years. The Bill will cover every homeowner in the State of Illinois that has been burdened by the substantial increase in property taxes. The Bill will provide approximately \$150.00 in tax relief for... for residential homeowners over a period... it might be two, three, or four, or five years. The Bill was originally put in in 1978, has been appreciated and needed by all of the homeowners in the State of Illinois, and I would appreciated your support on House Bill 17."

Speaker McPike: "The Gentleman moves for the adoption of House Bill 17. Is there any discussion? The Gentleman from DeKalb, Representative Ebbesen on the Bill."

Ebbesen: "Yes, I'd like to ask the Sponsor a question."

Speaker McPike: "He indicates he will yield."

Ebbesen: "Representative Terzich, how much is this going to cost,

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estimated, at least, local government?"

Terzich: "Estimated the... \$81,000,000.00."

Ebbesen: "81,00,00.00"

Terzich: "That's correct."

Ebbesen: "And wha... are there provisions in the Bill for local government to have some means of replacing that loss?"

Terzich: "The local units of government, as I mentioned, Representative Ebbesen, that this Bill will start with the 1984 exemption and assessment year and, therefore, there's sufficient time for any adjustment in the levy by the local units of government."

Ebbesen: "Well, to the Bill Mr. Speaker. That..."

Speaker McPike: "Proceed."

Ebbesen: "Certainly, the intentions of the Sponsor are well taken. And when we talk about real property taxes, everybody knows the problem statewide. But in view of the difficulty local governments are having at the moment, even though the effective date is out there in the horizon a little bit, in as far as the loss to local government, I would imagine that the Sponsor is in hopes that by that time the economy is turned around and sales taxes are up and whatever... whatever sources of revenue local government has. But when you're talking about a fiscal impact of \$81,000,000.00, I think every Member of this House ought to take a good look. I'm sure we'd all like to allow the addition to this exemption; however, the impact, to me, fiscally far outweighs the good we think we might be doing. And it's good legislation, and perhaps we ought to wait until... for a year or maybe two years, and reassess it. I would encourage at this point in time, even though it does make sense, and good legislation, it's not timely, and encourage everyone to vote 'no'."

Speaker McPike: "The Gentleman from Champaign, Representative

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Johnson."

Johnson: "I have a parliamentary inquiry, Mr. Speaker. Yesterday, and I think, last week, and I think pretty consistantly through the lengthy Third Readings that we've had on the Calendar, we've commenced each day with the designation 'next Bill' after the designation 'next Bill' that appears on the Calendar, which today would appear on page ten of the Calendar, and specifically, would bring your attention or refer you to Rule 39 of the House Rules we're operating under Subsection A, which provides that 'the point at which a point of business is left, shall be the point at which business is resumed, when the House returns to that Order of Business.' Now yesterday, we did it according to the Rule. And today, we go back to the start of the Calendar for Third Reading. I think some of us here would like to know, one, what the Rule is, and two, whether we're going to follow it consistantly or change from day to day? Just, Mr. Speaker, while you're considering that... I just would... just would want to raise the point, I guess, of public policy or policy of the House, and that is that we're trying to encourage people to... to call their Bills when they cup... come up on the Calendar, given the volume we have, and if we go back to the start of the Calendar every day and pick up Bills that people either weren't here for, or weren't willing to call and penalize people, who are down on the Calendar and have never had their Bill reached, it would seem to me to run contrary to what... what we're trying to do, and what I think you, Mr. Speaker, and the Members of your leadership, are trying to do in terms of expediting this Calendar and the process of business of the House."

Speaker McPike: "Mr. Johnson, I'm going to let the Parliamentarian address himself to your question."

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Parliamentarian Getty: "On beha... on behalf of the Speaker, when a Bill is called, it may be called either at the beginning of the Order, it may be called at the Order at which it was left off on the previous legislative day, or it may be called in accordance with a priority of call, as is the long established policy of this House. The specific language, which appears in Rule 39, stating, 'the point at which an Order of Business is left shall be the point at which business is resumed, when the House returns to that Order of Business', addresses itself to the same legislative day, as opposed to a subsequent legislative day. In the point that the Gentleman has raised, he refers to the 'point of Order at which a Bill was left on a previous legislative day.' The Speaker has the option of calling either that point, or going to the beginning, or in accordance with the priority of call."

Speaker McPike: "Representative Johnson."

Johnson: "Well, I... I guess I'm addressing this to the Parliamentarian then. I don't see anywhere in Rule 39, or anywhere else in the House Rules, that would support the Parliamentarian's ruling. Either on the... on the latter point or on the first point that... that the point is the same day. There wouldn't be any reason. That's a silly interpretation of that Rule. If that were the... if that were the point, there'd be no point of even having it here. Obviously, if we stop one day, we're not going to change in the middle of the same day. This Bill... this Rule, as far as I know, and its pred... predecessor have always been interpreted to apply to subsequent days and subsequent Orders of Business, and I... I simply think that's a... silly interpretation of the Rule. I guess my second question to you, Mr. Speaker, is, 'Since we've done it sometimes someday, someday someways, and someday other

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ways, I'd like to know if there's going to be some kind of a consistent practice in regard to the designation 'next Bill' on the Calendar?', cause we've got Members on this side of the aisle in this case, Representative Tate and Woodyard and Pedersen, who are concerned about when their Bill's going to be called, and I'm sure the same thing's going to be true on your side of the aisle when other Bills appear, after that designation on the Calendar. So we'd like to know what the practice is going to be, and... and I guess further than that, would ask the Parliamentarian to further elaborate on what provisions of the Rules, in what specific provisions of the Rules, support your... your interpretation that that's as to one day, and two, that you have the discretion to operate under any one of those three provisions that you're talking about. I don't see that Rule 39, or anywhere else."

Speaker McPike: "The Parliamentarian has made his ruling based on the Rules as he read them, based on the custom practice under Speaker Redmond, Speaker Ryan, and the current Speaker. We will proceed on House Bill 17. The Gentleman from DeWitt, Representative Vinson."

Vinson: "Well, Mr. Speaker, the Parliamentarian was once a Member of this Body, and rather consistently raised that objection, when someone else was in the Chair. I believe that if he has any integrity, in this process, he's bound to rule in favor of Mr. Johnson, now. He's raised the same objection in the past. He's always read the Rule differently, than he now reads it, and I just want to know what has caused him to read the Rule differently today. Is it just because he's got control of the Chair today?"

Speaker McPike: "Representative Matijevich, for what purpose do you rise?"

Matijevich: "I raise... I raise a point of Order. You've already

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ruled... he has only one option after you rule, and not only that, they are complaining over the fact that we can't get to their, 'their Bills'. This unnecessary delay is the reason we are not going to get to their Bills. I would suggest we proceed."

Speaker McPike: "Your point is well taken. We will proceed with House Bill 17. On House Bill 17, the Chair recognizes the Gentleman from Hardin, Representative Winchester."

Winchester: "Thank you Mr. Speaker. Would the Gentleman yield to a question?"

Speaker McPike: "He indicates he will yield."

Winchester: "In your explanation of the Bill, you indicated that House Bill 18 was going to be of benefit to all the people of the State of Illinois. When I look at the Bill, and my synopsis, it... it says that it applies only to counties of 1,000,000 population or more. Would you explain to me how this is going to benefit all the people of the State of Illinois?"

Speaker McPike: "Representative Terzich."

Terzich: "Representative, you... you must be looking at the wrong Bill. You must be looking at House Bill 18. This... this applies to all homeowners in the State of Illinois."

Winchester: "Well, Mr. Speaker and the distinguished Sponsor, you're absolutely correct. That is the first mistake that I've made al... all Session, and I apologize."

Terzich: "No problem."

Speaker McPike: "Is there further discussion? The Gentleman from DuPage, Representative Hoffman."

Hoffman: "Thank you, Mr. Speaker. Will the Sponsor yield for a question please? Representative Terzich, I notice that there was a Committee Amendment that exempted this legislation from the State Mandate Act. What portion of the State Mandate Act provides for this kind of an

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allowance, when we are in fact, through our actions, reducing local revenue by massive amounts?"

Speaker McPike: "Representative Terzich."

Terzich: "Yes, the... it's in the purview of the legislature to exclude the State Mandate Act, and that's exactly what the Bill did. It excludes the State Mandate Act from applying to this piece of legislation. It's within the purview of the legislature to do so."

Hoffman: "In... in your judgement, then Sir, do you believe that vis-a-vis local government that this is a... a responsible and equitable position for this Body to take?"

Terzich: "I... certainly, the Bill wouldn't be submitted if it wasn't a responsible Bill for all legislators to take. This is an important piece of legislation for all of the homeowners in the State of Illinois, and I, certainly, do."

Hoffman: "Thank you, Mr. Sponsor. Mr. Speaker, to the Bill. Ladies and Gentleman of the House, although the legislation addresses a problem for the homeowner, it creates a problem, a serious problem, for local governments, particularly for... particularly for school districts. I would suggest to those of you who are inclined to support this legislation, that you have to recognize that this will be another reason, another reason why this General Assembly should increase other kinds of taxes, particularly State Income Taxes, to make up the difference between what school districts and other units of local government receive now, and what they will receive after they feel the impact of this legislation. So I would suggest that those of you, who are going to support this Bill, need to be prepared to support an increase in the State Income Tax, or if you're unwilling to do that, recognize, as you will be recognized by many of us, as hypocrites, the people who are willing to take one position on one hand, and are unwilling to take a

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balancing position on the other. I would suggest that if you are unwilling to support an Income Tax after supporting this legislation, you are indeed hypocritical."

Speaker McPike: "The Gentleman from Kendall, Representative Hastert on the Bill."

Hastert: "Will the Sponsor yield?"

Speaker McPike: "He indicates he will yield."

Hastert: "Mr. Sponsor, yesterday, did you put an Amendment on this Bill? What did that Amendment do?"

Terzich: "The Amendment adjusted the homestead exemption from \$3,500.00 to \$4,500.00."

Hastert: "So, what in essence the Bill did in Committee was to create a \$3,500.00 adjustment. This Amendment, yesterday, upset to a \$4,500.00 adjustment. Is that correct?"

Terzich: "That's correct."

Hastert: "Could you have a dollar impact on what that does to local governments?"

Terzich: "\$81,000,000.00 is the total."

Hastert: "\$81,000,000.00 starting in Fiscal 1984. Is that correct?"

Terzich: "That's correct, and not collectable until 1985."

Hastert: "I can't quite hear you."

Terzich: "Not collectable until 1985."

Hastert: "1984 tax is collectable in 1985. An \$81,000,000.00 tax package. Ladies and Gentlemen, all I'm going to do is repeat that number one more time, \$81,000,000.00, that you're taking out of the coffers of local governments, school districts, all those people back home, because this is exempted from the State Mandates. I think we better think about that and maybe vote 'no' on this Bill."

Speaker McPike: "There being no further discussion, Representative Terzich to close."

Terzich: "Well, yes, again Mr. Speaker, Ladies and Gentlemen of



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the House, this Bill applies to every home owner in the State of Illinois. It's a modest adjustment that the taxpayers are crying for some type of relief. Now this Bill only applies an additional \$1,500.00 exemption, will save approximately \$100.00 to \$110.00, not each year but for as long as it takes for the \$1,500.00 of exempted assessments to be used up, and this could be, perhaps, three to five years. With regard to the existing \$3,000.00 exemption, most home... homeowners have used up most of it, and some hom... homeowners have used all of it. This is a small tax relief for the homeowners of the State of Illinois. The cost of local government is approximately \$81,000,000.00; however, before your income tax increases 60% as inacted, local governments will receive new money, and homeowners... homeowners and taxpayers will need this property tax relief. This is necessary in the State of Illinois, that if the plan has been deferred up until the collection of 1985, and certainly, they deserve tax relief just as well as every citizen of the State of Illinois, and I would urge your support."

Speaker McPike: "The Gentleman has moved for the passage of House Bill 17. The question is, 'Shall House Bill 17 pass?' All those in favor signify by voting 'aye, opposed vote 'no'. The Lady from Sangamon to explain her vote, Representative Oblinger."

Oblinger: "Mr. Speaker and Members of the General Assembly, I would think you'd be interested in two sets of Resolutions and petitions I received. One was from the area Agency on Aging in Quincy, and one is from the N.R.T.A., the National Retired Teachers Association. This looks like it, or appears to be, for the relief of the senior citizens, as well... more than anybody else, and they wrote and said, 'Please don't vote for this Bill. We want to tighten our

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belts too, and I think this is an admirable quality, and I think this time we can pass."

Speaker McPike: "Have all voted who wish? Have all voted who wish? Clerk will take the record. On this Bill, there are 66 'ayes', 48 'nos', 1 voting 'present'. House Bill 17, having received a Constitutional Majority, is hereby declared passed. The Lady from Cook, Representative Topinka, for what reason do you rise?"

Topinka: "Yes, point of Order, Mr. Speaker."

Speaker McPike: "State your point."

Topinka: "Yes, when can we expect the Consent Calendar to go under consideration. It's been kind of building up, and building up, and I know I've had a Bill on it for about four weeks now. And I was just wondering, you know, it seems to be awful ripe, when... when is it going to move?"

Speaker McPike: "Well, we'll get to that as soon as we can. House Bill 18. Representative Capparelli. Read the Bill, Mr. Clerk."

Clerk Leone: "House Bill 18, a Bill for an Act to amend the Revenue Act. Third Reading of the Bill."

Speaker McPike: "The Gentleman from Cook, Representative Capparelli."

Capparelli: "House Bill 18 is the Home Improvement Act that I passed back in 1975, at that time was for \$15,000.00. It was increased to \$25,000.00 in 1979. We are now bringing it up to \$30,000.00 because of the cost of new additions. This Bill is just for Cook County. At the present time downstate gets \$432.00 clearance that we're losing... approximately... in Cook County by \$45.00, and I would just recommend a 'do pass'."

Speaker McPike: "The Gentleman has moved for the passage of House Bill 18. Is there any discussion? The Gentleman from DuPage... DuPage, Representative Hoffman."

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Hoffman: "Thank you, Mr. Speaker, Ladies and Gentleman of the House. I rise in opposition to House Bill 18. The idea's a bad one, when he passed it the first time. To increase the amount doesn't improve it. We are giving tax breaks to those people who could afford to improve their property. Here we are in a position, where we are finding for example the property in Chicago's already assessed, residential property's already assessed at around 16 to 18%; whereas, downstate counties assessed valuation is equalized at  $33 \frac{1}{3}$ . The... the exemption ought to be... ought to probably be reversed for Cook County and lowered, rather than... than extended. This, again, will reduce the tax base, will put additional pressure on local governments, and I would suggest to you, although this certainly is a modest Bill compared to the last one in terms of the dollar impact, the principle is the same, and I would say the same thing on this Bill, as I said on the last one. If you're for this, you've got to be for an income tax increase."

Speaker McPike: "The Gentleman from Lake, Representative Pierce."

Pierce: "Mr. Speaker, Ladies and Gentleman of the House. As much as I respect the Gentleman from DuPage, I don't agree with him on this Bill. This doesn't destroy anyone's tax base. What this does is improve the tax base by encouraging people to improve their homes, then an exemption is given for the improvement. It doesn't reduce their present assessment. It just delays the taxation of the improvement, so that homeowners are encouraged to improve their homes in Cook County only, which this Bill applies to. Representative Capparelli came up with this idea several years ago, and it's universally accepted as a method of rehabilitating and improving our inner city areas in Chicago and Cook County. No one criticizes a homestead improvement exemption. It's... it's a good exemption. It

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doesn't attack the current assessment base at all of the City, only restricts increased assessments where home improvements are made for a few years. So it's a good Bill, and I would support it and urge the House to pass House Bill 18.

Speaker McPike: "The Gentleman from Ewing, Representative... the Gentleman from Livingston, Representative Ewing."

Ewing: "Thank you. I feel that it's only proper to respond to the last speaker. You know, and we all know that the Chicago schools are always crying for more money. Now this may now reduce their assessment. It certainly will keep it from growing, and you know where they're going to come to get their extra money. I suggest a 'no' vote on this Bill."

Speaker McPike: "The Gentleman from Kendall, Representative Hastert."

Hastert: "Would the Sponsor yield?"

Speaker McPike: "He indicates he will yield."

Hastert: "Mr. Sponsor, this Bill deals only with Cook County. Is that correct? And this homestead improvement exemption only deals with those taxpayers in Cook County. Is that correct?"

Speaker McPike: "Representative Capparelli?"

Capparelli: "That's right."

Hastert: "And what... what is the assessed level... assessment level for homeowners in Cook County?"

Capparelli: "16%."

Hastert: "16%."

Capparelli: "16."

Hastert: "16, one, six, right. Ladies and Gentleman, to the Bill Mr..."

Speaker McPike: "Proceed."

Hastert: "Ladies and Gentleman, I... we have to begin to look at

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something in this State of Illinois, and I've said this on the House floor before, but we have more local governments that depend on local taxes for their survival, than any other state in this nation. It's been a mandate of the people that we have those, but when we start to destroy, like we've done today the tax basis, that those local governments live on, they're not going to exist. We're talking about school districts. We're talking about township government. We're talking about all those local taxing bodies, local governments, and when we start to destroy the tax base, like we did in the Bill previous, and this Bill, we're starting to wear away, to erode the local governments that we have. In all due respect to the Sponsor, and to the tax relief that this gives to the people of Cook County, I think we have to look at this issue. We have to be sensitive to destroying the tax base, the property of the tax base that we have in this state, and this Bill... this idea, and this concept just takes one more block out of the foundation. Thank you."

Speaker McPike: "There being no further discussion, Representative Capparelli to close."

Capparelli: "Thank you. Thank you, Mr. Speaker. The intent of this exemption program has always been the provision of economic incentive to the homeowners. It doesn't cost the state anything, and I would ask for an 'aye' vote."

Speaker McPike: "The Gentleman moves for the passage of House Bill 18. The question is, 'Shall House Bill 18 pass?' All those in favor signify by voting 'aye', opposed vote 'no'. Have all voted who wish? Have all voted who wish? Clerk will take the record. The Gentleman asks for a poll of the absentees."

Clerk Leone: "Poll of the absentees. Christensen, Henry, Hutchins, and McAuliffe."

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Speaker McPike: "Representative Brunsvold are you seeking recognition? Representative Curran."

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

Speaker McPike: "The Gentleman is recorded as voting 'no'."

Curran: "I'd like to be recorded as 'aye'."

Speaker McPike: "Representative Curran from 'no' to 'aye'. Representative Mulcahey."

Mulcahey: "Speaker, record me as voting 'no'."

Speaker McPike: "Representative Mulcahey from 'aye' to 'no'. On this Bill, there are 58 'ayes', 55 'nos', 1 voting present. The Gentleman requests postpone consideration. Speaker Madigan in the Chair."

Speaker Madigan: "Ladies and Gentleman, if I could have your attention. Ladies and Gentleman, if I could have your attention please, we have a distinguished visitor from the City of Chicago. All of you have read the news accounts from Chicago, relating to the recent Mayoral and General Election for the Office of Mayor. We have with us, today, the victor in those two elections, a man who served in this House for several years, with great distinction and it is our esteemed pleasure to welcome back to earth... to welcome home to the place where he began, Harold Washington... Mayor Harold Washington."

Mayor-elect Washington: "Thank you, Mr. Speaker. Thank you very much. It's somewhat nostalgic and... reminiscent to stand here and look back at the seat I once held, but I want to assure brother Stuffle, I don't want it back. It's good to see you. I know you're not prepared to receive a major address, and frankly, I'm not prepared to give one. I came down today to visit old friends in the main. I went over to the Senate and came back to the place of the original Senate and the House where I started, and I see so many familiar faces, I must confess to you that I do have

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something of an irresistible impulse to hang around and chat with brother Jaffe, and the brother Dunn's and the rest of them, but duty calls. Actually, I came down to talk with the Governor about the state of the state, and the state of the municipalities throughout the state, and I'm must confess to you that even though I had a picture of a dire and gloomy financial situation for the state, it's much worse than I anticipated... much, much worse, and what is more than even choc... more shocking than that is that the state of the municipalities all over this state is in pretty dire circumstances. So I don't really envy you. There are those who have said that I have tackled a quagmire and a monolith and can't extricate myself from it, but compared to the job you have, I... I don't envy you, really. It's going to be tough, because you've got some problems, which really hinge upon, or your handling of them, hinges upon the future of this state. We're in real serious financial trouble, and I'm certain that you're going to be descended upon by mayors from throughout the city (sic - state) telling you or suggesting to you that, perhaps, you should take a good hard look on the question of additional revenues coming in, because with the present revenue structure, and given the present situation we have in terms of responsibilities, the state simply can't put it together, so I leave here with less hope than I had when I came. I felt that we had a serious problem. As a matter of fact, I happen to be, perhaps, the only politician in captivity, who campaigned on a tax increase before he was elected. That might say something for the level of the intellect the people of Chicago, but I hope the point was made clear, and that was simply this, that we can't afford to fool people anymore. You've got to give them the facts, and if you don't give them the facts, they're always going

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to say , 'Well, you lied to me.' The times have changed. Situation have changed, and people are just demanding a more rigid accountability of their... of their... of their leaders, so I campaigned on that issue, and I didn't know that it was as bad as it is, but now I think it's really serious. So I didn't come to make you feel bad, brother Bullock. I'm not a doom... I'm not a doom and gloom carrier, and I did... I did say brother Bullock. I'm not a doom... and sister Alexander, I'm not a doom and gloom carrier, but I... I do feel that we've got some serious, serious work, so I commend you to your work for the next two months. I'll be up on the northern end praying, and like those on the southern end will be praying, and on the western... eastern end, sectors praying that you can face up to this tremendous responsibility. It's good to see old faces. I... I'm... hang around just a few minutes and shake some hands, if I won't disorganize the operation, Mr. Speaker. It's good to be here, and I know you all wish me well, and if you ever come up near... neighborhood of Chicago, stop at the boarder, call me up. I'll give you special passage in, and based upon my experience with you while I was here, you've got so much talent we'll never let you out. Thank you very much."

Speaker Madigan: "Ladies and Gentleman, it's our plan to adjourn at this time. Mayor Washington will be available in my office to meet anyone who wishes to come back to the office to meet with him. Before we adjourn there are some announcements to be made. One announcement that I would like to make is that I will complete the appointment of the Members of my Leadership Team, today, with the appointment of Representative Carol Braun, as an Assistant Majority Leader. Carol Braun."

Braun: "Thank you very much, Mr. Speaker. I am delighted to have



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this opportunity to join your Leadership Team, and I intend to work with you, with Mayor Washington, with the Members on both sides of the aisle, with whom I've had the privilege of working all this time, to try to do and take care of the kinds of responsibilities that are going to be facing us all. Thank you all, very much, and I look forward to your support and help."

Speaker Madigan: "The Chair recognizes Representative Bowman."

Bowman: "Thank you, Mr. Speaker, Ladies and Gentleman of the House. Last week in Appropriations Committee, we heard several agency Bills, and they were supposed to have been reposted for tomorrow... were not. These are... and I now ask leave of the House to post... suspend the requir... the Rule and post... House Bill 912, 918, 917, 916, and 920, for Appropriations II tomorrow."

Speaker Madigan: "Have you spoken with the Minority Spokesman on the Committee?"

Bowman: "Yes, and he approves."

Speaker Madigan: "The Gentleman requests leave to suspend a posting requirements. Is there leave? Leave is granted for the Bills which were read into the record by Representative Bowman for suspension of the posting requirements."

Bowman: "Wait. One last thing, I'd also like to have a meeting with the Democratic Members of Appropriations II in my office at 8:30 tomorrow morning. The meeting convenes at 9:00, but I'd like to meet with my Committee Members at 8:30 in my office, 2043 Stratton Building. Thank you."

Speaker Madigan: "Representative Taylor."

Taylor: "Thank you, Mr. Speaker and Members of the House. The Committee on Election will be cancelled today. We will not have a meeting today, simply because there are Amendments to all of the Bills that we are to discuss, and the

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Amendments are... have not been drafted up, and we will not have our meeting today. It's cancelled."

Speaker Madigan: "Representative Sam Wolf."

Wolf: "Thank you, Mr. Speaker. I have a couple of requests. Number one, I'd like to announce that there will be a meeting of the Personnel and Pensions Committee at 4:00 in room C-1 in the Stratton Building. Number two, I would like to have leave of the House to waive the appropriate posting rules in order that the following Bills can be heard in the Pensions Committee this afternoon. That's House Bills 1240, 1242, 1243, 1244, 1696 and 1789. And the Minority Spokesman has been consulted. I have... if you want to move on that one, Mr. Speaker, I have another one."

Speaker Madigan: "The Gentlemen request leave to suspend the posting requirements on certain Bills in the Pensions Committee. Leave is granted. Mr. Wolf."

Wolf: "Thank you, Mr. Speaker. I would also request leave of the House on House Bill 569, to have leave to hear testimony on that Bill in the Personnel and Pensions Committee, with no voting or final action to be taken."

Speaker Madigan: "Mr. Wolf, as your prerogative as the Chairman of the Committee, you don't need floor authority for that. Thank you."

Wolf: "Thank you very much."

Speaker Madigan: "Mr. Mulcahey."

Mulcahey: "Excused me. Mr. Speaker, Members of the House. Mr. Speaker, I'd like to have leave of the House to submit House Bill 1194 to the Second... Elementary and Secondary Education Subcommittee on Mandates."

Speaker Madigan: "Could you state your request again?"

Mulcahey: "I asked leave of the House to place House Bill 1194 in the Elementary and Secondary Education Subcommittee on Mandates. I have cleared this with the Sponsor."

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Speaker Madigan: "Are you requesting a suspension of the posting requirements to hear that Bill in the Subcommittee?"

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

Speaker Madigan: "Okay. The Gentlemen request to suspend the posting requirements to hear a Bill in the Subcommittee. Is there a leave? The leave is granted, and that shall be journalized with the use of the Attendance Roll Call. Representative Leverenz."

Leverenz: "Thank you, Mr. Speaker, to announce and remind the Membership the Appropriations I Subcommittee at 4 today. And the Appropriations I Committee tomorrow will meet at the hour of 9 instead of 8. Thank you."

Speaker Madigan: "Representative Johnson."

Johnson: "Yeah, Mr. Speaker. Just to follow up on a point that Representative Vinson raised last week, in light of the new proposed meeting schedule for the Judiciary Committee. I've had inquiries from at least 2 or 3 Members of our Committee have indicated that, other Committees meeting at the same time. And I'm simply wondering what... I realize we have a heavy burden, and I'm not trying to obstruct anything. We just want to have some kind of idea as to what we're going to be doing in the future in that regards."

Speaker Madigan: "Mr. Johnson, I believe that there is a meeting scheduled with you today by Representative Jaffe, and others. And hopefully, that meeting will solve our problems. Thank you. If there is no further business to come before the House, we shall adjourn until tomorrow. Mr. Van Duyne."

Van Duyne: "Thank you, Mr. Speaker. It's been a lot a talk about Energy and Environment Committee not meeting. We will meet today at 4 o'clock. And... the Members, please take notes that we've been preemptive from our room 114. We will meet

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in room 122B, at 4 o'clock."

Speaker Madigan: "Thank you. Is there any further business to come before the House? Let me remind all Members that Mayor Washington is now in my office receiving visitors. And Mr... Mr. Preston moves that the House stand adjourn until 12 noon tomorrow with strike that. Let the record show that Representative Preston moves that the House stand adjourn until 1 p.m. tomorrow with 15 minutes of perfunctory time for the Clerk. All those in favor signify by saying 'aye', all those opposed by saying 'no'. The 'ayes' have it, Motion carries. The House stands adjourned until 1 p.m. tomorrow."

Clerk O'Brien: "Committee Report. Representative Flinn, Chairman from the Committee on Financial Institutions, to which the following Bills were referred, action taken April 19, 1983, reported the same back with the following recommendations: 'Do pass as amended' House Bill 761. 'do pass as amended Short Debate' House Bill 395. No further business, the House now stands adjourned."

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