

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

68th Legislative Day

June 22, 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 Reverend Philip Kaufman, Pastor, Emmanuel Lutheran Church of Springfield. Reverend Kaufman is a guest of Representative Mike Curran. Will the guests in the balcony please rise to join us in the invocation?"

Reverend Kaufman: "We bow our heads in prayer. Gracious God, heavenly Father, You have revealed in Your word that rule and authority in government are in keeping with Your divine order. Keep us here, mindful of the sacred trust committed to our care, not only by the electorate but especially by You. This Session is drawing to a close, and so many important things have yet to be decided. Let all that is here enacted today meet Your standards and be for the good of the people. Oh, Lord, You know how hard it is for people of differing view points and ideas to work together, to compromise, to make our political system work. Forgive us for our failings. Help us to respect each other in spite of our differences. Help us to pray more, each in our own way, and let our prayers be acceptable to You. Keep the press and citizenry from unfair criticism and fault finding that our work may, indeed, give glory to You. And let us not give them reason for complaint either. Bless our country, our government. Bless our people, and make of us a real blessing to our state. In Jesus name, Amen."

Speaker McPike: "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."

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Speaker McPike: "Roll Call for Attendance. John Cullerton, punch me 'present'. Would somebody get Pierce, Jaffe, Alexander and Braun? 117 Members answering the Roll Call, a quorum is present. Representative Greiman."

Greiman: "Thank you, Mr. Speaker. We have no requests for excused absences today."

Speaker McPike: "Representative Reilly, do you have anybody? Thank you. Message from the Senate."

Clerk O'Brien: "A message from the Senate by Mr. Wright, Secretary. 'Mr. Speaker, I am directed to inform the House of Representatives that the Senate has concurred with the House of Representatives in passage of Bills following title, to wit: House Bills 367, 368, 373, 380, 384, 385, 400, 404, 406, 417, 427, 438, 440, 441, 450, 455, 459, 465, 487, 488, 498, 514, 516, 520, 546, 556, 558, 561, 573, 576, 579 and 584 together with the attached Amendments thereto and the adoption of which I'm instructed to ask concurrence of the House of Representatives passed the Senate as amended June 21, 1983. Kenneth Wright, Secretary.'"

Speaker McPike: "Page twenty-five of the Calendar, Senate Bills Second Reading Appropriation Bills only appears Senate Bill 131, Representative Leverenz. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 131, a Bill for an Act making an appropriation to the Auditor General. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker McPike: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker McPike: "Third Reading. Senate Bill 255, Representative Reilly. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 255, a Bill for an Act making appropriations to the Board of Higher Education. Second

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Reading of the Bill. Amendment #1 is adopted in Committee."

Speaker McPike: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "Amendment #2 lost in Committee. No Floor Amendments."

Speaker McPike: "Third Reading. Senate Bill 256, Representative Braun. Representative Satterthwaite or Representative Braun. Representative Satterthwaite. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 256, a Bill for an Act making certain appropriations to the Board of Trustees of the University of Illinois. Second Reading of the Bill. Amendment #1 is adopted in Committee."

Speaker McPike: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker McPike: "Third Reading. Senate Bill 257, Representative Richmond. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 257, a Bill for an Act to provide for the ordinary and contingent expense of the Southern Illinois University. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker McPike: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "Amendment #2 lost in Committee. Floor Amendment #3, Friedrich, amends Senate Bill 257..."

Speaker McPike: "Representative Friedrich on Amendment #3. Representative Friedrich."

Friedrich: "Yeah, Mr. Speaker, Members of the House, this is a

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simply little Amendment. I've gone over the budget, and I believe that they can stand this reduction of 100,000 dollars. And if they don't know where to find it, I can show them where to find it. I'm not going to get into a long dissertation, but with the budget the size they have, I'm sure this 100,000 dollars will not cripple the Southern Illinois University. So I move the adoption of the Amendment."

Speaker McPike: "The Gentleman moves for the adoption of Amendment #3. On that, the Gentleman from Cook, Representative Bowman."

Bowman: "Thank you, Mr. Speaker. I rise in opposition to this Amendment. The Gentleman was speaking very softly, and I don't know to what extent people caught it, but basically this Amendment cuts out the salary for the Chancellor of the University system. Now, I don't know what gripe he's got against the Chancellor, but I hope that they would sit down and work it out. This is not the way to proceed, and I think it is unreasonable, unwarranted and a waste of our time. And I urge a 'no' vote."

Speaker McPike: "The Gentleman from Jackson, Representative Richmond."

Richmond: "Thank you, Mr. Speaker. I, too, rise in opposition to this Amendment. It seems odd to me that we should... the Gentleman would pick on one university to talk about salaries, when if he applied that... those objections to all of them, it might be a different story. I don't believe that this one university should be singled out. I certainly disagree with the Amendment and urge its defeat."

Speaker McPike: "Representative Wolf."

Wolf: "Thank you, Mr. Speaker. I, also, rise in opposition to this Amendment. Like the others, I think that I know what the problem is. It seems to be a continuing thing that we

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encounter every year. The Chancellor, in this case, has done a tremendous job for the Southern Illinois University both at Carbondale and Edwardsville, and I would request the support of all Members to oppose this Amendment."

Speaker McPike: "The Gentleman from Sangamon, Representative Curran."

Curran: "Thank you, Mr. Speaker. I, also, rise in strong opposition to this Amendment. This Amendment we've seen here year in and year out. It's important for me to have you all understand that Sang... that Sangamon County has a large part of Southern Illinois University in their Medical School here. I'm very satisfied with the job Chancellor Shaw is doing, and I ask you to vote 'no' on this Amendment."

Speaker McPike: "The Gentleman from Marion to close, Representative Friedrich."

Friedrich: "Well, Representative Bowman complained that I talked too slowly and too quietly. I'll talk a little louder for Representative Bowman so he can hear me. Got it, Woodsy? Okay. There is nothing in this Amendment that says anything about the Chancellor of SIU, and I don't know why you're so sensitive about this. There's... SIU has a 12,000,000 dollar budget. I think they can take a 100,000 dollars out of their personal services line. I can show you places besides the Chancellor if they want to retain the highest paid man in the state - 85,000 dollars a year, plus a house, plus an airplane, plus a few more things. If they want to retain him, I'm sure there's several other places that they can eliminate a 100,000 dollars out of a big personal services line. It does... I don't know why they come up with this Chancellor thing, because I didn't even mention it. So, I don't know why they're so sensitive. In a year when it's austere, we're trying to

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figure out where to cut, I... I... I can guarantee you that anyone in this room can go to SIU and figure out how to eliminate about a couple people or three which would save this much money. I think this is a year to save money, and I hope you'll vote for it. And I would like a Roll Call."

Speaker McPike: "The Gentleman has moved for the adoption of Amendment #3. The question is, 'Shall Amendment #3 be adopted?' All those in favor signify by voting 'aye', opposed vote 'no'. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this Amendment, there are 33 'ayes', 62 'nos', none voting 'present'. Amendment #3 fails. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker McPike: "Third Reading. Representative Capparelli in the Chair."

Speaker Capparelli: "House Bill 258... Senate Bill 258, Representative Ropp."

Clerk O'Brien: "Senate Bill 258, a Bill for an Act making appropriations to the Board of Regents. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Capparelli: "Floor Amendments? Are there any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Capparelli: "Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Capparelli: "Third Reading. Senate Bill 259, Representative Keane. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 259, a Bill for an Act making appropriations to the Board of Governors of State Colleges and Universities. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Capparelli: "Are there any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Capparelli: "Any Floor Amendments?"

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Clerk O'Brien: "Amendment 2 lost in Committee, and Amendment #3 was withdrawn in Committee. No Floor Amendments."

Speaker Capparelli: "Third Reading. Senate Bill 260, Stuffle. Go ahead. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 260, 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 for the fiscal year 1984. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Capparelli: "Are there any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Capparelli: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Capparelli: "Third Reading. Senate Bill 262, Matijevich. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 262, a Bill for an Act making appropriations to the Illinois State Scholarship Commission. Second Reading of the Bill. Amendments #1 and 2 were adopted in Committee."

Speaker Capparelli: "Are there any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Capparelli: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Capparelli: "Third Reading. Senate Bill 264, Satterthwaite. Satterthwaite in... Go ahead. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 264, a Bill for an Act making appropriations for retirement purposes of higher education institutions and agencies. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Capparelli: "Are there any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Capparelli: "Floor Amendments?"

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Clerk O'Brien: "No Floor Amendments."

Speaker Capparelli: "Third Reading. Senate Bill 278, Leverenz.  
Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 278, a Bill for an Act making certain  
appropriations. Second Reading of the Bill. Amendment #1  
was adopted in Committee."

Speaker Capparelli: "Are there any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Capparelli: "Floor Amendment?"

Clerk O'Brien: "No... Amendment #2 was withdrawn in Committee.  
Floor Amendment #3, Van Duyne, amends Senate Bill 278 as  
amended by inserting immediately after Section 51, the  
following: Section 52 and so forth."

Speaker Capparelli: "Is Van Duyne here? Representative  
Leverenz."

Leverenz: "Thank you, as Sponsor of the Bill, I would move then  
to table Amendment #3."

Speaker Capparelli: "Are you the Cosponsor on the Amendment?"

Clerk O'Brien: "Van Duyne - Piel."

Speaker Capparelli: "Representative Piel."

Leverenz: "Withdraw."

Speaker Capparelli: "Alright. All in favor say 'aye', opposed  
'nay. 'Ayes' have it. Representative Leverenz. Are there  
any further Amendments?"

Clerk O'Brien: "Floor Amendment #4, Huff, amends Senate Bill..."

Speaker Capparelli: "Wait. Hold it. Representative Leverenz."

Leverenz: "On that Amendment #3, Van Duyne was not here. I moved  
to table."

Speaker Capparelli: "Right."

Leverenz: "I withdrew that Motion since the Cosponsor of the  
Amendment, Mr. Piel, is here in the chamber, and we would  
have to then go, I believe, with the Amendment as he is the  
Sponsor."



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Speaker Capparelli: "Representative Piel, you withdrew the Amendment, didn't you? Did you not?"

Piel: "No. No, I did not."

Speaker Capparelli: "Oh, I'm sorry."

Piel: "I was trying to get attention. I'm sorry."

Speaker Capparelli: "We'll return back to... Representative Piel."

Piel: "Yes, Mr. Speaker, Ladies and Gentlemen of the House, Amendment #3 to Senate Bill 278 is 25,000 dollars to the ordinary and contingent expenses for the National Guard Study Commission. I would ask for passage of the Amendment."

Speaker Capparelli: "Is there any discussion? All in favor say 'aye', opposed... Roll Call. The question is, 'Shall this Amendment be adopted?' All in favor vote 'aye', opposed vote 'nay'. Have all voted? Have all voted who wish? Clerk, take the record. On this question, there are 85 'yes', 27 'no', 6 absent. This... This Amendment, getting the Constitutional Majority, do adopt it. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #4, Huff, amends Senate Bill 278 as amended by inserting immediately after Section 52 the following and so forth."

Speaker Capparelli: "Who's Amendment was that? Huff? Representative Huff."

Huff: "Thank you, Mr. Speaker. Amendment #4 appropriates the same funding level for Chicago's School Study Commission as FY'83."

Speaker Capparelli: "Is there any discussion? If there's no discussion, it's the Gentleman's Motion is to adoption of Amendment #4. All in fav... Jane Barnes, Representative Barnes."

Barnes: "Mr. Chairman, Ladies and Gentlemen of the House, as Mr.

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Leverenz on the other side kind of alerted me, we had a Subcommittee on Commissions, and we tried to determine what Commissions were worthwhile and what Commissions were questionable. And, while I have a lot of respect for Representative Huff, there are a lot of gray areas in this particular Commission. So, for that reason, I would recommend a 'no' vote. This is not a... It's just an unnecessary Commission."

Speaker Capparelli: "Any further discussion? If not, the question is, 'Shall the Gentleman's Motion be adopted?' All in favor vote 'aye', opposed vote 'nay'. Have all voted who wish?"

Huff: "Mr. Speaker, you didn't give me a chance to close."

Speaker Capparelli: "I asked for... Please do."

Huff: "Alright."

Speaker Capparelli: "Continue."

Huff: "Well, it was an interesting remark that Representative Barnes made. The only gray area that I know of is the gray in my hair, and I can't think of a more worthwhile mission that any Commission could be on than to study the makeup of the Chicago Schools in Chicago. We all know that the schools... teetering on the brink of bankruptcy. This Commission has made... has made an exhausted study. We've gone into all twenty districts. We studied the system that has something like 400,000 students. It has an administrative body that is as large as probably some of the areas that Representative Barnes represents. If the schools go down, ladies and gentlemen, it will cause a 100,000 unemployment. We hope to save the schools by changing the system. The Commission work is not yet finished. We're about a year away. We need to have more consultations with the... the parents who are just as confused and perplexed about these annually crisis with the

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schools. I think that we'd do a great disservice to the State of Illinois and the people in Chicago, the taxpayers themselves, by not allowing this Commission to go forward."

Speaker Capparelli: "Have all voted who wish? Have all voted who wish? Clerk, take the record. On this question, there are 40 'yes', 49 'no', 13 voting 'present'. In the opinion of the Chair, the 'nays' prevail, and Amendment #4 to House (sic - Senate) Bill 278 has failed, has lost. Senate Bill 280... Are there further Amendments? I'm sorry."

Clerk O'Brien: "Floor Amendment #5, Huff, amends Senate Bill 278 as amended by inserting immediately after Section 51 the following: Section 52 and so forth."

Speaker Capparelli: "Representative Huff."

Huff: "I withdraw the Amendment."

Speaker Capparelli: "Are there further Amendments?"

Clerk O'Brien: "Floor Amendment #6, Leverenz, amends Senate Bill 278 as amended by deleting all of Section 2 and so forth."

Speaker Capparelli: "Representative Leverenz."

Leverenz: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Amendment #6 would correct the title on the Agent Orange Study Commission. No dollar change there. The second part of the Amendment restores the Legislative Advisory Committee on Public Aids FY'83 appropriation level and funds retirement at the proper rate. It adds 6,000 dollars to pay for members travel from the travel line for the Comptroller's directive. That total dollar increase is 41,100, and for the Suburban Problems Task Force. That appropriation would be increased by 30,000 dollars. I would move for the adoption of Amendment #6 to Senate Bill 278. It's agreed on this side."

Speaker Capparelli: "Is there any discussion? Then the question is, 'Shall Amendment #6 be adopted?' All in favor say 'aye', opposed... Let's take the Roll Call on this. All in

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favor will vote 'aye', and all those opposed will vote 'nay'. Clerk, take the record. Have all voted who wish? Have all voted who wish? Clerk, take the record. On this question, the adoption of Amendment #6, there are 66 'yes', 45 'no', 1 voting 'present'. In the opinion of the Chair, the 'ayes' prevail, and the Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Capparelli: "Third Reading. Senate Bill 294, Representative Jaffe. Is Representative Jaffe here? Oh, I'm sorry. Senate Bill 280, Representative Bowman."

Clerk O'Brien: "Senate Bill 280, a Bill for an Act making appropriations to the Department of Mental Health and Developmental Disabilities. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Capparelli: "Are there any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Capparelli: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #2, Terzich, amends Senate Bill 280 as amended by inserting immediately after Section 1 the following: Section 2 and so forth."

Speaker Capparelli: "Representative Terzich."

Terzich: "Yes, Amendment #2 allows the Illinois Pension Laws Commission to transfer 11,000 dollars from personal services to the following line items: 6,000 to contractual and 5,000 dollars to travel. That's all it does. It's just a transfer."

Speaker Capparelli: "Is there any discussion? Representative Leverenz."

Leverenz: "Would the Sponsor yield? This is an '83 transfer. That's correct?"

Terzich: "That's correct."

Leverenz: "It just sorts out what is left for this year."

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Terzich: "That's correct."

Leverenz: "An excellent Amendment, I feel it should be adopted."

Terzich: "It's always nice to have those comments,  
Representative."

Speaker Capparelli: "Any further discussion? All in favor say  
'aye', opposed... In the opinion of the Chair, the 'ayes'  
have it, and Amendment #2 has been adopted. Speaker  
Madigan in the Chair."

Speaker Madigan: "Ladies and Gentlemen, could I have your  
attention, please? If I could have your attention for just  
a few short minutes. We are honored today to have with us  
a distinguished guest, a person who was a very prominent  
figure in national politics a few short years ago, a former  
member of the United States Congress and a former National  
Committee person on the Democratic National Committee. It  
is my honor to present to you former Congresswoman Shirley  
Chisholm from New York."

Congresswoman Chisholm: "Thank you. Thank you very, very much.  
Thank you very much, Mr. Speaker. I am very, very glad to  
be here in this beautiful chamber, reminds me so much of  
the New York State Legislative Chamber. And I am not going  
to be here long to make any speech because I know you're  
about the business of trying to bring to a close the  
Legislative Session, and you want to get off on your  
vacation. I'm... Thank you, Mr. Speaker, for giving me the  
opportunity to just come here and bring a few words of  
greetings. And work hard so that you can get out of here.  
Thank you so much."

Braun: "And in behalf of Mrs. Chisholm, Representative Younge has  
just handed me a House Resolution on which I would like any  
Members who would like to be Cosponsors to add their names.  
The Resolution will be up on the desk. Thank you.  
Alright. Thank you very much."

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Speaker Capparelli: "Senate Bill 280, we adopted Amendment...  
Terzich's Amendment. Are there any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Capparelli: "Third Reading. Senate Bill 300, Braun -  
Homer. Out of the record. Senate Bill 301, DiPrima.  
Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 301, a Bill for an Act making  
appropriations to the State Treasurer. Second Reading of  
the Bill. Amendments #1, 2 and 3 were adopted in  
Committee."

Speaker Capparelli: "Are there any Floor Amendments? Are there  
any Motions?"

Clerk O'Brien: "A Motion to table Amendment #2 by Representative  
Leverenz."

Speaker Capparelli: "Representative Leverenz."

Leverenz: "Thank you, Mr. Speaker. I have moved to table  
Amendment #2 because it is an exact duplicate of Amendment  
#1, and I now put that Motion."

Speaker Capparelli: "The Gentleman has moved to table Amendment  
2. All in favor say 'aye', opposed... 'Ayes' have it. Are  
there further Motions?"

Clerk O'Brien: "No further Motions."

Speaker Capparelli: "Are there any Floor Amendments?"

Clerk O'Brien: "Amendment #4 lost in Committee. Floor Amendment  
#5, Leverenz - Mautino, amends Senate Bill 301 as amended  
on page four by deleting line twenty-six through  
twenty-nine."

Speaker Capparelli: "Representative Leverenz."

Leverenz: "Thank you, Mr. Speaker. Amendment #5 would delete  
100,000 dollars - the initial operating expenses for the  
Illinois Residential Construction Act. The reason for the  
Amendment, of course, is that the substantive Bill was  
tabled, and I now move for the adoption of Amendment #5 to

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Senate Bill 301."

Speaker Capparelli: "Any discussion? All in favor of Amendment #5 say 'aye', opposed... Amendment #5 has been adopted. Are there any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Capparelli: "Third Reading. Oh, I'm sorry. Representative Bowman, I didn't see you."

Bowman: "Yes, Mr. Speaker, could we go back and pick up 300. It was the one that was just skipped over because Representative Eraun was indisposed..."

Speaker Capparelli: "I intended to go back there. She was busy here."

Bowman: "Okay. Thank you very much."

Speaker Capparelli: "Representative Eraun was busy with Congressman Chisholm, and now we will return back to Senate Bill 300, Representative Braun. Representative Homer will handle it."

Clerk O'Brien: "Senate Bill 300, a Bill for an Act making appropriations to the ordinary and contingent expense of the Illinois Arts Council. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Capparelli: "Are there any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Capparelli: "Are there any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #2, Tate, amends Senate Bill 300 as amended on page two by inserting immediately after line five the following: Section 3 and so forth."

Speaker Capparelli: "Representative Tate. Representative Homer."

Homer: "Mr. Speaker, I would move to table Amendment #2."

Speaker Capparelli: "The Gentleman asks to table Amendment #2. All in favor say 'aye', opposed... Representative Mays."

Mays: "On... did you just table it, or was I going to be able to speak on the Motion?"

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Speaker Capparelli: "I beg your pardon, Sir?"

Mays: "Okay. We just moved back to this Order to accommodate a Member who is not on the floor when the Bill was called."

Speaker Capparelli: "No. No. No, Representative Braun was right here, and she asked me to take it out because she was talking to Congressman Chisholm. She was on the floor."

Mays: "Okay, but Representative Tate would have no knowledge of when you're going to get back to that. I would ask that we hold this for Second Reading until Representative Tate gets here, and then we can move to that Order of Business. It would be just super if that would be what we could do."

Speaker Capparelli: "Representative Homer."

Mays: "Any... any time, John."

Speaker Capparelli: "Do you have any problem, Representative Homer?"

Homer: "Mr. Speaker, I would ask that we proceed at this time. The Bill has been called. The Amendment's been called, and the Motion's before the Body to table. I would... I would simply ask that we have a vote on that Motion and proceed."

Speaker Capparelli: "He has that... He's within his right. Representative Piel."

Piel: "Let's regress a little bit, Mr. Speaker, to go through exactly what happened. Representative Braun said to take it out. In the meantime, she left the floor. You came back to the Bill. She wasn't even on the floor at the time, so Representative Homer took over. Now, you know, we were accommodating to come back. We, as a House, were accommodating to come back. You know, it's a situation where we can come back in a little later, and when Representative Tate's on the floor and go to Representative Tate's... You know, it's just common courtesy of the House."

Speaker Capparelli: "Thank you. Representative Homer, the Chair



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would suggest that you would take this out of the record for the time being. Thank you. Out of the record. Senate Bill 373, Barnes. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 373, a Bill for an Act to provide for the ordinary and contingent expense of the Department of Agriculture. Second Reading of the Bill. Amendments #1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 14 were adopted in Committee."

Speaker Capparelli: "Are there any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Capparelli: "Are there any Floor Amendments?"

Clerk O'Brien: "Amendment #13 was withdrawn in Committee. Floor Amendment #15, Hicks, amends Senate Bill 373 as amended by inserting after the last line of Section 6 the following: Section 6(A) and so forth."

Speaker Capparelli: "Representative Hicks."

Hicks: "Yes, Mr. Speaker, Members of the House, Amendment #15 is a 2,500 dollar Amendment for the Illinois Rabbit Breeders Association to have to do with the annual convention they have at the Illinois State Fair. The Amendment would allow for prize monies and for contingency monies to be paid out of the 2,500 dollar, similar to what the Poultry Breeders Association do on an annual basis. I'd ask for its adoption."

Speaker Capparelli: "Is there any discussion? All in favor of Amendment #15 would say 'aye', opposed... In... Let's have a Roll Call. All in favor for Amendment... adoption of Amendment #15 will vote 'aye', those opposed will vote 'nay'. Have all voted who wish? Have all voted who wish? Clerk, take the record. The adoption of Amendment 15, there are 60 'yes' and 44 'no'. The 'yes' prevail and adoption of Amendment #15. Are there any further Amendments?"

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Clerk O'Brien: "Floor Amendment #16, by Mrs. Younge, amends Senate Bill 373 as amended by deleting line one and two and inserting in lieu thereof the following, an Act making certain appropriations and so forth."

Speaker Capparelli: "Representative Younge."

Younge: "Thank you, Mr. Speaker and Members of the House. Amendment #16 appropriates from the Joint Partnership Training Act the federal funds, 1,870,000 dollars for the summer youth project conservation core. This is a Prairie 2000 Bill and Amendment and part of the Prairie 2000 package. And I move for the adoption of the Amendment."

Speaker Capparelli: "Representative Younge has moved for the adoption of 16. Is there any discussion? All in favor say 'aye', opposed... Let's have a Roll Call. All in favor vote 'aye', all opposed vote 'nay'. Has every vote... everybody has voted who wish? Representative Bowman. Would you turn on Representative Bowman, please?"

Bowman: "Yes, I'd just like to say that this Amendment is being considered because the Bill that this corresponds to did not get out of Committee, because we did not have enough time to consider all of the Member Bills. It's a good... good Amendment."

Speaker Capparelli: "Representative Vinsco."

Younge: "Mr. Speaker, may I speak... may I speak to the Amendment?"

Speaker Capparelli: "Has everyone voted who wished?"

Younge: "Mr. Speaker, may I speak to the Amendment?"

Speaker Capparelli: "Representative Younge."

Younge: "Yes, this Amendment calls for the appropriation of federal funds from the Joint Partnership Training Act for a summer youth program to hire youth for a brief period in the summer to put them in the parks in Illinois to do road repairing and cutting trees. The... Originally, the

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Department of Conservation believed that the federal funds were not appropriate, but right now, they want these funds. This is a very cost effective program, and it takes youth off the street for the summer months and puts them in the park. And I need about four or five more votes up there so that we can have this summer program, so that we can use these funds, these federal funds, for this summer program, so that youth will not be on the streets, and they will be in the parks cutting the trees and repairing the roads in a very effective manner. The Department of Conservation has done a very fine job with this summer program, and we ought to have that program. And I'd like for you to please give me about four more votes so that I can succeed in this Amendment."

Speaker Capparelli: "Has everyone voted who wish? Clerk, take the record. Representative Younge requests the per... Representative O'Connell."

O'Connell: "'Aye'."

Speaker Capparelli: "Would you record Representative O'Connell as voting 'aye'. Representative Vinson, please. Representative Barnes."

Barnes: "Mr. Speaker, since I think this is an improper usage of funds, I would like to verify the Roll Call."

Speaker Capparelli: "Yes. Represent... Representative Saltzman votes 'aye'. Representative Fangle votes 'aye'. Representative Berricos votes 'aye'. Representative Winchester."

Winchester: "Mr. Speaker, vote me 'no' please."

Speaker Capparelli: "Representative Winchester 'no'. Representative Alexander. Representative Alexander votes 'aye'. Mr. Clerk, what's the full count now? Mr. Vinson, the count now stands at 57 'aye', 52 'no'. Representative Barnes, do you want to renew your verification? Alright."

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Thank you. Roll of the Absentees."

Clerk O'Brien: "Poll of the Absentees. Christensen, Cullerton, Krska, Hautino, McPike, Oblinger, Richmond. No further."

Speaker Capparelli: "Poll of the Affirmative Roll Call, please."

Clerk O'Brien: "Alex... Alexander, Ferris..."

Speaker Capparelli: "One minute, please. Representative O'Connell."

O'Connell: "Can I have leave to be verified?"

Speaker Capparelli: "Does he have leave to verify? Yes."

Clerk O'Brien: "Bowman, Braun, Freslin, Frookins, Erummer, Brunsvold, Fullock..."

Speaker Capparelli: "Representative Vinson."

Vinson: "Mr. Speaker, the rules require that Members be in their chair and raise their hand when they're called in the Poll of the Affirmative. And would you please request that they do that?"

Speaker Capparelli: "Would everyone please be in their chair and raise their hand as they get called?"

Clerk O'Brien: "Capparelli, Currie, DeJaeger, Dcwick, Doyle, John Dunn, Farley, Giglio, Giorgi, Greinan, Hicks, Homer, Huff, Hutchins, Jaffe, Keane, Kulas, Laurino, LeFlore, Leverenz, Levin, Marzuki, Matijevich, McGann, Mulcahey, Nash, O'Connell, Panayotovich, Pangle, Pierce, Preston, Rhen, Rice, Rcnan, Saltsman, Satterthwaite, Shaw, Steczo, Taylor, Terzich, Turner, Van Dwyne, Vitek, White, Wolf, Younge, Yourell and Mr. Speaker."

Speaker Capparelli: "What's the count, Mr. Speaker (sic - Clerk). Mr. Vinson, it's 57 'ayes', 52 'nays'. Wait... Representative Oblinger. Representative Oblinger 'no'. Are there any questions, Representative Barnes?"

Barnes: "Representative Freslin."

Speaker Capparelli: "One minute, please. Representative Bea voting 'aye'. Continue Representative Barnes."

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Barnes: "Representative Breslin."

Speaker Capparelli: "Who was that Representative Barnes?"

Barnes: "Representative Breslin."

Speaker Capparelli: "Representative Breslin, is she in the chamber? Remove Representative Breslin."

Barnes: "Representative Brookins."

Speaker Capparelli: "Representative Brookins is right here in the front seat."

Barnes: "Representative Bullock."

Speaker Capparelli: "Representative Bullock, standing in the aisle here."

Barnes: "Okay. Representative Domico."

Speaker Capparelli: "Representative Domico, sitting in his seat waving."

Barnes: "Representative Laurino."

Speaker Capparelli: "Representative Laurino. Is Representative Laurino in the chamber? Remove him."

Barnes: "Representative, oh, I see him, Marzuki. Representative Mulcahey."

Speaker Capparelli: "Representative Mulcahey is standing by his seat."

Barnes: "Representative Pierce."

Speaker Capparelli: "Representative who?"

Barnes: "Fierce."

Speaker Capparelli: "Oh, Representative Fierce. Is Representative Fierce in the chamber? Remove him."

Barnes: "Representative Ronan."

Speaker Capparelli: "Representative Ronan. Is Representative Ronan here? Remove him."

Barnes: "Representative Shaw."

Speaker Capparelli: "Representative Shaw. Representative Shaw is in Capparelli's seat."

Barnes: "Representative Steczo."

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Speaker Capparelli: "One minute. Representative Ronan, standing here. Place him back on the Roll Call. Representative Steczo is standing by the door here."

Barnes: "Representative White."

Speaker Capparelli: "Representative White is walking down the aisle here."

Barnes: "Representative Jaffe."

Speaker Capparelli: "Representative Jaffe. Is Representative Jaffe in the chamber? Remove him please."

Barnes: "Representative Keane."

Speaker Capparelli: "Representative Keane. Is Representative Keane in the chamber? Remove him."

Barnes: "I think that's all, Mr. Speaker."

Speaker Capparelli: "What is the count now. Representative Jaffe returned to the Roll Call. On this Roll Call, there are 54 'yes', 53 'no', and the Amendment has been adopted. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #17, Woodyard - Vitek, amends Senate Bill 373 as amended on page twelve by inserting between line fourteen and fifteen the following and so forth."

Speaker Capparelli: "Representative Woodyard. Is Representative Woodyard in the chamber? Representative Barnes."

Barnes: "Mr. Speaker, the Amendment had not been distributed, and Representative Woodyard said then he would just let it go."

Speaker Capparelli: "We'll take that out of the record... The Amendment hasn't been delivered? It's not printed. You're right. He's not here."

Barnes: "I think it would be just as well, Mr. Speaker, if when I say, let it go, I'm sure he would withdraw it if he were here cause he discussed it with me earlier."

Speaker Capparelli: "Representative Barnes makes the Motion to table this Amendment with the agreement of Mr. Woodyard."

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All in favor say 'aye', opposed... Amendment #17 has been withdrawn... is tabled, and... Any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Capparelli: "Third Reading. Senate Bill 374, Friedrich. Clerk, read the Bill. Representative Barnes is here. She's also a Cosponsor. You want to handle..."

Clerk O'Brien: "Senate Bill 374, a Bill for an Act making appropriations to the ordinary and contingent expense of the Commissioner of Banks and Trust Companies. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Capparelli: "Are there any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Capparelli: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #2, Barnes - Leverenz - Dwight Friedrich, amends Senate Bill 374 as amended on page one line twelve and so forth."

Speaker Capparelli: "Representative Barnes."

Barnes: "Mr. Speaker, Ladies and Gentlemen of the House, this is an agreed Amendment - Barnes, Leverenz and Friedrich. It adds 101,100 dollars in the Bank and Trust Company Fund to provide for eight additional bank examiners and the related expenses. This amount will all for four examiner trainees to be hired in November of 1983 and four more in February 1984. According to the Commissioner, these additional personnel will allow the agency to examine 100% of the state chartered banks in 1985. The Committee had expressed concern that not all the banks were examined, and it is a statutory requirement. I would recommend an 'aye' vote."

Speaker Capparelli: "Representative Leverenz."

Leverenz: "I stand in support of the Amendment. It will provide that the banks will all be audited. It is their money which comes to us to perform that service anyway. I'd ask

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that you vote 'aye' for the Amendment."

Speaker Capparelli: "The question is, 'The adoption of Amendment #2?' All in favor say 'aye', opposed... 'Ayes' have it. The Amendment is adopted. Are there any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Capparelli: "Third Reading. Senate Bill 375, Barnes. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 375, a Bill for an Act making appropriations to the Department of Central Management Services. Second Reading of the Bill. Amendments #1, 2, 3 and 5 were adopted in Committee."

Speaker Capparelli: "Representative Barnes. Ch, I'm sorry. Any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Capparelli: "Floor Amendments?"

Clerk O'Brien: "Amendment #4 was tabled... was withdrawn in Committee. Floor Amendment #6, Barnes - Winchester, amends Senate Bill 375 as amended on page ten and so forth."

Speaker Capparelli: "Representative Barnes."

Barnes: "Mr. Chairman, Ladies and Gentlemen of the House, Amendment #6 is merely a technical change which inserts the word 'surplus' in State Surplus Property Revolving Fund. It's noncontroversial, and I would recommend an 'aye' vote."

Speaker Capparelli: "Representative Leverenz."

Leverenz: "Thank you, Mr. Speaker. I stand in support of the Amendment also. Thank you."

Speaker Capparelli: "The question is, 'Shall Amendment #6 be adopted?' All in favor say 'aye', opposed... Amendment #6 has been adopted. Are there any further Amendments?"

Clerk O'Brien: "Floor Amendment #7, Barnes, amends Senate Bill 375 as amended on page eleven and so forth."



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Speaker Capparelli: "Representative Barnes."

Barnes: "Mr. Speaker, Ladies and Gentlemen of the House, since we had some technical problems with Amendment #7, I wish to withdraw it."

Speaker Capparelli: "Amendment #7 has been withdrawn. Any further Amendments?"

Clerk O'Brien: "Floor Amendment #8, Barnes - Winchester, amends Senate Bill 375 as amended by deleting all of Section 8 and so forth."

Speaker Capparelli: "Representative Barnes."

Barnes: "Mr. Chairman, Ladies and Gentlemen of the House, Amendment #8 adds \$261,300 for start up payment into the newly created State Surplus Property Revolving Fund."

Speaker Capparelli: "Representative Leverenz."

Leverenz: "Stand in support of the Amendment. Thank you."

Speaker Capparelli: "... question... 'Shall Amendment #8 be adopted?' All in favor say 'aye', opposed... 'Ayes' have it. Amendment #8 has been adopted. Are there any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Capparelli: "Third Reading. Representative Barnes, we're going to interrupt a moment and go back to 300 now that Representative Tate's back here. Do you mind? Senate Bill 300, Representative Braun."

Braun: "Thank you, Mr. Speaker."

Speaker Capparelli: "Mr. Clerk, read the Bill, please."

Clerk O'Brien: "Senate Bill 300, a Bill for an Act to make an appropriation for the ordinary and contingent expense of the Illinois Arts Council. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Capparelli: "Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Capparelli: "Floor Amendment?"

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Clerk O'Brien: "Floor Amendment #2, Tate, amends Senate Bill 300 as amended on page two by inserting immediately after line five the following, Section 3 and so forth."

Speaker Capparelli: "Representative Tate. Represent... Representative Tate on Amendment #2 to Senate Bill 300."

Tate: "Yes, Mr. Speaker, Ladies and Gentlemen of the House, Amendment #2 would provide 24,000 dollars for the Little Theatre in Sullivan, Illinois. The Little Theatre has been operating for the 25th season this year. It is an equity theatre. For those of you that don't know equity, that means that it's a professional theatre, and it's been featured on the front pages of the Saturday night... the Saturday Post, The Chicago Tribune, The St. Louis Post Dispatch. It is a very professional theatre. It's one of the major employers in a small community, and it means a great deal to that community. Two years ago it changed management, and right now, it is kind of struggling. And this 24,000 dollars may be the difference in survival. And for those of you that are downstate, at least, one of my concerns has been that... that the Arts Council has not provided the funding in an equitable way between downstate and the Chicago area. And I just would encourage you to take a serious look at this because there are a lot of people in central Illinois and, in fact, Chicago. It's one of the finest theatres in the State of Illinois, and I would encourage an 'aye' vote."

Speaker Capparelli: "Representative Leverenz."

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

Speaker Capparelli: "Yes."

Leverenz: "Are you trying to circumvent the application process in the Arts Council?"

Tate: "Representative Leverenz, the... the Little Theatre had applied last year for a grant, and unfortunately because of

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the management transition that they had gone through, they didn't have an opportunity really to get a fair hearing because of the transition. And this year, they... they have received a small, a very small grant."

Leverenz: "They did get money then."

Tate: "They got, I think, about 2,000 dollars."

Leverenz: "Any you're trying to help them get more?"

Tate: "I certainly am."

Leverenz: "Well, I think that's very admirable of you, Sir. I may even support your Amendment, but I would think that the Amendment would fail on its own."

Speaker Capparelli: "Representative Bowman."

Bowman: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise in opposition to this particular Amendment. The Arts Council is in opposition to this Amendment, as well. The Arts Council does have an application process. They have a jury process whereby they evaluate the relative artistic merits of the various programs. They did testify that they make an effort to get grants and awards in every legislative district in the state. Surely, they do have statewide distribution. I believe the Gentleman is under a misimpression about the distribution of Arts awards in this state, cause we did hear testimony to the contrary in Committee. I'm sorry he doesn't serve on our Committee because I'm sure he could learn a great deal about the Arts Council. In any event, the Council opposes this... this Amendment because they do have an award process set up which involves jury by one... by artistic peers of the applicants, and I believe that the... the Legislature is not an appropriate form for making these kinds of evaluations. So, I would stand in opposition to this Amendment."

Speaker Capparelli: "Representative Hastert."

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Hastert: "Well, Mr. Speaker, Ladies and Gentlemen of this House,

I just heard the previous speaker, and I did serve in his Committee. And we did have testify... testimony before us; however, I'm from downstate Illinois. We made application to the Arts Council. We have an arts theatre in our small community, although it's a small community, not very urban. But the people from the Arts Council absolutely refused to either come out and in their quote, unquote 'jury' to see what people in small towns do. Now that's a fact. And I, you know, maybe that's the only way for somebody from downstate Illinois can bring in arts to their community is to make an Amendment to this Bill. You know, I stand up, and I wasn't going to say a thing about this Amendment until Mr. Bowman stood up and talked. But I stood in that Committee. I listened to the testimony. I went through their process, and they said, "To hell with you."

Speaker Capparelli: "Is there any further discussion? Representative Tate to close on his Amendment."

Tate: "Yes, Mr. Speaker and Ladies and Gentlemen of the House, I could only encourage you to take a look at this Amendment on the merits of the Amendment. This is a... one of the finest... the finest theatres in downstate Illinois, and it provides not only some recreational entertainment, but a great deal of employment for the area. And the people have a lot of community pride over this Amendment. It's very important to that Amendment, and the suggestion that the Representative has made from Cook is that there is distribution in all of downstate. And I would just question some of those funds being distributed right now, because I know that some gangs in the City of Chicago have received grants from the Arts Council. Now, if you want to give your money to a professional organization, an organization that has the support of the community, I would

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encourage an 'aye' vote. And I would like a Roll Call vote on this..."

Speaker Capparelli: "Representative Braun. Representative Braun, turn around, please."

Braun: "Thank you, Mr. Speaker. Mr. Speaker, in the first place, with regard to the specifics of this Amendment, this Amendment is inappropriate in the first place because this... this theatre group has already gotten an award from the Arts Council. I... This Bill is on Second Reading. It has gone through the Committee process. It has emerged from that Committee process in substantially the form that comports with the Arts Councils procedures where you in you make an application and the like. This Amendment is totally out of line, and I would ask for a 'no' vote on the Amendment."

Speaker Capparelli: "Representative Bowman."

Bowman: "Well, thank you, Mr. Speaker. I thought we were just about ready to proceed to a vote on this. Aren't we about ready to vote on this?"

Speaker Capparelli: "I can't make out what you're saying."

Bowman: "I believe we're ready for a vote."

Speaker Capparelli: "Yeah, we're ready for it right now. All in favor of the adopt... Representative Barnes."

Barnes: "To the Amendment, Mr. Chairman... Speaker, I wasn't going to speak to it, but after listening to some of the comments, I think the Little Theatre in Sullivan only receives 1,200 dollars, and I remember last Session when we gave 100,000 dollars to the ballet in Chicago..."

Speaker Capparelli: "Representative Leverenz, for what purpose do you rise?"

Leverenz: "I understand Representative Tate closed. Is that correct?"

Speaker Capparelli: "Representative Tate closed, then we reco..."

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Repre... we recognized Representative Fraun cause it's her Bill. And after Ms. Barnes finishes, we're going to have a Roll Call. Go ahead. Continue..."

Barnes: "I would just... For those reasons, Mr. Speaker, I would recommend an 'aye' vote. It's just 25,000 dollars."

Speaker Capparelli: "Alright. All in favor on Amendment #2 will vote 'aye', those opposed will vote... 'nay', and the Clerk will please take the record. Have all voted who wish? Have all voted who wish? Clerk, take the... count... take the record. On Amendment #2, there are 44 'yes', 61 'no'. Representative Dwight Friedrich."

Friedrich: "I just want to explain my vote."

Speaker Capparelli: "Continue."

Friedrich: "Well, I... I have the feeling that some of you don't understand what Representative Tate's trying to do. This Little Theatre at Sullivan was known all over the country as one of the outstanding theatres in this part of the country. Many people from Springfield went there, drove a 100 miles to go down there. People came from all over southern Illinois and Indiana to this theatre because they had internationally known actors there. I think if we're going to preserve the arts, this is better than some of the other things that I see, and I think it's worthwhile preserving. It was a great thing for all of Illinois, not just Sullivan."

Speaker Capparelli: "Representative McCracken, please."

McCracken: "Vote 'aye'."

Speaker Capparelli: "Representative Tuerk."

Tuerk: "Would you change me to 'aye' please?"

Speaker Capparelli: "Representative Tuerk 'aye'. Representative Didrickson."

Didrickson: "Would you change me to 'aye' please?"

Speaker Capparelli: "Change Representative Didrickson to 'aye'."

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Representative Cowlshaw."

Cowlshaw: "How am I recorded, please?"

Speaker Capparelli: "How is Representative Cowlshaw recorded?"

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

Cowlshaw: "Thank you."

Speaker Capparelli: "Representative LeFlore."

LeFlore: "Record me as voting 'no'."

Speaker Capparelli: "Record Mr. LeFlore as voting 'no' please.

Are there any more additions or subtractions here? Mr. Clerk, what is the count? On the adoption of Amendment #2, there are 47 'ayes', 59 'no', 1 voting 'present', and the Amendment has been defeated. Are there any further Amendments please?"

Clerk O'Brien: "No further Amendments."

Speaker Capparelli: "Third Reading. Senate Bill 376, Representative Barnes. Clerk, read the Bill, please."

Clerk O'Brien: "Senate Bill 376, a Bill for an Act making appropriations to the ordinary and contingent expense of the State Civil Service Commission. Second Reading of the Bill. Amendments #1 and 3 were adopted in Committee."

Speaker Capparelli: "Representative Yourell in the Chair."

Speaker Yourell: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Yourell: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Yourell: "Third Reading. Appearing on the Order of Senate Bills Second Reading is Senate Bill 377. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 377, a Bill for an Act to make an appropriation for the ordinary and contingent expense of the Illinois Commerce Commission. Second Reading of the Bill. Amendments #1 and 2 were adopted in Committee."

Speaker Yourell: "Any Motions filed?"

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Clerk O'Brien: "A Motion to table Amendment #2 by Representative Birkinbine."

Speaker Yourell: "Representative Birkinbine."

Birkinbine: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Motion to table Amendment #2 was filed for reason it was brought up on the floor yesterday. Yesterday we passed another Bill for the Citizens Utility Board. As was brought out then and was brought out in the first discussion of the CUE, this was to be a voluntary organization that was to be funded by citizens who believed in the board and would voluntarily contribute. In fact, I have with me a solicitation from something called Consumers for the Citizens Utility Board. I think it was sent to every candidate for the Legislature. When... In it's little pamphlet it says, 'How does CUE work?' It says, 'CUE is a voluntary organization. It is not a state agency and does not receive any tax dollars. It depends on voluntary contributions.' Further on and at the end it says, 'It means people can do something for themselves about inflation without a single tax dollar being spent.' I think Members of this Legislature, both House and Senate, voted for the CUE with that thought in mind. Now comes Amendment #2 to Senate Bill 377, and low and behold, what it calls for is a sum of 100,000 dollars or so much thereof as may be necessary for the purpose of making loans to a statewide Citizens Utility Board pursuant to the Utility Board Act enacted by this General Assembly. There is no provision for this money to be paid back, no time table, and once again, I reiterate, it's calling for spending up to 100,000 dollars of taxpayers dollars as a so called loan for this voluntary board. Frankly, Ladies and Gentlemen, I think a lot of people who realistically believed that this was a good idea are being suckered by this Amendment -



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100,000 dollars of what was originally to be a voluntary board. Now, if people out there don't believe enough to send a dollar or five dollars or what have you to support a Citizens Utility Board, it should fail. Those were the grounds on which the Members of this Assembly voted for it. I say it's wrong to take up to 100,000 dollars of the people's money for a so called loan with no provision for it to be paid back to fund what was supposed to be a voluntary organization. I would urge an 'aye' vote on this Motion to table Senate Amendment #2, I'm sorry, House Amendment #2 to Senate Bill 377."

Speaker Yourell: "Is there discussion? Representative Leverenz."

Birkinbine: "And Mr. Speaker, I would request a Roll Call vote on this, and I'd like to close."

Speaker Yourell: "Representative Leverenz."

Leverenz: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. On the Motion to table, the Gentleman perceives that we are appropriating money for the use of the CUE. That is not going to happen. This is simply start up money which will return to us. It is the will of the citizens of the state, by an overwhelming majority to have a CUE, and we are simply pr... trying to provide interim funding to get it off the ground. And I am certain the money's coming back. That should not be an issue. The Gentleman should not even raise the issue. This Motion to table should be defeated overwhelmingly."

Speaker Yourell: "Representative Stuffle."

Stuffle: "Yes, Mr. Speaker, Members of the House, this Amendment should, as Representative Leverenz, the Chairman, said stay on the Bill. It should not be tabled. Let me indicate to you, as he did, and you look around the state at the referendums on the CUB issue. It overwhelmingly... They passed in Republican and Democratic Community alike. It's

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necessary that the start-up money be put there by a loan simply because there would be no start-up money otherwise. You've got an effective date on this program. It's got to be put in place. The money will come back to this particular fund thereafter. It is a loan. It is not a direct appropriation that diminishes or one that is never paid back. It all comes back. The fact of the matter is, the Senate passed the Bill for 100,000 dollars which I carried, Senate Bill 80. Representative Leverenz and others on our side took that Bill, took a look at it along with staff and found it to be defective because, frankly, we were moving money out of a fund for purposes and through agencies which was not legitimate or legal. This Amendment that he put on the Bill takes care of that problem, appropriately uses the fund, provides a direct conduit through the correct agency for the CUE and will materialize into a loan. Through appropriation processes, it will come back just as Representative Leverenz said. As I repeat and he said, throughout this state, Democrat and Republican communities overwhelmingly five and ten and twenty to one passed the CUE proposal. No one defeated it to my knowledge. No one even came close. We would be rejecting the will of our voters, and our taxpayers, our constituents, if we were to table this Amendment and not provide this loan. And I urge a "ye" vote on the Motion to table and urge you keep this Amendment on this important issue on the Bill."

Speaker Yourell: "Representative Vinson."

Vinson: "Mr. Speaker, I would call the Chair's attention to Amendment #2. Amendment #2 amended Senate Bill 377 with reference to the page and line numbers of Amendment #1. It inserted on page four between lines eighteen and nineteen a Section 6. Call the Chair's attention to the fact that

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line nineteen is also numbered Section 6. Now... Then it also inserted a Section 7, so that with the Amendment, there would be two Section 6's and a Section 7 before the Section 6. Quite clearly, the Amendment is out of order, cannot be adopted, and pursuant to the Chair's ruling in regard to Representative DiFuria's Bill earlier in the Session where the Chair did rule that an Amendment adopted in Committee was nongermane and could not be continued on the Bill, I would ask the Chair to rule that Amendment #2 is out of order and cannot remain on the Bill, so that we can get back to a proper posture on this Bill."

Speaker Yourell: "We'll get to that, and while we're getting to that, I'll recognize some other speakers. The Gentleman from Effingham, Representative Brummer."

Brummer: "Yes, I would like to rise briefly in opposition to the Motion to table. I think it is important, as I think most people do, to understand the mechanism of the CUB. The CUB will... If the CUB is passed and signed into law by the Governor, as I think it will be, the... the CUB Board will have authority to insert with the billings of the utility companies some material explaining the CUB and soliciting membership and soliciting funds. In order to do that, they have to print that material. They have to engage in some cost sharing with the utility companies concerning the mailing and the expenses that are incidental to that. Now once they engage in that solicitation process, I'm confident they will have funds. But up front, they need to be able to print the material. They need to be able to pay some of these cost, and that's why this is not a straight appropriation. It is for the purpose of a loan. Once the CUB is in place, these funds will be paid back. It seems to me a reasonable approach to help initiate the CUB organization which I think is a very good idea. I'm

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confident that these funds will be paid back once the printing occurs, and the solicitation begins and membership begins to roll in. For that reason, this approach is reasonable, and this Motion to table should be defeated."

Speaker Yourell: "Representative Bowman."

Bowman: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. In addition to the points already raised by my colleagues on this side of the aisle, I would just like to point out that Representative Birkinbine seems to be especially concerned about the amount of this loan. Now, 100,000 dollars is only about twice Jim Thompson's salary, and I think one CUB is worth two Jim Thompson's. In fact, one CUB is worth ten Jim Thompson's. One CUB is worth 100 Jim Thompson's. We ought to put this Amendment on and vote down the Motion to table."

Speaker Yourell: "Representative Levin."

Levin: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I, too, rise in opposition to the Motion to table Amendment #2. The CUB Bill has received overwhelming support from this House as well as from the Senate, and we have an opportunity by defeating this Motion to table to have a CUB that will be strong and effective. The public at this point, as we've talked about in the past, is tired of the spiraling rate increases, and they are looking to CUB. We are telling them that CUB can do the job to effectively represent the consumer interest. Accordingly, we must give CUB the tools in order to be able to do that job, so it is more than simply a paper organization. It is an organization that is effective. There is start-up. The utilities, under the legislation, are entitled to be repaid very quickly for the costs of the mailing. This simply provides the money in that until the CUB gets the adequate amount of dues that they can, in fact, operate effectively."

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I urge a vote against the Motion to table Amendment #2."

Speaker Yourell: "Representative Winchester."

Winchester: "Would the maker of the Motion yield to a question?"

Speaker Yourell: "The Gentleman indicates he'll yield."

Winchester: "In your Motion to table, I assume that if Amendment #2 is tabled, all the contents of Amendment #2 would be eliminated. Is that correct?"

Birkinbine: "Yes."

Winchester: "Some of us are concerned about the money that would be in Amendment #2 for the Energy and Natural Resources for the Coal Research Board, so if Amendment #... If the Motion to table is adopted, then that fund would be removed also. Is that correct?"

Birkinbine: "Yes, that's right."

Winchester: "Thank you."

Speaker Yourell: "House will stand at ease. Representative Barnes."

Barnes: "Yes, Mr. Speaker..."

Speaker Yourell: "Representative Barnes."

Barnes: "Would you take the record... take this Bill out of the record for about five minutes, Mr. Speaker?"

Speaker Yourell: "Yes, we'll return to this Bill. The Gentleman's point is well taken, and we'll make corrections... back to the Bill. For what reason does the Gentleman from Cook, Representative Bullock arise?"

Bullock: "Thank you, Mr. Speaker. Mr. Speaker, I request leave to be added to as affirmative vote on Senate Bill 225. It passed 116 to nothing."

Speaker Yourell: "The Gentleman asks leave to be added to the Roll Call as a 'yes' vote on Senate Bill 225. Is there objections? Leave is granted. Senate Bill 378. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 378, a Bill for an Act making

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appropriations to the Court of Claims. Second Reading of the Bill. Amendment #1 and 2 were adopted in Committee."

Speaker Yourell: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Yourell: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #3, Barnes, amends Senate Bill 378 by deleting line 13 on page one and inserting in lieu thereof..."

Speaker Yourell: "Representative Barnes."

Barnes: "Mr. Speaker, Ladies and Gentlemen of the House, Amendment #3 merely corrects a technical discrepancy between Committee Amendments 1 and #2. The net affect is to reduce contractual services by 1,500 dollars."

Speaker Yourell: "Is there discussion? Being no discussion, the Lady moves to adopt Amendment #3 to Senate Bill 378. All in favor say 'aye', those opposed 'no'. The Amendment's adopted. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Yourell: "Third Reading. Order of Senate Bills Third (sic-Second) Reading is Senate Bill 379. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 379, a Bill for an Act making appropriations to the ordinary and contingent expense of the Illinois Criminal Justice Information Authority. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Yourell: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Yourell: "Any Floor Amendments?"

Clerk O'Brien: "Amendment #2 was withdrawn in Committee. Floor Amendment #3, Barnes, amends Senate Bill 379 by deleting line..."

Speaker Yourell: "Representative Barnes, Amendment #3."

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Barnes: "Mr. Speaker, Ladies and Gentlemen of the House, this Amendment implements the House GCF operations budget proposal by reducing professional and artistic services 23,200 dollars and instate travel 500 dollars for a total of 23,700 dollars. I would recommend an 'aye' vote."

Speaker Yourell: "Is there discussion? Being no discussion is, the question is, 'Shall this Amendment be adopted?' All those in favor vote 'aye', opposed 'no'. The 'ayes' have it. The Amendment's adopted. Any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Yourell: "Third Reading. Appearing on the Order of Senate Bills Second Reading is Senate Bill 380. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 380, a Bill for an Act making appropriations for the ordinary and contingent expense for the Illinois Environmental Facilities Financing Authority. Second Reading of the Bill. No Committee Amendments."

Speaker Yourell: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Yourell: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Yourell: "Third Reading. Appearing on the Order of Senate Bills Second Reading is Senate Bill 381. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 381, a Bill for an Act making appropriations for the ordinary and contingent expense of the Environmental Protection Agency. Second Reading of the Bill. Amendments #1, 2, 3 and 4 were adopted in Committee."

Speaker Yourell: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Yourell: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #5, Leverage - Mautinc, amends

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Senate Bill 381 on page nine..."

Speaker Yourell: "Representative Leverenz, Amendment #5."

Leverenz: "Thank you, Mr. Speaker. I sponsored an Amendment that deleted a four million dollar Antipollution Bond Fund project for a sewer treatment construction project in Committee. I am restoring that now on the House floor by Amendment #5. It is agreed on this side to adopt the Amendment. Thank you."

Speaker Yourell: "Is there discussion? There being no discussion, the question is, 'Shall Amendment #5 be adopted?' All those in favor... All those in favor will say 'aye', those opposed 'no'. The 'ayes' have it. The Amendment's adopted. Are there further Amendments?"

Clerk O'Brien: "Floor Amendment #6, Leverenz, amends Senate Bill 381 as amended on page one line nineteen and so forth."

Speaker Yourell: "Representative Leverenz."

Leverenz: "Thank you, Mr. Speaker. This would make certain reductions in equipment line items in the administrative area of public water supplies, air pollution control, water pollution control, land pollution control, laboratory services and EDP, and I would move for the adoption of Amendment #6 to Senate Bill 381."

Speaker Yourell: "Is there discussion? Representative Barnes."

Barnes: "Well, Mr. Chairman, I really think this Amendment would curtail the Department's operations, and I would really recommend a 'no' vote."

Speaker Yourell: "Representative Winchester."

Winchester: "Was this Amendment offered in the Appropriations Committee? Would the Sponsor yield to a question?"

Speaker Yourell: "The Gentleman indicates he will."

Winchester: "Was this a... an Amendment that was offered in Appropriations Committee at any time?"

Leverenz: "No, Sir. It's a Floor Amendment."



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Winchester: "Can you... Would you in more specific detail outline the purpose of the Amendment?"

Leverenz: "This is the equipment line items for the Environmental Protection Agency, and..."

Winchester: "Well, does this specifically affect any particular EPA facility around the State of Illinois?"

Leverenz: "No, Sir, it just affects the agency."

Winchester: "Well, why... Why do you feel now that it's necessary that the agency's budget be reduced by that amount?"

Leverenz: "Well, for one good reason, we don't have a tax increase yet."

Winchester: "Oh, that's interesting, coming from your side of the aisle. I think that in the Appropriations Committee that both sides offered Amendments that pretty much reduced the appropriation for the CCE for the Environmental Protection Agency to practically a bare bones budget, and I would ask that we oppose Amendment #6."

Speaker Yourell: "Is there further discussion? Representative Leverenz to close."

Leverenz: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This simply eliminates all the equipment money for the various parts of the Environmental Protection Agency that I mentioned before. And I would move for the adoption of Amendment #6 to Senate Bill 381."

Speaker Yourell: "The question is, 'Shall Amendment #6 be adopted?' All those in favor will vote 'aye', those opposed will vote 'no'. The voting is open. Yourell 'aye'. Have all voted who wish? Have all voted who wish? Take the record, Mr. Clerk. On this... Representative Henry. I mean Representative Koehler from Henry. You don't look like Representative Henry."

Koehler: "Well... Well, thank you, Mr. Speaker. I... I certainly appreciate you calling me Representative Henry. I'm quite

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honored. I have also been called Representative Taylor on many occasions. The name Koehler and Taylor being..."

Speaker Yourell: "And other things as well."

Koehler: "I...I do appreciate that. But, I wanted to explain my vote, Mr. Speaker, is it too late to do that?"

Speaker Yourell: "Go right ahead."

Koehler: "Has the record been taken? I think it is important I would rise in opposition to this particular Amendment, in the fact, that we have been giving the Environmental Protection Agency more and more responsibility. They have new investigative powers. They have new powers that would require them to complete lists of toxic waste and various other special wastes. And I think that it is important that we not reduce their budget at a time when we are giving them increased responsibilities. So I would urge the Members to think carefully about this before voting on this measure. Thank you."

Speaker Yourell: "On this question, there are 64 voting 'aye', 48 voting 'no'. This Bill, having received a favorable Majority, is here... This Amendment, having received a favorable Majority, is hereby adopted. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Yourell: "Third Reading. Appearing on the Order of Senate Bills Second Reading is Senate Bill 382. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 382, a Bill for an Act making an appropriation to the Environmental Protection Trust Fund Commission. Second Reading of the Bill. No Committee Amendments."

Speaker Yourell: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Yourell: "Third Reading. Appearing on the Order of

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Senate Bills Second Reading is Senate Bill 383. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 383, a Bill for an Act making an appropriation for the ordinary and contingent expense of the office of State Fire Marshal. Second Reading of the Bill. Amendments #1, 2, 3 and 5 were adopted in Committee."

Speaker Yourell: "Any Motions filed?"

Clerk O'Brien: "A Motion to table Amendment #3 by Representative Leverenz."

Speaker Yourell: "Representative Leverenz."

Leverenz: "Yes, the Motion to table Amendment #3 is a courtesy to the esteemed Committeeman from southern Illinois which would move the money for boiler inspection. And I would ask everyone to vote with me to table Amendment #3."

Speaker Yourell: "Is there discussion? Being no discussion is, the question is, 'Shall Amendment #3 to Senate Bill 383 be tabled?' All those in favor will say 'aye', opposed 'no'. The 'ayes' have it. The Amendment is tabled. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Yourell: "Third...Third Reading. Appearing on the Order of Senate Bills Second Reading is Senate Bill 384. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 384, a Bill for an Act making an appropriation for the ordinary and contingent expense of the Department of Insurance. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Yourell: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Yourell: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Yourell: "Third Reading. Appearing on the Order of

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Senate Bills Second Reading is Senate Bill 385. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 385, a Bill for an Act making an appropriation for the ordinary and contingent expense of the Local Government Law Enforcement Officers Training Board. Second Reading of the Bill. Amendments #1, 2 and 3 were adopted in Committee."

Speaker Yourell: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Yourell: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #4, Barnes, amends Senate Bill 385 by deleting line 18 and so forth."

Speaker Yourell: "Representative Barnes."

Barnes: "Mr. Speaker and Ladies and Gentlemen of the House. Amendment #4 is a technical Amendment that adds \$28,260.00 to contractual services to correct the technical discrepancy between Amendment #1 and Amendment #2. I would recommend that we do adopt it."

Speaker Yourell: "Is there discussion? There being no discussion is, the question is, 'Shall Amendment #4 be adopted?' All those in favor will say 'aye', those opposed 'no'. The 'ayes' have it. The Amendment is adopted. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Yourell: "Third Reading. Appearing on the Order of Senate Bills Second Reading is Senate Bill 386. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 386, a Bill for an Act making an appropriation for the ordinary and contingent expense to the Department of Nuclear Safety. Second Reading of the Bill. Amendments #1, 2, 3, 4 and 5 were adopted in Committee."

Speaker Yourell: "Any Motions filed?"

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Clerk O'Brien: "No Motions filed."

Speaker Yourell: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Yourell: "Third Reading. Appearing on the Order of Senate Bills Second Reading is Senate Bill 387. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 387, a Bill for an Act making an appropriation for the ordinary and contingent expense of the Pollution Control Board. Second Reading of the Bill. Amendments #1 and 2 were adopted in Committee."

Speaker Yourell: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Yourell: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #3, Barnes, amends Senate Bill 387 as amended."

Speaker Yourell: "Representative Barnes."

Barnes: "Mr. Speaker and Ladies and Gentlemen of the House, Amendment #3 adds \$2,850.00 from the General Revenue Fund, for travel, for board hearings and staff training seminars which was reduced in Amendment #2. I would recommend do adopt."

Speaker Yourell: "Is there discussion? Representative Leverenz."

Leverenz: "There is... It's kind of loud on the floor, maybe we can have some order, but is this the Republican policy decision on cuts and travel, et cetera?"

Barnes: "Yes, Representative."

Leverenz: "To the... How much?"

Barnes: "\$2,850.00."

Leverenz: "Well, I think that's an outstanding Amendment. I hope it's adopted."

Speaker Yourell: "Is there further discussion? The lady wish to close? The question is, 'Shall Amendment #3 be adopted?' All those in favor will say 'aye', opposed 'no'. The

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'ayes' have it. The Amendment is adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Yourell: "Third Reading. Appearing on the Order of Senate Bills Second Reading is Senate Bill 388. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 388, a Bill for an Act making an appropriation for the ordinary and contingent expense to the Department of Revenue. Second Reading of the Bill. Amendments #1, 2, 3, 4, 5, 6, 7, 8, 9, and 10 were adopted in Committee."

Speaker Yourell: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Yourell: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Yourell: "Representative Vinson."

Vinson: "Mr. Speaker, inquiry of the Chair."

Speaker Yourell: "Proceed."

Vinson: "Is the reason why you're moving through these so quickly, and the Clerk is reading through the Amendments and the Motions so quickly, the fact that you haven't dealt with appropriation Bills before in the Session?"

Speaker Yourell: "Would you say that again, Sir?"

Vinson: "Is the reason you're trying to move so quickly through these appropriation Bills simply a reflection of the fact that you haven't dealt with appropriation Bills earlier in the Session?"

Speaker Yourell: "No, the answer is no."

Vinson: "I see. Why then?"

Speaker Yourell: "Well, I would thought I was moving rather slowly. I was going to speed it up a little bit. Any further inquiries? Any further Amendments?"

Clerk O'Brien: "No further Amendments."

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Speaker Yourell: "Third Reading. Appearing on the Order of Senate Bills Second Reading is Senate Bill 389. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 389, a Bill for an Act making an appropriation for the ordinary and contingent expense to the Department of Transportation. Second Reading of the Bill. Amendments #1, 2, 3, 4, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28 were adopted in Committee."

Speaker Yourell: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Yourell: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Yourell: "Third Reading. Appearing on the Order of Senate Bills Second Reading is Senate Bill 390. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 390, a Bill for an Act making certain appropriations to the Department of Transportation. Second Reading of the Bill. Amendments #1, 2 and 3 were adopted in Committee."

Speaker Yourell: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Yourell: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #4, Barnes, amends Senate Bill 390 as amended on page 13, line 29."

Speaker Yourell: "Representative Barnes."

Barnes: "Mr. Speaker, Ladies and Gentlemen of the House. Amendment #4 is a no dollar change. It merely breaks out a Series B reappropriation in conformance with the Comptroller ruling. I would recommend do adopt."

Speaker Yourell: "Is there discussion? Representative Leverenz."

Leverenz: "I rise in support of the Amendment. The Lady is simply brilliant today, and I hope we adopt this

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Representative Barnes took out in Amendment #2. In Committee, the testimony was that this money would be needed in order to maintain these downstate offices and meeting places. I've discussed this with Representative Barnes, and I believe the Lady is in agreement with us. I move for the adoption of this Amendment."

Speaker Yourell: "Representative Ropp."

Ropp: "Thank you, Mr. Speaker. What this actually does to it, it saves your constituents sizable amounts of travel money too. We're spending money for one judge or one adjudicator, and you're saving the money on... Maybe in my particular area, we have about a hundred people a month that go to these kinds of court cases plus their attorneys, and that's really saving your own people tremendous amounts of money for a small amount of tax dollars. I urge your favorable support."

Speaker Yourell: "Representative Barnes."

Barnes: "Mr...Mr. Speaker and Ladies and Gentlemen of the House. I'm in agreement with Amendment #3, and I would recommend an 'aye' vote."

Speaker Yourell: "The Gentleman moves the adoption of Amendment #3 to Senate Bill 391. All those in favor will say 'aye', opposed 'no'. The 'ayes' have it. The Amendment is adopted. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Yourell: "Third Reading. Appearing on the Order of Senate Bills Second Reading is Senate Bill 392. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 392, a Bill for an Act making an appropriation for the ordinary and contingent expense of the Department of Aging. Second Reading of the Bill. Amendments #1 and 2 were adopted in Committee."

Speaker Yourell: "Any Motions filed?"



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Clerk O'Brien: "No Motions filed."

Speaker Yourell: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #3, Leverenz, amends Senate Bill 392."

Speaker Yourell: "Representative Leverenz."

Leverenz: "Mr. Speaker, Ladies and Gentlemen of the House, I wish to...I wish to withdraw Amendment #3."

Speaker Yourell: "Amendment #3 is withdrawn. Further Amendments?"

Clerk O'Brien: "Floor Amendment #4, Oblinger, amends Senate Bill 392 on page five by inserting between lines 30 and 31 the following and so forth."

Speaker Yourell: "Representative Oblinger."

Oblinger: "Mr. Speaker and Ladies and Gentlemen of the House, this is a amount of \$100,000. We passed a 112 to nothing the substantive Bill 285 which guaranteed that medical schools and nursing schools which were willing and able to have geriatric medicine courses, this would be grants to them. And I'm sure that most of you would agree that this is a phase of medical knowledge that has to be expanded. It would be for the training of their students, and I would request a favorable Roll Call vote on 392."

Speaker Yourell: "Representative Bowman."

Bowman: "Will the Lady yield for a question?"

Speaker Yourell: "She indicates she will."

Bowman: "Okay. I believe you said it was a \$100,000. Did you...I don't...but I don't believe that you've indicated which funds these monies shall be expended from?"

Oblinger: "From the General Revenue Fund."

Bowman: "These are a \$100,000 of the General Revenue Funds, Okay. Did you indicate what the position of the Department is on the Amendment?"

Oblinger: "The Department has been neutral on it."

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Bowman: "I'm...I'm sorry, repeat that again."

Oblinger: "The Department has been neutral on this."

Bowman: "Oh, so the Department is neutral about this expenditure of \$100,000 in General Revenue Funds. Well, Mr. Speaker, Ladies and Gentlemen of the House, I will have no objection to this. I'm neutral too."

Speaker Yourell: "Is there further discussion? The Lady like to close?"

Oblinger: "Yes. This Bill has been given a great deal of publicity. 'Park' Davis is starting a new program and has cited this Bill as a model Bill they wish other states to look at and adopt, because of the fact that this is a necessary ingredient now in medical schools and nursing schools. It's on Third Reading in the Senate, and I would appreciate a favorable Roll Call."

Speaker Yourell: "The question is, 'Shall Amendment #4 be adopted?' All those in favor say 'aye', opposed 'no'. The 'ayes' have it. The Amendment is adopted. Are there further Amendments?"

Clerk O'Brien: "Floor Amendment #5, Oblinger, amends Senate Bill 392."

Speaker Yourell: "Representative Oblinger."

Oblinger: "Mr. Speaker and Ladies and Gentlemen of the House, this is for RSVP. RSVP now has over a million hours of volunteer services, most of which are given to state and not-for-profit agencies. If multiplied by four dollars, which is probably the minimum wage, they are saving us over seven million dollars a year. These services are services that, otherwise, the state would have to provide such as the rules of the road, they do this as volunteers. They do the screening. They do the circuit breaker, and in addition, they do a number of services for shut-ins and for people who are elderly. If you'd like to know what your

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RSVP does, I have here a list of the ones throughout the state, how many volunteers served, what hours they've served and how much money they're saving. They've increased their number of hours from 1.3 million to 1.9 million, but have never received any additional funds. In addition, the Federal Government use to give them 75%, and they had to have...come up with 25 matching. It's now reduced to 65%, and they have to come up with 35 matching, and the state has never increased the amount of money. It might be interesting that the people 60 to 69...there are 3,500 volunteers, 70 to 79 over 5,000 volunteers, 80 to 84, 1,400 volunteers, and over 85, 478 volunteers. If you'd like to know what your RSVP does, I have those figures here and would be glad to answer any questions on this."

Speaker Yourell: "Is there discussion? Being no discussion is, the question is, 'Shall Amendment #5 be adopted?' All those in favor will say 'aye', opposed 'no'. The 'ayes' have it. The Amendment is adopted. Are there further Amendments?"

Clerk O'Brien: "Floor Amendment #6, Mautino, amends Senate Bill 392."

Speaker Yourell: "Representative Mautino."

Mautino: "Thank you, Mr. Speaker. Amendment #6 to Senate Bill 392 allocates \$30,000 which is the third of the cost of a building for the Senior Citizen Coalition of Spring Valley. What happen was the 'Kauffman' Garment Company moved out of the city. The senior citizens in conjunction with the city, and the prior owner of the property have stated that if the city comes up with their share, and he would donate his share, and if the grant were available, it would go to the senior citizens of the area for continual use. And that's what the Amendment does."

Speaker Yourell: "Is there discussion? Representative Reilly."

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Reilly: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I am going to support your other Amendment, Representative Mautino. I can't let you have a free day all together. The Department, as I understand, it is opposed to this Amendment, and I would be too. No doubt it's a good purpose. But also, no doubt each one of us could think of a specific senior center in our district that could use some money too. On that basis, we could be here a long time and the Bill would get very heavy. And I think there is just a mistake for us to be looking in...in an OCE Bill looking at specific projects in specific districts, because there is no win to that if we start it. So, I would oppose the Gentleman's Amendment."

Speaker Yourell: "Representative Bowman."

Bowman: "Well...Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I'm sorry to hear about the opposition to this Amendment. I thought we were very cooperative on our side of the aisle in letting Representative Oblinger's Amendments go on for the total of a \$180,000, and now this is a \$30,000 Amendment. I think that the spirit of fairness suggest that we should put this Amendment on too."

Speaker Yourell: "Is there further discussion? Representative Oblinger to close? No. The question is, 'Shall Amendment #6 to Senate Bill 392 be adopted?' All those in favor will vote 'aye', those opposed will vote 'no'. The voting is open. Have all voted who wish? Have all voted who wish? Take the record, Mr. Clerk. On this question, there are 74...76 voting 'aye', 39 voting 'no'. This Bill, having received the... This Amendment, having received the favorable Majority, is hereby declared adopted. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Yourell: "Third Reading. Appearing on the Order of

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Senate Bills Second Reading is Senate Bill 393. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 393, a Bill for an Act making an appropriation for the ordinary and contingent expense of the Department of Children and Family Services. Second Reading of the Bill. Amendments #1, 2, 3, 4 and 5 were adopted in Committee."

Speaker Yourell: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker Yourell: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #6, McGann, amends Senate Bill 393 on page 17, line 18 and so forth."

Speaker Yourell: "Representative McGann."

McGann: "Yes, Mr..."

Speaker Yourell: "Representative Reilly, for what reason do you rise?"

Reilly: "It's my understanding this Amendment has not been distributed."

Speaker Yourell: "Mr. Clerk? The Amendment is not printed. Out of the record."

Reilly: "No, no, no, not out of the record, I move to table this and any other further Amendments that may have been filed."

Speaker Yourell: "Representative Leverenz."

Leverenz: "Oh, it has not been distributed?"

Speaker Yourell: "It has not been distributed or printed."

Leverenz: "Thank you for the answer."

Speaker Yourell: "Representative Reilly..."

Reilly: "Yeah, I..."

Speaker Yourell: "...move to table Amendment #6 to Senate Bill 393. All those in favor will say 'aye'. Mautino, for what reason do you rise? Wrong Bill. The Gentleman has moved to table Amendment #6 to Senate Bill 393. All those in favor will vote 'aye', those opposed will vote 'no'. The

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voting is open. Have all voted who wish? Have all voted who wish? On this question, there are...on this question... Take the record, Mr. Clerk. On this question, there are 74 voting 'aye', 31 voting 'no'. The Gentleman's Motion... Representative McGann, did you...?"

McGann: "Mr. Speaker and Ladies and Gentlemen of the House, I will appreciate very much a 'no' vote on this. I...I want to have this Amendment heard when it's been distributed."

Speaker Yourell: "Have all voted who wish? Take the record, Mr. Clerk. Mr. Clerk, dump the Roll Call. Representative Reilly."

Reilly: "Now we can get into a brouhaha over this. It is long standing practice automatically a courtesy to the Sponsor of the Bill that if an Amendment has not been printed at the time that the Bill was called, the Sponsor is entitled to move it to Third. Now, we can get into a brouhaha. You've got more votes. You can beat us on this, but it will be a brouhaha. And it...it...this is a question on Representative McGann's Amendment, that I think both sides of the aisle, the Leadership will be united in trying to do what Representative McGann wants in Conference Committee, but if we're going to be strung out here on the floor, that will not be helpful to the cause that Representative McGann wants to serve, and that I want to serve."

Speaker Yourell: "Your Motion is in order, Representative Reilly, and there were certain individuals requesting recognition. At that point, I recognize certain individuals. Now we will go to a Roll Call on your Motion. Representative Vinson."

Vinson: "What gives you the authority to dump a Roll Call at anytime? We adopted a specific rule in the last month, that specifies the way in which you change a rule Roll Call if people want to change before the Roll Call is

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announced. You're suppose to give the Clerk time to change those numbers...those Members on the Roll Call. That's the specific rule we adopted. You've got no authority to dump a Roll Call, and you shouldn't be doing it."

Speaker Yourell: "In the judgment of the Chair, Representative Vinson, there were certain individuals seeking recognition that wanted to vote that has not been recorded. In my judgment, in the opinion of the Chair, there was enough 'aye' votes on this Motion of Mr. Beilly's, so that there would had been any problems had we had another Roll Call. Now, we will go to a Roll Call right now. All those in favor of Mr. Vin...Beilly's Motion to table Amendment #6 will vote 'aye', those opposed will vote 'no'. The voting is open. The House will be at ease. For what reason does the Gentleman from Cook, Representative McGann, arise?"

McGann: "Mr. Speaker, before the Roll Call is completed, I would ask leave to withdraw Amendment #6 to Senate Bill 393."

Speaker Yourell: "The Amendment is withdrawn. Leave? Amendment's withdrawn. Therefore, Representative Beilly's Motion to table is not in order. The Amendment is withdrawn. Any further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Yourell: "Third Reading. House will be at ease. Representative Matijevich in the Chair."

Speaker Matijevich: "The House will come to order. It now being the hour of 11 a.m., on page two of the Calendar under Special Order of Business, the Subject Matter - Senior Citizens, and with the attention of all the Members, the Bills are listed, and I would hope that those Members who are Sponsors will be ready when your Bill is called. The first Bill on the Order of Call is Senate Bill 469, Stuffle. The Clerk will... Is Representative Stuffle here? Representative Stuffle here? With leave, we will

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take that out of the Order and return to it. Senate Bills 700, Jaffe - O'Connell. The Clerk will read the Bill, 700."

Clerk O'Brien: "Senate Bill 700, a Bill for an Act relating to the disclaimer of interest in property amending certain Acts connected herewith. Third Reading of the Bill."

Speaker Matijevich: "The Gentleman from Cook, Representative Jaffe, on Senate Bill 700."

Jaffe: "Yes, Mr...Mr. Speaker and Members of the House, Senate Bill 700 is a Bill that was actually wanted by the Chicago Bar Association. And it really is a clean up Bill with regard to the Probate Act and the Act concerning disclaimer of succession under nontestamentary interest to provide acceleration of future interest. We've gone over this in Committee. It came out of Committee 16 to nothing. I don't think that there are any questions on it. The only reason we didn't put it on the Consent Calendar is because it was sort of a lengthy Bill, and I would be happy to answer any questions with regard to it."

Speaker Matijevich: "The House will be at ease for one moment. Representative Jaffe has moved for the passage of Senate Bill 700. There being no discussion, the question is, 'Shall Senate Bill 700 pass?' Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Have all voted who wish? The Clerk will take the record. On this question, there are 111 'ayes', no 'nays' and Senate Bill 700, having received a Constitutional Majority, is hereby declared passed. Senate Bill 469, Stuffle is now here. The Clerk will read the Bill."

Clerk O'Brien: "Senate Bill 469, a Bill for an Act to amend Sections of the Illinois Pension Code. Third Reading of the Bill."

Speaker Matijevich: "The Gentleman from Vermilion, Representative



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Stuffle."

Stuffle: "Yes, Mr. Speaker and Members of the House, Senate Bill 469 is an Amendment to the State University Retirement System Article that provides for a change in the early retirement option that's been in place for a number of years. It's been working well in that system and in the downstate teacher system. This particular Amendment provides, specifically, clarifying language regarding the contribution rate of employees and employers, who elect the early retirement option to buy out their discount. It also provides it in considering the early retirement option, we consider both the employee's age of those employees between age 55 and 60, or the years of service if they have less than thirty-five years in determining whether or not and to what extent the discount applies. Currently, we only consider age in this issue. In considering only age means that you discriminate, if you will, against those who may have extended service, but may not be quite 60 years of age. This particular Amendment, I believe, will foster to a greater extent the program already in place, which has saved the state a considerable amount of money in terms of salaries by being able to let people take early retirement, bring in lower paid people into this system and to the other system I referred to earlier. I would ask for your affirmative vote on this particular Bill. It passed out of the Senate with a 56 to nothing vote, and unanimously out of the Committee on Pensions and Personnel in the House on a 13 to nothing vote."

Speaker Matijevich: "Representative Stuffle has moved for the passage of Senate Bill 469. On that, the Gentleman from Cook, Representative Cullerton."

Cullerton: "Will the Sponsor yield?"

Speaker Matijevich: "He indicates he will. Proceed."

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Cullerton: "Representative Stuffle, what is the position of the Pension Laws Commission with regard to this particular Bill?"

Speaker Matijevich: "Representative Stuffle."

Stuffle: "Consistent with their overall position, they're opposed. They're opposed to all Bills that deal with the early retirement regardless of their impact on saving the state's taxpayers money in salaries."

Cullerton: "Okay. The... The point then would be whether or not this saves the State's taxpayers salaries, or whether it results in about a \$100,000 less being contributed to the pension system. Isn't it true that there would be less money being contributed to the pension system?"

Stuffle: "About a \$100,000. Your other question about the salaries, the offset in our experience in the system, Representative, this system and the other one is that we saved millions of dollars each year that the early retirement options been in place. And the front money, if you will, that comes from the employees and the employers has paid for benefits down the line because of this and made up for the lose in the system's reduction, if you will, in this payment and in the future benefits. The savings that we have been able to accrue in salaries have occurred to the tune of millions of dollars. The front money that we've gotten to buy the discount out has been enough up front to pay for benefits down the line for many years. It's a program that's working."

Stuffle: "Well, I agree with you then, that if the teachers want to support a Bill, it puts a hundred thousand dollars less in their pension fund that they should be entitled to have that, so we should vote for the Bill."

Speaker Matijevich: "Representative Stuffle to close."

Stuffle: "Well, I think the Bill has been adequately presented,

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hopefully. I would ask for your affirmative vote, and merely indicate to you, that as we've argued the early retirement issue year after year, the Pension Laws Commission has refused to look at the cost saving aspects. Down the line to the systems, they look only at the initial cost aspects. They haven't looked at the savings in dollars, and they have been to the tune of millions of dollars in savings to taxpayers in salaries. This program has made it possible to create new jobs and keep people off of unemployment. I would ask for your affirmative vote on this particular Bill."

Speaker Matijevich: "Representative Stuffle has moved for the passage of Senate Bill 469. The question is, 'Shall Senate Bill 469 pass?' Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Have all voted who wish? The Clerk will take the record. On this question, there are 89 'ayes', 27 'nays', 1 voting 'present', and Senate Bill 469, having received a Constitutional Majority, is hereby declared passed. Senate Bill 776, Representative Cullerton. The Clerk will read the Bill."

Clerk O'Brien: "Senate Bill 776, a Bill for an Act in relation to the deferral of payments of real estate taxes by persons 65 years of age and over. Third Reading of the Bill."

Speaker Matijevich: "The Gentleman from Cook, Representative Cullerton, on Senate Bill 776."

Cullerton: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. This Bill would create a new Act, the Senior Citizens Real Estate Tax Deferral Act. The theory behind this Bill is very similar to the concept of a reverse mortgage. It would only apply to taxpayers whose household income is ten thousand dollars or less and who will be a senior citizen, that being 65 years or over. Basically,

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what will happen would be that the taxpayers would apply to the county collector for a deferral of all or part of their property taxes. A fund would be set up in the state that would reimburse the county for those property taxes. The taxpayer would have to pay back the money that was owed in taxes when the property was sold, or when the taxpayer died. The state would receive 6% interest on the money that they had lent in affect to these senior citizen taxpayers. The amount of the appropriation, of course, which is not included in this Bill is going to be a one time transfer of \$330,000. That gets the fund started. And then once that money is lent and other property taxes are paid, when the property is transferred or the taxpayer dies, the money will keep on being put into the fund. So this is the only amount we would need to start the fund. Many senior citizens find themselves in a situation where they don't have to pay a mortgage, however, they have to pay property taxes. The value of their home increases dramatically, and yet, they are on a fixed income. In this case, we're talking about people who make less than ten thousand dollars. They don't want to give up their home that they have lived in for their whole life, in many cases, where they have raised their children, but they're being penalized because of property values have increased and the taxes has increased. What this says is the state is going to, in effect, lend that money to those taxpayers until the taxpayer dies and money can be paid back to the state, because of the sale of the home, or until the senior citizen himself decides to sale the home. I think it's a very good concept. The Bill was very well drafted by Senator Berman. It's a very minimal initial expense to the state, which will be made up for when the interest of 6% is paid to the state for the fund. I would ask for your

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support of this Bill for the senior citizens."

Speaker Matijevich: "Representative Cullerton has moved for the passage of Senate Bill 776. On that, the Gentleman from Kendall, Representative Hastert."

Hastert: "Will the Sponsor yield?"

Cullerton: "Yes, I will."

Hastert: "Representative Cullerton, a couple of questions. First of all, in explaining your Bill here, you've talked about collectors, what about counties that don't have collectors? How does it work there?"

Cullerton: "Well the point is that, the county is not going to lose any money."

Hastert: "I know that, but, you know, you've also set up in this Bill some mechanics, and there are so many, many counties in the state that don't have collectors. And if the mechanics of this Bill is faulty, I'm not sure how it would work."

Cullerton: "Well, I'm...I'm not sure what your question is, so I..."

Hastert: "Well, you said in your explanation that collectors would set up this default of payment or reverse mortgage on taxes or whatever. I'm asking what happens in counties that don't have collectors?"

Cullerton: "I imagine it will be the county treasurer. Whoever... Somebody collects the taxes."

Hastert: "Well, that's what I'm asking. Does the treasurer do this then instead of the collector?"

Cullerton: "I...I'm not positive. I'd have to look at the specific language of the Bill."

Hastert: "Alright. The second question. Does, in fact, this Bill... Was this Bill amended in the Senate that says that the General Assembly in future years will or may, I guess you'd say, appropriate General Revenue Funds to fund this

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program?"

Cullerton: "Well...I...I don't know that it was amended in the Senate. The Senate Sponsor indicated to me, that it's his intention to only transfer \$330,000 to this new deferred tax revolving fund. That then would be... In other words, the cap would be whatever we decide to appropriate. And the Sponsors of this legislation are only asking for \$330,000."

Hastert: "Do you...is there... Is the mechanism of the bookkeeping... Do you know what the cost to local government as far as keeping track of who owes money, and who doesn't owe money, and what the interest rates, is that on... is that burden on the local government?"

Cullerton: "I don't see that there is being a big problem. They now have to collect the property taxes from the senior citizens. Instead of collecting from the senior citizens, they will collect it from the...from the state. The 6% interest calculations would have to be done by the state. They're the ones that would be reimbursed, so they're the ones that would have the obligation of collecting the tax when the property was sold, or when the taxpayer died."

Hastert: "In your Bill, if I remember reading it correctly, you talked about an 80%...at least a 20%, the other half of that will be a 20% cushion that you couldn't, you know, pay more than 80% of the value of the house..."

Cullerton: "That's correct."

Hastert: "What in areas...In many areas, that I know in my district, where some senior citizens live that they really haven't put a lot of money in the house, and they're kind of paying out, and the neighborhood declines. What if because of deflation or the lowering of the cost, what happens if, in fact, you've used up, let's say 75% of the value of the house in paying your taxes and all of a sudden

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there is a reappraisal of that area, and we find out that all of a sudden the house devalues, and the neighborhood devalues, and the cost of that parcel now is maybe a 110% used up in taxes."

Cullerton: "Well, first of all, most property...most property in the state increases in value with time and with inflation. If you describe a situation where the property values decrease, of course, the tax rates will decrease. The assessed valuation will decrease, and the actual taxes will decrease, so there will be less of a need for that particular senior citizen to defer the taxes. But if that happened, obviously, the 80% figure would be...would be exceeded, and there could be no more tax deferral. And I imagine...I mean, the obligation to pay the taxes is still there. The taxpayer would still, if the property was sold, would still have the obligation of paying the taxes, if they were still short after the sale price, they would still have the personal obligation to pay the taxes."

Hastert: "Thank you, Representative. Mr. Speaker, to the Bill."

Speaker Matijevich: "Proceed, Representative Hastert."

Hastert: "Ladies and Gentlemen of the House and Mr. Speaker, we're in a time that we're discussing what is the role of state, and what is the role of local government in funding local governments, and what is the role of state as far as funding, also, local governments. We're setting a precedent with this Bill, and the Bill that was discussed a great deal in Committee and came out on a split vote. We're discussing here a situation where the state has an appropriating money to pay subsidized taxpayers taxes to local government. We're also at a time in saying we're going to have to raise income taxes in this state to offset those taxes in local government. We also put into this Bill legislation by Amendment in the Senate that says,

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future General Assemblies may appropriate General Revenue Funds to do this. I think we're setting a very very dangerous precedent. I...you know, I think the Sponsor of this Bill both in the House and the Senate had very, very good intentions, but, you know, what is our role? Are we going to get in the...into the mortgage business and into the reverse mortgages? I don't think that's our role to do that. I think it's a dangerous precedent, and I urge your "no" vote."

Speaker Matijevich: "The Gentleman from Madison, Representative Wolf."

Wolf: "Thank you, Mr. Speaker. Will the Sponsor yield to a question?"

Speaker Matijevich: "He indicates he will. Proceed."

Wolf: "Yeah, Representative Cullerton, in the analysis that indicates that there is going to be a one time transfer of funds, that's correct?"

Cullerton: "Yes, that is correct."

Wolf: "That's going to be transferred from the lottery funds?"

Cullerton: "That's correct."

Wolf: "Then how does this Bill dovetail with the Bill that was passed yesterday of Representative McMaster's, where we're going to transfer all of the lottery funds to education?"

Cullerton: "Well, the initial...of course, this Bill passed the Senate prior to that other Bill passing. The point is, that if it doesn't come from the lottery fund, because the lottery fund has no money in it, it would come from the General Revenue Fund."

Wolf: "I'm sorry, I didn't hear that answer."

Cullerton: "It will come from the General Revenue Fund if there is no money in the lottery fund, if the other Bill is signed and this Bill is signed."

Wolf: "Thank you very much."



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Speaker Matijevich: "There being no further discussion, Representative DeJaegher to close."

DeJaegher: "Thank you, Mr. Speaker, Members of the General Assembly. From time to time you may read in your local newspapers that a senior citizen who has been paying taxes all of their life and for some particular reason through emergencies, et cetera, medical cost make it prohibitive for them to pay their real estate tax. All we're asking for, is to return them rightful status again of not losing their home. It's a Bill that requires not a tremendous amount of funding. It'll be a tremendous asset for those seniors when they're confronted with that tax Bill, and having no money to pay for it and then possibly losing their home. Hopefully, that all of you will support this very fine Bill. Thank you."

Speaker Matijevich: "Representative Cullerton and DeJaegher has moved for the passage of Senate Bill 776. The question is, 'Shall Senate Bill 776 pass?' Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Have all voted who wish? The Clerk will take the record. On this question, there are 76 'ayes', 34 'nays', one voting 'present' and Senate Bill... Representative Slape 'aye'. 77 'ayes', 34 'nays', 1 'present', and Senate Bill 776, having received the Constitutional Majority, is hereby declared passed. Senate Bill 820, Kulas. The Clerk will read the Bill."

Clerk O'Brien: "Senate Bill 820, a Bill for an Act to amend the Unified Code of Corrections. Third Reading of the Bill."

Speaker Matijevich: "The Gentleman from Cook, Representative Kulas."

Kulas: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 820 would amend the Unified Code of Corrections to provide that one of the aggravating factors

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which a court shall consider in imposing a sentence is that the victim of the offense was a person 60 year of age or older. Furthermore, the court may consider this factor for purposes of imposing a more severe sentence. I think it's a good Bill to protect our senior citizens, and I would ask for a favorable Roll Call."

Speaker Matijevich: "Representative Kulas has moved for the passage of Senate Bill 820. There being no discussion, the question is, 'Shall Senate Bill 820 pass?' Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Have all voted who wish? The Clerk will take the record. On this question, there are 112 'ayes', no 'nays'. Representative Hastert 'aye'. 113 'ayes', no 'nays', and Senate Bill 820, having received a Constitutional Majority, is hereby declared passed. The next Bill on the Order of Call is Senate Bill 850 (sic-859), which appears on the Order of Second Reading. 8...Senate Bill 859, Bullock. The Clerk will read the Bill on the Order of Second Reading."

Clerk O'Brien: "Senate Bill 859, a Bill for an Act to amend the Revenue Act. This Bill has been read a second time previously."

Speaker Matijevich: "Amendments?"

Clerk O'Brien: "No Committee Amendments."

Speaker Matijevich: "Amendments from the floor?"

Clerk O'Brien: "Amendment #1, Bullock, amends Senate Bill 859."

Speaker Matijevich: "The Gentleman from Cook, Representative Bullock, on Amendment #1."

Bullock: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. House Bill 859 originally deals with the general homestead exemption. Amendment #1 would add to this Bill an increase in that senior citizens homestead exemption. As most of us know since 1969, we have not changed the

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homestead exemption. And this is a program essentially for senior citizens, particularly, those who own their homes and this is a recurring reduction in a FAV. And we would, in fact, with this Amendment raise from 1,500 to the level of 2,000 the general homestead exemption. There are approximately 470,000 citizens in the state that would qualify for the program, and 170,000 of those are in Cook County. I suggest, Mr. Speaker and Ladies and Gentlemen of the House, that this measure is sorely needed at a time when we have escalating property tax bills for the seniors in Cook County. I would urge an 'aye' vote and would be glad to answer any questions that might arise."

Speaker Matijevich: "Representative Bullock moves for the adoption of Amendment #1. All those in favor signify by saying 'aye', opposed 'nay', and the Amendment is adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Matijevich: "Third Reading. And Representative Bullock asks leave that Senate Bill 859 be considered immediately. Does he have leave? Leave. The Clerk will read the Bill."

Clerk O'Brien: "Senate Bill 859, a Bill for an Act to amend the Revenue Act. Third Reading of the Bill."

Speaker Matijevich: "The Gentleman from Cook, Representative Bullock."

Bullock: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. The Bill as amended, I think, has been well explained in the initial opening remarks. This legislation, Senate Bill 859 as amended, amends the senior citizens and general homestead exemption and raises the level from 1,500 to \$2,000 for property taxpayers over the age of 65. I know of no opposition to the measure, would be glad to answer any questions that might arise and would urge an 'aye' vote."

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Speaker Matijevich: "Representative Bullock has moved for the passage of Senate Bill 859. On that, the Gentleman from DeWitt, Representative Vinson."

Vinson: "Will the Gentleman yield for a question?"

Speaker Matijevich: "He indicates he will."

Vinson: "Does the Bill do its underlying purpose of requiring cooperative housing associations to pass on property tax relief to the tenants?"

Bullock: "You're absolutely correct, Representative Vinson. The original provision of the Bill did, in fact, and does, in fact, relate to the passing of that credit to the seniors within the cooperatives and the cooperative association. Similar legislation dealing with that subject, and that subject only, has passed this Body. I think it was on the Consent Calendar, House Bill 1426."

Vinson: "It creates a criminal sanction for willfully failing to do so?"

Bullock: "You are correct."

Vinson: "What is the difference between willful, willfully and knowingly?"

Bullock: "Well that's probably a term that you and Representative Cullerton have sort of coined in this Body. I would think that if the cooperative itself has knowledge and is able to...to circulate in written memorandum to the tenants of the building changes and regulations and failed to notify them of this credit availability, they would have knowingly violated the Act."

Vinson: "Yeah, but the Act prescribes willful violations, and I'm concerned about what a willful violation is. Are you saying it is the same thing as knowing violation?"

Bullock: "I'm sorry, I didn't hear you, Representative."

Vinson: "Are you just saying that it's the same thing as a knowing violation?"

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Bullock: "No, I'm not saying that at all. I'm just responding to your query relative to the difference between knowingly and willful. It has been discussed in this Body on many occasions by you and Representative Cullerton. I would prefer, in this language and in this Act, the term willful which means that if the cooperative, in fact, gets the credit, as surely they would, and refuses to transmit that credit to the qualifying person, then they would, in fact, be punishable by a Class E misdemeanor."

Vinson: "Well, now...now I'm really confused, because you're saying that if they get the credit and they don't pass it on, that they're in violation. I presume the word willful imports something into that criminal sanction, and I just want you to tell me what that is."

Bullock: "Well, maybe Representative Cullerton who is sort of our...our expert on those two terms could help me out of this one."

Vinson: "Speaker, he's yielded to Representative Cullerton. Would you turn his mike on, please? Mr. Speaker. Mr. Speaker, he's yielded to Representative Cullerton. Would you turn his microphone on, please?"

Speaker Matijevich: "Alright. Representative Cullerton on the... Is that on the question of knowingly? The expert on knowingly."

Vinson: "The difference between knowingly and willfully in this concept."

Speaker Matijevich: "He's the expert. Representative Cullerton."

Cullerton: "Chapter 38, Section 4-5, Section B. It reads, 'Conduct performed knowingly or with knowledge is performed willfully within the meaning of the statute.'"

Vinson: "So in this case, it's your judgment that willfully means the same as knowingly?"

Cullerton: "Yes."

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Vinson: "Thank you."

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

Hastert: "Would the Sponsor yield?"

Speaker Matijevich: "He indicates he will."

Hastert: "Representative Bullock, with the Bill as amended now, okay, your original Bill just dealt with senior citizens. Is that correct?"

Bullock: "Well, the original Bill and the Amendment deals with senior citizens, persons age 65."

Hastert: "Right, and that's the cooperative housing, is that correct?"

Bullock: "That's correct."

Hastert: "Okay. Now..."

Bullock: "They're both dealing with homestead exemption."

Hastert: "Right. Now, in raising that, as the Bill is amended now, in raising the homestead exemptions, you're raising their homestead exemption to 1,500 to 2,000. Do you do that for the general populous also?"

Bullock: "No, Sir."

Hastert: "It's only for the senior citizens?"

Bullock: "Yes, Sir. Yes, Sir. For senior citizens, and it includes those who might go into a nursing home also."

Hastert: "Alright."

Speaker Matijevich: "Representative Bullock to close."

Bullock: "I think Representative Ewing is seeking recognition. We wouldn't want to deny him that right."

Speaker Matijevich: "Oh, it was on, and it was off. Representative Tom Ewing. I'm sorry. Proceed."

Ewing: "Would the Sponsor yield?"

Speaker Matijevich: "He indicates he will."

Ewing: "Representative, have you any estimates of the cost on this to local governments?"

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Bullock: "Well, I...I think that my guess is probably as good as yours, Representative. I cited in my opening remarks the census that would be affected by this, something like 470,000 persons could conceivably take advantage of it - 170,000 of those from Cook, the remaining 300,000 throughout the state. If you extrapolate that figure and say today individuals probably get somewhere in the neighborhood of a \$110 credit and should we pass this Act, it would get maybe a \$145 credit. And you could probably do your own extrapolations and come up with a figure that we all could agree with."

Ewing: "Mr. Speaker, Ladies and Gentlemen of the House, sometimes you rise on a Bill like this which certainly has a worthy cause, and you realize that your comments are like blowing in the wind. But, we are adding to the exemption for senior citizens after a time in which our taxes and our growth at the local level and their expenses has been almost static for several years. We don't do this with the... under the guise of high inflation, high inflation in taxes or anything else, nor do we tie it to any need, any means test. This is for the rich as well as the poor. Ladies and Gentlemen, units of local government can only accept so many exemptions from the property tax. This is another one. Though worthwhile, I think doubtfully, it is in good order at this time. Thank you."

Speaker Matijevec: "Before Representative Bullock closes, Representative Ray Christensen, who was not on the quorum call is now in attendance and is so recorded. Representative Bullock to close."

Bullock: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I think the subject in Senate Bill 859 has been thoroughly discussed. Senior citizens across our state are being subjected to escalating property tax Bills. This,

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in fact, is a senior property tax relief measure. It's sorely needed in our state during these difficult economic times. I submit, Mr. Speaker, that it's long overdue. There has not been an increase since 1969, and this would provide a meager \$35 per person tax relief. And I urge an 'aye' vote."

Speaker Matijevich: "Representative Eullock has moved for the passage of Senate Bill 859. The question is, 'Shall Senate Bill 859 pass?' Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Have all voted who wish? The Clerk will take the record. On this question, there are 104 'ayes', 11 'nays', and Senate Bill 859 having, received the Constitutional Majority, is hereby declared passed. Senate Bill 972, Giorgi. The Clerk will read the Bill."

Clerk O'Brien: "Senate Bill 972, a Bill for an Act to provide tuition free courses for senior citizens. Third Reading of the Bill."

Speaker Matijevich: "The Gentleman from Winnebago, Representative Giorgi."

Giorgi: "Mr. Speaker, Senate Bill 972 says that each public institution of higher education permit senior citizens accepted for admission to enroll without payment of tuition in regularly scheduled classes provided available classroom space exists, and that the people that have paid their tuition have paid the cost of the course."

Speaker Matijevich: "Representative Giorgi has moved for the passage of Senate Bill 972. On that, Representative John Dunn."

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

Giorgi: "Yes. Yes."

Dunn: "Since it's difficult to tell where these Bills are on the Calendar, I don't know, are there Amendments on the Bill?"



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Giorgi: "Yeah, this one... A senior citizen is defined someone that receives less than the formal use for the Senior Citizens and Disabled Persons Property Tax Relief Act. And he has to be 65 years of age, and there has to be classroom space available after the cost of the providing that class has been provided for. In other words, it takes twenty people to pay a course, and there is thirty seats in the classroom, ten could be filled with senior citizens, but they have to pay their fees."

Dunn: "But there is nothing in the Bill that says senior citizens who are eligible for circuit breaker, for example, are the only ones."

Giorgi: "No. They have to be 65 years or over."

Dunn: "To the Bill, Mr. Speaker, Ladies and Gentlemen of the House."

Speaker Matijevich: "Proceed."

Dunn: "I voted for practically every bit of senior citizens legislation as long as I have been a Member of the Illinois General Assembly. But in these difficult times when people are strapped for the money to attend our four year colleges and universities, and now, they can't even find the money, a lot of them, to attend our public community colleges which are located near our homes, it seems that we really shouldn't be doing this. If we're going to give a tuition break, we should be giving a break to those who are entering the work force for the first time, rather than those who are senior citizens who have, and we all are grateful for this, who have completed their years in the work force, and who have, perhaps, some time on their hands and want to take a course to enrich their lives in the twilight years. And I think that's wonderful. That'd be wonderful in good times. But in present times, we can't afford something like this, which I understand, the fiscal

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impact will be about 250 to \$400,000 per year. With that kind of money, we could fund a Bill that passed out of here yesterday for the guaranteed secondary loan market for students attending colleges under the Illinois State Scholarship Commission Award Programs, and we could provide for perhaps some reduction in tuition fees of our community colleges where we could provide some additional help to our institutions of higher education. Unfortunately, therefore, on behalf of the senior citizens who are a very understanding group, who have been through the trials and tribulations of life and know the realities of life, I'm sure they would understand if we did not pass this piece of legislation and said to them, what we're going to do is divert the money to the youngsters entering the work force for the first time. I believe they'd appreciate that. They'd understand it, and I think we should defeat this Bill. And I don't think we will receive one bit of criticism for it."

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

Vinson: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise in support of Representative Dunn's comments and in opposition to the Bill. The Bill would have the effect of severely damaging higher education institutions in this state. It would cause them to expend money. When they expend that money on this purpose, they are fiscally stretched out. They are already in a very difficult financial position. Everybody is aware of the realities of the higher education budget. Some academic members are receiving salaries substantially below their counterparts. There are problems in the nonacademic employees. And at the same time, we're trying to bestow without any appropriation a further benefit on a group of people at the

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expense of higher education in this state. Now if you want higher education to do its real purpose and educate people and to prove productive, then you can't continue to saddle them with increased expenditures and with no increased revenues or resources to fund those increased mandates with. I don't believe this is an appropriate Bill. I think it is a luxury that you might at best engage in in extremely good times, and these certainly are not good times. I would urge defeat of Senate Bill 972."

Speaker Matijevich: "The Gentleman from Cook, Representative McGann."

McGann: "Thank you, Mr. Speaker and Members of the Assembly. I rise in strong opposition to this Senate Bill 972. I've always supported any programs for senior citizens, but this program the State of Illinois cannot afford. In the community colleges alone, the financial impact would be disastrous, especially in the City of Chicago where we service thousands and thousands of senior citizens in programs in our community colleges. I would ask that you vote this Bill down this time when the funds are needed throughout the state for higher education. We cannot afford to give anymore in this area. Please vote it down. Thank you."

Speaker Matijevich: "The Lady from Sangamon, Representative Oblinger."

Oblinger: "Thank you, Mr. Speaker. I've been amazed at the last three speakers. They're talking about the tremendous money we're going to spend on this program. It says senior citizens will not be allowed in the classes if there is not available space. So they're not having extra classes for them. They already have the instructors. They have the materials. I can't understand where all this talk is coming about all this added expense. If there are fifteen

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people in the class that's all that can be handled, there won't be any senior citizens allowed in, unless the instructor says, 'Yes, I can take a few more people.' Why are we saying it's going to cost us anymore? The class is there. The instructor's there. The materials are there. The room is there. What are we going to spend all this money you're talking about on. They're only allowed in, if there is space available. I don't understand where the money is coming from. I think it's a good Bill. We've done it in our community college for nine years. It has not cost them any extra money, and the seniors have accepted it when they've said, 'No, our enrollment for that class is filled. You can't be in it.' They say, 'Fine. We'll come back another time.' I don't know where all this money is being spent. I think it's a good idea if there is space available and the instructor is already present."

Speaker Matijevich: "The Lady from Champaign, Representative Satterthwaite."

Satterthwaite: "Mr. Speaker and Members of the House, the previous speaker has well made the point that this Bill is not open ended. It does not say that every senior citizen can have a space in any community college or university classroom. The safeguards are there to say that there have to be enough tuition paying students already enrolled in the class, and that there has to be available space. It does not seem to me that there is adds to the cost of running these programs. We know that many of our seniors are living much, much longer than they use to, and that it is possible for them to lead a productive life after the age of 65. Certainly, it would be our goal, I should think, to provide free education at all levels for all people, if we could possibly afford to do that. The senior citizens have earned that right. I feel that this Bill

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gives appropriate safeguards, and that we should be providing this educational opportunity for our seniors. I urge a 'yes' vote."

Speaker Matijevich: "The...Representative Dwight Friedrich."

Friedrich: "Well again, I say at a time when we are short of money, when our schools are having trouble meeting their regular Bills, for the life of me, I can't understand why just being 65 entitles you to a free lunch. We've got a lot of young people who have their whole life ahead of them, who are trying to raise their families and get a little education on the side. We make them pay the full price, and here is someone who's had an opportunity all his life to get an education, and now you want to give him a free ride. I say that this is wrong. It's untimely, and we should defeat it."

Speaker Matijevich: "The Gentleman from Cook, Representative Keane."

Keane: "Thank you, Mr. Speaker. In order to answer some of the previous Representatives who spoke on this Bill, there will be a loss of money to many junior college systems which charge, presently charge seniors as they do everyone else for a class. What you will be doing if a junior college or an institution has 20% of those who are students, in their student body, you will lose 20% of that class, the income. The fact that the junior college in Springfield may not charge or may have an arrangement where they let senior citizens in, that's fine for Springfield, but I don't think the other institutions throughout the state can take the financial loss that this Bill would inflict upon them. I also think it's a bad Bill, because the senior citizens should be treated the same as any other citizen in Illinois. We have seniors who are much better off as other... a previous speaker has said, who has got...they

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have a lot of...more stable. Their financial situation is much more stable than many of our young families, where we have people who are trying to raise families, trying to...trying to raise families and pay for the tuition. If they give this to senior citizens, someone is going to pay for it. The burden will be put on the rest of the students, and they will have to carry the senior citizens, many of whom can well afford to pay the tuition. I urge a 'no' vote on this Bill."

Speaker Matijevich: "Representative Ropp."

Ropp: "Yeah, Mr. Speaker, would the Sponsor yield, please?"

Speaker Matijevich: "He indicates he will."

Ropp: "Just a couple of questions, Representative. Did you indicate in your opening remarks the number of potential...this might include?"

Giorgi: "Let me say for the record, that the Board of Higher Education has said that the cost will be approximately only a quarter of a million dollars to \$400,000 only. And we're talking about giving the Board of Higher Education, in the event the Governor's tax program passes, another \$181,000,000. Besides that, the grade junior college system that we all brag about to the rest of the country, only passed after referendums where these same senior citizens who aren't going to avail themselves to that junior colleges said, 'Yes, you can tax my property to provide a junior college system for the children of Illinois.' This is the kind of gratitude we're showing here today."

Ropp: "One other question then, what is...how do you, or by what means do they show that they have an income of only 12,000. Is that what the previous...?"

Giorgi: "It's in the Bill. It's in the law."

Ropp: "Well, could you explain it to me, please?"

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Giorgi: "In the event, let's say that your junior college or your senior institution has a course offered and enough people sign up to pay for the course, and there are a half a dozen vacant seats, the senior citizen proves that he is 65 and makes less than the threshold for the senior circuit breaker eligibility if he proves it."

Bopp: "How do they...how do they prove that they have made less than \$12,000. Is that on their income tax form or...?"

Giorgi: "Yes, on the form that's necessary to fill out for Senior Circuit Breaker Bill. We don't... Whether you know it or not, we take everyone's word for it in this state, as to what they make on a Senior Citizen Circuit Breaker form. Whatever they tell us they make, that's...that's...we take their word for it. If they're on there... Just like you file your own personal income tax, we take your word for it. We take their word for it. We're not questioning them at this stage in life."

Bopp: "Thank you."

Speaker Matijevich: "The Gentleman from Grundy, Representative Christensen."

Christensen: "Thank you, Mr. Speaker and Members of the House. I rise in support of this Bill, very strong support of this Bill. As was stated before, it's not going to cost any extra money. They can only get in when there is room for them in a class. If we can't support our senior citizens, give them a chance to get an education, the same ones that supported us when we needed an education, I think there is something wrong with this General Assembly. This is not going to cost anymore money, and I will like to see a 100% vote on this, 100% green."

Speaker Matijevich: "The Gentleman from Peoria, Representative Tuerk."

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

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Speaker Matijevich: "Well, it looks like everybody's through anyway. We will withdraw that, and Representative Giorgi to close."

Giorgi: "Mr. Speaker, this Bill has been thoroughly debated. And there is a sideliner, a side bar that some of the Members of the Assembly might enjoy, and that is there has been some complaints that the instructors around the state don't have enough people in their classrooms. We feel they're being overpaid for not having enough people in their classrooms. In this case, in a backhanded way, you might increase the classroom size. I urge the adoption of the Bill."

Speaker Matijevich: "Representative Giorgi has moved for the passage of Senate Bill 972. The question is, 'Shall Senate Bill 972 pass?' Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Have all voted who wish? The Clerk will take the record. On this question, there are 64 'ayes', 40 'nays', 6 voting 'present'. Senate Bill 972, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1241, Alexander. The Clerk will read the Bill."

Clerk O'Brien: "Senate Bill 1241..."

Speaker Matijevich: "The Lady asks leave that Senate Bill 1241 be returned to the Order of Second Reading for the purpose of an Amendment. Does she have leave? Leave, the Bill is on Second Reading."

Clerk O'Brien: "Amendment #2, Madigan - Bowman, amends Senate Bill 1241 and so forth."

Speaker Matijevich: "Representative Bowman on Amendment #2."

Bowman: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Amendment #2 is familiar to all of us. It is identical to House Bill 424 which passed out of this chamber last month. It provides a senior citizens



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pharmaceutical assistance program. It would provide that the senior citizens could acquire an identification card by payment of \$80. Once they get the identification card then for a two dollar copayment, they are eligible to acquire prescription pharmaceuticals, except from mood altering drugs and controlled substances. This Bill is the number one legislative priority of the Illinois Council of Senior Citizens Organizations. And testimony that they provided in Committee indicate that the average out-of-pocket expense of nonreimbursed medical expense for your senior citizens in Illinois is over a thousand dollars, largely due to the fact that Medicare does not reimburse for out patient pharmaceuticals. The... Many of the seniors, while they are living on very, very modest means, do not qualify for Medicaid, and so there is a gap in the health care services for senior citizens. This, I believe, is the last major gap, and Amendment #2 to Senate 1241 proposes to fill this gap. I believe we owe it to our seniors, and I now move its adoption."

Speaker Matijevich: "Representative Bowman moves for the adoption of Amendment #2. On that, the Lady from Cook, Representative Topinka."

Topinka: "Yes. May I have leave to ask the Sponsor a question? Yes."

Speaker Matijevich: "Yes, leave. Proceed."

Topinka: "Thank you. Is this the same as what was House Bill 424, which was kind of similar to the legislation that had been put forth in states like New Jersey and things of this with quite a heavy price tag?"

Bowman: "Representative, you got at least three questions wrapped up in there. Let me try to answer them in one step at a time. First of all, Amendment #2 before you which has been on your desk for a little while now, I think you will

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discover is identical, identical to House Bill 424 as amended as it left this chamber. However, moving on to the second part of your question, to what extent did House Bill 424 compare to a program such as the one in New Jersey? Let me tell you that it is quite different from the one in New Jersey. There are several other programs around the country. Why don't you ask me how it's compared to Maine, or Maryland, or Delaware? All of these are quite different from one another. This is...fills the...tries to fill the same gap, but it does so in its own unique way. Now you asked me about the price tag. I believe that..."

Topinka: "Yes, the price tag."

Bowman: "...that was implicit in your question. So let me respond. The fiscal note that was filed to House Bill 424 as amended and signed by J. Thomas Johnson, Director of the Department of Revenue, has as bottom line four and a half million dollars."

Topinka: "Do you know anything about a Bureau of the Budget expectation on this Bill of around 17,000,000?"

Bowman: "Well, Representative..."

Topinka: "I'm just asking, you know."

Bowman: "No, I do not. The Bureau of the Budget has not seen fit to communicate with me. In fact, I'm not sure that we're on speaking terms, but I...I'm sure that we all know how the Bureau of the Budget likes to fudge around. I think the Department of Revenue has given a pretty decent fiscal note."

Topinka: "Does not the Department of Public Health already, or Public Aid rather, already have a program similar to this in effect?"

Bowman: "Well, there is a program in the Department of Public Aid which affects some senior citizens; however, it does not affect nearly enough. There is in the Bill what is called

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in the insurance industry a coordination of benefits clause, which says that if senior citizens qualify under the other program, that they do not then qualify under this program. And consequently, we are not duplicating anything for that class of senior citizens. We are, however, bringing into the fold, so to speak, those senior citizens whose incomes are so modest, that we have seen fit to award them circuit breaker benefits. I think that anyone...any senior citizen in this state, whose income is so modest that the General Assembly have seen fit to award circuit breaker benefits, that person's income must of necessity be so modest that they cannot afford the pharmaceutical cost of a thousand dollars per year which is the average. So, what I'm trying to do is to extend the...that kind of assistance to those other seniors. That's why it's only four and a half million dollars, cause we already picked up part of it in Public Aid."

Topinka: "Two more very brief questions. Have you modified whatever was involved in House Bill 424, which had a problem as far as compensation back to small pharmacies to pay back for medication that would be used of this, cause it was my understanding and judging from their various associations, that there was no mechanism there that would allow for their payment and could effectively put them out of business?"

Bowman: "Well, Representative Topinka, you didn't describe their problem very precisely. Let me assure you, however, that we did work with the...both major pharmaceutical organizations in the state prior to the Bill being heard on Third Reading in the House. There was some testimony in the Committee, and you serve on that Committee, you're the Spokesman, that they had some problems. But between the Committee hearing and Third Reading in the House, we... I

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believe we worked those problems out. We did put it on... put on an Amendment, and they withdrew their opposition at that time."

Topinka: "You have a signoff, therefore, from small pharmacies?"

Bowman: "They...This is identical to the Bill which we passed out of the House, and that in that form, they had withdrawn their opposition."

Topinka: "Okay. And my final question, is there... Apparently in House Bill 424, there was a problem or seemingly a problem with what could be construed as a way of federal dollars also coming to a person who could apply for this program, thus allowing them to apply on both the state and the federal fund and could lead to abuse. Has that been taken care of?"

Bowman: "Yes, Ma'am, that was a question that was raised in Committee. And again, the Amendment on the floor took care of that. Again, I believe that's one reason that the fiscal note is smaller. The fiscal note on the Bill as amended is considerably smaller than the Bill...original Bill. And that's part of the reason for it."

Topinka: "Okay. No further questions."

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

Vinson: "Yes, Representative... Mr. Speaker, I rise to question the germaneness of this clearly nongermane Amendment. I call the Chair's attention to several factors in evaluating that decision. The underlying Bill is an Act to amend a particular Section of the Illinois Public Aid Code. Of course, the Illinois Public Aid Code is Chapter 23. The Amendment deals totally with Chapter 67 and one half - totally with Chapter 67 and one half. The underlying Bill would create a special preventative health program, a single example of a preventative health program. The

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Amendment deals with a new way of providing relief for people who have to buy prescription drugs. The two matters are totally unrelated. The Amendment goes totally beyond the scope of the Bill and, in fact, by subject matter is not related at all. And for those reasons, I question the germaneness of Amendment #2 to Senate Bill 1241."

Speaker Matijevich: "The Gentleman has asked the Chair to rule on the germaneness, and we'll get to that. Now, the Gentleman from Cook, Representative Cullerton, on that issue, I believe."

Cullerton: "Yes, thank you, Mr. Speaker. I also would like to give some guidance to the Parliamentarian in determining whether or not the Amendment is germane. It is clearly germane. The title would read, 'An Act relating to public assistance, amending Acts therein named.' It is obvious that the pharmaceutical assistance provision to the Circuit Breaker Law is germane to the issue of public assistance as was the original Bill, and I think it's clear in this case that the Amendment is germane. As Representative Vinson knows, just last week I had an Amendment to a Bill that was ruled nongermane. I don't think the Parliamentarian has been playing favorites this year. I think they've been fair. The ruling's been fair, and in this case, it is clear that the Amendment is germane, in my opinion. I hope the Parliamentarian will rule the same way."

Speaker Matijevich: "Representative Vinson, to respond, I believe."

Vinson: "I just think that perhaps the most revealing thing that's been said on the subject of germaneness is when Representative Cullerton has to, before the Parliamentarian's even been attacked, try to contort a way to defend the Parliamentarian."

Speaker Matijevich: "The Gentleman from Cook, Representative

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Bowman."

Bowman: "Yes, let me point out to the Representative from DeWitt, first of all, the title is deleted and replaced, and in the..."

Speaker Matijevich: "One moment. Are you speaking to the issue of germaneness?"

Bowman: "I'm speaking to the issue of germaneness."

Speaker Matijevich: "Alright."

Bowman: "Okay. Now, in the replacement title, we refer to public assistance with a small 'p' and a small 'a'. That is, if you will, generic public assistance. The Bill in its original form amends the Public Aid Code. This particular Bill amends the Senior Citizen Circuit Breaker Law in Chapter 67 and a half; however, that is, indeed, assistance to the public. Senior citizens are members of the public. I don't think anyone has ever denied that, and we are providing them with assistance. Furthermore, the topic of the underlying Bill is health care. Representative from DeWitt argues that that is a specific form of health care, but so be it. It is a health care program. What we are dealing here with in Amendment #2 is also a health care program. I would further call the Representative's attention to the actual language contained in Chapter 67 and a half. In that Act, and I refer to page three line three of the Amendment, there in the original Act, the Act that's being amended, there is language pertaining to public aid recipients, so the chapter, itself, does speak to public aid."

Speaker Matijevich: "The Chair would not like to interrupt, but I think..."

Bowman: "I've concluded."

Speaker Matijevich: "On the issue of germaneness, the Chair will rule that the Gentleman from DeWitt's point is not well

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taken, and the Amendment is germane. On the Amendment, Representative Wojcik."

Wojcik: "Yes, Mr. Speaker and Members of the House, Glen Sherman of the Illinois Pharmaceutical Association is not for this Amendment for the following reasons. Number one, he feels that it is hyp..."

Speaker Matijevich: "Representative Wojcik has not completed."

Wojcik: "No... no, I didn't know you put your hand up. I thought maybe you wanted me to stop speaking."

Speaker Matijevich: "No, I was just... No, proceed."

Wojcik: "He feels that it's highly costly, and the second area, he feels that the money would be better spent in the public aid drug formula area. So, I would speak against this Bill."

Speaker Matijevich: "No further discussion, Representative Bowman to close."

Bowman: "Well, thank you, Mr. Speaker, Ladies and Gentlemen of the House. Just in response to the last statement, everyone is entitled to their own opinion about how money should be spent; however, I want to assure people that we did work with the pharmacists to try very hard to take care of their specific problems which, I believe, we did. And I believe that they admit that we did. I believe that what the speaker, previous speaker is referring to was someone's personal opinion about where money should be spent. But Ladies and Gentlemen of the House, I think that we must give priority to the health care needs of our senior citizens. There is, at the present time, a gap, a clear gap in health care services to senior citizens that this legislation purports to fill. It is targeted to the sickest, the poorest and the most elderly so that, I believe, it does everything that... that the Illinois Council of Senior Citizens Organizations is seeking in this

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legislation, so I move it's adoption."

Speaker Matijevich: "Representative Topinka, your light is on. Are you seeking recognition?"

Topinka: "Yes, I am, Sir. If this Amendment passes, I would seek a verification."

Speaker Matijevich: "The Gentleman from Cook, Representative Bowman has moved for the adoption of Amendment #2. Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Have all voted who wish? The Clerk will take the record. On this question, there are 68 'ayes', 46 'nays', and the Lady from Cook, Representative Topinka has asked for a verification. And Representative Hoods Bowman asks for a poll of those four absentees. And there has been a request for a fiscal note."

Clerk O'Brien: "Poll of the Absentees. Matijevich."

Speaker Matijevich: "'Aye'. Where were you, Giorgi."

Clerk O'Brien: "McAuliffe, Oblinger and Ronan."

Speaker Matijevich: "The Clerk will now call the affirmative votes."

Clerk O'Brien: "Alexander, Berrios, Bowman, Braun..."

Speaker Matijevich: "Leave for Representative Giorgi to be verified. Leave. Proceed with the affirmative vote."

Clerk O'Brien: "Breslin, Brockins, Brummer, Brunsvold, Bullock, Capparelli, Christensen, Cullerton, Curran, Currie, DeJaegher, DiPrima, Lomico, Doyle, John Dunn, Farley, Flinn, Giglio, Giorgi, Greiman, Hannig, Hicks, Homer, Huff, Hutchins, Jaffe, Keane, Krska, Kulas, Laurino, LeFlore, Leverenz, Levin, Marzuki, Matijevich, Mautino, McGann, McPike, Mulcahey, Nash, O'Connell, Fanayotovich, Fangle, Pierce."

Speaker Matijevich: "One moment. Representative Marzuki, for what... you're seeking attention for what purpose? Leave to be verified?"



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Marzuki: "Yes."

Speaker Matijevich: "Leave."

Marzuki: "Thank you."

Speaker Matijevich: "Proceed."

Clerk O'Brien: "Preston, Rea, Rhem, Rice, Richmond, Saltsman, Satterthwaite, Shaw, Slape, Steczo, Stuffle, Taylor, Terzich, Turner, Van Duynes, Vitek, White, Wolf, Younge, Yourell and Mr. Speaker."

Speaker Matijevich: "The Lady from Cook, Representative Topinka, on questions of the affirmative vote."

Topinka: "Yes, Representative Slape."

Speaker Matijevich: "Is that Flinn?"

Topinka: "Slape."

Speaker Matijevich: "Slape. Representative Slape. Mike Slape. Is he in the chamber? Representative Mike Slape. I don't see him. Remove him. Representative Jim Rea asks leave to be verified. Representative Carol Braun asks leave to be verified. Leave. And Doug Huff, leave to be verified."

Topinka: "What was the last one, please?"

Speaker Matijevich: "Alright."

Topinka: "No more... I don't think we should... I would oppose any more verifications..."

Speaker Matijevich: "No more... No more people have leave so stay in your seats. It won't last long. Representative Slape in back. Return him to the Roll Call. He's right here. Proceed."

Topinka: "Representative Farley."

Speaker Matijevich: "Representative Farley. Is Representative Farley here? I don't see him back there. Representative Bruce Farley. Remove him from the Roll Call."

Topinka: "Representative Keane."

Speaker Matijevich: "Representative James Keane is in his seat."

Topinka: "Representative Giglio."

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Speaker Matijeich: "Representative Giglio. Representative Giglio is right near his seat by Laurinc."

Topinka: "Okay, Representative DiPrima."

Speaker Matijeich: "Who is that, DiPrima?"

Topinka: "Yes, DiPrima."

Speaker Matijeich: "Representative Lawrence DiPrima is standing by his seat."

Topinka: "Representative Kulas."

Speaker Matijeich: "Representative Kulas, Myron. Where's Myron? I don't see Myron around. Representative Myron Kulas. He's not in the chamber. Remove him from the Roll Call."

Topinka: "Okay. Representative Capparelli."

Speaker Matijeich: "Capparelli?"

Topinka: "Is Representative Capparelli here? He's in his chair. I'm sorry. Representative Christensen. Representative Krska."

Speaker Matijeich: "Representative Krska is in his chair."

Topinka: "Representative..."

Speaker Matijeich: "Representative Alexander, would you come to the podium for a moment? What was that? What was that?"

Topinka: "Representative Laurino."

Speaker Matijeich: "Representative Laurino's in his seat."

Topinka: "Representative Pangle."

Speaker Matijeich: "Pangle is in his seat."

Topinka: "Representative White."

Speaker Matijeich: "Representative Kulas is returned to the Roll. He is back, and so is Bruce Farley. Return Kulas and Farley back to the Roll Call. You're going the wrong direction, Judy."

Topinka: "And Representative Yourell."

Speaker Matijeich: "Representative Yourell is standing by his seat."

Topinka: "Okay, no further verifications. Thank you."

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Speaker Matijevich: "No further... Jesse White, is he in the chamber? Jesse White. She asked for him. Remove Jesse White. What's the count Mr... Clerk. 68 'ayes', 46 'nos', and the Amendment is adopted. There has been a request for a fiscal note. The Bill will be held on Second Reading. We'll be at ease for a moment. The next Bill, Senate Bill 1241, as I said is... will remain on Second Reading until the fiscal note request is complied with. The next Bill is Senate Bill 1269, Wojcik. The Clerk will read the Bill."

Clerk O'Brien: "Senate Bill 1269, a Bill for an Act to amend the Illinois Vehicle Code. Third Reading of the Bill."

Speaker Matijevich: "The Lady from Cook, Representative Wojcik."

Wojcik: "Yes, Mr. Speaker and Members of the House, this Bill amends the Illinois Vehicle Code and changes physically handicapped to the word handicapped. There's an Amendment on it, and it redefines the handicapped person, authorizes the Secretary of State to issue handicapped parking decals to persons certified by a physician to be handicapped. I move for its adoption."

Speaker Matijevich: "Representative Wojcik moves for the passage of Senate Bill 1269. On that, the Gentleman from Bureau, Representative Mautino."

Mautino: "Will the lady yield for a question?"

Speaker Matijevich: "She indicates she will."

Mautino: "Representative, approximately how many people would this accommodate in the handicapped parking areas that are designated both commercially and at residential apartment type things?"

Wojcik: "Representative, we do not have a number."

Mautino: "Would it be... Let's use a ball park figure. Would it be an additional 20,000 people in the State of Illinois, an additional 100,000 people?"

Wojcik: "I would say more like 20."

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Mautino: "More like 20,000 people. Does that mean that if the doctor submitted that because I have a kidney ailment that I could be considered handicapped, and then use those parking slots, let's say with a... with that type of an ailment?"

Wojcik: "No."

Mautino: "What does it actually mean as... Physically handicapped, I understand. We have just so many of those slots for those people who need to be close to a building. Now, would you give me an example of the differential between physically handicapped and handicapped so I can assume or associate who would be using those slots?"

Wojcik: "It would be braces, crutches, prosthetic devices, heart problems, severely arthritic people."

Mautino: "It would not be those that would have their... all their other physical... entities and not extremities and not those that would have like a heart problem or something like this. Is that right?"

Wojcik: "Oh, I would say that is you have a severe heart problem, it would be an individual like that. Yes. I would also say that for people who have emphysema that cannot walk that would be involved in the handicapped."

Speaker Matijevich: "The Gentleman from Cook, Representative Leverenz."

Leverenz: "Will the Sponsor yield?"

Speaker Matijevich: "She indicates she will."

Leverenz: "A year or two ago, I think it was, or maybe three, we provided units of local government the right to issue a decal for handicapped parking. Are you aware of that?"

Wojcik: "Yes, I am."

Leverenz: "And that, we have no idea how many people are issued those decals, and they are prescribed by the Secretary of State. Why would the people you have in mind not be

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included in that group where the local unit of government can issue that sticker?"

Wojcik: "This will allow the local units of government to do this. It's just broadening the definition by which they can."

Leverenz: "How large was the task force? It says it was recommended by a task force. How large was the task force?"

Wojcik: "Approximately fourteen groups."

Leverenz: "Fourteen groups. Could you name a few just so we get an indication who's advising us on this?"

Wojcik: "Disabled Veterans, Cerebral Palsy Association, Senior Citizens Groups."

Leverenz: "Did any local governmental units..."

Wojcik: "Ray 'Graham' Association."

Leverenz: "I'm sorry. Okay."

Wojcik: "Pardon me."

Leverenz: "Did any local units of government participate as members of the task force?"

Wojcik: "The Municipal League was involved."

Leverenz: "And we, then, will have an impact on units of local government to provide additional stickers. Is that correct? Or is the Secretary of State going to provide the stickers now, as they do not now? Or are we mandating something on a unit of local government?"

Wojcik: "No, we are not."

Leverenz: "Who will then provide the stickers?"

Wojcik: "Secretary of State."

Leverenz: "Why do they not..."

Wojcik: "And local governments, Ted."

Leverenz: "Why do they not then get handicapped plates to begin with?"

Wojcik: "This is going to be for people who are transporting

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people in crutches and are handicapped."

Leverenz: "But it doesn't indicate that in the Bill, does it? Could you state the page and line?"

Wojcik: "No, it does not."

Leverenz: "Than that is not a good rationale to provide to the Members of the General Assembly on the floor. You're indicating legislative intent, but, in fact, it is not in the Bill. Is that right?"

Wojcik: "This is old language that's already in there."

Leverenz: "Does it also, now, include, as I see in my analysis, that they'd be allowed to get a... the handicapped sticker due to blindness?"

Wojcik: "If they're transporting blind people, yes."

Leverenz: "Oh, this is merely for... it's specifically for transporters of..."

Wojcik: "Yes."

Leverenz: "So if I were to transport a handicapped person who needed a ride in my district, I could get a handicapped sticker on top of the use of my legislative plates. Is that correct?"

Wojcik: "You would get a decal from your local government."

Leverenz: "Well, now, you're saying that the decal is going to come from the local government. Earlier you said, we were not mandating anything to the local government. The sticker was going to be provided by the Secretary of State's Office. Which is it?"

Matijevich: "The Gentleman from Cook, Representative Fiel."

Leverenz: "I'm not completed, Speaker."

Speaker Matijevich: "Well, he's... he's..."

Leverenz: "He's a hyphenated Cosponsor?"

Speaker Matijevich: "They were all pointing to him. I thought that he was raising a point of order. Go ahead. Evident... Oh, she's yielding to Representative Steczo, the

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Cochief Sponsor. I'm sorry. I didn't see how far you were extending your arm there. The Gentleman from Cook, Representative Steczo."

Steczko: "Thank you, Mr. Speaker. In response to the Gentleman's question, I believe that these stickers would be distributed by the Secretary of State's Office and would also be allowed to be distributed by local units of government, but one of the... one of the reasons for this Bill to be introduced really was because of one particular situation that happens throughout the State of Illinois where one community will issue a handicapped sticker to one person or one individual or a transporter of the handicapped and then another municipality or local unit of government will not honor that particular sticker. So, hopefully, by the passage of Senate Bill 1269 that situation can be put to rest. And I would also indicate to the Members of the House that the definition that we have of handicapped individuals in Senate Bill 1269 was reviewed by the Rehabilitation Institute of Chicago to lend itself to certification by physicians and to make sure that the definitions were proper."

Leverenz: "Would those definitions then be submitted to the Secretary of State?"

Steczko: "I think Representative Leverenz that the definitions were placed in the Bill were reviewed by them just to make... just so... just to as to make certain that a physician reviewing the disabilities of certain individuals would be able to certify such a condition as a handicap. And upon that physician's certification, then that person could get a sticker."

Leverenz: "Well, I'm still confused. I'm told now by two different Sponsors that a unit of local government's going to issue the sticker. The Secretary of State's going to

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issue a sticker. I'm concerned that I do not impact a local... a unit of local government with an additional task without additional funding. We know the Governor doesn't provide the revenue sharing to the units of local government in his budget. Can one the Sponsors say who really is going to absorb the cost of issuing the sticker, or are we providing the Secretary of State with a give away program?"

Speaker Matijevich: "Representative Steczo, let's try to conclude this by your answer."

Steczko: "Thank you, Mr. Speaker. The Bill allows the Secretary of State to provide the sticker, so I would presume that there would be an absorption of the cost by the Secretary of State's Office."

Leverenz: "Well, that's not in his budget. To the Bill."

Speaker Matijevich: "Proceed."

Leverenz: "I'm confused, Ladies and Gentlemen of the House. We issue now about 1,100... 11,500 handicapped plates. We issue another 4,200 plates for disabled veterans. We have provided units of local government the opportunity to issue a sticker which the specifications are laid out for by the Secretary of State. Apparently, we may be allowing the Secretary of State to issue another few thousand of these stickers. I don't understand why they're not included in what we already have. I'm confused by the Sponsor. I believe that we have everything that we need to do this, and if we expand this much further, it will look like some of the pension Bills that we see for all of the camels trying to get their nose under the tent. And then you have simply hump one and hump two, and I, perhaps, think that a red or a yellow vote might be appropriate on this Bill because it's not in good shape."

Speaker Matijevich: "The Gentleman from Cook, Representative



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Piel."

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

Speaker Matijevich: "Representative Piel moves the previous question. The question is, 'Shall the main question be put?' Those in favor say 'aye', those opposed say 'no', and the main question is put. The Cochief Sponsor, Representative Steczo, to close."

Steczko: "Thank you, Mr. Speaker, Members of the House. Notwithstanding the questions that were put forth, I think the Bill is rather simple in terms of trying to come to grips with the situation that... that presently presents itself with handicapped persons. A handicapped person goes to one unit of local government and gets a handicapped sticker for a car to allow them to use a certain handicapped license plate; however, they take that same automobile or motor vehicle to another municipality and that sticker will not be honored. In addition... In addition to that, the definition of physically handicapped person has been much too restrictive, and those people who really, really need the stickers, sometimes now cannot get them. So what the purposes of Senate Bill 1269 is, is to expand that definition, yes, but not to expand it just willy nilly. A lot of discussion has gone into this definition or these changes in definition. We have had these definitions reviewed. We've had these definition accepted by the Rehabilitation Institute of Chicago, and it just would allow some sense of... some sense of reality to seep into this particular problem and allow all handicapped persons with these afflictions to be able to properly utilize those handicapped parking places that we all see in the State of Illinois. And I would urge for the passage of Senate Bill 1269."

Speaker Matijevich: "Representative Steczo has moved for the

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passage of Senate Bill 1269. The question is, 'Shall Senate Bill 1269 pass?' Those in favor signify by voting 'aye', those opposed by voting 'no'. Gordon Ropp, one minute to explain your vote."

Ropp: "Thank you, Mr. Speaker. I, certainly, rise in support of this. It provides the uniformity in all municipalities throughout the state, and even more, it really does help those people who are severely handicapped and are not in a position to even drive. This allows people who are assisting those people through driving to have the same kind of privilege, and I urge... think you've done very well."

Speaker Matijevich: "John Dunn, one minute to explain your vote. No, oh, your light's off now. It was on before. Representative Rice, one minute to explain your vote."

Rice: "I would like to rise in support of this measure because on the front windshield of my automobile, as indicated by Representative Steczo, there's six or seven different stickers from various municipalities. I certainly support this measure."

Speaker Matijevich: "Have all voted? Have all voted who wish? The Clerk will take the record. On this question, there are 114 'ayes', no 'nays', 2 voting 'present', and Senate Bill 1269, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1270, Steczo - Wojcik. Clerk will read the Bill."

Clerk Leone: "Senate Bill 1270, a Bill for an Act to amend the Illinois Identification Card Act. It's been read a second time previously."

Speaker Matijevich: "The Gentleman from Cook asks leave to return Senate Bill 1270 to the Order... Oh, it's on Second now. I'm sorry. Are there any Amendments?"

Clerk Leone: "No Amendments."

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Speaker Matijevich: "Oh, I'm sorry. I thought he had an Amendment. Third Reading. The Gentleman asks leave for the immediate consideration of Senate Bill 1270. Leave, and the Clerk will read the Bill."

Clerk Leone: "Senate Bill 1270, a Bill for an Act to amend Sections of the Illinois Identification Card Act. Third Reading of the Bill."

Speaker Matijevich: "The Gentleman from Cook, Representative Steczo."

Steczko: "Thank you, Mr. Speaker. Senate Bill 1270 just simply makes one change in the affirmation required by a handicapped individual, and it just requires that they sign an affirmation to the fact that they are handicapped, and I should... I should mention when a... when applying for the Illinois Identification Card. And that's what this Bill deals with, and the... this Bill will remove the undue burden presently imposed upon handicapped persons in getting that physician's statement filled out, signed and having to pay for that physician's certificate. As I mentioned, this applies only to the Illinois Identification Card, and I would move for the adoption or passage of Senate Bill 1270."

Speaker Matijevich: "Representative Steczo has moved for the passage of Senate Bill 1270. There being no discussion, the question is, 'Shall Senate Bill 1270 pass?' Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Have all voted who wish? The Clerk will take the record. On this question, there are 116 'ayes', 1 'nay', and Senate Bill 1270, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1343, Braun. Is Carol Braun in the Assembly? Leave, we'll return to the momentarily. Senate Bill 1354, McGann. The Clerk will read the Bill."

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Clerk Leone: "Senate Bill 1354, a Bill for an Act to amend an Act relating to the Department of Mental Health and Developmental Disabilities. Third Reading of the Bill."

Speaker Matijevich: "The Gentleman from Cook, Representative McGann."

McGann: "Thank you, Mr. Speaker, Members of the Assembly. Senate Bill 1354 is a Bill requiring consistent case coordinating system for the developmentally disabled who receive services provided or funded by the Department of Mental Health. The objective of the system shall be to insure that a full range of an individual's needs is identified and assessed through statewide use of an individual client assessment tool. This Bill is recommended favorably. It passed out of the Senate 58 to 1, and I would certainly appreciate total support. Thank you."

Speaker Matijevich: "The Gentleman from... The Gentleman from Cook, Representative McGann, has moved for the passage of Senate Bill 1354. There being no discussion, the question is, 'Shall Senate Bill 1354 pass?' Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Have all voted who wish? The Clerk will take the record. On this question, there are 114 'ayes', no 'nays', and Senate Bill 1354, having received the Constitutional Majority, is hereby declared passed. Senate Bill 1343, Braun. The Clerk will read the Bill."

Clerk Leone: "Senate Bill 1343, a Bill for an Act to amend the Illinois Pension Code. Third Reading of the Bill."

Speaker Matijevich: "The Lady from Cook, Representative Carol Braun."

Braun: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This Bill amends the Pension Code to provide that if a disabled child attains the age of 18, the widow's pension benefits won't be cut off. Now, right now, upon

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the attainment of the age 18, the pension benefits are in jeopardy. This would remove that jeopardy where that... where the child attaining the age of 18 is disabled. I encourage an 'aye' vote."

Speaker Matijevich: "Representative Carol Braun has moved for the passage of Senate Bill 1343. There being no... It's Representative Cowlshaw, the Lady from DuPage seeking recognition on... on the issue. Representative Cowlshaw."

Cowlshaw: "Yes, Mr. Speaker, will the Sponsor yield for a question?"

Speaker Matijevich: "She indicates she will. Proceed."

Cowlshaw: "Representative, I just would appreciate it very much is you could make clear to me, does this Bill... this Bill apply only to Members of the General Assembly, not to the general population or whatever?"

Braun: "It amends... This Bill only amends the General Assembly Retirement Article of the Pension Code."

Cowlshaw: "Consequently, the answer to the question is 'yes'."

Braun: "Yes."

Cowlshaw: "Thank you very much."

Speaker Matijevich: "The Gentleman from Vermilion, Representative Stuffle, on the Bill."

Stuffle: "Yes, will the Sponsor yield to a question?"

Speaker Matijevich: "She indicates she will. Proceed."

Stuffle: "On the heels of the last question, to clarify the issue, isn't it true, Representative, that we've already done this sort of thing with other systems, other pension systems, correct?"

Braun: "Without having the information directly in front of me, Representative Stuffle, I think the answer is 'yes' to that as well."

Stuffle: "A certain Gentleman named Harold Washington passed a Bill like this a number of years ago with regard to the

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State Employees System. What we did there was to provide, along with Senator Ramcno, the late Senator Ramcno, for provisions that effectively would say if you're disabled, you're disabled, if you're a child. You may have a child that, frankly, is retarded that has a mental age as a child that may be at any age, and that's what this attempts to do is to continue those people as they ought to be under the benefit system where there's a widow or a widower. It does nothing to help any Member of the General Assembly. In fact, and indeed, the General Assembly Member would have to be dead before this widower's annuity would ever take place, so I hope we don't get into an argument here that we're trying to do something for a Legislator, because we're not. We're trying to do something that should have been done a long time ago for their... for their dependent children who are disabled, and I urge an affirmative vote."

Braun: "Thank you, Representative Stuffle."

Speaker Matijevich: "The Lady from Cook, Representative Braun, to close."

Braun: "Thank you, Representative Stuffle. And to Representative Cowlshaw, with regard to her particular question, this Bill does not... It's not a special interest legislation. What it does is make uniform the law in this area. Other parts of our Pension Code provide that where a child is disabled, where a child has been adjudicated by a probate court as disabled, and that child reaches age 18, the widow's benefits continue on behalf of that 18 year old disabled child. This just makes it more uniform in terms of putting that Section of that provision of the Pension Code into our General Assembly Retirement System Act as well. And so it is not a special interest in any way, if that was your question. So with that Ladies and Gentlemen, Mr. Speaker, I would very much appreciate an affirmative

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vote on... Bill."

Speaker Matijevich: "Representative Cullerton (sic - Braun) has moved for the passage of Senate Bill 1343. The question is, 'Shall Senate Bill 1343 pass?' Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Have all voted who wish? The Clerk will take the record. On this question, there are 107 'ayes', 3 'nays', 4 voting 'present', and Senate Bill 1343, having received a Constitutional Majority, is hereby declared passed. Under the Order of Motions Subject Matter, extending the time of the Special Order, the Gentleman from Cook, Representative Cullerton."

Cullerton: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Pursuant to Rule 12(c) I move to continue this Special Order of Business, Subject Matter - Senior Citizens until 10 a.m. Thursday, June 23rd."

Speaker Matijevich: "Representative Cullerton has moved for the continuing of the Special Order of Business, Senior Citizens to 10 a.m. Thursday, June 23rd, 1983, and that Motion is in writing. On that, the Gentleman from DeWitt, Representative Vinson."

Vinson: "Mr. Speaker, first, I would call on the Chair to rule the Gentleman's Motion out of order. His Motion must properly be made pursuant to Rule 12(k). 12(b) says, 'A Special Order,' Mr. Speaker, I would like to address you. I have full respect for the Senator there, and I think that she... you ought to do what she wants you to do at any time."

Speaker Matijevich: "She's advising me."

Vinson: "But this is an important ruling."

Speaker Matijevich: "She and I get along real well now by the way."

Vinson: "Good. This is an important ruling that you're going to

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have to make, and I want you to fully understand the import of it and the rules. 12(b) specifically says, 'A Special Order shall appear on the daily Calendar for three legislative days. This Subsection may be suspended only upon an affirmative vote of 71 Members.' Now what the Gentleman is doing is changing the date on the Calendar that a Special Order has to appear on the Calendar. That requires three days notice very clearly, and that requires him to make his Motion pursuant to Rule 12(b). And I would ask the Chair to so rule."

Speaker Matijeich: "Representative Cullerton would like to respond."

Cullerton: "Mr. Speaker, I have to respond to the Gentleman's objection. I don't know if the Republican freshmen were aware of what happened under the Ryan regime of the last two years, but we had nothing at all like the Special Order of Business which we are purposing for this week and which we did last week."

Speaker Matijeich: "Mr. Vinson, for what purpose do you seek recognition?"

Cullerton: "Speaker Madigan..."

Vinson: "Mr. Speaker, I rise in regard to a point of order."

Speaker Matijeich: "Proceed."

Vinson: "The Gentleman is speaking to events in a prior General Assembly. That, by nature, cannot address a Motion he's making. He ought to speak to his Motion, and if he wants to rebut my point in regard to his Motion, he ought to speak to my point, not about ancient history or old documents."

Speaker Matijeich: "Alright. The Chair... The Chair is prepared... The Chair is prepared to rule. I think we've heard enough. The... Mr. Vinson and to clarify for the whole Body, Representative Cullerton, in effect, is



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postponing to a day certain which actually he could do with a simple majority of those voting. The Chair feels that his Motion in writing is actually a modification of the Special Order, and therefore, is in order. And the... This would require 60 votes. And the Special Order notice has been met. The Gentleman from DeWitt, Representative Vinson."

Vinson: "Mr. Speaker, this is not a simple Motion to postpone to a day certain. It's a Motion offered and stated pursuant to a specific rule. That specific rule is inapplicable because there is another rule directly on point, and for that reason, the Gentleman's Motion is out of order. And you really ought to so rule."

Speaker Matijeich: "The Chair has already ruled, and the question is, 'Shall the Special Order of Business, Senior Citizens be extended until 10 a.m. June 23rd, tomorrow, at 10 a.m.?' Those in favor signify by voting 'aye', alright. Alright. The Gentleman from DeWitt, Representative Vinson. I'm trying to put the Motion to the Body."

Vinson: "I know exactly what you're trying to do, and you know, one of the major rules of this chamber that applies to everything is Members have a right to debate it. Now, it is appropriate to have debate on the Gentleman's Motion, even if you're going to rule it in order, which it's not, it's appropriate to have debate."

Speaker Matijeich: "Proceed. You have that right. Proceed."

Vinson: "Now, in response to the Gentleman's Motion, which is clearly out of order, but has been ruled in order, I rise in opposition to it. I rise in opposition to it for several reasons. First of all, it's very easy for the Majority Party, if they so desire, to clog up the Calendar for all the remaining days of this Session with Special Orders and with the recess of Special Orders. If the Chair

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wishes to do that and so does that, then all they have to do is deal with the Bills that the Chair wants to deal with. We've seen in the past week that the Chair is willing to go to any extreme to avoid dealing with Bills that the Chair, personally, does not want to deal with. Now, we can... The Chair, if we adopt this Motion, can use this as an... as an expedient for avoiding the consideration of Bills like Representative Karpziel's Bill for the remainder of the Session. We ought not permit the Chair to do that. We ought to permit the Chair to go down the Bills on Third Reading in order and to call those so every Member of this Assembly, who has diligently pursued their Bill, has the right to present their Bill to this chamber and to have it voted on. We ought not provide special consideration to other Bills which Sponsors have not diligently pursued. Now, everybody in here knows exactly the reason why we're recessing this. We are trying to recess this Special Order so that Mr. Bowman can have action on his Bill. Mr. Bowman's Bill, he hasn't even sought to bring before the chamber until today when he offers an Amendment to a Bill, takes it back to Second Reading and do that. Now, he knows the only way he can get his Bill called on Third Reading is by this enormous expedient of violating the rules and recalling the Special Order tomorrow in clear violation of the rules. What you're doing, if you vote for this, among other things is giving special consideration to Mr. Bowman on a matter that he didn't even choose to bring before the chamber until today on Second Reading. If he... That Bill, if he wanted to amend it, should have been amended yesterday when we went down and took all those Bills back to Second Reading, amended them and then moved them back to Third Reading today. That's the appropriate way, but because of his lack

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of diligence, the Chair's trying to extend personal consideration to him just for that one Bill and for that one purpose. And we ought to reject that. We ought to vote 'no' on this particular Motion."

Speaker Matijevich: "I see no one else seeking recognition except Representative Cullerton. So Representative Cullerton will close on the Motion."

Cullerton: "Well, I... I didn't interrupt Representative Vinson, and I'd appreciate the same. I'm very sincere when I say that the Speaker should be complimented for giving all the Members on page two for the last three days the list of the Special Order of Business. To give you a little perspective, this never happened before in the last... in the previous regimes, if you will. The Speaker would pop out on there, or Minority Leader Daniels would be on the Chair, and they'd say, 'We're going to this Bill.' And it was usually, by the way, after 8:30 at night when we haven't... when we used to be in here till all hours of the morning which we also haven't done yet this year. So we, at a very polite manner, indicate what we're going to call, when we're going to call it and even now, we politely say, 'Pursuant to the rules, let's continue it.' And Representative Vinson has the gall to object to that when in the past under his administration we didn't even have any notice at all of any... of what Bills were going to be called, when they were going to be called. We did this two weeks ago. We did this two or three times two weeks ago. We had the Special Order of Business. We made the Motion. The Motion prevailed. We continued the Bills the next day, and we were able to consider all the Bills that people wanted to... to consider during the course of the Session and during the... and given the deadlines that we had. So I think it's clear, if you vote against this, it... that

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you don't understand what abuses were in the past. I move for the adoption of the Motion."

Speaker Matijevich: "Representative Cullerton has moved that the Special Order of Business, Senior Citizens be extended to 10 a.m. June 23rd, 1983. Those in favor signify by voting 'aye', those opposed by voting 'no'. It takes 60 votes. Have all voted? Have all voted who wish? The Clerk will take the record. On this question, there are 68 'ayes', 46 'nays', and the Motion prevails. And the Special Order of Business, Senior Citizens will be extended to 10 a.m. tomorrow. The House, now, will return to the Order of Appropriation Bills on Second Reading, Senate Bill 394, and Representative Greiman in the Chair."

Speaker Greiman: "Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 394, a Bill for an Act making appropriations to the ordinary and contingent expenses of the Department of Law Enforcement. Second Reading of the Bill. Amendments #1, 2, 3, 4, 5, 8, 9, 10 and 11 were adopted in Committee."

Speaker Greiman: "Are there any Motions in respect to the Amendments?"

Clerk Leone: "'Motion. I move to table Amendment #5 to Senate Bill 394. Representative Leverenz.'"

Speaker Greiman: "And on that, Representative Leverenz."

Leverenz: "Could the Clerk help me? That's a 400,000 dollar Amendment, or he doesn't know? That Amendment, yes, that Amendment conforms with our action previously today as a favor in extending the olive branch to the fine Gentlemen, Committeeman from Southern Illinois. We restored the money in the Fire Marshal's Office to keep that revenue generating device called boiler inspection in the State Fire Marshal's Office. This is the Amendment that put it into the Department of Law Enforcement. I, now, move to

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table Amendment #5 to 394 as a gesture to Representative Winchester."

Speaker Greiman: "The Gentleman moves to table Amendment #5 to Senate Bill 394. On that, is there any discussion? There being none, the question is, 'Shall this Amendment... Shall this Amendment be tabled?' All in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have it, and the Amendment is tabled. Are there further Motions?"

Clerk Leone: "No further Motions."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk Leone: "Floor Amendment #12, Fangle, amends Senate Bill 394 as amended."

Speaker Greiman: "The Gentleman from Kankakee, Mr. Fangle."

Fangle: "I would like to, Mr. Speaker, withdraw that Amendment, please."

Speaker Greiman: "The Gentleman withdraws Amendment #12 to Senate Bill 394. Is there further Amendment?"

Clerk Leone: "No further Amendments."

Speaker Greiman: "Third Reading. And on the Order of Senate Bills Second Reading Appropriations appears Senate 395. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 395, a Bill for an Act making appropriations for the ordinary and contingent expenses of the Military and Naval Department. Second Reading of the Bill. Amendments #1, 2, 3 and 4 were adopted in Committee."

Speaker Greiman: "Any Floor Amendments... any Motions?"

Clerk Leone: "No Motions filed. No Motions filed."

Speaker Greiman: "Any Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Greiman: "Third Reading. On the Order of Senate Bills Second Reading, Appropriations appears Senate Bill 396. Mr. Clerk, read the Bill."

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Clerk Leone: "Senate Bill 398, a Bill for an Act making appropriations for the ordinary and contingent expenses of the Department of Rehabilitation Services. Second Reading of the Bill. Amendments #1, 2, 3 and 4 were adopted in Committee."

Speaker Greiman: "Any Motions?"

Clerk Leone: "No Motions filed."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk Leone: "Floor Amendment #5, Reilly, amends Senate Bill 398 as amended."

Speaker Greiman: "The Gentleman from Morgan, Mr. Reilly."

Reilly: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Floor Amendment #5 necessitate... is necessitated by the fact that the Amendments in Committee got somewhat out of order. What this does is part of what we thought we had done in Committee. It reduces the travel lines by 9,400 dollars which corrects a deficient Committee Amendment which was my Amendment. I would move adoption of Amendment #5."

Speaker Greiman: "The Gentleman moves to adopt Amendment #5 to Senate Bill 398. Is there any discussion? The Gentleman from Cook, Mr. Leverenz."

Leverenz: "Would this curtail the activities in travel of the Assistant or Deputy Director?"

Reilly: "Who is that? I mean what..."

Leverenz: "A Lady, 'Elmore' I think is the name."

Reilly: "I hope so."

Leverenz: "Manuel on, 'How to Deal with Legislators,' is her game. Thank you."

Speaker Greiman: "The Gentleman from Cook, Mr. Bowman. No. Mr. Reilly to close."

Reilly: "Appreciate adoption of the Amendment."

Speaker Greiman: "The question is, 'Shall this Amendment be

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adopted?' All in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have it, and the Amendment is adopted. Further Amendment?"

Clerk Leone: "Floor Amendment #6, Reilly, amends Senate Bill 398 as amended."

Speaker Greiman: "The Gentleman from Morgan, Mr. Reilly."

Reilly: "Thank you, Mr. Speaker. This is an Amendment that we didn't have ready quite in time for Committee. It allows the Department to spend a 50,000 dollar federal grant which they have now received, sign-off on from the Federal Government at the Illinois School for the Deaf. I would move adoption of the Amendment."

Speaker Greiman: "The Gentleman moves for the adoption of Amendment #6 to Senate Bill 398. Is there any discussion? The Gentleman from Cook, Mr. Bowman."

Bowman: "I merely rise to support this Amendment."

Speaker Greiman: "The question is, 'Shall this Amendment be adopted?' All those in favor signify by saying 'aye', those opposed 'no'. The 'ayes' have it, and the Amendment is adopted. Further Amendments?"

Clerk Leone: "Floor Amendment #7, Mautino, amends Senate Bill 398 as amended."

Speaker Greiman: "The Gentleman from Bureau, Mr. Mautino."

Mautino: "Thank you very much. This... This Amendment reduces by 24,800 dollars a line item in the... one of the Community Action Programs in Bureau County, and I move for its adoption."

Speaker Greiman: "The Gentleman moves for the adoption of Amendment #7 to Senate Bill 398. On that, is there any discussion? The Gentleman from Cook, Mr. Bowman."

Bowman: "Well, thank you, Mr. Speaker, Ladies and Gentlemen of the House. We had a similar Amendment on another Bill, and I... we rose in opposition to that. And I believe that to

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be consistent, we must oppose this Amendment. I understand the Representative has some problems with a person who's salary's being eliminated by this, but I would hope that he could get together with that person. I would be happy to use my office to assist. In the meantime, I oppose the Amendment."

Speaker Greiman: "Further discussion? The Gentleman from Bureau, Mr. Mautino, to close."

Mautino: "In response to the distinguished Appropriations II Chairman, I sometimes wonder what real services the Department of Rehabilitative Services provides for those individuals who are in wheelchairs and are paraplegic. In this specific case let me explain to you that we have a program or had a program, and I don't know who it services, that allows individuals who need, for example, special items like a special type of a toilet or bathroom furnishings, and this Department is supposed to be able to help those people. In these specific cases, this paraplegic has applied for the bathroom fixtures to his home under this program. The individuals who are addressing those grants, the bathroom change is 12,000 dollars. He was requesting only the funding for the facilities in that bathroom, the toilet and the bars, et cetera, that would allow him to get out of the wheelchair and use that facility. The gentleman who is operating the program in our rural area says that we don't have any programs like that that are offered to those individuals who are in need. I say then, why do we have the programs at all if they do not want to offer to those individuals those items that are necessary in their everyday lives. That's the reason for the Amendment, and I appreciate your support."

Speaker Greiman: "The question is, 'Shall Amendment #7 be



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adopted?" All those in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have it, and the Amendment is adopted. Further Amendments?"

Clerk Leone: "Floor Amendment #8, Bowman, amends Senate Bill 398 as amended."

Speaker Greiman: "The Gentleman from Cook, Mr. Bowman."

Bowman: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This adds 500 dollars for equipment to the Illinois Childrens School in Chicago which was inadvertently deleted... I'm sorry the IVHI in Chicago. The line was inadvertently deleted in an Amendment which was put on in Committee, so I now move adoption to rectify that error."

Speaker Greiman: "The Gentleman moves for the adoption of Senate... of Amendment #8 to Senate Bill 398. On that, is there any discussion? There being none, the question is, 'Shall this Amendment be adopted?' All those in favor signify by saying 'aye', those opposed 'no'. The 'ayes' have it, and the Amendment is adopted. Further Amendments?"

Clerk Leone: "Floor Amendment #9, Bowman, amends Senate Bill 398 as amended."

Speaker Greiman: "The Gentleman from Cook, Mr. Bowman."

Bowman: "Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. After we worked on this Bill in Committee, the... I received a memorandum from the Childrens School in Chicago, the Illinois Childrens School and Rehabilitation Center to be precise, indicating that the contractual line item was insufficient because they do depend upon outside medical personnel which they pay through contractual for physical therapy and other services to the children. And because of that, I am now moving that we add 150,000 dollars in the contractual line item for the Illinois Childrens School and Rehabilitation Center."

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Speaker Greiman: "The Gentleman moves for the adoption of Senate Amendment 9 to Senate Bill 398. Is there any discussion? There being none, the question is, 'Shall Amendment #9 be adopted?' All those in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have it. The Amendment is adopted. Further Amendments?"

Clerk Leone: "No further Amendments."

Speaker Greiman: "Third Reading. On the Order of Senate Bills Second Reading, Appropriations appears Senate Bill 399. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 399, a Bill for an Act making appropriations for the ordinary and contingent expenses of the Department of Veterans' Affairs and a veterans' memorial. Second Reading of the Bill. Amendments #1, 2, 3 and 4 were adopted in Committee."

Speaker Greiman: "Any Motions?"

Clerk Leone: "No Motions filed."

Speaker Greiman: "Are there any further Amendments, Floor Amendments?"

Clerk Leone: "No further Amendments."

Speaker Greiman: "Third Reading. On the Order of Senate Bills Second Reading, Appropriations appears Senate Bill 401. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 401, a Bill for an Act making appropriations for the ordinary and contingent expenses of the State Universities Civil Service System. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Any Motions with respect to Amendment #1?"

Clerk Leone: "No Motions filed."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Greiman: "Third Reading. On the Order of Senate Bills

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Second Reading, Appropriations appears Senate Bill 407.  
Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 407, a Bill for an Act to amend an Act making appropriations for the ordinary and contingent expenses of the Department of Mental Health and Developmental Disabilities. Second Reading of the Bill. Amendments #1 and 2 were adopted in Committee."

Speaker Greiman: "Any Floor Amendments? Any Motions in respect to those Amendments?"

Clerk Leone: "No Motions filed."

Speaker Greiman: "Any Floor Amendments?"

Clerk Leone: "Floor Amendment #3, Reilly, amends Senate Bill 407."

Speaker Greiman: "The Gentleman from Morgan, Mr. Bopp (sic - Reilly)."

Reilly: "Thank you, Mr. Speaker. This appropriates the Federal Jobs Bill money which has... has now finally come down from Washington. We didn't have this ready at the time of Committee. I'd be glad to answer questions or I'd move adoption of the Amendment."

Speaker Greiman: "The Gentleman moves for the adoption of Amendment #3 to Senate Bill 407. On that, is there any discussion? There being none, the question is, 'Shall this Amendment be adopted?' All those in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have it, and the Amendment is adopted. Further Amendments?"

Clerk Leone: "Floor Amendment #4, Currie, amends Senate Bill 407."

Speaker Greiman: "The Lady from Cook, Ms. Currie."

Currie: "Thank you, Mr. Speaker, Members of the House. Amendment 4 to Senate Bill 407 would reduce the appropriation for the Department of Public Aid by slightly over 1.2 million dollars. The Department planned a substantial move this

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year. This year, I think, is not the year when we can afford to expend a lot of up front dollars on any kind of... of change in physical circumstances. I think all of us are concerned about where the money's going to come from to provide basic programs and basic services to recipients in the Public Aid program. And the prospect of going home to our constituents and saying, "Yes, we were prepared to spend another 1.2 million dollars on bureaucracy," is not one that I think this House would support. If we adopt Amendment 4, we will see to it that the frills, the extras, the happier locations for bureaucrats in the Department of Public Aid will not be our responsibility in fiscal year 1984, and I urge the House to adopt Amendment 4 to Senate Bill 407."

Speaker Greiman: "The Lady moves for the adoption of Amendment #4 to Senate Bill 407. On that, is there any discussion? The Gentleman from Morgan, Mr. Reilly."

Reilly: "Thank you, Mr. Speaker. I rise in opposition to the Amendment, both because I think it would increase efficiency to have these various subdepartments consolidated, but also because I believe that the Lady's Amendment is not draw to do exactly what she thought she was doing. It is my understanding that the Amendment cuts the amount that would be needed to pay the current leases. So not only... I mean if this Amendment somehow got on and the Bill went to final passage in that form, not only couldn't they move, but they also couldn't for, I believe it's the child support and the EDF units, couldn't continue where they are now either. There's a very little difference, I think, something like 52,000 dollars between the old place and the new place in terms of lease, but yet, the Amendment takes all that... all the original, all the current lease cut plus that. So not only do I think it's a

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bad Amendment in terms of... of what it's saying which is that, this Department, which is spread out all over the city, ought not be consolidated. But in addition to that, it would say they'd have to close or somehow find a free place for those two fairly large units because it would take the money out for their current lease. And on those grounds, I would oppose the adoption of the Amendment."

Speaker Greiman: "The Lady from Sangamon, Ms. Oblinger."

Oblinger: "Mr. Speaker and Ladies and Gentlemen, if you lived here and tried to go to the various offices of Public Aid, or you had people coming down here and asking for your help, you know why they should be consolidated. You run them over to 4th Street. You run them up and down here. You run them over on College. If we had one place with sufficient parking, so that people could go and do their business, I think we'd save a lot of ill will, a lot of time of our constituents, plus, they would begin to see that we had an efficient Department. I think this is a good move, and I would support this 'no' vote on the Amendment."

Speaker Greiman: "Is there further discussion? There being none, the Lady from Cook, Ms. Currie, to close."

Currie: "Thank you, Mr. Speaker, Members of the House. Well, if these figures are wrong, of course, these are the figures that came from the Department. We told the Department we wanted to be able to ensure that... that the Department would be able to pay its present rent expenditures, and these are the figures that are the basis of Amendment 4 to Senate Bill 407. Consolidation, nonsense. We're talking only about consolidating the electronic data processing operation. Let me remind this House that the medical system in EDP is in a building relatively new that was designed specifically to house medical systems - close,

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easy to access, nine blocks away. Members of the Department will be running back and forth nine blocks. It doesn't seem to me to make any sense at all. This Amendment will save 1.2 million dollars. I urge this House to adopt it."

Speaker Greiman: "The question is, 'Shall this Amendment be adopted?' All those in favor signify by saying 'aye', those opposed 'nay'. The 'ayes'... In the opinion of the Chair, the 'ayes' have it, and the Amendment is adopted. Further Amendment?"

Clerk Leone: "No further Amendments."

Speaker Greiman: "Third Reading. On the Order of Senate Bills Second Reading, Appropriations appears Senate Bill 481. Is... Is Mr. Nash in the chamber? All right, Mr. Ropp, you're going to take that?"

Ropp: "Yes, Sir, Mr. Speaker."

Speaker Greiman: "Mr. Clerk, call the Bill."

Clerk Leone: "Senate Bill 481, a Bill for an Act making appropriations to the Court of Claims. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Any Floor Amendments?"

Clerk Leone: "Floor Amendment #1, Ropp, amends Senate Bill 481 as amended."

Speaker Greiman: "The Gentleman from McLean, Mr. Ropp."

Ropp: "Thank you, Mr. Speaker. May I ask one question of the Speaker, whether or not Amendment 2 has been distributed?"

Speaker Greiman: "Apparently Amendment 2 has not been distributed."

Ropp: "Alright, then, Mr. Speaker, may I ask leave of the House to change one number, not affecting any monetary portion of the Bill. It only deals with the year in which the debt incurred from 1978 to 1972. I'd like leave of the House to amend it on its face, please."

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Speaker Greiman: "The Gentleman asks leave to amend a printing error on its face of the Amendment. Does the Gentleman have leave? The Gentleman has leave, and leave is hereby granted to make the appropriate Amendment on its face. That's on the Amendment, Mr. Bopp?"

Bopp: "Yes, yes."

Speaker Greiman: "And the Amendment has not yet been distributed. Is that correct?"

Bopp: "Amendment 2 made the error that I'm just trying to correct on its face."

Speaker Greiman: "Okay. So that's on Amendment #1 then will be amended on its face."

Bopp: "Alright. Thank you very much, Mr. Speaker, Members of the House. Amendment #1 adds 25,455 dollars to the Court of Claims appropriations. Three of the four awards are paid as a result of the Court... because the Court of Claims felt that we have exceeded the statute of limitations, and the fourth one is a result of a warrant being lost. One of them amounts to around 11,000 dollars. That's for Representative Bopp. Representative Leverenz has 8,000 dollars. The Insurance Department has about 4,000 dollars, and Representative O'Connell has 23 dollars. I urge your favorable support."

Speaker Greiman: "The Gentleman moves for adoption of Amendment #1 to Senate Bill 481. On that, is there any discussion? The Gentleman from Cook, Mr. Leverenz."

Leverenz: "Yes, I stand in support of the Amendment. As if you will recall, we have passed a Bill that will correct the actual countdwn on time in when the Court of Claims can consider making a determination on an award. Some of these things end up having the time go by before they exhaust every opportunity to make and get paid from the state, and so for that, I support the Amendment and would move its

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adoption."

Speaker Greiman: "Further discussion? There being none, the question is, 'Shall Amendment #1 to Senate Bill 481 be adopted?' All in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have it, and the Amendment is adopted. Further Amendment?"

Clerk Leone: "Amendment #2, Bopp - Leverezz, amends Senate Bill 481 as amended."

Speaker Greiman: "Now, has that now been distributed, Mr. Clerk?"

Clerk Leone: "No, it has not."

Speaker Greiman: "Alright. So you're going to... It's your preference to withdraw the Amendment?"

Bopp: "Yes, Mr. Speaker, I wish to withdraw that Amendment."

Speaker Greiman: "So, Amendment #2 to Senate Bill 481 is withdrawn. Are there further Amendments?"

Clerk Leone: "No further Amendments."

Speaker Greiman: "Third Reading. On the Order of Senate Bills Second Reading, Appropriations appears Senate Bill 498. Mr. Clerk."

Clerk Leone: "Senate Bill 498..."

Speaker Greiman: "Well, the... the Sponsor is not on the floor. 498. Ms. Barnes, for what purpose do you seek recognition?"

Barnes: "Mr. Speaker, I thought maybe I could handle the Bill, if you have no objections."

Speaker Greiman: "Alright. Ms. Barnes understand that permission... appropriate permission has been granted for you to handle the Bill. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 498, a Bill for an Act making an appropriation to the Judicial Inquiry Board. Second Reading of the Bill. Amendment #1 was adopted in Committee. Amendment #2 was withdrawn in Committee."

Speaker Greiman: "Are there any Motions?"



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Clerk Leone: "No Motions filed."

Speaker Greiman: "Any Floor Amendments?"

Clerk Leone: "Floor Amendment #3, Barnes, amends Senate Bill 498."

Speaker Greiman: "The Lady from Cook, Ms. Barnes."

Barnes: "Thank you, Mr. Speaker, and thank you very much for your consideration of allowing me to handle the Bill. Amendment #3 reduces the contractual services by 19,400 dollars in the General Revenue Fund to correct a technical discrepancy between Amendment #1 and Amendment #2, and I would move for its adoption."

Speaker Greiman: "The Lady moves for adoption of Amendment #3 to Senate Bill 498. On that, is there any discussion. The Gentleman from Cook, Mr. Leverenz."

Leverenz: "The Sponsor yield?"

Speaker Greiman: "Indicates she will for a question."

Leverenz: "And could you just state your new total then in contractual services line?"

Barnes: "60,800 dollars, Representative Leverenz."

Leverenz: "Fine. I stand in support of this 200 dollar reduction Amendment. I think the Sponsor is just brilliant in offering this Amendment also."

Speaker Greiman: "Further discussion? There being none, the question is, 'Shall Amendment #3 be adopted?' All in favor signify by saying 'aye', those opposed 'no'. The 'ayes' have it, and the Amendment is adopted. Further Amendments?"

Clerk Leone: "No further Amendments."

Speaker Greiman: "Third Reading. On the Order of Senate Bills Second Reading, Appropriations appears Senate Bill 680. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 680, a Bill for an Act making appropriations to the State Board of Elections. Second

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Reading of the Bill. Amendments #1, 2, 3, 4, 5 and 6 were adopted in Committee."

Speaker Greiman: "Any Motions?"

Clerk Leone: "No Motions filed."

Speaker Greiman: "Any Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Greiman: "Third Reading. On the Order of Senate Bills Second Reading, Appropriations appears Senate Bill 714. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 714, a Bill for an Act making appropriations to the Board of Trustees of the University of Illinois. Second Reading of the Bill. Amendments #1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 12, 13, 14, 15, 16 and 17 were adopted in Committee."

Speaker Greiman: "Any Floor... Any Motions tabled (sic - filed)?"

Clerk Leone: "No Motions filed."

Speaker Greiman: "Any Floor Amendments?"

Clerk Leone: "Floor Amendment #18, Giorgi, amends Senate Bill 714 as amended."

Speaker Greiman: "The Gentleman from Cook, Mr. Leverenz. Is it... I understand that you're going to proceed on Amendment #18."

Leverenz: "I, yes. There are so many good Amendments on this. Amendment #18 would provide 100,000 dollar appropriation that we do every time this time of year for the state office building to be located in downtown Rockford, and I would move for the adoption of the Amendment."

Speaker Greiman: "The Gentleman moves for the adoption of Amendment #18 to Senate Bill 714. On that, is there any discussion? The Gentleman from Cook, Mr. Yourell. Mr. Yourell, do you seek recognition? Further discussion? There being none, the question is, 'Shall this Amendment be adopted?' All in favor signify by saying 'aye', those

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opposed 'no'. The 'ayes' have it, and the Amendment is adopted. Further Amendment?"

Clerk Leone: "Floor Amendment #19, Reilly - Barnes, amends Senate Bill 714 as amended."

Speaker Greiman: "The Gentleman from Morgan, Mr. Reilly."

Reilly: "Thank you, Mr. Speaker. This is simply the reappropriation which would have been in a separate Bill except the Bill got killed in our kind of Alice in Wonderland process. The reappropriation... What happens is, every year with capital projects, we appropriate the new money. Some of the projects, of course, get done in one year. Some are two, three, four or five years. In order to keep paying on the projects that are under way, we must reappropriate the money. That's what this Amendment does, and I would move adoption of Amendment #19."

Speaker Greiman: "Yes, Mr. Clerk, I think we're on Amendment #19. Want to hit that? Thank you. The Gentleman moves for the adoption of Amendment #19 to Senate Bill 714. On that, is there any discussion? There being none, the question is, 'Shall this Amendment be adopted?' All in favor signify by saying 'aye', those opposed 'no'. The 'ayes' have it. The Amendment is adopted. Further Amendment?"

Clerk Leone: "Floor Amendment #20, Reilly - Barnes, amends Senate Bill 714 as amended."

Speaker Greiman: "The Gentleman from Morgan, Mr. Reilly."

Reilly: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This Amendment is from the Income Fund of the University of Illinois to allow the Medical Center Commission for ongoing acquisition and improvement of land in the medical center district. I would move adoption of the Amendment."

Speaker Greiman: "The Gentleman moves for the adoption of Senate... of Amendment 20 to Senate Bill 714. And on that,

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is there any discussion? The Gentleman from Cook, Mr. Leverenz."

Leverenz: "The Spncsor yield?"

Speaker Greiman: "He indicates he'll yield for a question."

Leverenz: "Would this improvement, you said 100,000 dollars?"

Reilly: "217,000."

Leverenz: "217,000 dollars. That would be the the 'Stearney' Memorial Medical Building in the medical center?"

Reilly: "This is the... This is the 'Kriger' building. They've been thinking about this one for a long time. The 'Stearney' building comes some other..."

Leverenz: "Oh, well, we just haven't passed a Resolution to rename it. Is that correct?"

Reilly: "Search me. I don't know."

Leverenz: "I wouldn't want to do that. Thank you."

Speaker Greiman: "The Gentleman from Cook, Mr. Bowman."

Bowman: "Will the Gentleman yield for a question?"

Speaker Greiman: "Indicates he will."

Bowman: "Was this in the Governor's budget?"

Reilly: "It has been approved by the Eureau."

Bowman: "Eut... Eut that's... that's a slightly different question you answered. I believe what you're telling me is that it was not in the original budget, but now the Bureau would like to see this added in. Is that correct?"

Reilly: "This is reappropriation. They thought... The reason it wasn't in the budget book, it was because they thought they'd be done and have the property bought by June 30th. They don't, and so we need to reappropriate it."

Bowman: "I see. Thank you very much."

Speaker Greiman: "Further discussion? Mr. Bowman, do you want to continue? No. Further discussion? There being none, Mr. Reilly to close."

Reilly: "Appreciate adoption of Amendment #20."

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Speaker Greiman: "The question is, 'Shall Amendment #20 be adopted?' All those in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have... The 'aye' has it, and the Amendment is adopted. Further Amendments?"

Clerk Leone: "Amendment #21, Reilly - Barnes, amends Senate Bill 714 as amended."

Speaker Greiman: "The Gentleman from Morgan, Mr. Reilly."

Reilly: "I would withdraw Amendment 21."

Speaker Greiman: "Amendment #21 is withdrawn on Senate Bill 714. Further Amendment?"

Reilly: "Floor Amendment #22, Reilly - Barnes, amends Senate Bill 714."

Speaker Greiman: "The Gentleman from Morgan, Mr. Reilly."

Reilly: "This is another reappropriation for exactly the same reason as with the Medical Center Commission. They thought that this rehabilitation of the Des Plaines Game Farms Site Residence would be completed by June 30th. It wasn't, so we have to reappropriate the money. There's no dollar change."

Speaker Greiman: "The Gentleman moves for adoption of Senate... of Amendment #22 to Senate Bill 714. And on that, is there any discussion? There being none, the question is, 'Shall this Amendment be adopted?' All in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have it, and the Amendment is adopted. Further Amendments?"

Clerk Leone: "Floor Amendment #23, Leverenz - Richmond, amends Senate Bill 714."

Speaker Greiman: "The Gentleman from Cook, Mr. Leverenz."

Leverenz: "Thank you. Mr. Speaker and Ladies and Gentlemen of the House, Amendment #23 would provide for a life safety improvement at the Elmore Infirmary for 46,000 dollars. It's the handicapped entrance for fire safety improvements also. And, it would provide 3.3 million dollars for the

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rehabilitation of existing facilities to serve as a veterans center at the Anna Mental Health and Developmental Center, and I move for the adoption of Amendment #23."

Speaker Greiman: "The Gentleman moves for the adoption of Amendment #23 to Senate Bill 714. Is there any discussion? There being none, the question is, 'Shall this Amendment be adopted?' All in favor signify by saying 'aye', those opposed say 'no'. The 'ayes' have it. The Amendment is adopted. Further Amendments?"

Clerk Leone: "Floor Amendment #24, Reilly - Farnes, amends Senate Bill 714 as amended."

Speaker Greiman: "The Gentleman from Morgan, Mr. Reilly."

Reilly: "Thank you, Mr. Speaker. Amendment #24 makes no dollar change. It takes the Illinois and Michigan Canal State Park Project from the reappropriation requests and adds it to the new appropriation as requested by the Department of Conservation. There had been some change in plans, so they thought that it ought to be a new appropriation, but it's the same dollar amount. I would move adoption of Amendment #24."

Speaker Greiman: "The Gentleman moves for the adoption of Amendment #24 to Senate Bill 714, and on that, is there any discussion? The Gentleman from Cook, Mr. Leverenz."

Leverenz: "Could the Gentleman simply explain what Canal we're going to dig? Was that the Panama at 'Lock and Dam 26'?"

Reilly: "Both, but we're improving them because we're going to lead them up to the Illinois and Michigan Canal."

Leverenz: "It is the Illinois - Michigan. Sounds like a tremendous project. Thank you."

Speaker Greiman: "Further discussion? There being none, the question is, 'Shall Amendment #24 be adopted?' All in favor signify by saying 'aye', those opposed say 'no'. The 'ayes' have it. The Amendment is adopted. Further

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Amendments?"

Clerk Leone: "Floor Amendment #25, Shaw, amends Senate Bill 714 as amended."

Speaker Greiman: "The Gentleman from Cook, Mr. Shaw."

Shaw: "Mr. Speaker, I'd like to withdraw that Motion."

Speaker Greiman: "Amendment #25 to Senate Bill 714 is withdrawn. Further Amendments?"

Clerk Leone: "Amendment #26, Leverenz, amends Senate Bill 714 as amended."

Speaker Greiman: "The Gentleman from Cook, Mr. Leverenz, to get himself together back there."

Leverenz: "Oh, I'm together. Thank you, Mr. Speaker, for helping me get it together. Amendment #26 to Senate Bill 714 would make no dollar change. It is a technical change in the one reappropriation made to the Capitol Development Board under Amendment 19, and it's the Cullerton cleanup Amendment. And I would move for the adoption of Amendment 26 to Senate Bill 714."

Speaker Greiman: "The Gentleman moves for the adoption of Amendment #26 to Senate Bill 714. On that, is there any discussion? There being none, the question is, 'Shall this Amendment be adopted?' All in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have it. The Amendment is adopted. Further Amendment?"

Clerk Leone: "Floor Amendment #27, Mays - DiPrima - Reilly, amends..."

Speaker Greiman: "The Gentleman from Adams, Mr. Mays."

Mays: "Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. Amendment #27 takes down the reappropriation Bill for the Veterans Home at Quincy in a like amount to the amount added with Amendment #15 to take care of deficiencies that were sighted by the Department of Public Health last month. It's an agreed Amendment. I would urge

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its adoption."

Speaker Greiman: "The Gentleman moves for the adoption of Senate Amendment... House Amendment 27 to Senate Bill 714. Is there any discussion? There being none, the question... the question is, 'Shall this Amendment be adopted?' All in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have it. The Amendment is adopted. Further Amendment?"

Clerk Leone: "Floor Amendment #28, Karpel - Wojcik, amends Senate Bill 714."

Speaker Greiman: "The Lady from DuPage, Ms. Karpel."

Karpel: "Yes, thank you, Mr. Speaker. Amendment #28 to Senate Bill 714 appropriates 354,845 dollars for the rehabilitation of the main entrance of the administrative and student union building at William Rainey Harper College in Palatine. These funds would be used to repair structural deficiencies that need correction to meet life, health and safety code standards, and I urge its adoption."

Speaker Greiman: "The Lady moves for the adoption of Amendment #20 (sic - #28). Yes. Ms. Satterthwaite, for what purpose do you arise?"

Satterthwaite: "Question of the Sponsor?"

Speaker Greiman: "Oh, well, yes, I will get you. I just wanted to put us in the correct parliamentary posture. The Lady from DuPage has moved for the adoption of Senate Bill... adoption of Amendment 28 to Senate Bill 714. On that, is there any discussion? The Lady from Champaign, Ms. Satterthwaite."

Satterthwaite: "Will the Sponsor yield for a question, please?"

Speaker Greiman: "She indicates she will."

Satterthwaite: "Representative, do you know whether this appropriation has been processed through the Board of Higher Education?"



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Karpiel: "No, it has not been yet."

Satterthwaite: "It has not even been requested through that channel, so therefore, has not been approved."

Karpiel: "The Capital Development Board, I understand, has looked at it and looked at the deficiencies there."

Satterthwaite: "But... But usually the request is submitted through the Board of Higher Education. The Board of Higher Education submits a list of priorities among all of the higher education facilities, and then the Capitol Development Board or the Bureau of the Budget decides how many of those projects can be funded. But you're saying that this project has not gone that route of request through the Board of Higher Education."

Karpiel: "No, not yet."

Satterthwaite: "It has not. Thank you."

Speaker Greiman: "Have you concluded, Ms. Satterthwaite? The Gentleman from Hardin, Mr. Bea, did you have your light on? You're right. Further discussion? There being none, Ms. Karpiel to close."

Karpiel: "I would simply urge its adoption. It's very necessary. The... It's causing a health safety code standards deficiency, and I would appreciate a 'yes' vote."

Speaker Greiman: "The question is, 'Shall Amendment #28 be adopted?' All in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have it, and the Amendment is adopted. Further Amendment?"

Clerk Leone: "No further Amendments."

Speaker Greiman: "Third Reading. On the Order of Senate Bills Second Reading, Appropriations appears Senate Bill 715. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 715, a Bill for an Act making appropriations to the Board of Trustees of the University of Illinois. Second Reading of the Bill. Amendments #1, 3

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and 5 were adopted in Committee."

Speaker Greiman: "Any Motions with respect to the Bill?"

Clerk Leone: "No Motions filed."

Speaker Greiman: "Any Floor Amendments?"

Clerk Leone: "Floor Amendment #6, Leverenz, amends Senate Bill  
715..."

Speaker Greiman: "Gentleman from Cook, Mr. Leverenz."

Leverenz: "Thank you, Mr. Speaker, and I apologize for taking the  
time of the House. Amendment #6 would appropriate  
1,340,000 dollars to the Board of Trustees of the  
University of Illinois for the operation, maintenance and  
management of the technology park in Chicago. I would move  
for the adoption of the Amendment."

Speaker Greiman: "Gentleman moves for the adoption of Amendment 6  
to Senate Bill 715. Is there any discussion? The Lady  
from Champaign, Ms. Satterthwaite."

Satterthwaite: "Will the Spncsor yield for a question?"

Speaker Greiman: "Indicates that he will."

Satterthwaite: "Representative Leverenz, how does that differ  
from the original purpose of the Bill?"

Leverenz: "I'm sorry. Would the distinguished Lady repeat her  
question?"

Satterthwaite: "How does this Amendment differ from the original  
Bill?"

Leverenz: "Not too much. Just a little bit, and I move for the  
adoption of the Amendment."

Speaker Greiman: "Ms. Satterthwaite, proceed."

Satterthwaite: "Well, Mr. Speaker and Members of the House, I  
realize that this Bill, if it passes in the House, will go  
to Conference Committee. I have no objection. I just did  
not understand why this money was being revised or what was  
happening."

Leverenz: "A very good question. Let me simply state that I have

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an obligation to a number of people on this side of the aisle. It is an agreed Amendment on this side of the aisle. Apparently, you were not fully informed that this is a replacement for House Bill 1858."

Satterthwaite: "Thank you very much. I will accept the Amendment."

Speaker Greiman: "Further Amendments... Further discussion? There being none, the question is, 'Shall this Amendment be adopted?' All in favor signify by saying 'aye', those opposed 'nay', and the 'ayes' have it. And the Amendment is adopted. Further Amendment?"

Clerk Leone: "Amendment #7, Shaw, amends Senate Bill 715 as amended."

Speaker Greiman: "Gentleman from Cook, Mr. Shaw."

Shaw: "This is an Amendment... appropriation for 700,000 dollars to be transferred from the... transferred from Conservation to the General Revenue Fund."

Speaker Greiman: "Gentleman moves for the adoption of Amendment #7 to Senate Bill 715. Is there any discussion? There being none, the question is, 'Shall this Amendment be adopted?' All in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have it, and the Amendment is adopted. Further Amendment?"

Clerk Leone: "No further Amendments."

Speaker Greiman: "Third Reading. On the Order of Second Reading - Appropriations - appears Senate Bill 766. Mr. Clerk, is... Mr. Nash? Mr. Bowman, you're taking that. Okay. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 766, a Bill for an Act making appropriations for the ordinary and contingent expenses of the Guardianship and Advocacy Commission. Second Reading of the Bill. Amendments #1, 2, 3 and 4 were adopted in Committee."

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Speaker Greiman: "Any Motions?"

Clerk Leone: "No Motions filed."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Greiman: "Third Reading. On page 31 of the Calendar still on the Order of Senate Bills Second Reading, Appropriations appears Senate Bill 1144. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1144, a Bill for an Act relating to professions and occupations. Second Reading of the Bill. Amendment #1 was adopted in Committee. Amendment #2 lost in Committee."

Speaker Greiman: "Are there any Motions?"

Clerk Leone: "No Motions filed."

Speaker Greiman: "Any Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Greiman: "Third Reading. Returning on page 27 of the Calendar, Senate Bills Second Reading, Appropriations appears Senate Bill 377. Mr. Clerk, call the Bill. Read the Bill."

Clerk Leone: "Senate Bill 377, a Bill for an Act making appropriations for the ordinary and contingent expenses of the Illinois Commerce Commission. Second Reading of the Bill. Amendments #1 and 2 were adopted in Committee."

Speaker Greiman: "And Motion to tab... Any Motions?"

Clerk Leone: "Motion. I move to table Amendment #2 to Senate Bill 377, Representative Birkinbine."

Speaker Greiman: "Mr. Birkinbine."

Birkinbine: "Thank you, Mr. Speaker. I think there was a parliamentary question pending raised by Mr. Vinson on this Bill, which is why it was taken out of the record. My Motion is still pending, but I think we took it out of the record because of a parliamentary inquiry raised by

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Representative Vinson and Democratic staff..."

Speaker Greiman: "Well, did you want to withdraw your Motion, Mr. Birkinbine? Is that what I understand?"

Birkinbine: "No. No, what I'm saying is the order of the Chair right now is a parliamentary inquiry."

Speaker Greiman: "Gentleman... We'll get back to you in a second. The Gentleman from Cook, Mr. Leverenz."

Leverenz: "Yes, I think I'll square it all away by saying, if the Motion is withdrawn, I intend to withdraw the Amendment or table it rather. It's got a defect in it, and we're going to go with Amendment 5."

Speaker Greiman: "Mr. Birkinbine."

Birkinbine: "That being the case, I will withdraw my Motion on Amendment #2."

Speaker Greiman: "Gentleman withdraws his Motion to table Amendment #2. On Amendment #2, Mr. Leverenz."

Leverenz: "Withdraw the... Is the Amendment adopted? Then I..."

Speaker Greiman: "Yes. Mr. Matijevich."

Matijevich: "Since it is a Committee Amendment, I think the only thing we can do is table it. So, leave..."

Speaker Greiman: "Yes, that's right. We..."

Matijevich: "... to table Committee Amendment #2."

Speaker Greiman: "Mr. Leverenz moves to table Amendment #2. All in favor of the Motion to table signify by saying 'aye', those opposed 'nay'. The 'ayes' have it, and Amendment #2 is tabled. Further Amendments?"

Clerk Leone: "Amendment #3, Matijevich, amends Senate Bill 377 as amended."

Speaker Greiman: "Gentleman from Lake, Mr. Matijevich."

Matijevich: "Speaker, Ladies and Gentlemen of the House, Amendment #3 is no dollar change. It adds a line in the EDP Division for retirement payable from the Public Utility Fund, which was omitted from the original copy of House

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Amendment #1 so that this Amendment now makes the Bill technically correct. I move the adoption of Amendment #3."

Speaker Greiman: "Gentleman moves for the adoption of Amendment #3 to Senate Bill 377. On that, is there any discussion? The Gentleman from Cook, Mr. Birkinbine. Mr. Matijevich, are you getting instructions on that phone?"

Matijevich: "No, I... I was on the phone and then this came up."

Speaker Greiman: "Alright. Thank you."

Matijevich: "Somebody's holding."

Speaker Greiman: "Gentleman from Cook, Mr. Birkinbine."

Birkinbine: "No question. I see an explanation of this Amendment now. I missed his mumbling. So, I wasn't sure exactly what he was offering."

Speaker Greiman: "The Gentleman from Cook, Mr. Fiel. There being no further discussion, all those in favor signify... Shall Amendment #3 be adopted? All those in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have it, and the Amendment is adopted. Further Amendment?"

Clerk Leone: "Floor Amendment #4, Matijevich, amends Senate Bill 377 as amended."

Speaker Greiman: "The Gentleman from Cook, Mr. Matijevich."

Matijevich: "How do you do? I've always been accused of being from Cook County."

Speaker Greiman: "Gentleman from Lake, Mr. Matijevich."

Matijevich: "That a boy, Al. I move... or I withdraw Amendment #4. We no longer need this Amendment."

Speaker Greiman: "Gentleman withdraws Amendment 4 to Senate Bill 377. Further Amendments?"

Clerk Leone: "Floor Amendment #5, Leverenz, amends Senate Bill 377 as amended."

Speaker Greiman: "Gentleman from Cook, Mr. Leverenz."

Leverenz: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I would move for the adoption of Amendment #5 which

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would provide 100,000 dollars or whatever it takes to get the CUB off the ground. It would be appropriated from the Public Utility Fund to the Commerce Commission for the purpose of making loans. The loans would be repaid from the voluntary contributions. We had a discussion about the whole thing earlier. Specifically, it does say 'loan', no gift, and the 500,000 dollars is appropriated from the Public Utility Fund for the Department of Energy and Natural Resources for coal research... for the Coal Research Board for operations and research. And I would move for the adoption of Amendment #5 to Senate Bill 377."

Speaker Greiman: "Gentleman moves for the adoption of Amendment 5 to Senate Bill 377. And on that, is there any discussion? The Gentleman from Cook, Mr. Birkinbine."

Birkinbine: "Thank you, Mr. Speaker. Will the Sponsor yield for a question?"

Speaker Greiman: "He indicates that he will."

Birkinbine: "In Section 6 of Amendment 5 where you're making this loan of up to 100,000 dollars to the Citizens' Utility Board, is there some form of guarantee that those dollars would be returned?"

Leverenz: "Well, I would believe that we would not lay out the entire contract that the ICC would draft; but, when we questioned them in Committee and knowing what the development would be from the voluntary contributions from all over the state, and especially with your five dollars and my five dollars, I'm sure all the money will come back."

Birkinbine: "What is the time frame that this money is to be paid back?"

Leverenz: "I believe that that would be more appropriate to be part of the contract, rather than in the Bill, and it would be as timely as the mail goes out with the bills from the

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public utilities and that the money would be in an appropriate return envelope probably to the ICC. But that should be part of the contract also. Would you not agree?"

Birkinbine: "Thank you, Mr. Speaker, to the Bill."

Speaker Greiman: "Proceed, Sir."

Leverenz: "Proceed."

Birkinbine: "This is the, in correct form, the same as Amendment #2 to Senate Bill 377. You heard discussion from a number of Members saying how people across the state have said they wanted a Citizens' Utility Board and how Members of this House and the Senate both agree that we should have a Citizens' Utility Board. I don't dispute that one bit, but the people across the state, and you, and I and the Senate Members, when we were asked to vote on whether or not we wanted a Citizens' Utility Board, were assured by everyone who got up in both chambers and by everyone who was pushing the Citizens' Utility Board concept across this state that it would be funded by voluntary contributions. No tax dollars would be involved. In fact, it says as much right in the literature that the citizens for Citizens' Utility Board were distributing around the state. It says not a single tax dollar would be used in the Citizens' Utility Board. While having voted that we do want something like that, now the second shoe drops, and indeed they do want use of taxpayers' dollars. And there is no guarantee that we're going to get this money back. There's no schedule laid out for the Citizens' Utility Board would be get it back. And if the kind of fiscal troubles that the Citizens' Utility Board in Wisconsin has had is anything like what we're likely to have here in Illinois, there won't be any dollars to pay back to the state on this initial loan. I would remind you, in this call for the need for seed money to get this rolling, that the Illinois



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Public Action Council never came to the state looking for seed money. The Illinois Taxpayers' Federation never came to the state looking for seed money. The Sierra Club never came to a Body such as this and said, "We need a seed money to get it going." If indeed this is such a terrific idea and everyone's going to jump on the band wagon, seed money should not be any problem, especially since this is supposed to be a private citizens' record. Each and every supporter of CUB who got up to speak on this floor referred to how it would not involve tax dollars. Now we find that we're being suckered by that, and we're being asked to put out taxpayers' money. The fact that people wanted a Citizens' Utility Board and voted for it and that you and my colleagues on this side of the aisle vote for it does not enter into the discussion, because now we're talking taxpayers' dollars. And from some of the entertaining comments by the Gentleman from Rogers Park who referred to the fact that a CUB was worth one Governor Thompson, in fact a CUB was worth ten Governor Thompson, I would say the only CUB worth ten Governor Thompson's is Bill 'Buckner'. In the last election, he voted Republican. I urge a 'no' vote on this Amendment."

Speaker Greiman: "The Gentleman from Vermilion, Mr. Stuffle."

Stuffle: "I don't know how to follow that Bill 'Buckner' comment, but his batting average has gone down significantly since then, too. But Members of the House, on this Amendment it's obvious that if we fail to adopt the Amendment, if we fail to put the money in place, that we push back the date and the time that the CUB becomes effective, even if we pass the authorizing legislation, which we will. I repeat what I said before. The CUB was before the people of this state in community after community, Democratic community and Republican alike. It passed overwhelmingly. It was

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never rejected. We're telling the people that we aren't willing to put it in place at the appropriate time, as they want it, if we don't do this, if we don't pass this Amendment. This Amendment is absolutely crucial to the effectiveness of that program supported by the people of this state throughout this state. They will get the money back quickly. I think, if you even listen to the last speaker's comments aside from his 'Euckner' comments, you heard him say he thought that it was such a good program. It would quickly bring in new money, money from the people which it will and quickly we can repay under a loan agreement the 100,000 dollars. It's essential that we have this, or we will push back the date and the effectiveness of the CUB. We should adopt Amendment #5."

Speaker Greiman: "The Gentleman from McHenry, Mr. Klemm."

Klemm: "Thank... Thank you, Mr. Speaker. I just want to add that I agree that this Amendment should not be put on this Bill. You know, we have worked very hard in the Utilities Committee to try to formulate an agreement that both sides of the aisle can accomplish and try to create a workable CUB's Bill. I think we've done that. We've worked in a bipartisan effort to try to accomplish exactly what the citizens throughout the state in previous votes throughout referendums they've had have already expressed that they wished for us to adopt a CUB's Bill. We're doing that. We're working together, and I think we're providing the needed safeguards for this type of legislation. I really think that to add this on and to add more Amendments to change the complexion of this particular type of legislation at this time is really inappropriate, and we should not adopt Amendment #5."

Speaker Greiman: "The Gentleman from Cook, Mr. Brookins."

Brookins: "Thank you, Mr. Speaker. I rise in support of Amendment

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#5. Any good businessmen know you must put some investment into a good project before you can get it off the ground. We, too, had meetings in our community. We got favorable reports on the CUB Bill. So, now we need to implement it; and, in order to implement it, we must fund the thing or loan the money to the project so we can get it off the ground. It's been worked out where that they will repay the money. So, there's no danger. I ask for a favorable vote on this Amendment."

Speaker Greiman: "Gentleman from Cook, Mr. Levin."

Levin: "I, too, rise in support of this Amendment. As I indicated on Amendment #1, there is a logistical problem that this Amendment attempts to deal with and, that is; that in the CUB Bill, there is a requirement that the utilities be reimbursed for the cost of any mailing within 60 days. Now, that's a substantial financial outlay, and they may have... the CUB may not have the money in the coffers to pay within that 60 days. So, this is not only a benefit to the CUB to make CUB effective, it also is a benefit to the utilities. It insures that they, in fact, will be reimbursed for their out of pocket expenses in terms of the CUB mailings. We need this to make CUB effective, and I urge affirmative votes."

Speaker Greiman: "The Gentleman from Cook, Mr. Cullerton."

Cullerton: "Yes, I just wanted to point out that Wrigley field is in my district; and, if we can give 100,000 dollars to the Cubs, I think they can pick up a good free agent, and I think this is a good Amendment."

Speaker Greiman: "Gentleman from Cook, Mr. Marzuki."

Marzuki: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise in support of this Amendment. I think this is an opportunity to work with the people, both Republicans and Democrats, in order to bring the citizen input into the

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process of rate increases in the Commerce Commission. I think it would be absolutely fatal to deny this money, which is not going to cost the taxpayers anything. The money will be paid back. I don't even know why it is considered as a cost to the taxpayers. The taxpayers, by the way, are the people who want this legislation. I urge its adoption."

Speaker Greiman: "Gentleman from Adams, Mr. Mays."

Mays: "Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. Would the Gentleman... Sponsor yield for a question? Wherever he or she is?"

Speaker Greiman: "Indicates he will."

Mays: "Ted... There you go. This money is coming out of the Public Utility Fund. Is that correct?"

Leverenz: "Yes."

Mays: "And what monies go into the Public Utility Fund?"

Leverenz: "Monies from the public utilities."

Mays: "Public utility taxes or public utilities, you know... are those monies generated through rates..."

Leverenz: "They are not voluntary contributions."

Mays: "Okay. To the Bill, Mr. Speaker."

Speaker Greiman: "Proceed, Mr. Mays."

Mays: "I think many of the arguments that Mr. Eirkinbine and Mr. Klemm raised previously are very well founded, and I would only want to add one thing. What we're doing with this Amendment is setting a precedent. We are going to be funding the Citizens' Utility Bill... or Board through the Public Utility Fund. There's... You know, if the Wisconsin experience repeats itself, they may come back for more money than they've got already, whether they've paid back the previous loan or not. I would urge a 'no' vote simply because of the precedent we're setting at this point."

Speaker Greiman: "Further discussion? Gentleman from Cook, Mr.

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Shaw."

Shaw: "Move the previous question, Mr. Speaker."

Speaker Greiman: "Well, there's no one seeking recognition. Accordingly, Mr. Leverenz to close."

Leverenz: "Well, on Amendment #5, what we are doing here is speaking out for the citizens in the City of Chicago which voted, by referendum, that we should have CUB by a five to one referendum. We are speaking out for 110 municipalities around the state which voiced their opinion. We are to, I'm sure, reflect and represent their interests here. Without this, we might bind or hamper the implementation of the CUB. You know and I know there is only one thing that is of primary... or two things of primary importance on a consumer's mind, taxes and utility rates. Your 'aye' vote on Amendment #5 will provide the correct amount of money on a loan basis to start the CUB, and get it off the ground and give them some help and protection. I move now for the adoption of Amendment 5 to Senate Bill 377."

Speaker Greiman: "Question is, 'Shall Amendment 5 be adopted?' All those in favor signify by saying 'aye', those opposed 'nay'. In the opinion of the Chair, we need a Roll Call. All those in favor of Amendment #5 signify by voting 'aye', those opposed vote 'nay'. The voting is now open. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Amendment, there are 69 voting 'aye', 42 voting 'no', 1 voting 'present', and this Amendment is adopted. Further Amendment?"

Clerk Leone: "No further Amendments."

Speaker Greiman: "Third Reading. Alright. On page 31 of the Calendar, Senate Bills Second Reading, Appropriations appears Senate Bill 1144. We previously read it; and, for technical reasons prefer... would now move to that Order to read it again. Mr. Clerk, read the Bill. 1144."

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Clerk Leone: "Senate Bill 1144, a Bill for an Act relating to making appropriations to State Attorneys' Appellate Service Commission. Second Reading of the Bill. Amendment #1 was adopted in Committee. Amendment #2 lost in Committee."

Speaker Greiman: "Any Motions?"

Clerk Leone: "No Motions filed."

Speaker Greiman: "Any Floor Amendments?"

Clerk Leone: "No Floor Amendments."

Speaker Greiman: "Third Reading. Alright. On page 31 of the Calendar on the Order of Consideration Postponed appears Senate Bill 37. Out of the record. Senate Bill 112. Out of the record. Senate Bill 239. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 239, a Bill for an Act concerning the regulation of shorthand reporting. Third Reading of the Bill."

Speaker Greiman: "Gentleman... Just stand at ease for a moment. Mr. Cullerton, we're going to take this out of the record for a little while. We'll be back to you, though. We are now moving to the Order of Senate Bills Second Reading, the general subject matter of Bills that are on Short Debate. And first... And for Special Order... Special Order. On that Order of Business appears Senate Bill 1238. Mr. Clerk."

Clerk O'Brien: "Senate Bill 1238, a Bill for an Act to amend the Illinois Wage Payment and Collection Act."

Speaker Greiman: "Out of the record. Yes, Mr... The Gentleman from Morgan, Mr. Beilly."

Beilly: "Thank you, Mr. Speaker. Could you... I don't think there's any dispute, but could you just repeat one more time what Order of Business you're on?"

Speaker Greiman: "What the Order is?"

Beilly: "Or make up a new one."

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Speaker Greiman: "Mr. Reilly, it is my understanding that there is agreement to go to Bills... Bills on Second Reading which will be on Special Orders tomorrow."

Reilly: "And you're just going to amend them and..."

Speaker Greiman: "And move them to Third, right."

Reilly: "As long as..."

Speaker Greiman: "As long as they're noncontroversial."

Reilly: "Yeah. That is my understanding of the agreement. Some of the Members didn't hear what you said the first time."

Speaker Greiman: "That is correct. That is the understanding."

Reilly: "Alright. Thank you."

Speaker Greiman: "And then we will get to our Special Order. Mr. Piel."

Piel: "So, Mr. Cullerton won't accuse you of what he accused the previous Speaker of the House of doing, could you give us a little bit of an idea of which Bills are going to be heard so we're not jumping all over the Calendar trying to figure out where we're at?"

Speaker Greiman: "Well, on the Order... Why don't you send somebody up here, and we'll give you a list as we call them. Why don't you do that rather than..."

Piel: "Well, we have 118 Members here. It would be nice if we could all follow what we're doing on the Calendar."

Speaker Greiman: "Those Bills that are on Special Order for tomorrow that are presently on the Order of Second Reading... Senate Bills Second Reading that we will be calling are 25, 536, 786, 891, 982, 1000, 1011, 1024, 1027, 1033, 1057, 1070, 1257, 1260, 1301. Now, on the Order of Senate Bills Second Reading Subject... that are on Special Orders for tomorrow appears Senate Bill 25. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 25, a Bill for an Act to amend an Act relating to shared work unemployment benefits. Second

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Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Any floor Amendments?"

Clerk O'Brien: "Floor Amendment #1, Levin - Clson, amends Senate Bill 25 on page two by deleting line one through five..."

Speaker Greiman: "Gentleman from Cook, Mr. Levin."

Levin: "Yes, thank you, Mr. Speaker, Ladies and Gentlemen of the House. Amendment #1 to Senate Bill 25 simply removes a paragraph, paragraph (c), from the Bill which should not have been in it. When the Bill was being circulated, the draft of the Bill was being circulated in the Senate, that paragraph was not in it. There was an objection from the Illinois Retail Merchants, and this simply takes that out. Let me make one further point. There are questions about this Bill as far as compliance with federal... federal requirements, and it's not my intention to call the Bill on Third unless there is full agreement on that. But I do want to put this Amendment on. It's an agreed Amendment; and, if there are problems, we will not call the Bill on Third. But this puts the Bill in the form that it was agreed to by all of the parties and just takes out a paragraph."

Speaker Greiman: "Gentleman moves for the adoption of Amendment #1 to Senate Bill 25. Is there any discussion? There being none, the question is, 'Shall this Amendment be adopted?' All in favor signify by saying... Yes, Gentleman from Peoria, Mr. Tuerk."

Tuerk: "Would the Sponsor yield to a question?"

Speaker Greiman: "Indicates he will."

Tuerk: "Is Mr. Clson in agreement with this Amendment?"

Levin: "Yes."

Tuerk: "Thank you."

Speaker Greiman: "Question is, 'Shall this Amendment be adopted?' All those in favor signify by saying 'aye', those opposed



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'nay'. The 'ayes' have it, and the Amendment is adopted.  
Further Amendment?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. Senate Bill 536, on the Order  
of Senate Bills Second Reading. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 536, a Bill for an Act regulating  
labor relations between public employees... employers and  
employees and creating the Illinois Labor Relations Board.  
Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Take that out of the record. On the Order of  
Senate Bills Second Reading appears Senate Bill 786. Mr.  
Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 786, a Bill for an Act to amend the  
Environmental Protection Act. Second Reading of the Bill.  
Amendment #2 was adopted in Committee."

Speaker Greiman: "Any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Any... Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. Senate Bill 891. Mr. Clerk,  
read the Bill."

Clerk O'Brien: "Senate Bill 891, a Bill for an Act to amend an  
Act creating the Department of Children and Family  
Services. Second Reading of the Bill. Amendment #1 was  
adopted in Committee."

Speaker Greiman: "Are there any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #2, Preston, amends Senate Bill  
891 by deleting the title and so forth."

Speaker Greiman: "Well... Mr. Saltsman, you want to take that  
out of the record for a while. No. We'll take that out of  
the record just for a little while. We'll be back. Senate

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Bill 982. Out of the record. On the Order of Senate Bills Second Reading appears Senate Bill 1000. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1000, a Bill for an Act to amend an Act to create the Prairie State 2000 Fund. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments. Wait. Maybe there is. No Floor Amendments."

Speaker Greiman: "Take 1000 out of the record right for the moment. On the Order of Senate Bills Second Reading appears Senate Bill 1011. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1011, a Bill for an Act to amend the Intergovernmental Cooperation Act. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #1, Fangle - Fanayotovich, amends Senate Bill 1011 on page three by inserting immediately after line four the following."

Speaker Greiman: "Mr. Fangle. Yes, I see him. Yes, for what purpose does the Gentleman from Cook, Mr. Piel, rise?"

Piel: "Question of the Clerk. Is it Fangle - Fanayotovich, or it is Bullock - Fanayotovich?"

Clerk O'Brien: "Bullock - Fanayotovich."

Piel: "Thank you."

Speaker Greiman: "We'll take that Bill out of the record for a moment or two. On the Order of Senate Bills Second Reading appears Senate Bill 1024. Mr. Clerk... Mr. Stuffle in the chamber? Out of the record. On the Order of Senate Bills Second Reading appears Senate Bill 1027. Mr. Clerk... Mr. Giorgi, do you want to go with that, 1027? Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1027, a Bill for an Act creating the

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Illinois Municipal Financing Agency. Second Reading of the Bill. Amendment #2 was adopted in Committee."

Speaker Greiman: "Are there any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On the Order of Senate Bills Second Reading appears Senate Bill 1053. Mr. Berrios? Mr. Kulas? Out of the record. On the Order of Senate Bills Second Reading appears Senate Bill 1057. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1057, a Bill for an Act to amend an Act concerning public utilities. Second Reading of the Bill. Amendment #2 was adopted in Committee."

Speaker Greiman: "Any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. Mr. Cullerton."

Cullerton: "The question there was whether or not there was a fiscal note filed. Has a fiscal note been filed?"

Speaker Greiman: "Mr. Clerk, there is a request for a fiscal note. Has one been filed?"

Clerk O'Brien: "Fiscal note is filed."

Cullerton: "Okay. Thank you."

Speaker Greiman: "Mr. Kleun, did you have anything further? Third Reading. On the Order of Senate Bills Second Reading appears Senate Bill 1070. Mr. Matijevich, 1070? Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1070, a Bill for an Act to amend an Act concerning injuries and disabilities caused by exposure to asbestos. Second Reading of the Bill. Amendment #1 and 2 were adopted in Committee."

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Speaker Greiman: "Any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. Just backing up one that we missed. On the Order of Senate Bills Second Reading appears Senate Bill 1033. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1033, a Bill for an Act to create the Illinois Neighborhood Corp Act. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. 1257, I think, is out of the record. No? Want to go with it? Alright. Mr. Clerk, on the Order of Senate Bills Second Reading appears Senate Bill 1257. Call the Bill."

Clerk O'Brien: "Senate Bill 1257, a Bill for an Act to amend an Act relating to interstate compacts and agreements concerning nuclear wastes. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. On the Order of Senate Bills Second Reading appears Senate Bill 1260. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1260, a Bill for an Act to amend the Environmental Protection Act. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Any Floor Amendments?"

Clerk O'Brien: "Amendment #1, Homer, amends Senate Bill 12..."

Speaker Greiman: "Gentleman from Fulton, Mr. Homer."

Homer: "Mr. Speaker, I would withdraw Amendment #1."

Speaker Greiman: "Gentleman requests to withdraw Amendment #1 to

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Senate Bill 1260. Any further Amendments?"

Clerk O'Brien: "Floor Amendment #2, O'Connell, amends Senate Bill  
1260..."

Speaker Greiman: "Gentleman from Cook, Mr. O'Connell."

O'Connell: "I'd like to have leave to withdraw that Amendment."

Speaker Greiman: "Gentleman withdraws Amendment #2 to Senate Bill  
1260. Further Amendments?"

Clerk O'Brien: "Floor Amendment #3, Hower, amends Senate Bill  
1260..."

Speaker Greiman: "Gentleman from Fulton, Mr. Hower."

Hower: "Thank you, Mr. Speaker and Ladies and Gentlemen.  
Amendment #3 is a result of negotiations with interested  
groups, including the Illinois State Chamber and the  
Illinois Manufacturers' Association and the Illinois  
Attorney General's Office, and basic... it's basic  
provision is that this... the Bill itself deals with  
the... with the Amendment to the Environmental Protection  
Act and the siting requirements for regional pollution  
control facilities. And the thrust of the Amendment would  
allow for the applicant for a regional pollution control  
facility, when it involves the disposal of hazardous waste,  
to, first of all, negotiate the permit applications and  
provisions thereof with the Illinois Environmental  
Protection Agency prior to the setting of a public hearing.  
And so, the Bill does... the Amendment would provide that  
... that the public hearing requested would not be until  
after these preliminary negotiations were conducted and  
until the IEPA had taken a preliminary position with  
regards to the issuance or denial of the permit. In  
addition, the Amendment provides that the Section itself  
shall cease to apply upon the phasing in of phase two of  
the RCRA requirements, that's the Resource Conservation  
Recover Act. Once the IEPA is empowered to issue permits

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pursuant to RCFA in phase two, then this Bill or the provisions would no longer have affect. I would ask for the adoption of the Amendment, and I know of no opposition."

Speaker Greiman: "Gentleman moves for the adoption of Amendment #3 to Senate Bill 1260. On that, is there any discussion? There being none, the question is, 'Shall this Amendment be adopted?' All in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have it, and the Amendment is adopted. Further Amendment?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. On the Order of Senate Bills Second Reading appears Senate Bill 1301. Mr. Clerk. Yes. On... On 1260 there has been a request for a fiscal note as amended. So, the Bill will remain on the Order of Second Reading. On the Order of Senate Bills Second Reading appears Senate Bill 1301. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1301, a Bill for an Act in relation to deputy registrars and temporary places of registration. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Floor Amendments?"

Clerk O'Brien: "Floor Amendment #1, Yourell."

Speaker Greiman: "Gentleman from Cook, Mr. Yourell."

Yourell: "Yes, thank you, Mr. Speaker. I ask leave to withdraw Amendment #1."

Speaker Greiman: "Gentleman asks to withdraw Amendment #1 to Senate Bill 1301. The Amendment is withdrawn. Proceed. Further Amendments?"

Clerk O'Brien: "Amendment #2, Yourell, amends Senate Bill 1301..."

Speaker Greiman: "Gentleman from Cook, Mr. Yourell."

Yourell: "Yes, thank you, Mr. Speaker. I'd like to have leave to withdraw Amendment #2."

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Speaker Greiman: "Gentleman withdraws Amendment #2 to Senate Bill 1301. Further Amendments?"

Clerk O'Brien: "Floor Amendment #3, Yourell."

Speaker Greiman: "Gentleman from Cook, Mr. Yourell."

Yourell: "Thank you, Mr... Thank you, Mr. Speaker. Ladies and Gentlemen of the House, I move to adopt Amendment #3 to Senate Bill 1301 which embodies all the changes that we made after meeting on several occasions relative to the provisions of... of this Bill. I move the adoption of Amendment #3 to Senate Bill 1301."

Speaker Greiman: "Gentleman moves for the adoption of Amendment #3 to Senate Bill 1301. On that, is there any discussion? Gentleman from Lee, Mr. Olson."

Olson: "Thank... Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. Would the Sponsor yield?"

Speaker Greiman: "Indicates he will."

Olson: "Representative Yourell, I'm looking at a copy of the Amendment #3 to 1301; and, if I am reading this correctly, it has deleted the provisions for extraneous groups to become deputy registrars other than labor organizations and their duly elected officers. Is that correct?"

Yourell: "We tightened up that list, Representative Olson. I don't know whether you were in contact with all of those organizations and individuals that had some input into this Bill, but there were... it deleted the Civic, fraternal, not-for-profit, social service organization officers and so forth out of the Bill."

Olson: "At the time of the Committee hearing, you may recall I quizzed Rich Walsh on various aspects of this. Would this then exclude organizations such as might be construed to be political in nature, such as a ward precinct township committee organization?"

Yourell: "Yes, they are not in the... in the Bill as it presently

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is constituted with Amendment #3."

Olson: "Thank you. To the Bill... or to the Amendment, Mr. Speaker."

Speaker Greiman: "Proceed."

Olson: "We spent a great deal of time on this in the Elections Committee just a couple weeks ago Friday, and we will discuss the Bill at length when it goes to a full hearing on Friday. But I would wish to point out to the Members of this General Assembly that this Bill is very heavily tipped in the direction of registration of eligible voters, and now we are adding to that one single entity and that is the entity of labor organizations and their people who they direct to become deputy registrars. And I would urge you to consider that very carefully before you accept the adoption of Amendment #3. I would urge a 'no' vote."

Speaker Greiman: "The Gentleman from Cook, Mr. Piel."

Piel: "Will the Gentleman yield for a question, please?"

Speaker Greiman: "Indicates he will."

Piel: "Representative Yourell, if I read this correctly, you know, does this provide that the Department of Public Aid, Secretary of State and Unemployment Office employees are eligible to serve as deputy registrars of registration?"

Yourell: "That is correct."

Piel: "At their places of employment?"

Yourell: "Pardon me?"

Piel: "At their places of employment."

Yourell: "What was the first word?"

Piel: "At their places of employment."

Yourell: "Yes. That's correct."

Piel: "So, in other words, if this Bill passes or if this Amendment goes on the Bill and the Bill passes and signed into law, the Department of Public Aid and the Unemployment Office, Secretary of State's Office, they will be taking



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voters' registrations from now on?"

Yourell: "That's correct. They're eligible to do it. It doesn't mandate that they do it. If they want to do that, they can. It provides that the employees of the Department of Public Aid, Secretary of State and the Department of Labor are eligible to serve as deputy registrars for conducting registrations, but it doesn't mandate that they do so."

Piel: "What is the reason for spreading it out over so many different areas?"

Yourell: "Well, since you were not privy to the meetings that we had, there were about 60 organizations that were represented... represented in the meetings that we had relative to this Bill, and we deleted a lot of representatives of those organizations. But we thought that public places, particularly government public places, and that includes libraries, universities and so forth, should be used for registration of voters since that is a very paramount issue today to make it easier for people to become registered to vote in the State of Illinois. And these are temporary places of registration during a certain time of year when they should be able to register those people and be... entitled to be deputy registrars."

Piel: "Libraries and things like that I can understand. But don't you think, when you start opening up the Unemployment Office and the Public Aid Office and the Secretary of State's Office, that you're opening up to the potential of vote fraud or the fraudulent use of voters registration?"

Yourell: "Well, we had no opposition to those individuals relative to this Amendment. So, I have no problem with the government offices being used for places of registration. If that's opening up the registration process, so be it. I think that's what it's all about. That really is the merit of the Bill."

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Piel: "Thank you."

Speaker Greiman: "Gentleman from Kendall, Mr. Hastert."

Hastert: "A question. Would the Sponsor yield for a question?"

All... I just have a question. Is there a fiscal note..."

Speaker Greiman: "Yes, go ahead."

Hastert: "Is there a fiscal note filed on this Bill?"

Yourell: "Yes, Sir."

Hastert: "Do we know about what the dollar amount is?"

Yourell: "Well, the fiscal note will be filed on Senate Bill 1301 as amended. And the fiscal note indicates there will be no substantial new duties on the state other than the designing of a form, and it will only accrue an inconsequential cost to the state in form of staff time."

Hastert: "Thank you, Sir."

Speaker Greiman: "Gentleman from McLean, Mr. Ropp."

Ropp: "Mr. Speaker, would the Sponsor yield?"

Speaker Greiman: "Indicates he will."

Ropp: "Just a question, and I know that everyone is interested in getting everyone the opportunity to vote and to register - why don't we just have a provision where, as soon as you're born and as soon as you become 21, you're eligible to vote right off?"

Yourell: "That's alright with me, Sir."

Ropp: "Well, I'm not sure that's such a good idea really. I think, as a citizen of this state and of the United States, voting is a privilege and with that privilege also goes a responsibility, and that responsibility means that you have to become registered. And that means you have to put a little effort forward. And I think, by this particular Amendment, not only are we taking away the responsibility of individuals, but we're allowing almost anyone without a responsibility to be eligible to vote. And I think with that right goes responsibility, and this Amendment takes

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away the responsibility. So, I urge a 'no' vote."

Speaker Greiman: "Gentleman from Champaign, Mr. Johnson."

Johnson: "Is there any provision in this Amendment for permitting voter registration, let's say, at insurance company offices, corporate offices?"

Yourell: "No."

Johnson: "Is there any provision in this Amendment that would allow voter registration at Farm Bureau offices?"

Yourell: "No."

Johnson: "Is there anything in this Amendment that would permit registration at general.... within the confines of a corporation or business?"

Yourell: "No."

Johnson: "Don't you think to be fair that there ought to be provisions for that?"

Yourell: "Well, we could include a lot of places of registration, but we tried to confine it what is commonly known as governmental entities. And we had a lot of deletions relative to some of the things that you referred to, and we had a lot of opposition to that from those people that you mentioned. And so, that's why we deleted the list."

Johnson: "Is a labor organization connected with... or somehow a quasi governmental entity or a governmental entity?"

Yourell: "No."

Johnson: "Well, I would suggest to you, and I guess when I make this suggestion that automatically we have a 70 to 48 vote, but I would suggest to you that the... that the Amendment really directs itself towards providing voter registration at entities that are most accessible to and connected with the opposition party. And I would suggest that if we want to be fair, I could give Representative Yourell a series a lists of what would be traditionally constituencies of this side of the aisle. I don't think there's anything wrong

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with our current voter registration list. We have made big turnouts. People who are interested in the process have every opportunity to vote and every opportunity to register to vote. I don't think our current system is working to the detriment either of either Party or of particular interest groups in society. And I think once we open it up, as this Amendment would purport to do, we're deliberately and willfully slanting the tilt towards constituencies who have traditionally been associated with one side or the other. And I don't think people on the other... that side of the aisle really want to do that. I hope that a majority of people on both sides of the aisle want to be fair, want to provide a system where people can be accessible and made accessible to the voter registration process without making a mockery of it, and I think that Amendment... this Amendment, if adopted, at least in part would open the process up so much to fraud and abuse and to... the registration process beyond our control that we'd wind up having a system that people couldn't live with. I think it's an ill-founded but probably well intended Amendment, but I urge a 'no' vote."

Speaker Greiman: "Gentleman from Cook, Mr. Bullock."

Bullock: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I was listening to my colleague from Champaign speak, and it just dawned on me that for the first time I've heard an elected official stand on the floor of the House and say that the majority of unemployed people in this state and the majority of the people in this state that go to public aid offices are Democrats. I think that's a profound admission on the floor of this House that the three-quarters of a million unemployed are Democrats and also that a majority of the unemployed people of this state on general assistance and public aid are Democrats."

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I think that's the most significant thing that's been said in this chamber today. And if for no other reason than to vote for Amendment #3, it to help Democrats who are unemployed and poor and who are seeking driver's licenses. That's a great pronouncement, and I urge an 'aye' vote."

Speaker Greiman: "Gentleman from Adams, Mr. Mays."

Mays: "I wasn't initially intending to speak on this, Mr. Speaker, but I would just like to point out to the previous Gentleman's remarks, they might be affiliated with that Party, because that Party's done such a great job in swelling their ranks over the last eight years. And I would just simply say that you have to look at who's speaking and supporting this when you cast your votes."

Speaker Greiman: "Further discussion? There being none, Representative Yourell to close."

Yourell: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, I understand some of the issues that have been raised by the opponents to this Amendment, but I would remind them also that there's a lot of agencies involved that don't establish their credentials with any constituency, such as libraries, the Secretary of State's Office - and I repeat, the Secretary of State's Office - universities and so forth. And I don't know how you define what constituency those institutions would be identified with, but I suggest that the real merit to this Amendment would be that it would make it much easier for individuals in Illinois to register to vote and to engage in the electoral process. Aside from that, it also provides for a standardized form and not in size or some other way, but the information on that form, that would be designed by the State Board of Election, that would be used in every... in all of the 102 counties of the State of Illinois so that when one individual moves from one county to another, that

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form would follow him to the next election jurisdiction which would be the county clerk, and then they would be automatically sent a change of address card and automatically be registered to vote without being reminded a half a dozen times and then finally, perhaps, miss out on that opportunity to register to be able to vote. I think this is an excellent Amendment, and I would ask for your affirmative vote."

Speaker Greiman: "The question is, 'Shall Amendment #3 be adopted?' All those in favor signify... Mr. Olson, for what purpose do you rise? Mr. Olson requests a Roll Call vote. He's joined by the appropriate number. Question is, 'Shall this Amendment be adopted?' All those in favor signify by voting 'aye', those opposed vote 'no'. Voting is now open. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Amendment there are 69 voting 'aye', 48 voting 'no', none voting 'present', and this Amendment is adopted. Further Amendment?"

Clerk O'Brien: "Floor Amendment #4, Yourell, amends Senate Bill 1301..."

Speaker Greiman: "Gentleman from Cook, Mr. Yourell."

Yourell: "Mr. Speaker, Ladies and Gentlemen of the House, I would ask leave to withdraw Amendment #4."

Speaker Greiman: "Gentleman withdraws Amendment #4 to Senate Bill 1301. Further Amendment?"

Clerk O'Brien: "Floor Amendment #5, Yourell, amends Senate Bill 1301..."

Speaker Greiman: "Gentleman from Cook, Mr. Yourell."

Yourell: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, I ask you to adopt Amendment #5 to Senate Bill 1301. It's a technical clean-up Amendment and deletes erroneous provisions regarding forms being prepared or provided at state expense to Article V jurisdictions. In other words,

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this will not cost the state any money to do this, and I move the adoption of Amendment #5 to Senate Bill 1301."

Speaker Greiman: "Gentleman moves for the adoption of Amendment #5 to Senate Bill 1301. And on that, is there any discussion? There being none, the question is, 'Shall this Amendment be adopted?' All in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have it, and the Amendment is adopted. Further Amendment?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. Alright. We are now returning to the same Order of Call at the top chronologically. We are on first... Second Reading, Senate Bills, Short Debate - Bills that are on Special Orders tomorrow. And on that appears Senate Bill 1238. Mr. Clerk... Mr. Curran, out of the record? Alright. Out of the record. Alright. Mr. Clerk, I will again call Senate Bill 1238. If you'll read the Bill, and we'll allow it to stay on the Order of Second Reading. Mr. Clerk, read the..."

Clerk O'Brien: "Senate Bill 1238, a Bill for an Act to amend the Illinois Wage Payment and Collection Act. Second Reading of the Bill."

Speaker Greiman: "And the Bill will be held on Second Reading. Now, we will now move to the Order of Senate Bills Second Reading, Bills that are to be on Special Orders for tomorrow. First Bill, Mr. Clerk, Senate Bill 536. Read the Bill, and then we will then hold it on the Order of Second Reading."

Clerk O'Brien: "Senate Bill 536, a Bill for an Act regulating labor relations between public employers/employees and creating the Illinois Labor Relations Board. Second Reading of the Bill."

Speaker Greiman: "The Bill will be held on the Order of Second Reading. On the Order of Second Reading, Senate Bills

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appears Senate Bill 891. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 891, a Bill for an Act to amend an Act creating the Department of Children and Family Services. Second Reading of the Bill. Amendment #1 was adopted in Committee. Amendment #1 was adopted in Committee."

Speaker Greiman: "Any Motions?"

Clerk O'Brien: "No Motions filed."

Speaker Greiman: "Floor Amendments?"

Clerk O'Brien: "Floor Amendment #2, Preston, amends Senate Bill 891..."

Speaker Greiman: "Gentleman from Cook, Mr. Preston."

Preston: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Amendment #2 to Senate Bill 891 is a duplication of what was House Bill 1490 that was sponsored by Representative Oblinger and myself, and passed on the Consent Calendar and was sent over to the Senate. Through misfortune on the part of the Senate, nobody picked it up as a Sponsor. That's why we're amending it onto this Bill. What this Amendment does is to require the Department on Aging and the Department of Rehabilitation Services to provide a prescreening pilot project for nursing home applicants to tell the nursing home applicants for entrance in the nursing homes that there might be wards available, alternatives to nursing home placement, so that the seniors might, in cases where it's possible, stay in their own homes where, by right, they ought to be whenever that is possible so they can avoid nursing home placement. And they're told about local community services that might enable them to stay at home. I would ask for your 'aye' vote. This passed out, as I said, on the Consent Calendar, and I don't think there were any dissenting votes when it passed originally."



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Speaker Greiman: "Gentleman moves for the adoption of Amendment #2 to Senate Bill 891. Is there any discussion? Gentleman from Peoria, Mr. Saltsman."

Saltsman: "Make a motion to be adopted."

Speaker Greiman: "Further Amendment? There being none, the question is, 'Shall this Amendment be adopted?' All in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have it, and the Amendment is adopted. Further Amendment?"

Clerk O'Brien: "Floor Amendment #3, McGann, amends Senate Bill 891 as amended and so forth."

Speaker Greiman: "Gentleman from Cook, Mr. McGann."

McGann: "Thank you, Mr. Speaker and Members of the Assembly. If I could have a little bit of your attention for a couple of moments, what this Amendment #3 to Senate Bill 891 does is it amends the Child Abuse Act so that it refers and defines to those little ones, those that are suffering from developmental disabilities at birth such as spina bifida, that we are adding to this Act that the little one has to receive the proper sustenance, nutritional sustenance to carry on. It also provides that the family of the newborn would be given all the information and given the options in regards to immediate treatment by surgery for this little one. Finally, it provides that expertise centers are available throughout the state and that this information be made available to all of the physicians that are handling the little ones and that, wherever possible, the Department would be overlooking to make sure that proper care, proper surgical procedures would take place when needed for this newborn. I ask your support of this Amendment #3 to Senate Bill 891. I think that if we ever are concerned about life, we should be concerned in this area specifically. I would appreciate an 'aye' vote to adopt this Amendment."

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Speaker Greiman: "Gentleman moves for the adoption of Amendment 3 to Senate Bill 891. Is there any discussion? Mr. Vinson, the Gentleman from DeWitt."

Vinson: "Mr. Speaker, Ladies and Gentlemen of the chamber, I rise to question the germaneness of Amendment #3 to this Bill. I would point out two things. Number one, the underlying Bill deals with unmarried mothers. Amendment #2 deals with noninstitutional health care services. This Amendment deals with a very different matter. It deals with the matter of providing assistance to children who are born with certain specific kinds of handicaps and prohibiting certain kinds of treatment for those children. There are questions even beyond the germaneness matter, because we deal with the single subject limitation of the Constitution of 1970. These matters are clearly different. They cannot be tacked together in any rational fashion. The Amendment goes beyond the scope of the Bill, incorporates a wholly new subject in the Bill and should be ruled nongermane as well violative of the single subject limitation."

Speaker Greiman: "Yes. The Gentleman's point is well taken, and Amendment #3 is ruled ungermane (sic - nongermane). Further Amendments?"

Clerk O'Brien: "Floor Amendment #4, McGann, amends Senate Bill 891 on page one by deleting line one through four and so forth."

Speaker Greiman: "Gentleman from Cook, Mr. McGann."

McGann: "Mr. Speaker, inasmuch as the other side of the aisle which had plenty of time in the last Amendment to look it over since yesterday to talk about its germaneness, but they couldn't come up with it. They have to yield to the different pressures about us. I'll withdraw Amendment #4."

Speaker Greiman: "Gentleman withdraws Amendment #4 to Senate Bill 891. Further Amendment? Further Amendment?"

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Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. On the Order of Senate Bills Second Reading appears Senate Bill 982. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 982, a Bill for an Act to amend an Act concerning wages. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Mr. Clerk, read the Bill."

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

Speaker Greiman: "Are there any Floor Amendments?"

Clerk O'Brien: "Amendment #1... Amendment #1 lost in Committee. #2 was withdrawn. 3 lost on the floor."

Speaker Greiman: "Further Amendments?"

Clerk O'Brien: "Floor Amendment #4, Mays, amends..."

Speaker Greiman: "Gentleman from Adams, Mr. Mays."

Mays: "Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House."

Speaker Greiman: "Give the Gentleman some order, please."

Mays: "Well, thank you. Amendment #4, I'm not going to even comment on the germaneness of the Amendment. In my mind, what we're doing is setting in a standard when we're exempting one or the other in the major part of the Bill. Under the Bill, we're exempting maintenance work from the prevailing wage exemptions. And under this Amendment, we would exempt projects whose costs do not exceed 100,000 from prevailing wage requirements, and I would urge its adoption."

Speaker Greiman: "Gentleman moves for the adoption of Amendment 4 to Senate Bill 982. On that, is there any discussion? The Gentleman from Cook, Mr. Bullock."

Bullock: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. The Gentleman offers Amendment #4 to the Bill. He starts out initially by questioning its germaneness, and

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I'm not even going to ask the Chair to rule on the germaneness. What I'm going to suggest, Mr. Speaker, is that we give this Amendment a 'no' vote. Amendment #4 in no way addresses the subject of House... of Senate Bill 982. Senate Bill 982 is a matter which this Body has considered and will consider for a final time on Third Reading which relates to the issue of prevailing wage, prevailing wage on public works projects. Mr. Speaker, could we have a little order?"

Speaker Greiman: "Let us give the Gentleman order, please. Mr. Bullock, proceed."

Bullock: "Thank you, Mr. Speaker. This is a prevailing wage measure. For those of you who are interested in addressing the subject foursquare without any polluted Amendments, you will vote 'no' on Amendment #4. Amendment #4 in no way relates to the content or the specific scope of this Bill. Mr. Speaker, I think it's frivolous, and we're not even going to ask for a ruling. I would just ask you to vote 'no' on Amendment #4."

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

Giorgi: "Mr. Speaker, I hate to use my best adjectives on this Amendment, but this is an invidious and insidious Amendment against the needs of labor. This is an anti-labor Amendment, and I caution everyone to watch how they vote. Your flagpole may go with this Amendment."

Speaker Greiman: "Further discussion? There being none, Mr. Mays to close. Mr. Mays."

Mays: "Well, I appreciate the remarks of my esteemed colleagues from the other side of the aisle on this issue. There's a number of other states that have this kind of exemption in their prevailing wage law. It's a reasonable, it's a pro-small-business, pro-local-community-worker Bill, and it would enhance the Bill of Mr. Bullock's tremendously if

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this were added to it. I would urge its adoption."

Speaker Greiman: "Gentle... The question is, 'Shall Amendment #4 be adopted?' All those in favor signify by saying 'aye', those opposed 'nay'. The 'nays' have it, and the Amendment is lost. Yes, Mr. Vinson, for what purpose do you rise?"

Vinson: "Give the Gentleman..."

Speaker Greiman: "Did someone request a Roll Call?"

Vinson: "Yes."

Speaker Greiman: "Did they previously? Well, no wait. Now, I speak fast, and I certainly don't want to deny you a Roll Call. Mr. Vinson, did you ask for a Roll Call?"

Vinson: "Mr. Speaker, I had my light on at the time before you called the question, and I was trying to get your recognition to ask for a Roll Call."

Speaker Greiman: "Mr... Well, Mr. Vinson..."

Vinson: "And you have an obligation to recognize..."

Speaker Greiman: "Mr. Vinson, I'm going to give you a Roll Call, because you've been away today. And... But you would do best if you asked a little more timely, but I'm certainly not going to deny you that. So, we will take a Roll Call. The question is, 'Shall Amendment #4 be adopted?' All in favor signify by voting 'aye', those opposed vote 'nay'. Voting is open. Have all voted who wish? Mr. Clerk, take the record. On this Amendment, there are 42 voting 'aye', 68 voting 'no', none voting 'present', and this Amendment fails. Further Amendment?"

Clerk O'Brien: "No further Amendments."

Speaker Greiman: "Third Reading. On the Order of Senate Bills Second Reading appears Senate Bill 1000. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1000, a Bill for an Act to amend an Act to create the Prairie State 2000 Fund. Second Reading of the Bill. No Committee Amendments."

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Speaker Greiman: "Mr. Stuffle, will this Bill be held on ...  
Alright. The Bill will be held on Second Reading. On the  
Ord... On the Order... Yes, Mr. Bullock, for what purpose  
do you rise? On the Order of Senate Bills Second Reading  
appears Senate Bill 1011. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1011, a Bill for an Act to amend the  
Intergovernmental Cooperation Act. Second Reading of the  
Bill. No Committee Amendments."

Speaker Greiman: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #1, Bullock - Panayotovich."

Speaker Greiman: "Gentleman from Cook, Mr. Bullock."

Bullock: "Thank you, Mr. Speaker and Ladies and Gentlemen of the  
House. Amendment #1 to Senate Bill 1011 relates to the  
subject of economic and commercial development programs.  
And, in essence, in Amendment #1 we merely say that when  
local municipal officials make appointment to the various  
local development corporations or commissions, that they in  
fact would appoint to the commission respective  
representatives of business and labor. The Amendment also  
deals with the subject of compensation for commission  
members, and it prohibits compensation, except the  
reimbursement for actual and necessary expenses incurred in  
connection with the performance of the commission's duties.  
I know of no opposition to the Amendment, Mr. Speaker.  
Would be glad to answer any questions. If not, I would  
urge an 'aye' vote."

Speaker Greiman: "The Gentleman moves for the adoption of  
Amendment 1 to Senate Bill 1011. On that, is there any  
discussion? There being none, the question is, 'Shall this  
Amendment be adopted?' All those in favor signify by  
saying 'aye', those opposed 'no'. The 'ayes' have it, and  
the Amendment is adopted. Further Amendment?"

Clerk O'Brien: "No further Amendments."

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Speaker Greiman: "Third Reading. On the Order of Senate Bills Second Reading appears Senate Bill 1024. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 1024, a Bill for an Act to amend the Illinois Industrial Development Authority Act. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Having read the Bill, do you want to proceed with the Amendments? Alright. The Bill will remain on the Order of Second Reading. ... stand at ease for a moment or two. Yeah. Committee Reports."

Clerk O'Brien: "Representative Richmond, Chairman of the Committee on Agriculture, to which the following Resolution was referred, action taken June 21, 1983, reported the same back with the following recommendation: 'be adopted' Senate Joint Resolution 35."

Speaker Greiman: "The hour of 2:00 having arrived... Ladies and Gentlemen, on the Calendar on page two is Special Order, Subject Matter - State and Local Government. We will now move to that Special Order. On the Calendar, Special Order - State and Local Government appears Senate Bill 99. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 99, a Bill for an Act in relation to the property tax homestead exemption. Third Reading of the Bill."

Speaker Greiman: "Gentleman from Cook, Mr. Keane."

Keane: "Thank you, Mr. Speaker. Senate Bill 99 is a very simple Bill. It increases the homestead exemption from 3,000 to 3,500 for 1983 and subsequent years. It has an immediate effective date. I think many of you are aware that the homestead exemptions that we've passed in the past have been lifesavers for many of our property taxpayers. Property taxes have gone up substantially for a number of

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reasons in the past ten or fifteen years. One of the reasons, one of the obvious reasons has been inflation. Another reason has been the general growth in the multiplier throughout the state. Over these past ten or fifteen years, local governments have enjoyed a great natural growth in their revenues because of the... because of the acceleration of local property taxes. We passed, earlier, a Bill to exempt... to increase the homestead exemption to 4,500. In talking with Senator Egan and others, we feel that the 3,500 is a much milder homestead exemption. It will provide for many of the areas where there has been tremendous acceleration in real estate values some... some relief. It does not give relief... the relief that we would like, but it does provide some. I would be happy to answer any questions, and I would ask for a favorable vote."

Speaker Greiman: "Gentleman moves for passage of Senate Bill 99. On that, is there any discussion? Gentleman from Macon, Mr. Dunn."

Dunn: "Thank you, Mr. Speaker. More a point of request for a little procedural item. On the Special Orders of Business, as you know, the Bills jump all around the Calendar, and it's very difficult for us to page through the Calendar and find out whether the Bill has been amended or not. I would certainly appreciate, as each Sponsor calls his Bill, if he would indicate what Amendments are adopted on the Bill so we can refer to our Bill books. And it would be a great asset."

Speaker Greiman: "That would be a nice courtesy, if Members would extend that to the Membership. Further discussion? Gentleman from McLean, Mr. Ropp."

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

Speaker Greiman: "Indicates he'll yield for a question."



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Ropp: "Mr. Representative, can you give us an estimated tax loss to local municipalities should this Bill become law?"

Keane: "That would be very difficult. What you'll have to do... What you would have to do would be to find out what the increase... what the increase in real property values would be. You would also have to find out how much of the 3,000 dollars we presently give out, how much of that has been used up. In some areas of the state, the 3,000 dollars that we have previously allotted may not have been used up. Where you've had... For instance, in Lake County where they're had very, very fast acceleration in real property taxes, that 3,000 dollars would be used up, and it would probably go in on their... on this 500 dollars. And it also depends on the rate limit, where, you know, if you have a home rule unit, it wouldn't mean anything; that kind of a thing. So, it's very difficult to say. Our staff analysis says that they're probably looking within five years down the road it could, at that time, hit around 80 million dollars a year."

Ropp: "Okay. Then in other words, this is uniform throughout the state, which means that a homeowner in Chicago would be receiving twice as much exemption as a homeowner in downstate."

Keane: "Why do you say that?"

Ropp: "Because they're assessed at like 16 1/2%, and we're assessed at 33%."

Keane: "Well, I'll tell you, there's no restriction on any county using a classification system."

Ropp: "But wouldn't that be so, though, that there would be..."

Keane: "Yeah. What you're saying is correct. The great acceleration in real... in residential property, however, to my knowledge, is in the suburban ring of Chicago, as versus Chicago. If you look at growth in dollar value of

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real estate, it's more in the suburban area than in the city, and it's especially true in the new growth areas. For instance, in Springfield, if you look at that, the central growth... residential growth in value is probably much slower than that in the suburban areas. I would say most Chicagoans haven't used up their 3,000 dollars."

Ropp: "Okay. Thank you."

Speaker Greiman: "The Gentleman from DuPage, Mr. Hoffman."

Hoffman: "Thank you... Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. My... A question of the Sponsor. According to the information I had, the Department of Commerce and Community Affairs suggests that this could amount to as much as 241 million dollars loss a year to local government. Do you concur with that number, Representative?"

Keane: "No, I don't. I think what might happen... what might be happening with the... with that estimate is that they're looking at 4,500. If you look at the IBE synopsis on the front of the Bill, the synopsis says that it's going to go up to 4,500. Actually... And I think that may be the basis upon which they set their projections. It's really one-third of that. We're only putting this up 500 dollars."

Hoffman: "Would... One more question. Would..."

Keane: "Can I correct? You have to realize that this is not a loss. We will... This is not a loss of revenue. What it is is it's a slowing down of the growth of increased revenue."

Hoffman: "Would it be a correct statement to make that where residential property is assessed at 16%, a 500 dollar increased exemption is equivalent to a thousand dollars as compared to 500 dollars where the assessment level is at 33%?"

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Keane: "Yes."

Hoffman: "Alright. Ladies and Gentlemen, I rise in opposition to this legislation. I have a great admiration and great respect for the Sponsor, and his work in this area and appreciate the mark that he's coming off on this. However, we're faced, within the next week or so, of making some major decisions about to what degree are we willing, at the state level, to support local government through the 1/12th cities and, in particular and most particularly, to what degree are we going to support schools across this state. The more we erode their ability to support themselves locally the more they're going to have to depend on... on the state, which income is obviously very uncertain. And as the economy moves around, moves up and down, they're going to be placed at the whim of the state to fund those kinds of programs. The resources that are available to units of local government from the property tax are steady, and they're certain. And if, in fact, the multiplier has been placed on and has increased the values of the property, that multiplier has only been placed on because it reflects the increased value of those properties through the use of the sales ratio studies. Therefore, Ladies and Gentlemen, we have exempted this from the State Mandates Act, and I think this again illustrates the fact that the passage of the State Mandates Act was a... was a sham. We exempt it all the time when we're going to place a cost on government... local governments and we don't want to pay for it. So, for these two reasons, Ladies and Gentlemen, I rise in opposition to Senate Bill 99."

Speaker Greiman: "The Lady from Champaign, Mrs. Satterthwaite.  
The Gentleman from Marion, Mr. Friedrich."

Friedrich: "Will the Sponsor yield?"

Speaker Greiman: "Indicates that he will."

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Friedrich: "You have indicated that this is really... doesn't reduce the revenue to units of local government and; yet, this is a 16% increase in the exemption. I don't quite follow your reasoning. The local units of government would have less money than they would without this. Wouldn't they?"

Keane: "It only comes off the growth. You would have to have an increase in your equalized assessed valuation before it would trigger the 500 dollars. So, the revenue... the revenue level that they have today will not be eroded. It would..."

Friedrich: "Well... Well, then just briefly to the Bill. Units of local government have the same problems with inflation as everybody else does. Their cost of labor, equipment and everything else goes up. And when they have inflation, they don't need less revenue or the same revenue. They need more revenue. And some of these units are hurting now. The other things that bothers me about this, it has nothing to do... it just has to do with age not income, and I have said many times on this floor that I don't think being 65 entitles you to much of anything by itself. We have the Circuit Breaker which takes care of those people in the low income groups that are having trouble paying their local taxes. And I find no fault with that, because that's the group I think that needs help. But just to say that everybody over 65 gets help I think is wrong."

Speaker Greiman: "The Gentleman from Kendall, Mr. Hastert."

Hastert: "Mr. Speaker, Ladies and Gentlemen of the House, I, too, have great respect for the Sponsor of this Bill, but I think we have to take a look at the issue. Within a number of days, maybe five, maybe six, maybe seven days from now we're going to be asked to vote on some type of revenue enhancement for the State of Illinois. But yet

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systematically, in this House of Representatives, we've destroyed the sales tax base. We're destroying the property tax base, and we're... we'll... through corporate rebates and things like this, we're destroying the corporate income tax base. These things we take away from the property tax base and; yet, we're going to come back in a week and say, 'Well, you know, we don't have enough revenue for the State of Illinois. We don't have enough money to go back into revenue sharing. We don't have enough money to put 50% funding into schools throughout the State of Illinois. Therefore, we have to raise the income tax.' Ladies and Gentlemen, we are facing the fiscal problem we face today, because we've destroyed our tax bases. Now, politically, this is a good thing to do. We can go home, and we can say, 'We gave everybody property tax relief. We've upped the homestead exemption. We've given senior citizens bigger tax relief.' But, Ladies and Gentlemen, this is a smoke and mirror show. You can fool people by... maybe you can fool people by taking ... and taking away their tax liabilities on one end, but you're not going to fool them when you start adding it on the other end. Ladies and Gentleman, in due respect to the Sponsor of this Bill, I think it's a cruel thing to do. It's a dishonest thing to do, and I urge a "no" vote."

Speaker Greiman: "The Gentleman from Lake, Mr. Pierce."

Pierce: "Mr. Speaker, I heard the Gentleman on the other side talking about senior citizens. This exemption has nothing to do with senior citizens. It's a general homestead exemption and only reflects the inflation that we've had in the last few years, and it only grants an exemption if there's been an increase in assessed valuation caused either by an assessment increase or a multiplier increase since our base year which, as I recall, is something like

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1978. So, we're talking about... 1977 that is. Taxes paid in 1978. And I heard the Gentleman on the other side say we shouldn't do things just for senior citizens. This is not the senior citizens exemption, which is an... exemption, but the general homestead exemption which applies only to increases in assessment. It's about time that we recognize that the homeowner in our state is paying too high a percentage of our school and local government support. It's time that the state paid a little more of that percentage. I think we all favor that and favor that. Even the Minority Leader... Even the Minority Leader, Mr. Daniels, of whom I read in the papers is a strong advocate of an income tax increase of just under a billion dollars that will help fund education and local government through the income tax. If we do that, if Mr. Daniels is going to impose an income tax increase on it with a Daniels' plan, certainly we should give some small modicum of relief to the homeowner on his real estate taxes which is all that this Bill does. It's a good Bill. It's a modest Bill. It recognizes that if a Daniels' income tax plan is to go into law, and even if we go as high as a Thompson income tax plan, that we'll have additional money for schools and local government, and the real estate taxpayers need some help. This Bill gives it to them."

Speaker Greiman: "Gentleman from Cook, Mr. Ho... Mr. Bonan, Gentleman from Cook."

Bonan: "Thank you... Thank you, Mr. Speaker."

Speaker Greiman: "You're on, Mr. Bonan."

Bonan: "Thank you, Mr. Speaker, Members of the House. I rise in support of this proposal by Representative Keane, and I take exception to some of the comments given by the distinguished Minority Spokesman on the Revenue Committee on the other side of the aisle. He's correct that we have

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seen erosions of the tax bases here in the State of Illinois. The corporate tax base here in the state has eroded tremendously because of the federal tax policies. We all understand that. The policy of the Reagan administration is to cut out all corporate taxes. That's their program, and obviously that has a dramatic impact on our state tax base. I think we're moving in the right direction. Some time in the next ten days every Member of this House is going to have to make a decision on what they're going to do with the Thompson tax plan. I happen to support the Governor. I think that we need an income tax increase at the present time in this state. But if we're going to do that, we should be looking at taxes such as homeowners' taxes, property taxes which really discriminate against people. We've made the educational system in this state dependent on the property tax, and I think that's a serious mistake which really has long-range ramifications on funding education. I think this is the kind of tax relief we need. We're going to have to make the decision on the income tax. I'm sure every individual is going to do what he thinks is right; but, at this point, we should do something for the property tax owners, and I commend Representative Keane for putting in this piece of legislation."

Speaker Greiman: "Gentleman from Cook, Mr. Vitek."

Vitek: "Mr. Speaker, thank you. I move the previous question."

Speaker Greiman: "Gentleman moves the previous question. The question is, 'Shall the main question be put?' All in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have it. Mr. Keane to close."

Keane: "Thank you, Mr. Speaker. There are a couple of problems that I'd like to clear up. Many of you are using the Digests, and that's where that figure of 240 million comes

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from. The Digest is incorrect. That's the figure that reflects a 4,500 dollar homestead exemption. This Bill has... is a 3,500 dollar exemption... or it's amended to 3,500 dollars. I think one of the previous speakers said that this is a political issue, and I believe it's one of the most political issues that we will have before us on tax relief along with the income tax Bill. At the present time, there is no homestead exemption increase Bill alive. The 4,500 dollar exemption Bill that we passed out of here earlier got caught in Senate Revenue Committee and no longer exists. Many of you, including me, when campaigning for election or reelection, told the people that they would support real estate tax relief. What you're looking at, this Bill, Senate Bill 99 to my knowledge is the only real estate tax relief Bill that's available for you to vote on, unless you use your vote on the previous 4,500 dollar Bill. One of the things that I want to point out is is that the great bulk of impact on local government spending... on local government revenues, I should say, will come out of the growth in this. What we're doing is that we are saying to people in the State of Illinois, "If there continues to be a growth in your real property taxes, as historically we've had not only in the property taxes, but also in the multipliers and in the assessed valuation, this will give you some relief."

Speaker Greiman: "Please bring your remarks to a close, Mr. Keane."

Keane: "Thank you. I believe that another speaker indicated that we have... we cannot... we cannot keep chipping away at local property taxes. We are not doing this. I am saying this a third and fourth time simply to emphasize it, because Members on my side - I didn't get it across the first time. I'd ask for a favorable Roll Call."



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Speaker Greiman: "The question is, 'Shall this Bill pass?' All those in favor signify by voting 'aye', those opposed vote 'nay'. To explain his vote, Mayor Barger."

Barger: "Thank you, Mr... Mr. Speaker, can you hear me? Am I on? Okay. Mr. Speaker, I'd like to thank you very much for never, in the time that I have been here, given me the opportunity to speak to a Bill, but always being willing, with great magnanimousness, to allow me to explain my vote. I have something that I think is very important to all of you, and that is the fact that local real estate taxes are not put on the people by edict of a State Legislature. The people vote those taxes in themselves. In my school district on a 20,000 dollar house, we pay 870 dollars towards schools. In the City of Chicago, on a 20,000 dollar house, they pay 161 dollars towards schools, and then come down here to the State Legislature crying because they don't have any money. Now, really I think that in this particular case... huh? In this particular case, I think we ought to consider these people have inflicted the tax on themselves. They should be allowed to pay the tax themselves if they want it, and we should get out of the local government. We are constantly forcing them to do things. We are mandating higher costs for operating government, and they have an opportunity to raise the money themselves. They want to, and they should be allowed to. Thank you."

Speaker Greiman: "The Lady from DuPage, Ms. Nelson."

Nelson: "Thank you very much, Mr. Speaker, Members of the House. The reason that I'm voting 'no' and that I would urge other people to change from a green to a red vote is that I think we are destroying the tax base of our schools and our local communities by voting at this time for this Bill. If you are on green, then you must be prepared to vote for a

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whopping income tax increase. I am not prepared to do that, and I would urge 'no' votes on this Bill."

Speaker Greiman: "Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill, there are 75 voting 'aye', 36 voting 'no', 4 voting 'present', and this Bill, having received the Constitutional Majority, is hereby declared passed. For what purpose does the Gentleman from Marion, Mr. Friedrich, rise?"

Friedrich: "Mr. Speaker, I'd like to request a 30 minutes recess for the purpose of a Republican Conference in room 118."

Speaker Greiman: "Mr. Yourell. There will be a ... There will be a Democratic Conference in room 114 for approximately the same time. So, we will be back here, therefore, at 4:00. The House will stand in recess until that time."

Leverenz: "Would the Chair indicate which side of the aisle called the Caucus or Conference?"

Speaker Greiman: "Mr. Leverenz, both sides were in Conference."

Leverenz: "I see. In your remarks then, did you say a time certain that we were to return to the floor?"

Speaker Greiman: "They never listen to me. You know that."

Leverenz: "I know they don't listen to you closely; however, I thought it was for a half hour. And I do recall that the other side did conduct business while we were off the floor. They did it without us, and it would seem appropriate that we would move forward."

Speaker Greiman: "It shows you the inherent fairness of our side of the aisle, Mr. Leverenz."

Leverenz: "Well, you resemble that remark, Mr. Speaker. I'm sorry, I shouldn't... I said that not knowingly, stepping on Representative Cullerton's line, but I think we could move ahead. That's all I have to say."

Speaker Greiman: "Thank you, Mr. Leverenz. We could shut Mr. Leverenz's mike off at this point. Thank you, Sir. Yes,

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Mr. Vinson, are you seeking recognition? We haven't gone back into Session, but proceed."

Vinson: "Yes, Sir, Mr. Speaker. When I walked into the chamber, I heard you mention my name from the podium, and I just wondered if it was in vain."

Speaker Greiman: "It was with a deepest regard."

Vinson: "Thank you. I appreciate that."

Speaker Greiman: "What I said was are your troops coming upstairs? I see they are filling the chamber."

Vinson: "They're on their way ready to fight."

Speaker Greiman: "Thank... Make love, not war, Mr. Vinson. Yes, the Gentleman from Livingston, Mr. Ewing."

Ewing: "Mr. Speaker, I wasn't going to take the time of the House, but I have had a number of your Members and a few of mine ask for a report on the Ladies Potty Committee. Now, Diana Nelson, who I appointed kind of ex officio, checked it out this morning. Everything is working, and there is even soap, even soap in there for the ladies today, something they didn't have yesterday. Of course, we don't have... we don't have..."

Speaker Greiman: "There's no soap... There's no soap?"

Ewing: "No, no, no, no. We have clean hands on this side. You know that doctrine. Just one other point. We are still waiting for the Speaker's report on how he's going to expand the one holer."

Speaker Greiman: "Mr. Leverenz, on some Order of Business, I'm afraid."

Leverenz: "I would suggest to Representative Ewing they could go to the Department of Agriculture or Conservation and bring in a couple of those porta potties and set them right back here right in front of the other door, and..."

Speaker Greiman: "Alright. We'll..."

Leverenz: "There might be a little heavy perfume back here in the

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corner, but..."

Speaker Greiman: "One more minute or so, and then we'll... then we'll tuck in our chins and go. Mr. Van Duynes and then back to Mr. Ewing and then back to business."

Van Duynes: "Thank you. Thank you, Mr. Speaker. In response to Mr. Ewing, it's been reputed over here, at least been heard over here, that somebody said... one of the Ladies said over there they'd like to be a bubble dancer, and Representative Daniels said, 'No soap.' Thank you."

Speaker Greiman: "Alright. The House will come to order. We are now on the Special Order - State and Local Government. Mr. Clerk, on the Order of Special Order of Business - State and Local Government appears Senate Bill 107. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 107, a Bill for an Act to add Sections to the Township Law. Third Reading of the Bill."

Speaker Greiman: "Gentleman from Cook, Mr. Doyle."

Doyle: "Mr. Speaker, Ladies and Gentlemen of the House, Senate Bill 107 is a Bill that gives to township government, in unincorporated areas, the authority to license adult entertainment. Now, this Bill went through the Senate, came out of Committee 10 to zip, went through the Senate itself 59 to zip, came in through Counties and Townships and came out of the County and Township Committee 12 to zip. This is a bipartisan support. This is a Bill that is very necessary to protect our young people. It's a Bill in which the infamous Mannheim strip, or better known as sin strip, would come under the jurisdiction of the local township board, and I ask for your support."

Speaker Greiman: "Gentleman moves for passage of Senate Bill 107. On that, is there any discussion? The Lady from DuPage, Ms. Nelson."

Nelson: "Thank you very much, Mr. Speaker. I have a question of

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the Sponsor."

Speaker Greiman: "Indicates he'll yield for a question."

Nelson: "Representative Doyle, I have here an analysis of the Bill in which it says that the township boards are given the power to license persons. Is that what your Bill does?"

Doyle: "Yes."

Nelson: "Now, is it not true that already the Cook County Board has passed an ordinance that has been upheld by the courts that outlaws this kind of pornography?"

Doyle: "It's in litigation right now."

Nelson: "What do you mean by that?"

Doyle: "It's pending. The decision has not come down as to whether the county does have that authority."

Nelson: "If the county does not have that authority, how is it possible that the townships would be able to attain such authority? Certainly if the county ordinance is thrown out, any township ordinance would be thrown out on the same basis. Is that not correct?"

Doyle: "That is... That is possible. What really becomes involved here is the fact that we cannot answer what the Supreme Court or any other court is going to do on any given decision. What really is established here is the fact that the people locally have no control over their own destiny, and the farther you move from the people directly the farther you run into the problem with court decisions. As an example, if I may, from the Chicago Tribune just five days ago, two young girls, two teenagers, were raped on the sin strip. Now, if we can't stop this, then there's something wrong. If the courts are holding up a decision as far as counties are concerned, fine. Let's, the rest of us, help these people. This is not supported just by me. This is supported by both sides of the aisle. There are a

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few township officials, George Miller, the Director, has asked that we get involved with this, bring this up. He feels that it's the most important thing that has happened for township government in the past ten years."

Nelson: "Is this proposal supported by the Cook County Board?"

Doyle: "No, it is not."

Nelson: "What concerns me is the power of the townships to enforce this law. It seems to me that the county government has a sheriff's department and so on that would be able to do the enforcing. The township government has no comparable enforcement powers, as far as I can understand. How would you take care of that?"

Doyle: "I think people power would enforce this by people involvement. We've had people out. We've paraded up and down the streets. Everybody knows what this is about. Anybody who has a problem supporting this kind of thing would certainly have a problem supporting motherhood and apple pie also."

Nelson: "To the Bill, Mr. Speaker."

Speaker Greiman: "Proceed, Ms. Nelson."

Nelson: "I think that that last answer is an indication of the weakness of this proposal. It seems to me that when you're talking people power, you may, at some point, be talking vigilante powers. Certainly, I am not against closing down this sin strip along LaGrange Road, but I think that it should be properly, legally done. And I think that we need to ensure that the power to do that resides with the appropriate level of government. It's for that reason that I'm going to oppose this Bill, which I think is well intentioned. Thank you."

Speaker Greiman: "The Gentleman from Cook, Mr. Cullerton."

Cullerton: "Will the Sponsor yield?"

Speaker Greiman: "Indicates that he will."

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Cullerton: "Who is the Senate Sponsor of this Bill?"

Doyle: "Senator Zito."

Cullerton: "Oh, I think we should pass this Bill; because, when Zito was in the House, he couldn't pass anything. And I think that if we can pass this for him now, we could repay him for all the fine work that he did in the House when he was a Member. So, I think it's a good idea for that reason alone."

Speaker Greiman: "With friends like you, he doesn't need enemies. Further discussion? Mr. Hastert, Gentleman from Kendall."

Hastert: "Mr. Speaker, Ladies and Gentlemen of the House, I happen to be hyphenated Cosponsor on this Bill. You know, we talk about problems. We talk about solving problems. I live in a very rarely, fairly rural county right on the outskirts of the collar county area, and we have out in the cornfield, so to speak, places that sell various... Mr. Speaker, could I have some order?"

Speaker Greiman: "Yes, thank you. Please, this is an important Bill. Give the Gentleman your attention. Proceed, Mr. Hastert."

Hastert: "We have some areas out in our county in our area where, you know, they're selling pornographic literature of all types. The county board is rather ineffectual in trying to zone that area. We've spent extra dollars for police protection. We have irate citizens, because it's right in their own backyards. This is a problem. I think that this is a step at a solution to that problem. Maybe one of the problems that we've had in the State of Illinois is that the Supreme Court or various court decisions don't always line up with our legislation, but that doesn't mean that we're not right. And I think the Sponsor of this Bill has taken a step in this direction. If it's the people in townships, and not just Cook County. Maybe if you live in

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Cook County, you'd take a little bit of different prospective on life, but I'm talking about downstate Illinois. And I'm talking about the collar counties, and I'm talking about all over the State of Illinois. If you want to be the destiny of your own future, if you want those people who... to elect you and to have some say in government and have a say in what's right and what's wrong and maybe what's moral and what's not moral, then you ought to vote for this Bill. I support it, and I think we ought to have 117 or '18 votes on this board green."

Speaker Greiman: "The Gentleman from Champaign, Mr. Johnson. Alright. The Gentleman from Cook, Mr. Leverenz."

Leverenz: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. The area that the Bill really addresses is the place known as Mannheim Road. Since the Gentleman from the University of Illinois came up there and spent a little... spent a few dollars, I jokingly said it was revenue sharing from my district. But in fact maybe the road in that area could be ... have a name changed to Parker Place. The distinguished Lady from Cook or DuPage and/or Both, I think she got a message from her committeeman, the Republican from Cook County, that gave a message to me, said this is a terrible Bill, because it would take it out of their hands. The fact is the Cook County Board is a bit inefficient in this area but outstanding in all others; that they cannot get a job done. They have a licensing ordinance. They can't pull the licenses of these places. The people in this chamber constantly want local control saying it is the best control. The Cook County police have the job of enforcing all of the laws. So, we don't need vigilantes, but the Lady brought it up and perhaps that's what it takes. Apparently, she has not been to this part of the state and realized what happens there at night in the



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presence of children during the day. I would suggest that Senator Zito passed this out of this House last year, died in the Senate. So, we sent him there to do a better job and send it back here so that we could pass it again for him. It's a very simple thing. We're just redoing what we did last year. I would encourage you to vote green; because, if you vote red, you're un-American."

Speaker Greiman: "The Gentleman from Cook, Mr. Vitek."

Vitek: "Thank you, Mr. Speaker. I move the previous question."

Speaker Greiman: "Gentleman moves the previous question. The question is, 'Shall the main question be put?' All those in favor signify by saying 'aye', those opposed 'nay'. The 'ayes'... In the opinion of the Chair, the 'ayes' have it, and Mr. Doyle to close, Mayor Doyle."

Doyle: "I would just like to ask for a favorable vote, and I would just ask everybody to consider that if you were to take your child or grandchild and be harassed by prostitutes, if that's what you want, then vote 'no'. Thank you very much."

Speaker Greiman: "The question is, 'Shall this Bill pass?' All those in favor signify by voting 'aye', those opposed vote 'nay'. Voting is now open. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill, there are 77 voting 'aye', 28 voting 'no', 1 voting 'present', and this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Senate... On the Order of Senate Bills Special Order - State and Local Government appears Senate Bill 315. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 315, a Bill for an Act to amend an Act to revise the law in relation to recorders. Third Reading of the Bill."

Speaker Greiman: "Lady from Kane, Ms. Deuchler."

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Deuchler: "Mr. Speaker, Ladies and Gentlemen of the House, Senate Bill 315 merely provides that the Recorder of Deeds has the option of deciding how many maps or plats must be printed in her office. As the law presently reads, they are required to print six exact copies. This legislation strikes the number and allows the recorder to make a decision as to how many copies are required. The Bill is not amended, and it is supported by the State Association of Recorders. And I ask for your affirmative vote."

Speaker Greiman: "Lady moves for the passage of Senate Bill 315. On that, is there any discussion? There being none, the question is, 'Shall this Bill pass?' All those in favor signify by voting 'aye', those opposed vote 'nay'. Voting is now open. Yes, Sir. Mr. McMaster."

McMaster: "I don't know. You must have had my light covered up, Mr. Speaker."

Speaker Greiman: "I think I did have my Calendar over your light, Mr. McMaster."

McMaster: "Thank you, Sir."

Speaker Greiman: "I'm sorry. Proceed, Sir."

McMaster: "Before we go to the vote, I wanted to ask Sue one question."

Speaker Greiman: "Surely. I'll... Proceed."

McMaster: "At one time you had an Amendment prepared that would limit it to six. Was that Amendment taken off or..."

Deuchler: "Yes, it was."

McMaster: "Thank you. Then I agree with the Bill, and I would urge a 'yes' vote."

Speaker Greiman: "Thank you. I'm sorry, Mr. McMaster. My Calendar was over your light. Have all voted who wish?"

McMaster: "I'll get even with you."

Speaker Greiman: "Have all voted who wish? Mr. Clerk, take the record. On this Bill, there are 111 voting 'aye', none

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voting 'no', none voting 'present', and this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of State and Local Government - Special Order appears Senate Bill 316. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 316, a Bill for an Act to revise the law in relationship to coroners. Third Reading of the Bill."

Speaker Greiman: "The Lady from Lake, Mrs. Frederick."

Frederick: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 316 simply allows county coroners to manage the internal operation of their office, subject, of course, to the county board appropriation ordinance and subject to any central purchasing provisions that might be in place. I know of no opposition to this Bill, and I urge an 'aye' vote."

Speaker Greiman: "The Lady moves for the... for the passage of Senate Bill 316. Mr. Dunn had asked that Members indicate whether there were Amendments filed. You're not required by the rules, but it might be a good courtesy to extend to him. Is there any discussion? The Gentleman from Cook, Mr. Leverenz."

Leverenz: "Lady yield?"

Speaker Greiman: "She indicates she'll yield for a question."

Leverenz: "The question is, if this gives the county coroners the right to control their internal operation of their offices, who does it now?"

Frederick: "The county board, Sir."

Leverenz: "Are county boards incompetent or..."

Frederick: "Well, not incompetent, but this is an inefficient system; because, for every purchase that county coroners have to make, they have to take vouchers and get approval at the county board level, even though the appropriation is

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in place already."

Leverenz: "Does... Does Cook County have any involvement with this Bill?"

Frederick: "Cook County has not been exempted out of the Bill."

Leverenz: "Do they endorse the Bill?"

Frederick: "Cook County has a medical examiner. So, it's a different..."

Leverenz: "Well, he's not checked me in a long time. So, I'm glad to hear that. This would have the coroner then direct the treasurer to pay?"

Frederick: "Yes."

Leverenz: "There... How are there any checks and balances?"

Frederick: "Well, actually I would say the voters are the effective checks and balances, because if the coroner does not perform properly, he certainly can be removed from office."

Leverenz: "They have a four-year term?"

Frederick: "Yes."

Leverenz: "That would be like trying to remove the coroner, if we didn't like what he was doing, maybe at the end of his first six months of a four year term, and we would have to wait four years. It would be principally like trying to recall the Governor of the state at the end of the first year. Is that correct?"

Frederick: "Yes."

Leverenz: "That's a tragedy."

Frederick: "It's the same provision that we have allowed county clerks and sheriffs, and I might say, in our county, we did remove one of those officers for incorrect behavior in office."

Leverenz: "Was this just introduced because someone wanted to buy a four-wheel vehicle, and we're going to change it for all of the counties rather than just square away the person

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that has the... purchased the four-wheel vehicle?"

Frederick: "No."

Leverenz: "Oh, thank you."

Speaker Greiman: "Gentleman from DuPage, Mr. Hoffman."

Hoffman: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. I rise in support of this Bill which passed out of the Senate 58 to nothing. I would point out that the... the budgets of all of these offices are annual budgets. There are adequate checks and controls now. It just places the coroner in those counties that have coroners in the same position as the clerks, and the sheriffs, and the recorders and the treasurers. And so I would encourage your 'aye' vote."

Speaker Greiman: "Gentleman from Bond, Mr. Slape."

Slape: "Yes, Mr. Speaker, I rise in support of Senate Bill 316. The coroners office is one... I think it's the only county office right now where the elected official doesn't have the internal control over his office. There is ample protection against a coroner who would want to abuse his privileges simply by the fact that once a year he has to go to the county board for appropriations. The only thing we're doing is we're allowing a coroner to go to the county board, receive appropriations and then to make purchases and direct the treasurer of his county to pay for those expenses that his office has incurred. It makes sense. We've allowed it for all the other county officers, and I would ask for a favorable vote."

Speaker Greiman: "The Gentleman from Lake, Mr. Peterson."

Peterson: "Thank you, Mr. Speaker. I rise in support of this Bill also. And if it's appropriate at this time, I would like to move the previous question."

Speaker Greiman: "Well, under our rules, you can't tell us what your deep feelings are about the Bill and then move the

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previous question. So, we just have Mr. Steczko who is seeking recognition. The Gentleman from Cook, Mr. Steczko."

Steczko: "Thank you, Mr. Speaker, Members of the House. Not to belabor all the support that Representative Frederick's gotten, but I, too, rise in support of Senate Bill 316. When this Bill was presented in the Counties and Townships Committee, the two things that we felt were important to discuss were, number one, why this was needed and; secondly, one of the previous speakers had mentioned an abuse in another county office in some other county. And we received assurances, number one, that the Senate Amendment to Senate Bill 316 took care of any abuses that possibly could happen. In addition to that, as other speakers have pointed out, every other county official in every county in the State of Illinois, besides the coroners, have this power. So, I would encourage the House to support Senate Bill 316."

Speaker Greiman: "There being no further discussion, the Lady from Lake to close."

Frederick: "Ask for your 'aye' vote, please."

Speaker Greiman: "The question is, 'Shall this Bill pass?' All those in favor signify by voting 'aye', those opposed vote 'nay'. Voting is now open. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. Wolf 'aye'. On this Bill, there are 111 'aye', 5 'no', none 'present', and this Bill, having received a Constitutional Majority, is hereby declared passed. On the Order... On Special Order of Business - State and Local Government appears Senate Bill 547. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 547, a Bill for an Act to amend Sections of the Illinois Industrial Development Authority Act. Third Reading of the Bill."

Speaker Greiman: "The Gentleman from Marion, Mr. Friedrich. Mr.

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Friedrich, we're on Senate Bill 547 on the Special Order - State and Local Government."

Friedrich: "Thank you, Mr. Speaker. I was temporarily away from my desk. This is one of the Bills sponsored by the Legislative Audit Commission, and it merely clarified that the Illinois Industrial Development Authority was a state agency. An Amendment was put on to be sure to satisfy the bonding company that this does not interfere with their bonding authority for the value of the bonds. I think there's no opposition to it, and I'd appreciate your vote."

Speaker Greiman: "Gentleman moves for the passage of Senate Bill 547. On that, is there any discussion? Gentleman from Macon, Mr. Dunn."

Dunn: "The Sponsor yield for a question?"

Speaker Greiman: "He indicates that he will."

Dunn: "I think you may have said that whatever problem there was with the Bill was cleared up by an Amendment, but our analysis indicates that proposed changes in Senate Bill 570... 47 (sic - 547) are conflicting and hold the possibility of serious negative financial consequences for the State of Illinois. Was this problem addressed by an Amendment?"

Friedrich: "Yes, it was, and it indicates that it does not make those general obligation bonds to the state. And it does satisfy the bonding company with respect to their bonds."

Dunn: "Bonds of this agency will continue to be revenue bonds only?"

Friedrich: "Right."

Dunn: "And how many Amendments are on this Bill?"

Friedrich: "One that I know of."

Dunn: "There's two? The Calendar say..."

Friedrich: "One on the floor and one in Committee, I believe."

Dunn: "What do the Amendments do besides the one you explained?"

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What's the other one do?"

Friedrich: "Okay. The first one is that the money that they have and the income can be kept in their fund, as opposed to be turning back to General Revenue. That was Amendment #1 which was adopted in Committee. The one on the floor merely clarified the... that the money would... that this would not interfere with the bonding authority, and it would not make those general obligation bonds to the state."

Dunn: "Okay. The first Amendment then says that if... if they accrue funds in their bonding fund, whatever it is, that formerly they would have to turn that over to the General Revenue Fund and now they will not?"

Friedrich: "That's right. They can retain that as other... as other agencies of that kind do."

Dunn: "Thank you."

Speaker Greiman: "Further discussion? There being none, the Gentleman from Marion to close."

Friedrich: "I'd appreciate your vote. I think it's not controversial at this point."

Speaker Greiman: "Question is, 'Shall this Bill pass?' All those in favor signify by voting 'aye', those opposed vote 'nay'. Voting is now open. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill, there are 105 voting 'aye', 1 voting 'no', 4 voting 'present', and this Bill, having received the Constitutional Majority, is hereby declared passed. On Special Order of Business - State and Local Government appears Senate Bill 571. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 571, a Bill for an Act authorizing certain counties to compile, publish and maintain codes of ordinances and regulations. Third Reading of the Bill."

Speaker Greiman: "The Lady from DuPage, Ms. Karpziel. Mr.



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Hastert. Mr. Hallock, did you want my attention? Mr. Hastert, did you want my attention? Oh, the time is long gone, long gone. Ms. Karpel... If you could move over just a little bit Mr. Hallock, so that I can see Ms. Karpel. Proceed, Ma'am."

Karpel: "Yes, thank you, Mr. Speaker. I believe Representative Barger is going to handle this Bill."

Speaker Greiman: "Mayor? Representative Barger."

Barger: "... Mr. Speaker. This Bill is one that everyone can vote for, because it's relatively simple, innocuous, and it gave me a second opportunity to speak today. This Bill allows DuPage County to codify and publish their county ordinances in the form of a law book. It has one Amendment to it, and the Amendment says that by publishing this booklet, it does not relieve them of the responsibility of posting all notices otherwise required by statute or court order. I ask your indulgence in voting for this."

Speaker Greiman: "Gentleman moves for the passage of Senate Bill 571. On that, is there any discussion? There being none, the question is, 'Shall this Bill pass?' All those in favor signify by voting 'aye', those opposed vote 'no'. Voting is now open. Mr. Barger, you spoke on the Bill, right? Have all voted who wish? Take the record, Mr. Speaker... Mr. Clerk. On this Bill, there are 116 voting 'aye', none voting 'no', none voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. On Special Order of Business - State and Local Government appears Senate Bill 643. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 643, a Bill for an Act to amend the Illinois Purchasing Act. Third Reading of the Bill."

Speaker Greiman: "Mr. Hensel."

Hensel: "Thank you, Mr. Speaker and Members of the House. This

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Bill amends the Illinois Purchasing Act by adding a definition of competitive bidding. That's about all it does, and I ask for a favorable vote."

Speaker Greiman: "Gentleman moves for passage of Senate Bill 643. On that, is there any discussion? The Gentleman from Macon, Mr. Dunn."

Dunn: "My question, Mr. Speaker, is what page is this Bill on in the Regular Calendar?"

Hensel: "It's on Third Reading on page 16."

Dunn: "Thank you very much. Thank you."

Speaker Greiman: "Further discussion? There being none, the question is, 'Shall this Bill pass?' All those in favor signify by voting 'aye', those opposed vote 'nay'. Voting is now open. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill, there are 111 voting 'aye', none voting 'no', none voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. On the Special Order of Business - State and Local Government appears Senate Bill 883. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 883, a Bill for an Act to amend the Intergovernmental Cooperation Act. Third Reading of the Bill."

Speaker Greiman: "Mr. Harris, Gentleman from Cook."

Harris: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. For your reference, this Bill appears on page 11. The Bill allows... It's an Amendment to the Intergovernmental Cooperation Act, and it allows municipalities to establish joint... joint action agencies as they have done in the case of water to provide for the collection, and the processing and disposal of waste, and I would ask a... for your favorable vote on the Bill."

Speaker Greiman: "Gentleman moves for passage of Senate Bill 883."

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On that, is there any discussion? There being none the question is, 'Shall this Bill...'. I'm sorry. Mr. Dunn. Gentleman from Macon, Mr. Dunn."

Dunn: "Yes, does this ... A question of the Sponsor. Will he yield?"

Harris: "Yes, I will."

Dunn: "The question is - this Bill, according to the synopsis, indicates that municipalities can establish joint action agencies to provide for collection, processing and disposal of waste. What impact does that have on the location of landfills, waste disposal sites? Does it change the existing law in the State of Illinois in any regard... any respect with regard to waste disposal sites and the location thereof?"

Harris: "No, it does not change the existing law in that regard whatsoever. They're still required... These municipalities are still required to meet those... those requirements."

Dunn: "Thank you."

Speaker Greiman: "Further discussion? Further discussion? There being none, Mr. Harris to close."

Harris: "Mr. Speaker, I would simply ask for a favorable vote on the Bill."

Speaker Greiman: "The question is, 'Shall this Bill pass?' All those in favor signify by voting 'aye', those opposed vote 'nay'. Voting is now open. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill there are 115 voting 'aye', none voting 'no', none voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. On Special Order of Business - State and Local Government appears Senate Bill 934. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 934, a Bill for an Act to amend the

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School Code. Third Reading of the Bill."

Speaker Greiman: "Gentleman from Cook, Mr. White."

White: "Mr. Speaker and Ladies and Gentlemen of the House, this is an agreed Bill by the Chicago Board of Education, the Chicago Schools Finance Authority, the City of Chicago and the State Board of Education. All it does is states that if, by chance, the School Finance Authority's budget exceeds 600,000 dollars, that they have to go to the State Board of Education in order to seek their approval. Presently, there is no way of governing the amounts of dollars that are being expended by the City of Chicago's School Financing Authority, and this Bill sets up a governing mechanism. I ask for its favorable support."

Speaker Greiman: "Gentleman moves for adoption... I'm sorry. Gentleman moves for passage of Senate Bill 934. On that, is there any discussion? Gentleman from McLean, Mr. Ropp."

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

Speaker Greiman: "Indicates that he will for a question?"

Ropp: "Representative, a few years ago when we spent a whole day here listening to the needs of the Chicago school system, it ultimately resolved around the fact that ultimately a special board was to approve all of the budgets of the school system. Does this Bill, in any way, overlap that authority that was granted a few years ago, or has that group which we granted authority gone out of existence now?"

White: "No, that board is presently in place, and that is the board that is seeking the passage of this Bill. Right now, they have a budget, and their budget is basically limitless. It's unlimited. And all we seek to do with this Bill is to say that anytime you spend over 600,000 dollars that you have to go to the State Board of Education and get their authority in order to expend... in order to spend

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that kind of... that amount of money."

Ropp: "But why do we have to ask the State Board? Doesn't that committee that we gave authorization, don't they have the power to say, 'Okay, you can't spend more than...'"

White: "Well, undoubtedly you're mixing two systems here. The authority that we're speaking of with regard to this Bill is the same authority that you're seeking... that you're saying that we should monitor."

Ropp: "Okay, thank you."

White: "Okay?"

Ropp: "Further discussion? There being none, the question is, 'Shall this Bill pass?' All those in favor signify by voting 'aye', those opposed vote 'nay'. Voting is now open. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill, there are 115 voting 'aye', none voting 'no', 1 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. On Special Order of Business - State and Local Government appears Senate Bill 943. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 943, a Bill for an Act to amend an Act relating to foreign trade zones. Third Reading of the Bill."

Speaker Greiman: "Gentleman from Peoria, Mr. Saltsman."

Saltsman: "Yes, this is a trade zone to establish in the Peoria area, and all the counties involved will have to sign in on this and okay the Trade Zone Act. I ask for your passage of this Bill."

Speaker Greiman: "Gentleman moves for passage of Senate Bill 943. On that, is there any discussion? There being none, the question is, 'Shall this Bill pass?' All those in favor signify by voting 'aye', those opposed vote 'nay'. Voting is now open. Have all voted who wish? Mr. Clerk, take the

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record. On this Bill, there are 11... 214 (sic - 114) voting 'aye', none voting 'no', none voting 'present', and this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Special Order of Business - State and Local Government appears Senate Bill 1091. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1091, a Bill for an Act directing the Department of Transportation to study feasible making railroad interconnection in the vicinity of Genca, Illinois. Third Reading of the Bill."

Speaker Greiman: "Gentleman from Cook, Mr. Keane."

Keane: "Thank you, Mr. Speaker. Senate Bill 1091 does nothing more than direct the Department of Transportation to do a feasibility study for a railroad interconnect for the IC and the Chicago-Milwaukee-St. Paul so that there could be ... we could have another Amtrak route to replace the one that went down in 1981 between Chicago and Dubuque. Ask for a favorable Roll Call."

Speaker Greiman: "Gentleman moves for passage of Senate Bill 1091. On that, is there any discussion? Yes, the Gentleman from McLean, Mr. Bopp."

Bopp: "Mr. Speaker, would the Sponsor yield?"

Speaker Greiman: "Indicates he that he'll yield for a question."

Bopp: "In this Bill, is there any authorization for monies for total costs of this and what, if so?"

Speaker Greiman: "Yes. Turn on Mr. Keane. Thank you."

Keane: "The... No, all that they ask... All the Bill asks the Department of Transportation is to do a feasibility study, and it's anticipated it would be done out of their existing staff."

Bopp: "Under our analysis, it states that their feasibility study would cost 65,000 dollars and that would General Revenue funds which would include 50,000 for a consulting engineer

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and 15,000 for IDOT management staff. Is that what your analysis says or not?"

Keane: "No, it doesn't. I talked to Senator Rigney, who's the Senate Sponsor of the Bill, and he indicated, you know... I'm sorry. I didn't speak to him about that directly, but my feeling and my understanding was that it was something that the Department would take out of its own hide."

Bopp: "This is just like what they say in a lot of government projects. If we wouldn't pay them for this, we'd be paying them for doing something else?"

Keane: "Well, we have a tremendous number of engineers and experts over at the Department of Transportation who are constantly doing feasibility studies. This is of a lot of interest to Senator Rigney, and I agree with him. I think that it would be beneficial not only for his district, but for the whole northern quarter of Illinois."

Speaker Greiman: "Further discussion? Question is, 'Shall this Bill pass?' All those in favor signify by voting 'aye', those opposed vote 'nay'. Voting is now open. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill, there are 106 voting 'aye', 8 voting 'no', 1 voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. On Special Order of Business - State and Local Government appears Senate Bill 1156. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1156, a Bill for an Act relating to the State Fire Marshal and an Act relating to the investigation and prevention of fire. Third Reading of the Bill."

Speaker Greiman: "Gentleman from Bureau, Mr. Mautino."

Mautino: "Thank you, Mr. Speaker. I would like to make a request at this time that has come to my attention from the Senate Sponsor as well that we take Senate Bill 1156 back to

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Second Reading for the purposes of removing an Amendment that was placed on in the House."

Speaker Greiman: "Gentleman asks leave to return Senate Bill 1156 to the Order of Second Reading. Does the Gentleman have leave? Gentleman has leave. Leave is hereby granted, and the Bill is on Second Reading. Mr. Clerk."

Clerk Leone: "Motion. I move to table Amendment #1 to Senate Bill 1156, Representative Mautino."

Speaker Greiman: "Mr. Mautino."

Mautino: "Yes, Amendment #1 was placed on. We have... We have a conflicting problem here by eliminating the Department of Conservation. It has just been brought to my attention that the intention of the Federal Government is to fund again the new... the continuation of the federal program which, by their authority, goes into the Department of Conservation Division of Forestry. This was not the intent, the information I received when we originally put the Amendment on to give the authority to the State Fire Marshal's Office. In that regard and at the request of the Senate Sponsor, I will ask to table Amendment #1."

Speaker Greiman: "Gentleman moves to table Amendment #1 to Senate Bill 1156. All those in favor signify by saying 'aye'... Yeah, I'm sorry. Is there any discussion on that? Is your light on, Mr. McCracken? Gentleman from Dupage, Mr. McCracken."

McCracken: "Will the Gentleman yield? Rep... Representative, I... I understand the need for the program for those smaller fire protection districts. I don't understand though, is the money for this program now not going to come out of the State Fire Marshal Fund?"

Mautino: "In response to the question, what I have done with the appropriation process is left the 171,000 in the State Fire Marshal's budget. Okay? If in fact this whole thing



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doesn't work, at least the money, if the state goes into the program and doesn't get the federal money, it will be protected and we'll have to address it with an emergency Session or the override Session with additional statutory language."

McCracken: "Okay."

Mautino: "But I've left the money in there. I am not touching the Fire Protection Fund with this Amendment."

McCracken: "Because you anticipate federal funding, right? Okay. Thank you. That's.... You're right."

Speaker Greiman: "Gentleman... Is there further discussion? There being none, the question is, 'Shall Amendment #1 to be tabled?' All those in favor signify by saying 'aye', those opposed 'no'. The 'ayes' have it, and Amendment #1 is tabled. Further Amendments?"

Clerk Leone: "No further Amendments."

Speaker Greiman: "Third Reading."

Mautino: "I would, at this time, like to waive the... proper rule. It's back on Third?"

Speaker Greiman: "The Bill is on Third. And under our rules, because you didn't amend it but rather tabled it, you are not precluded from moving ahead on the Order of Third Reading. According..."

Mautino: "I'd like to move ahead, Mr. Speaker."

Speaker Greiman: "Accordingly, Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1156, a Bill for an Act to amend an Act relating to the State Fire Marshal and an Act relating to the investigation and prevention of fire. Third Reading of the Bill."

Speaker Greiman: "Gentleman from Bureau, Mr. Mautino."

Mautino: "This legislation, Senate Bill 1156, authorizes a continuation of the Rural Fire Protection Fund which authorizes matching 50% grants to fire districts and

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departments in downstate Illinois or possibly up... upstate, for that matter, if in fact the population requirement is met which is 10,000 people or less. The cost of the program in previous years under the federal funding was approximately 171,000 dollars. What's what would be in the federal funds under this legislation. And in response to Mr. McCracken's concern, if was the State Fire Marshal's, it would be the same figure. That's exactly what the Bill does in its present form. It's a good ongoing program that most of the smaller fire departments and districts have made great use of over the past ten or twelve years, and this legislation continues that good program. I ask for your favorable support. I will respond to any inquiries."

Speaker Greiman: "Gentleman moves for passage of Senate Bill 1156. Is there discussion? The Gentleman from Macon, Mr. Dunn."

Dunn: "Question of the Sponsor."

Speaker Greiman: "Indicates he'll yield for a question. Proceed."

Dunn: "Is this a passthrough for federal funds, or are there any state funds involved?"

Mautino: "If the federal funds come in October, it will be total federal funds. If not, I've got the appropriation in both areas, the Department of Conservation and also the Fire Marshal's Office for a continuation of the program."

Dunn: "Do you know what the law provides for fire districts which are... which located in communities over 10,000 in population?"

Mautino: "Yes, I do. There is one provision where the City of Chicago receives 10% under the Fire Marshal's program of the Fire Prevention Fund that is paid by the insurance companies, and the same program, as I understand it, operates in cities all over the State of Illinois with the

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exception of those with less than 10,000 people that come under this program."

Dunn: "And..."

Mautino: "Decatur would come under the Fire Prevention Fund from the State Fire Marshal's Office."

Dunn: "Ten percent?"

Mautino: "No, the 10% provision was originally placed in the statute for the City of Chicago many years ago, as I understand it."

Dunn: "What percentage applies to communities like Champaign, Bloomington, Springfield, Peoria, Quincy, Decatur?"

Mautino: "I would assume that those are on the fire training programs, etcetera, and I'm not certain whether... It's personnel and standards. I'm not certain whether they have a program for equipment, etcetera."

Dunn: "Okay, thank you."

Mautino: "It's training only for, let's say, Decatur and those other cities. This is not this program though, John. This program is a federal passthrough for rural fire protection districts."

Dunn: "Thank you."

Speaker Greiman: "Another Gentleman from Macou, Mr. Tate."

Tate: "Yes, Mr. Speaker and Ladies and Gentlemen of the House. I rise in support of Senate Bill 1156. It essentially just provides for a state grant program which we've already been using. The Department of Conservation has done a very good job with this program. For the Members that are from downstate Illinois that have already... have probably already had previous experience with that in working with rural fire districts, it's a very important program for those rural fire districts. Many of you know that they work with complete volunteer program of volunteers on the fire department, and it's very essential for them to have

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as good as equipment as possible. And this enables them to have some quality fire... fire equipment, and I would just encourage everyone to vote 'yes' on this. Thank you."

Speaker Greiman: "Gentleman from Cook, Mr. Terzich."

Terzich: "Yes, Representative Mautino, that conservationist deal - now this is supposed to pick up the money that was previously supplied by the Federal Government?"

Mautino: "In its original form, and the program, itself, was all federal funds. Okay?"

Terzich: "That was previously."

Mautino: "Yes. This legislation would be a state program ongoing if, in fact, the federal funds do not come about in October."

Terzich: "And who would administer that?"

Mautino: "The administration, by the removal of Amendment #1, would be as it is now by the Divi... Department of Forestry... Division of Forestry within the Department of Conservation."

Terzich: "It would not be administered by the Fire Marsh... the State Fire Marshal?"

Mautino: "The State Fire Marshal has never administered this particular program."

Terzich: "I understand; but, by this Amendment, you're asking money from the State Fire Marshal's Office to handle something on the Forest... was by the Department of Forestry?"

Mautino: "It's jointly under this legislation a cooperative effort."

Terzich: "Well, who would administer it? The State Fire Marshal's Office or the For... I mean if it... Why shouldn't it then come out of the Agricultural Fund or Forestry Fund? Why would it come out of the State Fire Marshal's Office?"

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Mautino: "Representative Terzich, I'm in the middle of a turf battle. I don't know how I got here, but I'm in the middle of it. By being in the middle of it, I don't understand the intricacies of that particular turf battle. I had to do one thing to get it out of Committee. And from the input I've received from the Legislators, I had to do another thing to possibly get it out of the House. Now, we can do one of two things. We can... I can go back and put that Amendment back on and pass this Bill out of here, if that's the desire of this House, and then it will go to a Conference Committee. And the Senator Sponsor's behind me, and he'll take it off. So, basically what I'm doing is trying to accommodate a lot of my colleagues, and I'm in the middle of a turf battle."

Terzich: "Well, I simply would like to mention the fact that what that Amendment does is you're asking money to be provided to these fire department rural areas on matching funds, which is used to purchase fire equipment, hose. It could be fire apparatus, which is not being made available to any other fire district other than those rural ones. You know, they don't buy fire equipment, and that's exactly what you're asking to do. It's bad enough that that happens, but to have it done by the, you know, the Department of, whoever the hell it is, of Forestry or whatever it is and not the Fire Marshal's Office just makes it even that much worse."

Mautino: "In response, you were happy when I put the Amendment on the other day, and now I'm back in the middle of the pot again."

Speaker Greiman: "Mr. Terzich are you through with your remarks?  
The Gentleman from DuPage, Mr. McCracken."

McCracken: "Will the Sponsor yield?"

Speaker Greiman: "Indicates that he'll yield for questions."

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McCracken: "Sorry to be doing this again. I'm looking at the Bill, and I'm a little confused. As I... As I read the Bill exclusive of House Amendment #1, it requires that two and a half percent of the Fire Marshal Fund be transmitted to the Community Fire Protection Grant Fund. Now that's not changed by taking House Amendment #1 off. Is it?"

Mautino: "No."

McCracken: "Well so, regardless of the federal funding of this program in the future, if this Bill becomes law, this will be a requirement that two and a half percent of that Fund be sent over. So, there's a possibility that you may have federal funding and state funding for this program. Is that... Is that right?"

Mautino: "It is my intention to use the 171,000 federal funds. If in fact that does occur in October, then it is my intention and the intention of the legislation not to take the two and a half percent from the Fire Fund and duplicate the process. I give you my... I give you my word, and it's not General Revenue."

McCracken: "And that's not the question. I... As you well know, we're good friends, and I respect you very much. I guess my question is though that regardless of your intent the law is self-executing. And after June 30, regardless of what the Sponsor wants, the law has to be followed. And, you know, the Department of Conservation could even bring suit to enforce this law by means of injunction. So, I, frankly, still have that problem. Is there a way to qualify this so that only if the federal funds don't come down that it will go into operation?"

Mautino: "I think that I can get that guarantee from the Senate Sponsor, yes. He was here a minute ago. I don't know what happened to him."

McCracken: "How do we want to accomplish that?"

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Mautino: "He's next to you. Why don't you talk to him, and I'll answer a couple more questions..."

McCracken: "No, no. I... I understand what your intent is, and there's no problem there. But the law is self-executing. So, we have to do something about the problem. And it would be my request that we put in a proviso that this transfer not occur if the federal funding is found. I'm not trying to hold up the Bill... I'm not..."

Mautino: "It's a good question. It's a good question."

McCracken: "I'm not trying to hurt it. It's a good cause, and I see your point."

Mautino: "I will be most happy to submit a... a correspondence for intention with the understanding that it will... the provisions of the... of the Bill will not be adhered to if, in fact, the federal funds come, because it has to be signed off by the Fire Marshal anyway for those funds."

McCracken: "Would you consider an Amendment just to make that clear?"

Mautino: "I'd... I'd be happy to. We'll have to check with Watson and..."

McCracken: "Would that be alright? Frank, is that alright? Alright."

Speaker Greiman: "Mr. Piel. The Gentleman from Cook, Mr. Piel."

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

Speaker Greiman: "Mr. Piel, you move the previous question. The question is, 'Shall the main question be put?' All those in favor signify by saying 'aye', those opposed 'nay'. In the opinion of the Chair, the 'ayes' have it. Mr. Mautino to close."

Mautino: "Thank you, Mr. Speaker. The more input I get the more difficult it becomes on this piece of legislation. I did not want it to be a controversial issue. It has turned out that way. I think we can resolve it by getting the

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individuals involved from both of these Departments to submit the responses to the individuals so that we can at least continue this program. The important part of this legislation is the continuation for those rural fire districts, and I ask for your support in that regard."

Speaker Greiman: "Gentleman moves for passage of Senate Bill 1156. The question is, 'Shall this Bill pass?' All those in favor signify by voting 'aye', those opposed vote 'nay'. Voting is now open. Mr. Winchester to explain his vote."

Winchester: "Well, obviously the Bill is going to pass out, and I'm going to vote 'yes' on it, Mr. Speaker. But all of a sudden this has become a very controversial issue because of taking the Amendment on. I think most all of us would like to see our rural fire districts receive additional dollars, but I think now we're going to be raiding the Fire Protection Fund and putting it into another agency which could jeopardize some programs in the Fire Marshal's Office. And I don't think that was the intention of the Sponsor, and I would wish that it would have went into a Conference Committee. Obviously, it's going to pass as it is."

Speaker Greiman: "Mr. Leverenz to explain his vote."

Leverenz: "I may even exchange it. Let me explain about the Fire Marshal's Fund or the Fire Marshal funding in that Office. We never use all of the money. It is not General Revenue. It comes from the foreign fire tax and a couple of other different places. The Fire Marshal's Office doesn't run on General Revenue funds. So, if you fund a program out of there, you're better off because the money is there, because everything that accrues there the Governor swipes at over a million dollars and turns it into general revenue. Quit kidding each other. Smokey the Bear is in conservation. That's where the program belongs."



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Speaker Greiman: "Have all voted who wish? Have all voted who wish? Mr. McCracken, I think you spoke in debate. Pardon?"

McCracken: "I just asked questions."

Speaker Greiman: "Well, that's speaking in debate under our rules."

McCracken: "No, it's not. I'd like to explain my vote."

Speaker Greiman: "No, Mr. McCracken, you do not have... you cannot be recognized for that purpose. Have all voted who wish? Take the record, Mr. Clerk. On this Bill, there are 108 voting 'aye', 4 voting 'no', none voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. The Chair recognizes Mr. Cullerton for the purpose of a Motion."

Cullerton: "Yes, thank you, Mr. Speaker. I would move to amend the Special Order of Business of Subject Matter - State and Local Government to include Senate Bills 1024, 1185 and 1263."

Speaker Greiman: "The Gentleman from Cook, Mr. Cullerton, moves to amend Senate Bill.... the Special Order of Business - State and Local Government to add Senate Bill 1024, Senate Bill 1185, Senate Bill 1263. And on that Motion, is there any discussion? The Gentleman from DeWitt, Mr. Vinson."

Vinson: "Thank you, Mr. Speaker. We've already earlier today established the precedent. So, I rise in support of the Motion."

Speaker Greiman: "The Gentleman from Champaign, Mr. Johnson. Rule book in hand. Alright. The Motion takes 60 votes. Accordingly, all those in favor signify by voting 'aye', those opposed vote 'nay'. Voting is now open. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill... On this Motion there are 109 voting 'aye', 1 voting 'no', none voting 'present'. This

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Bill, having... This Bills is pas... This Motion carries. On Special Order of Business - State and Local Government appears Senate Bill 1332. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1332, a Bill for an Act in relationship to access of public records. Third Reading of the Bill."

Speaker Greiman: "The Lady from Cook, Ms. Currie."

Currie: "Thank you, Mr. Speaker and Members of the House. Senate Bill 1332, the Open Records Act, is, except for its title and statement of purposes, identical to House Bill 234, the Freedom of Information Act which passed overwhelmingly in this House during the month of May. 1332 applies the principal of accessibility to records of government to all of state and local records with precisely the same exemptions and the same kinds of time frames, time schedules that we applied to House Bill 234. For those of you who were concerned when we debated House Bill 234 on this floor, concerned about the definition of public body, concerned about openness of criminal records and those of law enforcement agencies, I want you to know that this Bill and the House Bill 234, both of them have been amended in the meantime to make sure that there is clarity and that there is sufficient respect for confidentiality with each of those kinds of records. As you know, as I'm sure you remember from the debate on House Bill 234, Illinois is the only state in the nation that does not guarantee access to records of government to all of its citizens. Until this year, in fact, Mississippi shared with Illinois the dubious distinction as the only two states in the nation without some kind of freedom of information statute on the books. Mississippi has beat us to the punch. The Governor in that state signed a freedom of information Bill early in 1983. Illinois bears the shame alone. Passage of Senate Bill 1332 will correct that oversight, will correct the error.

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I would be pleased to answer any questions anybody has on Senate Bill 1332, and I certainly would appreciate your favorable support."

Speaker Greiman: "The Lady moves for passage of Senate Bill 1332. And on that, is there any discussion? The Gentleman from Champaign, Mr. Johnson."

Johnson: "I would inquire of the Chair as to whether the rulings rendered on House Bill 234, namely that the due process exclusion provision in our statutes take this out... takes this out of the coverage of the State Mandates Act and, secondly, the fact that there is existing concurrent jurisdiction would require that this Bill receive on a simple majority for passage are the same rulings that the Chair would make with respect to this Bill."

Speaker Greiman: "A simple Constitutional Majority, yes, of 60. That is correct, Mr. Johnson. The Chair would make the same ruling on this Bill as was made on the previous Bill with respect to the State Mandates Act and with respect to the ... to the number of votes necessary with respect to preemption. Now, is there any further discussion? There being none, the question is, 'Shall this Bill pass?' All those in favor signify by voting 'aye', those opposed vote 'no'. Voting is now open. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill, there are 108 voting 'aye', 6 voting 'nay', 1 voting 'present', and this Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of Special Order of Business - State and Local Government appears Senate Bill 1333. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1333, a Bill for an Act to authorize the withholding of income to secure the payment of support. Third Reading of the Bill."

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Speaker Greiman: "The Lady from Cook, Ms. Barnes."

Barnes: "Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 1333 addresses a very important problem that we have in the State of Illinois. It concerns child support payments. This Bill is a product of a conference that was held last March. It was sponsored by the Illinois Commission on Intergovernmental Cooperation and also the Legislative Advisory Committee on Public Aid. Every Member in this House had been invited to participate; and, since then, we have produced a report which you have all had on your desks. I think one of the most important parts of this Bill is that the real nuts and bolts job was done in the House. We appeared twice before the Judiciary Committee, and the first time we listened to all the problems that they felt that we had with the Bill. The second time that we appeared we had all the proper Amendments. We had done many hours of work and addressed every question that any Member of that Committee had. As a result, the Committee vote was 16 'ayes' and 2 'nays'. At this conference, there were people from all over the state in every county. There were Judges, clerks of the Circuit Court, state's attorney, state's officials, and we broke up into four different workshops. And for three days, we had everybody's input. So, we feel, Representative Currie and myself, that this is a very special Bill, and I would encourage an 'aye' vote."

Speaker Greiman: "The Lady moves for the passage of Senate Bill 1333. And on that, is there any discussion? Gentleman from Macon, Mr. Dunn."

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

Speaker Greiman: "She indicates she will."

Dunn: "Who... Does this Bill as amended still provide for payroll deductions for enforcement of child support?"

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Barnes: "Yes, Representative."

Dunn: "And, in the event an employer makes a mistake with regard to a payroll deduction, what penalties can be imposed upon the employer?"

Barnes: "None. That was part of what we amended out of the Bill."

Dunn: "Okay. So, there currently are no penalties of any kind in this..."

Barnes: "No."

Dunn: "... in this Bill with regard to employers?"

Barnes: "No, Representative."

Dunn: "Alright. Now, what if an employer doesn't cooperate and just doesn't withhold?"

Barnes: "Representative, there is nothing that we would do."

Dunn: "Then how...how are you going to make this Bill work if... Are employers going to cooperate voluntarily to withhold?"

Barnes: "Well, Representative, the way we feel this is going to work, like some of the Judges stated, I think to have this Bill in place and to have whomever the support person is of the children know that there is the possibility of having wage assignment, that they would not want to be put into that position where we're not going to have employers all over the state having to get into the business of wage assignment."

Dunn: "Which Amendment took out the penalty on the employers? There was a penalty in the Bill, if I recall correctly."

Barnes: "Yes, there was. What we did is we just came in with one large Amendment that addressed all of the problems that everybody had. At least, we tried to address all of the problems. I think Representative Johnson had a question that we were not able to address. So he would be the exception."

Dunn: "What was the number of that Amendment?"

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Barnes: "House Amendment #1."

Dunn: "Thank you."

Speaker Greiman: "The Gentleman from Champaign, Mr. Johnson."

Johnson: "Well, I wasn't going to speak on this, but the Sponsor said that the...they addressed all of the objections of the Members and, in fact, that is absolutely not right. Representative McCracken and myself and several others, I think Representative Topinka and others have one very fundamental problem with this Bill. And I think everybody, even though this is not the most exciting subject in the world, ought to realize what the Bill does and what our objection does. If two individuals...or individuals are...receive a divorce, right away, without anybody being in arrears, without any kind of default of any kind, an order is place in the file, an order of deduction of wages of the non-custodial parent for child support. The minute there is an allegation, whether it's right or not, whether, in fact, the calculation is made or not, there is an allegation made that the non-custodial parent is in arrears, they receive a notice and ten days later, without a hearing, without anything else other than imposing on them the obligation to go pay \$500 or \$1000 to hire an attorney, and obviously they couldn't afford an attorney or they wouldn't be in arrears or allegedly in arrears to begin with, without any hearing, without any concept of due process, automatically their wages are garnished. They...In addition to that, there is a ten percent penalty on top of that to allegedly make up for arrearages. So then you've got the compounded problem of somebody not...either being behind or allegedly being behind and on top of that having ten percent plus of their...of their wages garnished. Now, I would submit that if this Bill provided for a garnishment procedure where you had a notice

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and where an opportunity to be heard and an opportunity for a court hearing existed, then we might be addressing the problem. But this is absolutely anasthetical to our whole concept of due process in this country. That somebody has their wages, their sustenance, their livelihood automatically cut off and, in fact, they may not be in arrears. This Bill doesn't provide that they have to be in arrears. All you have to do is give them a notice and if they don't come in in ten days, then they have their wages automatically garnished. Now, I agree with Representative Barnes and Representative Currie and the other people who support this Bill, that collection of child support is an important priority. Representative Barnes and others have made significant strides with good legislation in that area, and I have supported that legislation. But let's not throw out the baby with the bath water. Let's not get rid of a whole...our whole concept of a whole history of due process and provide for a ten day notice with no hearing and an individual is penalized for their livelihood plus a penalty forever. It doesn't make sense. There's a better way to do it and they did not address themselves to the concern that allowed this Bill to be defeated the first time it came up. The second time it came up, I had a Bill somewhere else, some of the other opponents had a Bill somewhere else and the Bill got out with some of the problems addressed, but the fundamental problem of due process not addressed. And so, lest anybody think that this Bill came out with all the concerns...concerns broached, they weren't. There is still a fundamental concern of many of us and for that reason, I think I'd urge at least a 'present' vote if not a 'no' vote on this Bill."

Speaker Greiman: "The Gentleman from Lee, Mr. Olson."

Olson: "Thank you, Mr. Speaker, Ladies and Gentlemen of the

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House. I'd like to speak to the Bill as a former court officer, a Circuit Clerk, where we dealt with child support matters. No Bill that we look at in this General Assembly will have the...the general consensus of everyone who might be concerned with the Bill here. But I can tell all the Members here that in the 50th Judicial Circuit which comprises northwestern Illinois, we only have a compliance factor of about forty-seven or forth-eight percent, and I think that this Bill is a good start to addressing the issue of having delinquent fathers meet their obligations. It will also have a very positive effect on the cost to the Department of Public Aid. And I would urge an 'aye' vote on this Bill."

Speaker Greiman: "The Lady from Cook, Ms. Currie."

Currie: "Close...I'll close."

Speaker Greiman: "Alright. Lady from Cook, Ms. Alexander."

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

Speaker Greiman: "She indicates that she will."

Alexander: "Representative Barnes, if I am a delinquent parent, I would receive a ten day notice, am I correct?"

Barnes: "No, Representative, that was one of the objections and...that we addressed in the Amendment. We changed the ten days to twenty days, and we also made the notice certified mail because that was another objection."

Alexander: "So, in other words, I would receive a notice that I am delinquent. What time span would I have in which to appear or answer that notice? Is it twenty days?"

Barnes: "Twenty days from the day that you receive the notice."

Alexander: "I would not then...I could come in as a per se person to whoever issued that notice within that twenty day period with proof that I had, indeed, kept my child support payments up. Am I correct?"

Barnes: "You are correct."



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Alexander: "If I appeared at that place and time, within the time span, then the court order that purportedly is out there against me would be withdrawn. Am I correct?"

Barnes: "You are absolutely right."

Alexander: "Thank you. I will support the Bill."

Barnes: "Thank you."

Speaker Greiman: "Gentleman from McLean, Mr. Ropp."

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

Speaker Greiman: "She indicates she will."

Ropp: "Representative, a question in regards to let's say a husband, former husband, might be quite delinquent, up to let's say three or four or five thousand dollars. How does this Bill address that provision? Is all of his money that he might earn in a month given to the...to the mother?"

Barnes: "Representative, you are addressing arrearages. We're talking about delinquent payments."

Ropp: "Well, wouldn't arrears be a bit delinquent?"

Barnes: "No, because the first time that they were delinquent in their payments, they would receive by certified mail a notice that they were in arrears. And twenty days from that time, they would have time to go in, and pay up and make restitution."

Ropp: "Well, okay, but...let's say...presume this is not necessarily a hypothetical situation but suppose we are five thousand dollars in arrears, how is that addressed in coming up to full and complete payment under this Bill?"

Barnes: "You couldn't be five thousand dollars...see, you are talking about arrearage. You couldn't be five thousand dollars in arrearage because the minute that you missed your first payment, say a hundred dollars, that is when you would receive your notice by certified mail that you were delinquent in your one hundred dollar payment."

Ropp: "In other words, this Bill does nothing to taking care of

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what is in arrears as you so indicate. Is that correct?"

Barnes: "No, we are hoping...one of the judges in the round table discussions said that he would like to see a Bill so that a fellow doesn't stand before him and owe somebody five thousand dollars because how are you going to get five thousand dollars out of him if he doesn't have it. That's why we have come up with a plan where the minute that you are behind one payment of a hundred dollars or seventy-five or whatever you have agreed to in the settlement, that is...and that is delinquent payment, that is when the problem would be addressed. So that you wouldn't get to the point where you owed anybody five thousand."

Ropp: "Okay, thank you. To the Bill. Mr. Speaker and Members of the House, in a continuing effort to prevent further buildup of arrearment payments, I think this is a good step, a step in the right direction, and one that we all certainly ought to support. There is no reason why in settlements of this kind that the commitment is not kept. Certainly in the best interests of the young people and of either spouse who is responsible for the caring of those children should be kept, and I urge a favorable vote on this Bill."

Speaker Greiman: "The Gentleman from St. Clair, Representative Flinn."

Flinn: "Speaker, I move the previous question."

Speaker Greiman: "The Gentleman moves the previous question. The question is, 'Shall the main question be put?' All in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have it, and Ms... Who is going to close that? Ms. Currie? Representative Currie to close."

Currie: "Thank you, Mr. Speaker and Members of the House. I think we have had a full discussion of Senate Bill 1333. I think that you might be...you might like to know that there

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are, in the State of Illinois, seventy-four thousand orders for child support presently on the judicial books. Of those seventy-four thousand, only fourteen thousand are full current...that is to say, there has been full or partial payment made. We're addressing a very serious problem here. The problem is one of the child who needs support. The Sponsors of this Bill did try to meet some of the difficulties, some of the problems, the objections having to do with due process raised by Members of the Judiciary Committee, and I think that we went a fairly substantial way. Nobody will be surprised when the withholding order happens. Everybody, at the time the child support order is entered, will have a copy of that order in his or her hand. There is due process. There is certified mail, return receipt requested or, in fact, individual service. There is plenty of opportunity for any individual to come into court and say, 'No, I am, in fact, current in my payments.' Or, in fact, that there is some misunderstanding or miscalculation going on at the Clerk's Office. This is good legislation, critical for the children of Illinois. And I hope that we'll see a very large green vote on Senate Bill 1333."

Speaker Greiman: "Question is, 'Shall this Bill pass?' All those in favor signify by voting 'aye', those opposed 'no'. The voting is now open and the Gentleman from Marion to explain his vote. Mr. Friedrich."

Friedrich: "Mr. Chairman, I think this is a problem which needs to be addressed. I have the feeling that there is going to be some problems result from this Bill. And just following up on Representative Kopp's suggestion, suppose at the beginning, the father was out of work, then, of course, there would be an accumulation of money due. So I assume that they would just start when he goes back to work and

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you can file a lien. I don't know what else because...so the arrears would never be picked up in that case. But I hope it works because there is a real need for it."

Speaker Greiman: "Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Bill, there are 110 voting 'aye', 1 voting 'no', 2 voting 'present', and this Bill, having received a Constitutional Majority, is hereby declared passed. Excuse me, Ms. Karpiel, you want to turn... Is your light having difficulty? Turn on your light. Is it on? Nothing is happening up here. Ms. Karpiel, your light is not showing on the board here. Turn Mrs. Karpiel on. Your...your light is on. You're on...no?"

Karpiel: "Mr. Speaker, I had my light on the entire time and then I had it on explanation of vote..."

Speaker Greiman: "Well, I'm saying to you..."

Karpiel: "And I was waiting to get called on and didn't and I didn't even get to vote because I was holding off to explain my vote."

Speaker Greiman: "I...I am explaining to you that your light did not flash and is not flashing now, nor is it showing as being on."

Karpiel: "Can I have leave, please, to be put...leave of the House to be put on 'aye' on that Roll Call?"

Speaker Greiman: "Well, I think it can be placed in the Journal, but probably not in the Roll Call. So if you journalized it, it can be journalized. Yes, Mr. Piel, for what purpose do you rise?"

Piel: "One of the very first orders of this morning was when Mr. Bullock asked for leave, and the House unanimously gave him leave. And I don't see anything wrong with this when their switch is broken."

Speaker Greiman: "Alright. I certainly don't want to treat Mrs.

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Karpiel unfairly or make her a victim of technology. So, Mrs. Karpiel, for good cause shown, the...your vote will be recorded as 'aye'. Now, we are on Special Order of Business - State and Local Government, Senate Bill 1024 which is on the Order of Second Reading. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1024, a Bill for an Act to amend the Illinois Industrial Development Authority Act. Third Reading of the Bill."

Speaker Greiman: "No, it's...it's on Second Reading. No, it's on Second Reading on page 30 of the Calendar. Alright, we're going to take this out of the record and go back to it. On the Order of Second Reading Short Debate appears Senate Bill 1263. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1263, a Bill for an Act to amend the Illinois Industrial Development Authority Act. Second Reading of the Bill. No Committee Amendments."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk Leone: "Amendment #1, Ewing, amends Senate Bill 1263."

Speaker Greiman: "Gentleman from Livingston, Mr. Ewing. Yes, the Gentleman from Livingston."

Ewing: "Amend...Amendment #2, whose Amendment is that, Mr. Speaker? Yeah. Is Representative Matijeovich here?"

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

Ewing: "No, 1 has been withdrawn. I would move to withdraw 1 if that's where we're at."

Speaker Greiman: "Gentleman moves...Gentleman withdraws Amendment #1 to Senate Bill 1263. Mr. Clerk, that has not been adopted, is that correct?"

Clerk Leone: "Amendment #1 has not been adopted."

Speaker Greiman: "Alright, then that's withdrawn. Are there further Amendments?"

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Clerk Leone: "Floor Amendment #2, Matijevich, amends Senate Bill 1263."

Speaker Greiman: "Gentleman from Lake, Mr. Matijevich."

Matijevich: "Yes, Mr. Speaker, Ladies and Gentlemen of the House, Amendment #2 seeks to incorporate most of the provisions that Representative Earnes had with regards to House Bill 21...or 2100... the... with regards to Capital Development Bond Act authorizations, except that I do not change with regards to the Department of Corrections authorization. All I do is add one dollar, and I might as well be upfront in what I'm doing. I feel that we ought to have the capital bond authorization in a Conference Committee. We are not yet certain about revenues with regards to capital projects, and we have always attempted to square the matter of revenue with authorization levels. So I believe at this time it is a responsible Amendment, and I would certainly urge the House to support me on the adoption of Amendment #2."

Speaker Greiman: "Gentleman moves for adoption of Amendment #2 to Senate Bill 1263. Is there any discussion? The Gentleman from Livingston, Mr. Ewing."

Ewing: "Yes, Mr. Speaker, Ladies and Gentlemen of the House, I think everything that my colleague, the proponent of this Amendment, said is correct, but I think we ought to...it is a chance and a move by the other side of the aisle to play games with the capital development bond Bill. Now, we all know that we are going to have to put the money in there for the correctional institution in Danville, and this takes that money out. My suggestion is that we beat Amendment #3, and that we adopt my Amendment #4 which will add the added money which Representative Matijevich wants for the libraries and the correctional institution. So I would oppose this Amendment."

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Speaker Greiman: "Further discussion? The Gentleman from DeWitt, Mr. Vinson."

Vinson: "Mr. Speaker, Ladies and Gentlemen of the Assembly, I rise to question the germaneness of Amendment #2 to Senate Bill 1263. I would point out to the Chair that the original Bill is an Act to repeal Section 8.2 of the Illinois Industrial Authority Act... Industrial Development Authority Act. This Bill... This Amendment goes far beyond that. It deals with a wholly different agency. It changes the bond ceilings of a wholly different agency. It deals with general obligation bonds where the original Bill, the agency covered by it, deals with revenue bonds."

Speaker Greiman: "Yes, the Gentleman from Lake, Mr. Matijevich."

Matijevich: "On the matter of germaneness, the Amendment does speak to the issue of bonds, and the Amendment addresses the matter of bond authorization levels. And I would urge the Chair to rule the Amendment germane."

Speaker Greiman: "Yes, Mr. Vinson."

Vinson: "Well, Mr. Speaker, it's obvious it's going to take you months to figure out how to rule on this thing, so I withdraw the objection."

Speaker Greiman: "The Gentleman withdraws the objection. Thank you, Mr. Vinson. Further discussion? Gentleman from Will, Mr. Van Duyne."

Van Duyne: "Thank you, Mr. Speaker. I just rise momentarily to support this, and I want to also call to the attention of the House that I have House Resolution 391, which exhorts the Governor and the Department of Corrections Chief, Michael Lane, from persisting in tearing down the cell house in Stateville Penitentiary, which houses almost five hundred prisoners, or it did, at least, until they moved them to a different wing. So, even though Representative Matijevich seems to...or his interest seems to divert this

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money only temporarily until they can get this into Conference Committee, I just want to submit to all the Members of the House that maybe...it may be a stroke of genius on his part, inadvertently as it might seem to everybody, but that we may not really need to spend this thirty-seven and a half million on the Danville Prison if the Department of Corrections will only turn their...their attention to remodeling of Cell House D, which I have evidence here from the Department...one of our staff, the cost of rehabilitating one round house cell...one round cell house is five to six million. Now, if we are serious in trying to save money, at least, just this year and maybe even in the year to come, we might...it might be logical, and reasonable and very important to us to start thinking in terms of really removing this money from the appropriations process and putting it into Cell House D at Stateville Penitentiary and saving thirty million dollars at least for this year. So what that all said and for other reasons, I support his Amendment."

Speaker Greiman: "Mr. Matijevich, genius is never inadvertent. The question is, 'Shall this Amendment be adopted?' All those in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have it, and the Amendment is adopted. Further Amendment?"

Clerk Leone: "Floor Amendment #3, Ewing, amends Senate Bill 1263."

Speaker Greiman: "Gentleman from Livingston, Mr. Ewing."

Ewing: "Mr. Speaker, I'd move to table Amendment #3."

Speaker Greiman: "I'm sorry, Mr. Ewing. What did you say?"

Ewing: "I move to table 3."

Speaker Greiman: "No, 3 has not been adopted. You just want to withdraw it?"

Ewing: "Yeah...that's fine."



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Speaker Greiman: "Alright, fine. Amendment #3 to Senate Bill 1263 is withdrawn. Further Amendment?"

Clerk Leone: "Floor Amendment #4, Ewing, amends Senate Bill 1263 as amended."

Speaker Greiman: "Gentleman from Livingston, Mr. Ewing."

Ewing: "Yes, #4 just puts the Bill in proper form, and I'd move for its adoption."

Speaker Greiman: "Gentleman moves for the adoption of Amendment #4 to Senate Bill 1263. Is there any discussion? Gentleman from Lake, Mr. Matijevich."

Matijevich: "Yes, Mr. Speaker, the reason I moved and adopted Amendment #2 is because as I addressed the Assembly, we are not yet sure of the revenues on capital projects. We're not sure where we ought to be on bond authorization levels, and it is imperative that if there is a bond authorization Bill, and we know there is a Bill, and this appeared to be the vehicle for that, that the Bill ought to go to Conference if we at all want to be responsible. If we adopt Amendment #4, the Governor, I'm sure would...because all it does is...is adds monies for Corrections and, therefore, it would, I'm sure go to the Governor in that form. And we will not have a bond authorization Bill in Conference Committee. I think that would be very irresponsible at this time. So I would urge the Members of the House to defeat Amendment #4 so that the Bill proceeds in Conference where it really belongs."

Speaker Greiman: "Further discussion? There being none, the Gentleman from Livingston to close."

Ewing: "Mr. Speaker, I would just ask for a favorable vote on Amendment 4."

Speaker Greiman: "Amendment 4. Question is, 'Shall this Amendment be adopted?' All those in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have... Those

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opposed 'nay'. In the opinion of the Chair, the 'nays' have it, and the Amendment fails. Further Amendment?"

Clerk Leone: "Floor Amendment #5, Ewing, amends Senate Bill 1263 on page one and so forth."

Speaker Greiman: "Gentleman from Livingston, Mr. Ewing."

Ewing: "Yes, Mr. Speaker and Ladies and Gentlemen of the House, if I could have your attention for just a moment. Mr. Speaker, I have your attention for just a moment on this important Amendment? Your attention, please?"

Speaker Greiman: "Yes, indeed."

Ewing: "Nobody seems to be paying any attention."

Speaker Greiman: "May we...may we have... May Mr. Ewing and the Chair have your attention, please? Mr. Ewing, proceed. We will give you the appropriate attention"

Ewing: "Yes, this... Thank you very much. This is the last Amendment on this Bill and in honor of former Representative 'Emil Votek' who is visiting with us today, I move to table it or withdraw it."

Speaker Greiman: "Gentleman move...withdraws Amendment #5 to Senate Bill 1263. Are there further Amendments?"

Clerk Leone: "No further Amendments."

Speaker Greiman: "Third Reading. With...Gentleman have leave to keep Senate Bill 1263 on the Order of Short Debate? Gentleman has leave. On the Order of Senate Bills Second Reading - State and Local Government - Special Order, appears Senate Bill 1024. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1024, a Bill for an Act to amend the Illinois Development...Illinois Industrial Development Authority Act. Second Reading of the Bill. Amendment #1 was adopted in Committee."

Speaker Greiman: "Are there any Motions?"

Clerk Leone: "No Motions filed."

Speaker Greiman: "Are there any...any Floor Amendments? Yes, Mr.

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Vinson, for what purpose do you rise, Sir?"

Vinson: "Mr. Speaker, has a fiscal note been filed on this Bill?"

Speaker Greiman: "On 1024?"

Vinson: "Yes."

Speaker Greiman: "Well, we'll find out. Mr. Clerk, do we have a fiscal note filed?"

Clerk Leone: "Fiscal note has been filed."

Speaker Greiman: "Yes, Mr. Vinson."

Vinson: "Who was that fiscal note submitted by?"

Speaker Greiman: "Well, why don't you come down and take a look at it, Mr. Vinson."

Vinson: "Well, I would just like the Chair to inform me who the fiscal note has been submitted by."

Speaker Greiman: "Pardon, Sir?"

Vinson: "I said I would just like the Chair to inform me who the fiscal note has been submitted by."

Speaker Greiman: "Mr. Clerk."

Clerk Leone: "Pension impact note has been filed by the Pension Laws Commission. The fiscal note has been filed by the Illinois Economic and Fiscal Commission."

Speaker Greiman: "Yes, Mr. Vinson."

Vinson: "Mr. Speaker, I would like to call the Chair's attention to a letter signed by Senator Dawn Clark Netsch. I believe you might know her. She is the Chairperson of the Illinois Economic and Fiscal Commission. The letter is dated April 20, 1983, and the letter states, 'I believe it would be useful to clarify an apparently continuing source of confusion regarding the Illinois Economic and Fiscal Commission and the provisions of an Act requiring fiscal notes in relationship to certain Bills, a copy of which is attached. Section 2 of this Act directs that fiscal notes shall be prepared by the Department, Board or entity of State Government that will be responsible for receiving or

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expending an appropriation or administering a change in the revenue laws made or affected by the Bill for which a fiscal note is requested. This Commission is not an entity under the terms of the Fiscal Note Act. Accordingly, the Commission has never had authority to prepare fiscal notes.' Now, Mr. Speaker, that is an eminent Member of this General Assembly. That is a Member of this General Assembly who serves as the Chairperson of the agency which submitted this particular piece of paper that you rely on for a fiscal note. I think it is clear that she knows and that every Member of this Chamber who has taken the time to read the Fiscal Note Act knows that there is not a proper fiscal note on this Bill. And I would inquire whether you regard this as a proper fiscal note?"

Speaker Greiman: "I appreciate your reading the letter of Senator Netsch into the record, and I view it with some interest. However, the Chair believes that the Commission is appropriate to render that kind of decision. The purport of the Act is to provide us with an agency able to provide the appropriate kind of information and to give it the appropriate focus. The Chair believes that such a... that the Commission is such an agency. It is an appropriate agency of State Government and the fiscal note is, therefore, appropriate, Mrs. Netsch's letter notwithstanding. Yes, Mr. Vinson."

Vinson: "Mr. Speaker, I just want to thank you for taking the time to make such an explicit ruling, even though it does so contravene state law."

Speaker Greiman: "Thank you for the thank you. Mr. Vinson, while the Chair has made a ruling, the Chair believes that we do important work here in this General Assembly and we set precedent. We... The Chair believes in the notion of precedent, and we want things to be in the appropriate and

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proper order. I read, therefore, from a subsequent letter from Senator Dawn Clark Netsch, the most quoted lady, dated May the 17th, 1983, dealing with... a Bill, and it says, 'Since this specific instance there is no one agency capable of producing a fiscal note, I have instructed the Commission's staff to prepare the appropriate materials to assist the Sponsors in preparing a fiscal note under these circumstances as provided for in the Fiscal Note Act.'" So that either Ms. Netsch had a change of heart or she believed that she could help the legislative process by using this Commission to its fullest. And I thought you might want to see that letter, and, of course, I will...it would be available to you at the appropriate time. Now, yes, Mr. Vinson."

Vinson: "Well, I always appreciate your willingness to make expansive rulings. And I would just inquire whether you think the two letters taken together constitute a 'noxiæ moron'?"

Speaker Greiman: "Mr...Mr. Vinson, under the statute, we are required to do these proceedings in English. So that, accordingly, I will proceed on, having ruled on the fiscal note on Senate Bill 1024. Yes, Mr. Vinson."

Vinson: "I'd be interested in Representative Giorgi's opinion on whether this constitutes a 'noxiæ moron'."

Speaker Greiman: "Mr. Giorgi is doing his abridged dictionary right now and will be back to you later on. Alright. Now...yes, alright. Mr. Clerk, have there been any Motions filed on Amendment #1?"

Clerk Leone: "No Motions filed."

Speaker Greiman: "Are there any further Amendments?"

Clerk Leone: "Floor Amendment #2, Ewing, amends Senate Bill 1024 as amended."

Speaker Greiman: "The Gentleman from Livingston, Mr. Ewing."

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Ewing: "Mr. Speaker, we want to give you one more chance to eliminate the ability under this new authority to borrow \$40,000,000 in State Pension Fund money, and I would ask for an adoption of this Amendment which removes that authority from the Bill."

Speaker Greiman: "Gentleman moves for the adoption of Amendment 2 to Senate Bill 1024. Is there any discussion? On that, the Gentleman from Vermilion, Mr. Stuffle."

Stuffle: "Yes, Mr. Speaker, Members of the House, I think this is round four on this Amendment with regard to this Bill, and prior to that, on House Bill 2290, which is identical at this point to 1024. Let me indicate to you that those who suggest that we are taking money from the pension systems without repaying them, and that wasn't suggested here, although it's been suggested, are indicating something that's certainly not the case. We provide in this Bill for the direct repayment of the pension systems of minimal borrowing. In fact, we repay them at ten percent interest. Let me indicate to you that I have in front of me the investment summaries of the systems covered by this Bill with regard to the pension fund usage and repayment at ten percent. In opposition to the Amendment, I would point out to you that the Teacher Retirement System's weighted composite FY '82, the last figures we have, return was 8.1 percent. The weighted composite for the GA, General Assembly, was 6.5 percent. The weighted composite for the Judges was 8.5 percent. The weighted composite for the State Employees' System was 8.9 percent, all below the standard of repayment in this Bill. Thus, I rise for the fourth time this year to oppose Representative Ewing in his effort to diminish and, in fact, completely wipe out the Insurance Fund in this Bill. There is no alternative suggested by the Sponsor of this Amendment for an Insurance

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Fund for the Insured Industrial Revenue Bonds that would be issued under this Bill. There is no ventured capital fund whatsoever, if you put his Amendment on this Bill. You destroy and wipe out the economic recovery Bill that we passed out of this House in 2290 that is now encompassed in 1024, Senate Bill. We need to keep that in place. We provide overly adequate return of ten percent, much above the average investment return as I have indicated. For those reasons, I ask you to please defeat again for the fourth time this Amendment."

Speaker Greiman: "Lady from Champaign, Ms. Satterthwaite."

Satterthwaite: "Mr. Speaker and Members of the House, I also rise in opposition to this Amendment, but I think for the sake of the record, we should clarify that the previous speaker is talking about average returns on investments that have been made over a period of time. And some of those long-term investments were, in fact, at low interest rates. However, the new interest rates that are being gained on new investments of the pension funds do gain far more than ten percent. So, just to keep the record straight, we're not doing any favors to the pension funds by borrowing money and repaying it at ten percent interest. However, I think ultimately we may do the pension funds a service if the main purpose of this Bill is served to spur on economic development of the state and we may, in fact, be able to get back to a full payment into the retirement systems of each year's pay out. And taking that risk, I think, is worth the Insurance Fund that is provided in this Bill by the use of those retirement funds, and I also join in opposition to the Amendment."

Speaker Greiman: "Gentleman from St. Clair, Mr. Flinn. Mr. Flinn, the Gentleman from St. Clair."

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

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Speaker Greiman: "Gentleman from St. Clair moves the previous question. The question is, 'Shall the previous question... Shall the main question be put?' All in favor signify by saying 'aye', those opposed 'nay'. In the opinion of the Chair, the 'ayes' have it. Mr. Ewing to close."

Ewing: "Mr. Speaker, Ladies and Gentlemen of the House, very briefly and very quickly, this Amendment does not gut this Bill. It only removes the authority to borrow pension funds. Now, those whose pension funds you would borrow are opposed to you having the authority. There are other means of financing this Bill built into it. Let's don't take our employees pension funds and borrow them against their will. And I would ask for a Roll Call vote on this, Mr. Speaker. Mr. Speaker?"

Speaker Greiman: "Yes, are you through, Mr..."

Ewing: "Yes, I...I have requested a Roll Call vote."

Speaker Greiman: "Mr. Cullerton has requested an oral vote. Are you joined by the appropriate numbers? Appears that you are. Question is, 'Shall Amendment #2 be adopted?' All those in favor signify by voting 'aye', those opposed vote 'nay'. Voting is now open. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this Amendment, there are 46 voting 'aye', 65 voting 'no', none voting 'present', and the Amendment fails. Further Amendment?"

Clerk Leone: "Floor Amendment #3, Stuffle - Madigan, amends Senate Bill 1024."

Speaker Greiman: "Gentleman from Vermilion, Mr. Stuffle."

Stuffle: "Yes, Mr. Speaker and Members, this is a cleanup Amendment of Senate Bill 1024. The same Amendment will be offered in the Senate to House Bill 2290, which is the underlying Bill in both cases. This Amendment provides for the addition of the one retirement system that was



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inadvertently left out, which is the Chicago Teachers' System. With regard to the Pension Fund, clarifies the use of the 'prudent man' rule in investment procedures. Protects the sanctity, if you will, of the patent and copyright protections that are necessary with regard to certain information and authorizations by applicants under this program. And provides specifically for provisions regarding the Ventured Capital Fund that is provided for both in this Bill and in the other Bill to make certain that the possible gains on investments out of that fund are at least commensurate with the rate of risk, with the risk taken, and that there is an opportunity for the Authority to recoup its investment within ten years of providing funds out of that Ventured Capital Fund and provides for conflict of interest language to protect against members of the Loan Review Committee from having a financial interest in any activity they work on. It provides specifically that two or more adjacent municipalities may act to become a party to the land bank provisions in the Bill. Provides for specific definitions of what is a blighted area with regard to the land bank provisions of the Bill. And clarifies technically language in the Bill with regard to letting two or more municipalities, as opposed to one, participate in the land bank provisions of the Bill. I offer Amendment 3 and ask for your affirmative vote."

Speaker Greiman: "Gentleman moves for adoption of Amendment 3 to Senate Bill 1024. On that, is there any discussion? Gentleman from Livingston, Mr. Ewing."

Ewing: "Mr. Speaker, ladies and Gentlemen, I want everyone on my side of the aisle to know that this adds another Pension Fund, the Teachers' Pension Fund, which they can borrow from. And I had a little teacher in my office...retired teacher in my office Saturday, scared to death about what

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this was going to do to her. Ladies and Gentlemen, you don't want to be on this Amendment. There are already five Pension Funds they can borrow from. They're adding a sixth one. Very prudent use of our pension funds by our Democratic friends. Vote 'no'."

Speaker Greiman: "Gentleman from Dupage, Mr. Hoffman."

Hoffman: "Thank you very much. I have a particular sensitivity to messing around with the Teachers' Retirement System Fund, and so I recognize I may have some small conflict of interest, but I do rise in opposition to this Amendment for that purpose."

Speaker Greiman: "Further discussion? Gentleman from Vermilion to close."

Stuffle: "Yes, Mr. Speaker and Members, I find it interesting that there would now be an argument about that issue of adding another system. In fact, that would spread out the amount of money that's taken from these systems, and if you want to help the Bill along, I think it would be consistent to do so to add the Chicago Teacher Retirement System. I might point out too, I find it ironic that some of the people who have risen on this Bill and on 2290 in opposition are the same ones who were willing to take, willy-nilly with only the promise of a House Resolution that we would repay anything to the systems and took \$71,000,000 from them. This Bill continues to have provisions with this Amendment for ten percent rate of return to the systems, and I also find it very ironic and interesting that some of those people were the ones that moved the Bill out of Committee. One of the last speakers, with his Motion and his vote and every Republican vote that would have spent fifteen times this much money out pension funds. So I would urge an affirmative vote on Amendment #3. I think it's reasonable."

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It cleans up the Bill, and it puts all the systems in it."

Speaker Greiman: "Gentleman moves for the...The question is, 'Shall Amendment #3 be adopted?' All those in favor signify by saying 'aye', those opposed 'nay'. The 'ayes' have it. Well, in the opinion of the Chair, we, perhaps, should have a Roll Call. All those in favor signify by voting 'aye', those opposed vote 'nay'. Voting is now open. So there. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this...On this Amendment there are 63 voting 'aye', 52 voting 'no', none voting 'present', and the Amendment is adopted. Further Amendments?"

Clerk Leone: "No further Amendments."

Speaker Greiman: "Third Reading. On the Order of Special Order of Business - State and Local Government, Third Reading, appears Senate Bill 1185. Mr. Clerk, read the Bill."

Clerk Leone: "Senate Bill 1185, a Bill for an Act to amend Sections of the Act to revise the law in relationship to counties. Third Reading of the Bill."

Speaker Greiman: "The Gentleman from Hardin, Mr. Winchester."

Winchester: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Senate Bill 1185, the Bill before it was amended, was originally House Bill 1000, which passed out of this chamber with a unanimous vote, and I understand passed out of the Senate today with a unanimous vote. And Senate Bill 1185 passed out of Committee on a 10 to nothing vote, and 55 to nothing in the Senate and 11 to nothing in the House. The Amendment to the Bill is the Bill... It's a backdoor referendum or at least the statute already provides for a backdoor referendum for counties of a population of five hundred thousand or more. The Amendment changes that to one million or less. It would allow counties to levy a tax for the purpose of constructing a

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new jail or renovating their existing jail. We have a very serious problem in Illinois because of the counties and the lack of funds have not been able to keep their jails in the proper condition to meet the standards set down by the Department of Corrections. Calhoun County, Cass, Crawford, DeWitt, Douglas, Effingham, Ford, Franklin, Gallatin, Hamilton, Hancock, Hardin, Henderson, Henry, Jackson, Jasper, Jersey, Kendall, Livingston, Macou, Macoupin, Marshall, Mason, Menard, Mercer, Monroe, Morgan, Mcultrie, Perry, Platt...or Piatt, Pike, Pulaski, Putnam, Schuyler, Shelby, Stark, Warren, Wayne and Woodford are all on the verge of receiving their six months prior notification that they are going to be having some very serious problems. All these jails will have to, by January 1, 1986, have come into compliance with the Department of Corrections standards or the Attorney General will be advised to close those jails down. I'm offering this Amendment because many small counties have contacted me and they have said that they are running into problems with insurance companies. Insurance companies are threatening non-renewal of the insurance policies. In many cases, there are prisoners who are filing suit against the counties because of the unsanitary conditions in the...in the county jails. And that's the purpose of this Bill. It would be a backdoor referendum. I caution those Members who are opposed to backdoor...referendums, and I would ask for a favorable vote."

Speaker Greiman: "Gentleman moves for passage of Senate Bill 10...1185, 1185. On that, is there any discussion? The Gentleman from Cook, Mr. Cullerton."

Cullerton: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I rise in support of this Bill. Every once in awhile, people come from outside of Cook County and outside

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of Chicago, and they provide us with the opportunity to raise our property taxes. And we appreciate that. Representative Kirkland did that for us earlier in this Session. So I want to be able to make sure that I stand up and support Bills that raise the property taxes of counties outside of Cook, and I encourage Republicans to support this Bill and to support their fellow Republican, Representative Winchester, to raise the property taxes so that we can pay for the jails. Now, we had an opportunity earlier in the Session to pay for these jails out of state funds that we could raise through an income tax increase, but that was rejected. So, apparently, what the Republican party stands for now is that they'd prefer to have property taxes raised to pay for the jails rather than have it come out of the income tax. If that's what they want, and I think that's been the will as expressed by the votes on the previous Amendments, then they should definitely have that right. So I support this property tax increase for downstate counties."

Speaker Greiman: "Further discussion? The Gentleman from Effingham, Mr. Brummer."

Brummer: "Yes, will the Sponsor yield?"

Speaker Greiman: "Indicates that he will."

Brummer: "You indicated, I think, this is a backdoor referendum. Did you have a prior Amendment or a Bill that dealt with the same issue with a front door referendum? What are the provisions of the backdoor referendum contained in this Bill?"

Winchester: "Well, a county of one million population or less, by resolution of the county board, may enact or levy a tax for the purpose of the construction or renovation of a county jail. There is provisions in the statutes already which we did not change that says that if the local tax payers

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object to that resolution by the county board, upon obtaining five percent...I guess five percent of the taxpayers, however they do that, then it would automatically then become a referendum on the ballot."

Brummer: "Well, I don't know if a year or two ago we standardized the backdoor referendum provisions, but prior to that, there were differing backdoor referendum provisions in different portions of the statutes. Some required a certain number of signatures. They had so many days publication and things of this nature. Could you refresh my memory for me about the provision of the backdoor referendum? What type of notice would be required to the public? How long they would have to get to the petition filed after the publication and how many signatures would be required?"

Winchester: "It is...It's five percent of the registered voters...five percent of the voters who voted in the last election, and it would require twenty-eight days. And it has to appear, be published in one or more newspapers. The publication or posting of the resolution shall include a notice of the specific number of voters required to sign a petition requesting that the question of the adoption of the resolution be submitted to the voters of the county, the time in which and so forth and so forth."

Brummer: "Thank you."

Speaker Greiman: "The Gentleman from Cook, Mr. Leverenz."

Leverenz: "The distinguished Gentleman yield?"

Winchester: "Reluctantly."

Leverenz: "Reluctantly. The question, Sir, the provision here is that the local county jails, is it, must conform to the Department of Corrections' standards?"

Winchester: "Yes, that's correct. The... The Department of Corrections is charged with the responsibility to monitor

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our county jails to make sure that they meet certain standards that's been set down by both the Federal Government and the State Government."

Leverenz: "And then this Bill just provides how your plan would be to fund those projects?"

Winchester: "Well, it's...if you want to say my plan..."

Leverenz: "I thought that was the answer...no?"

Winchester: "I'm glad you gave me the opportunity to say that this is not...there is not a Republican position on this...on this particular Bill. It is my Bill offered to...to the House."

Leverenz: "No, but you are the Sponsor."

Winchester: "There are many state attorneys, many sheriffs, many county board members in the state that would like to have this opportunity to...to try to obtain the dollars necessary to either remodel their jail or to construct a new jail."

Leverenz: "Well, you're the Sponsor, and I just want everybody to know that, apparently, you are advocating a property tax increase to take care of this, and..."

Winchester: "I am..."

Leverenz: "I'm sorry, you had an..."

Winchester: "Well, no, I am...I'm very much concerned about prison overcrowding. I'm very much concerned about the overcrowding in our county jails, in some cases requiring to put two and three inmates in a county jail cell, sometimes resulting in a law suit. In many cases in your small counties, your small areas of the state like where I live, we only have one or two jails that can conform to the federal and state specs, and it's necessary then for them to transfer those inmates from one jail as far as seventy-five or eighty miles to another jail and then pay a considerable amount of money for the upkeep of that...that

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particular prisoner."

Leverenz: "Is the Department of Corrections in compliance with its own prisons to their own specifications, would you know, since they are mandating it on everybody else?"

Winchester: "No, I can't...I can't answer that. I'm of the opinion that they are not completely."

Leverenz: "I think the answer might be no. To the Bill then or another question. Is this an early warning, the early warning that the summit meetings with the Governor have completely broken down with the impasse between the Governor and your esteemed Leader on your side of the aisle?"

Winchester: "Well, Mr. Leverenz, I..."

Leverenz: "...that we are going to have to resort to property tax to fund these programs?"

Winchester: "I don't think that that has anything to do with this issue. Obviously, you and previous speakers keep referring to this, to a property tax increase. It would result in being a property tax increase if a county board by resolution so desired to do. I think that those people, those county board members are elected officials. If they want to exercise the provisions in this statute to become law, then they should be given the opportunity to do so. They should bear the heat. They should bear the responsibility. If they choose not to do so, then that's their right, and then they'll have to face the problem of closure of their county jail after 1986."

Leverenz: "Would they be able to provide that they would build another work camp for you in your county?"

Winchester: "Well, I wish you hadn't have said that because that...you know, some people might think that that's my ultimate aim and goal."

Leverenz: "Well, some would, some wouldn't. Mr. Speaker, to the



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Bill."

Speaker Greiman: "Proceed, Mr. Leverenz."

Leverenz: "The Gentleman apparently advocates a property tax increase to take care of that segment of our society that he is most interested in, the criminals. Apparently, he is not interested in seniors, or the handicapped, or the disabled, or the veterans or those fine young school kids of the state. And, apparently later, he may even advocate a property tax increase to fund all the programs for those good citizens, the upstanding in our communities, and we can take care of the criminals a different way. Thank you."

Speaker Greiman: "The Gentleman from Macoupin, Mr. Hannig."

Hannig: "Yes, thank you, Mr. Speaker. Will the Sponsor yield, please?"

Speaker Greiman: "Indicates he'll yield for question. Proceed."

Hannig: "It's my understanding, Bob, that counties today can actually have a front door referendum and build jails. Isn't that not the current law?"

Winchester: "Well, we've...we have a copy of the Chapter, and as far as we are concerned, we can find nothing in there that would provide for a front door referendum."

Hannig: "Well, I know in my case in 1979, based on some legislation we passed then, we actually did have a front door referendum. We put the issue on the ballot and it was overwhelmingly defeated. It would seem to me that really the whole purpose of this Bill is simply to change the front door referendum provisions to backdoor."

Winchester: "No, there is already... this is... the statute already provides for a backdoor referendum for counties of five hundred thousand population or more. This simply...we take out the five hundred thousand and we put in one million or less. So that those smaller counties now, if

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their county boards, by resolution, choose to want to remodel their jail or construct a new jail can do so and levy a tax. If... If five percent of the voters in the last election decide that they don't want to do that, then it goes on the ballot as a referendum in the next general election."

Hannig: "Why did you not just have a front door referendum in the Bill as you introduced it or as you amended it?"

Winchester: "Well, some counties...let's face it. The jail system is getting very bad in our counties. Some county boards aren't going to do it even with a backdoor. Some want to take that...exercise that opportunity of a backdoor to get their jails completed. This is the only way they have to do it. If they want to take the responsibility, they want to take the heat, then I think we ought to give them that opportunity. It's up to them, not us. We're not increasing local property taxes. They would be increasing local property taxes if they chose to partake in this provision, if it's adopted."

Hannig: "Mr. Speaker, to the Bill, please. I would respectfully disagree with the Gentleman from southern Illinois. It's my opinion that we already do have the provisions in the law to provide for new jails to be built with a front door referendum. I don't believe that we should simply be changing the law to provide for a backdoor referendum and I think that the current law is specific enough. I would ask for a 'no' vote."

Speaker Greiman: "Further discussion? Gentleman from Marion, Mr. Friedrich."

Friedrich: "Well, I would like to point out that some of the problems that the counties have now in meeting the requirements for their county jails was foisted on them by the Federal Courts from which there is no recourse. We

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have the same problem in our prisons. We probably have got enough prisons right now if the Federal Courts hadn't said we had to have so many square feet per inmate, thus and so, and made a lot of programs which has really cost the taxpayers a lot of money. But I don't know how you get an appeal from the Federal Courts when they have said you've got to do thus and so and then come in and shut you down if you don't. And that's where we are in some of these counties right now."

Speaker Greiman: "Further discussion? The Gentleman from Fulton, Mr. Homer."

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

Speaker Greiman: "He indicates that he will for a question."

Homer: "Representative, my question is one...such in a technical sense. The existing statutes provide in addition for the Section you intend to amend for a provision for counties between eighty thousand population and five hundred thousand population. Are you familiar with that Section? Alright, it...it's in the same Counties Act, but it proceeds...it precedes your Amendment. There is another classification for counties of population of a minimum of eighty thousand up to five hundred thousand. Are you aware of... Why did you choose to amend the Section you did, in lieu of that and what's the difference between the two provisions if you can tell me?"

Speaker Greiman: "There being no further...Oh, I'm sorry. Yes, Mr. Winchester."

Winchester: "The Gentleman asked me a question and my microphone was turned off. I never got an opportunity to answer."

Speaker Greiman: "Oh, alright. Proceed to answer. Representative Matijevich in the Chair."

Winchester: "Good. Representative Homer, no, I'm not familiar with those numbers that you said to me. The reason why I'm

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introducing...why introduce the Amendment to the Bill is because all of my counties are generally less than twenty, twenty thousand population. Most of them are less than thirty thousand population. Specifically for one county that is in very serious trouble and could have it's jail closed down within the next six or eight months, is only eight thousand population."

Homer: "Okay, I understand that, but I think that what...the best I can tell, the difference between the two is on the Sections that you intend to amend, there is a limit, a tax limit increase of seven cents per hundred dollars assessed valuation. I think in a lot of the counties that you are talking about, seven cents would not...would not in any way come close to what would be needed to build a jail; whereas, the preceding Section to which I referred has not rate limitation. And I don't...I wasn't, of course, here at the time it was adopted, but I think it makes sense. The reason why there was not rate limitation on the smaller counties was because they needed a larger amount because of their lower assessed valuation to complete the job, and I question whether the...your Amendment addresses the correct Section. But if I...if I may, to the Bill. I would, Mr. Speaker, support the legislation and the concept here. I think that we are dealing with some very difficult situations in counties with county jails, and I had a personal situation as a State's Attorney to, in fact, be in a position to advise a county board with regard to these matters. And I think that what the Bill attempts to do is give additional flexibility to a very serious problem, and I would take exception with Representative Leverenz to the extent that these problems are being addressed for senior citizens and the people who are particularly susceptible to criminals who would otherwise be walking the street. And

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I think that counties do have a very...very strong obligation to its citizenry to provide secure and adequate jails, not for the benefit of the inmates, but rather for the protection of the...of the law abiding citizens in the community. At the current time, counties are limited in the lower populations to proceeding by a public building commission or by a front door referendum. I think that the alternative that Representative Winchester proposes is a sensible alternative to a... to provide additional flexibility to a difficult problem, and I would urge support for the Bill."

Speaker Matijevich: "Gentleman from Cook, Representative Piel."

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

Speaker Matijevich: "Representative Piel has moved the previous question. The question is, 'Shall the main question be put?' All in favor say 'aye', opposed 'nay'. The main question is put. Gentleman from Hardin, Representative Winchester to close."

Winchester: "Thank you, Mr. Speaker and Members of the House. First, I want to make clear that this is not a Republican proposal. This is simply a Bob Winchester proposal, sponsored for many small counties in southern Illinois, for many state's attorneys, for many sheriffs, for many county board members who think that this is the proper way to...to solve the problem. I have said all along it is a backdoor referendum. For those Members who do not support backdoor referendums, then they should not support this Bill. But we do have a very serious problem in the State of Illinois with our county jails. I listed off about thirty county jails that are going to have very serious problems by 1986. There are already presently law suits where counties are being sued by prisoners, which, if those...if the courts rule in favor of the prisoners, it's going to cost a

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considerable amount of money for the county and the local taxpayers. Many, many counties want this type of provision. I understand that...that the House is probably totally and completely confused as the result of the issues being brought up that this is a local property tax. This simply gives the county board members by...the authority to, by resolution, to levy a tax if they want to...if they feel that important, that they need a county jail. They will take the heat. They will take the responsibility. They are elected officials like you and I are elected officials. If they choose not to, they don't have to. It's as simple as that. Do we want to have modern county jails in this state or do we not? Because the State of Illinois is not going to be giving any money, I feel, to county jails. We're just crying in the wind if we think that they are. The only way they are going to get the money is through local property taxes, and I would ask for a favorable vote."

Speaker Matijevich: "Representative Winchester has moved for the passage of Senate Bill 1185. The question is, 'Shall Senate Bill 1185 pass?' Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Have all voted who wish? Clerk will take the record. On this question, there are 36 'ayes', 56 'nays', 4 voting 'present', and Senate Bill 1185, having failed to receive the Constitutional Majority, is hereby declared lost. The Gentleman from Cook, Representative Greiman, for the purpose of a Motion."

Greiman: "Thank you, Mr. Speaker. I move that the Special Order of Business - Local...State and Local Government be continued till the hour of 10:30 tomorrow."

Speaker Matijevich: "The Gentleman from Cook has moved that the Special Order of Business - State and Local Government be

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extended to the Order...to the time of 10:30 a.m. tomorrow, Thursday. Does he have leave? Leave and... We need sixty votes. I was going to say leave and Attendance Roll Call. Requires sixty votes. All those in favor signify by voting 'aye', opposed by voting 'no'. Have all voted? Have all voted who wish? The Clerk will take the record. On this question, there are 96 'ayes', 15 'nays', and the Motion prevails. And the Special Order of Business - State and Local Government will be extended until 10:30 a.m. tomorrow. We'll be at ease for one second. The Gentleman from Cook, Representative Greiman."

Greiman: "The paradoxes of being in the General Assembly. Yes, Mr. Speaker, pursuant to...Mr. Cullerton has filed a Motion pursuant to House Rule 12 (C) and asked me to handle it. He moves to modify Special Order of Business, Subject Matter - Abortion by continuing this Special Order till Thursday, June 23, 1983, at the hour of 5:30 p.m."

Speaker Matijeich: "The Gentleman has moved the...to extend the...is that to extend the Order of.... One moment, the Gentleman...the Majority Leader, Jim McPike. For what purpose do you seek recognition?"

McPike: "Well, would the Sponsor yield?"

Speaker Matijeich: "He indicates he will."

McPike: "Representative Greiman, just so I understand this Motion, you want to make sure that we have a chance to get to these abortion Bills tomorrow? Is that the point of this Motion?"

Greiman: "Rapped. No, it was clear that it was for Representative Cullerton who was doing the housekeeping managing of the House, and I am helping him in that. When I carry water, it is a large jug."

McPike: "Well, well, I certainly think the pro-life movement will appreciate your help."

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Greiman: "It may be my only pro-life vote in history."

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

Vinson: "Who is the proponent of the Motion, or the propounder of the Motion?"

Speaker Matijeovich: "Representative Greiman, it looks like, in behalf of Representative Cullerton."

Vinson: "Will he yield for a question?"

Greiman: "The Motion has been filed. It is in writing, Mr. Vinson, and Mr. Cullerton asked me to handle it. He did file the Motion. He asked me to handle it for him."

Vinson: "Will you yield for a question?"

Speaker Matijeovich: "He indicates he will."

Vinson: "Is it your intention to actually consider Bills at that time on this Order?"

Greiman: "I am the maker of the Motion. I do not set the time and when Bills are being heard."

Vinson: "That's what the Motion does."

Greiman: "The Order of Business has been continued to that...would be continued to that time. I don't know what will happen then. I assume...I assume we'll be on that Order of Business. We generally consider Bill when we get to an Order of Business."

Vinson: "Is there a reason why we could not consider those Bills now?"

Greiman: "I think the reason probably is that it's ten minutes after seven. Members have been working since nine o'clock. It's been a rather consistent policy to have Members work hard and intensively and then be able to have dinner and whatnot at an appropriate time."

Vinson: "This is not an effort to kill those Bills?"

Greiman: "Mr. Vinson, I have done my damndest over ten years to kill 'em and I 'cain't' kill them any way, and I sure



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couldn't kill them this way."

Vinson: "Thank you."

Speaker Matijeich: "Gentleman has moved that the Special Order of Business, Subject Matter - Abortions be extended until tomorrow, Thursday, at 5:30 p.m. Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Need sixty votes. Have all voted who wish? The Clerk will take the record. On this question, there are 85 'ayes', 50 'nays' (sic - 15 'nays'), 2 voting 'present', and the... the Motion prevails. And the Special Order of Business, Abortion... Subject Matter - Abortions will be extended until 5:30 p.m. tomorrow. House will be at ease for one moment. While we are at ease, Steve Nash has asked me to make the announcement that Sunday night is Greek night, and that's at 6:00 p. m. Sunday. Representative Nash."

Nash: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. After not having the Greek night at the Mansion last year, we are going to have it again this year at 6:30. One thing I want...that we did not do in previous years, the security at the Mansion requires that no one will be admitted without having the invitation. Every Member of the Legislature received two invites, and they won't let them in unless they have it. Also, in case of bad weather, the alternate sight is the DOT building, not the fairgrounds, as listed on your invitation. So if we are having rain or something, the party is going to be moved, but we'll make an announcement on the floor. So Sunday night at 6:30, be ready for a good time at the Governor's Mansion. Thank you."

Speaker Matijeich: "There's... We're still at ease, and we're not...we've got some work to do yet, so we are not really on the Order of Announcements. Representative Yourell, for

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what purpose are you seeking attention?"

Yourell: "Yes, thank you, Mr. Speaker. I was not privileged to be on the floor on all occasions today, but when I was in the Chair, the Gentleman, Representative DiPrima, had requested of me a final disposition or announcement of the Poppy Day thing, and I want to inquire of the Chair, was that ever accomplished? And since we are now at a point of at ease, perhaps we can do that."

Speaker Matijevich: "Who's seeking recognition? Representative Oblinger, for what purpose are you seeking recognition?"

Oblinger: "Mr. Speaker."

Speaker Matijevich: "I'm sorry, one moment. But Yourell, I didn't..."

Yourell: "I had made an inquiry of the Chair, Mr. Speaker, and when I was in the Chair, Representative DiPrima had come to me and asked me if I would afford him the opportunity in time to make a final disposition or announcement of the Poppy Day thing and I wondered if, in my absence in the last hour and a half, that that had been done. If not, perhaps at this time, we're at ease, you could do that?"

Speaker Matijevich: "Well, we'll... we'll get to that later. Now, Representative Oblinger."

Oblinger: "Mr. Speaker, because of a HUD agreement, this has to be in the hands of them by the end of this week. I filed House Joint Resolution 64. That was assigned by Representative Greiman to the Committee on Aging, which, of course, is not meeting. I filed a discharge motion, and I wondered if it could be heard at this time?"

Speaker Matijevich: "We'll get to that later. We've got some business that we have to attend to because of the Special Order of Business tomorrow. We are now going to...the Chair is now going to proceed to Bills that are on Special Order of Business tomorrow that have requests that

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Amendments are prepared and we want to get those Bills in...in order. On the Order of Third Reading appears Senate Bill 228. Senate Bill 228, Panayotovich is on the Order of Third Reading. Clerk will read the Bill."

Clerk Leone: "Senate Bill 228, a Bill for an Act regulating the compensation of workers injured as the result of industrial accidents. Third Reading of the Bill."

Speaker Matijeich: "Gentleman from Cook, Representative Panayotovich asks leave that this Bill be moved to the Order of Second Reading for the purpose of Amendment. Leave and the Bill is on Second Reading. Are there any Amendments?"

Clerk Leone: "Amendment #2, Panayotovich - Hicks, amends Senate Bill 228."

Speaker Matijeich: "The Gentleman from Cook, Representative Panayotovich."

Panayotovich: "Yes, Mr. Speaker. I'd like to yield the floor to the hyphenated Cosponsor, Representative Hicks."

Speaker Matijeich: "Representative Hicks, is that who it is? Representative Hicks is...where is he at? Representative Hicks is..."

Hicks: "Yes, Mr. Speaker, Members of the House, caught me a little off guard there, sorry about that. Amendment #2 to House Bill 228 is a very simple Amendment, but it's one that could have a very positive effect upon our business community. This Amendment addresses a problem whereby excessive premiums paid on workers' compensation insurance may be paid back to an employer. Currently, employers throughout the state have no legal basis on which to require an insurance company who has been overpaid on insurance premiums to pay that money back. This Amendment will give every business in the state that pays workers' compensation insurance a legal means by which to require

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that repayment of excessive premiums. And I'd ask for an 'aye' vote."

Speaker Matijeich: "Representative Hicks moves for the adoption of Amendment #2. The Gentleman from DeWitt, Representative Vinson."

Vinson: "Representative, what is the effect of your Amendment?"

Hicks: "Provides refunds to businesses who have been charged excessively on their workers' compensation insurance."

Vinson: "What is the effect of page one, lines 22 and 23?"

Hicks: "Mr. Vinson, I understand that it simply clarifies the existing law."

Vinson: "Are we affecting any litigation in process by enacting this?"

Hicks: "None that I am aware of, Sir."

Vinson: "You are not aware of any litigation in process that this would affect?"

Hicks: "I'm not aware of any, no, Sir."

Vinson: "Thank you."

Speaker Matijeich: "Jack Davis."

Davis: "Well, thank you, Mr. Speaker. Will the Sponsor yield?"

Speaker Matijeich: "He indicates he will. Proceed."

Davis: "Representative Hicks, I think I know where Representative Vinson was going. There was recent court case on point by the Supreme Court regarding overcharging in this area. I think maybe your Amendment will seriously affect that court case. We really don't know what effect that will have at this point, but I can tell you that on line eight on page two of your Amendment and you talk about refunds, the court case talked about rebates rather than refunds, and there is a significant difference. And I think our worry over here is that you are already in the posture of rebate procedure on overcharges for workers' comp premiums by virtue of the fact that the Supreme Court decided a year and a half ago

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that that should be done, and some 28 percent rebate was occur... occurred at that point to payers - not refunds, rebate. And we worry at this point that what you have done in the lines referred to by Representative Vinson is codification of existing law in practice is fuzzy enough that we don't know what that codifies."

Hicks: "Okay, Sir..."

Davis: "And I wonder if the Amendment... Who... Who wanted this Bill, Representative... or, this Amendment, Representative Hicks?"

Hicks: "I want this Bill."

Davis: "Well, I understand that, but who brought it to you?"

Hicks: "The business community in my district."

Davis: "The business community in your district. The Chamber, or the IMA or somebody like that?"

Hicks: "All of those things. All of the above."

Davis: "All of those things. They all want it. So, they... they endorse this?"

Hicks: "Pardon me, Sir?"

Davis: "All of those people endorse this?"

Hicks: "They think it's good for the business community. So do I."

Davis: "Well, I guess we... what... We probably should oppose it, because we're not sure exactly what it does, and I think you may be wounding exactly what you're trying to do in light of the existing Supreme Court case, but if you want to do that, then I suppose that's what you ought to do."

Hicks: "Okay, Mr. Davis, if I may explain, possibly. You're talking about rebates, and the Amendment itself does not talk about rebates in any way. It talks about..."

Davis: "I know."

Hicks: "Refunds, Sir. Refunds."

Davis: "That's part of the problem."

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Hicks: "Whenever you are accepting payment of money by a company in this state on workers' compensation insurance, that refund should be paid back to them. Right now, existing law does not cover that. That's what we're trying to cover."

Davis: "But, you say you're codifying existing law. Well, to the Amendment, Mr. Speaker. I just simply say to you that it is our opinion and the opinion of those who advise us on these matters that this Amendment, while well intentioned, and I... and I applaud Representative Hicks for it, I think we all seek.... pressure on workers' compensation will be promptly off in the Senate, because we haven't had enough time to look at the effects of it. We think it actually undoes... undoes... undoes - and maybe do it, too - undoes what has already been done by the Supreme Court, so I think the right vote probably is 'no', and I can tell you, Representative Hicks - you're a good friend of mine - the Senate Bill probably promptly take this into a nonconcurrence posture."

Speaker Matijevich: "The Gentleman from Cook, Representative Leverenz."

Leverenz: "My light wasn't on, but if you want me to talk about something, pick a subject."

Speaker Matijevich: "I thought it was on. Representative Hicks. Representative Hicks? Oh, Mautino's light was on. I'm sorry."

Mautino: "I'd like to stand in support of the Amendment, and..."

Speaker Matijevich: "You've seen one, you've seen them all, Ted. Go ahead."

Mautino: "And make a clarifying statement. Under the... the court decision as it pertains to overcharge, the term 'rebate' is, for example, a deduction from the next year's evaluation of the individual's payroll records. In other

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words, by that provision, they said if you got a \$500 rebate and your assessment was \$1,000, the following year you only had to pay 500 bucks. That's what that decision said. But most importantly, there's no provision for a refund. What you had was the insurance companies taking the determination of the judicial system to court, and in about two years, and in most of those cases, haven't even been resolved yet, except a credit was issued. I think it's important to differentiate refund from rebate. From the Federal Government, if you have money coming from your income tax, it's a refund. It is not a rebate. This is a good piece of legislation, that when an error is made, and it is found out later, that employer receives a refund. He gets his or her money back for overpayments that they made. It's a good Amendment."

Speaker Matijevich: "Representative Panayotovich to close."

Panayotovich: "Thank you, Mr. Speaker. I stand in strong support of this Amendment. It's not often we can find a Bill that can we have labor and business and retail merchants agreeing on a Bill, employers and employees, and I just hope that everybody on both sides of the aisle will see it this way. It's a good Amendment, and I ask for your support."

Speaker Matijevich: "Representative Panayotovich moved for the adoption of Amendment #2 to Senate Bill 228. Those in favor say 'aye', opposed 'nay'. The Amendment is adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Matijevich: "Third Reading. On the Order of Third Reading appears Senate Bill 531, Taylor. The Clerk will read the Bill."

Clerk O'Brien: "Senate Bill 531, a Bill for an Act to amend the Minimum Wage Law. Third Reading of the Bill."

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Speaker Matijevich: "Representative Taylor asks leave that Senate Bill 531 be returned to the Order of Second Reading for the purpose of an Amendment. Does he have leave? Leave is granted, and the Bill is on Second Reading. Are there Amendments?"

Clerk O'Brien: "Amendment #1, Taylor - Woodyard, amends Senate Bill 531 on page one by deleting line 27, 28 and so forth."

Speaker Matijevich: "Representative Taylor on Amendment #1."

Taylor: "Thank you, Mr. Speaker and Members of the House. Amendment #1 to Senate Bill 531 simply delays the implementation of this legislation for three months. I move for the adoption of Amendment #1."

Speaker Matijevich: "Representative Taylor moves for the adoption of Amendment #1 to Senate Bill 531. There being no discussion, all in favor say 'aye', opposed 'nay', and Amendment #1 is adopted. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Matijevich: "Third Reading. Senate Bill 578, Hannig. The Clerk will read the Bill."

Clerk O'Brien: "Senate Bill 578, a Bill for an Act to amend Sections of the Environmental Protection Act. Third Reading of the Bill."

Speaker Matijevich: "Representative Hannig asks leave that Senate Bill 578 be returned to the Order of Second Reading for the purpose of Amendment. Leave, and the Bill is on Second Reading. Are there any Amendments?"

Clerk O'Brien: "Amendment #1, McPike, amends Senate Bill 578 on page two by deleting line..."

Speaker Matijevich: "The Majority Leader, Jim McEike, on Amendment #1."

McPike: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. As Senate Bill 578 came across from the Senate, it required a disclosure of a specific chemical identity of



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those chemicals that are in a hazardous waste facility. This creates a problem in regards to... in regards to... in regards to the trade secrets that the various chemical companies are concerned about protecting. The Bill I had on the employee right to know dealt with that in a very lengthy manner. In order to avoid that problem here, I offer Amendment #1 that would remove the reference to specific chemical identity and require the disclosure of the information that is presently on the special waste stream application form. With the Amendment, the Bill then becomes acceptable to the business community. I would move for the adoption of the Amendment."

Speaker Matijevich: "The Gentleman moves for the adoption of Amendment #1. There being no discussion, the question is, 'Shall Amendment #1 be adopted?' Those in favor say 'aye', those opposed say 'no', and the Amendment is adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Matijevich: "Third Reading. Senate Bill 931, Rea. The Clerk will read the Bill."

Clerk O'Brien: "Senate Bill 931, a Bill for an Act to amend Sections of an Act concerning public utilities. Third Reading of the Bill."

Speaker Matijevich: "Who's... Representative Rea asks leave that this Bill be returned to the Order of Second Reading for the purpose of an Amendment. Does he have leave? Leave is granted, and the Bill is on Second Reading. Are there any Amendments?"

Clerk O'Brien: "Amendment #2, Rea, amends Senate Bill 931 on page one by deleting line nine and so forth."

Speaker Matijevich: "Representative Rea on Amendment #2."

Rea: "Thank you, Mr. Speaker and Members of the House. Amendment #2 actually replaces Amendment #1 and makes a technical

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change... a technical change, there, that we missed whenever this Bill... Amendment was drafted, and I would move for its adoption."

Speaker Matijeovich: "Gentleman... Representative Vinson, for what purpose do you rise?"

Vinson: "Mr. Speaker, I'm not absolutely positive that it makes a difference because we're moving in a hurry, here, but I suspect that the Gentleman probably ought to table Amendment #1 first."

Speaker Matijeovich: "Alright. You're correct, Representative Vinson. Representative Bea asks leave to table Amendment #1. Leave, and Amendment #1 is tabled. And we're on Amendment #2 now, and he moves for the adoption of Amendment #2. There being no discussion, all in favor of Amendment 2 say 'aye', opposed 'nay', and Amendment #2 is adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Matijeovich: "Third Reading. Senate Bill 1174, Homer. The Clerk will read the Bill."

Clerk O'Brien: "Senate Bill 1174, a Bill for an Act regulating wages. Third Reading of the Bill."

Speaker Matijeovich: "Representative Homer asks leave that Senate Bill 1174 be returned to the Order of Second Reading for the purpose of an Amendment. Leave is granted, and the Bill is on Second Reading. Are there any Amendments?"

Clerk O'Brien: "Amendment #1, Stuffle - John Dunn, amends Senate Bill 1174 on page one in line one and eight and so forth."

Speaker Matijeovich: "Representative from Vermilion, Representative Stuffle."

Stuffle: "Yes, Mr. Speaker and Members of the House, Amendment #1 by Representative John Dunn and myself clarifies the definitions with regard to public works in the Prevailing Wage Law in the same manner that House Bil 582 did that

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passed out of this House earlier in this Session on a 71 to 45 vote. This codifies the attorney... the earlier Attorney General's opinion and the opinion of the current Attorney General that, indeed, the Prevailing Wage Law does cover local revenue projects... bond revenue projects, and I would urge the Members of the House to adopt Amendment #1."

Speaker Matijevich: "Rep... The Gentleman has moved for the adoption of Amendment #1. On that, the Gentleman from DeWitt, Representative Vinson."

Vinson: "Mr. Speaker, will the Gentleman yield for a question?"

Speaker Matijevich: "He indicates he will."

Vinson: "Representative, did I hear you say that the effect of the Amendment is to make the Prevailing Wage Law apply to industrial revenue bond projects?"

Stuffle: "Yes, you heard me correctly."

Vinson: "And would that apply to all industrial revenue bond projects in the State of Illinois?"

Stuffle: "It applies to the two specific ones in the statutes over which there has been some question in the Attorney General's earlier opinion and this Attorney General's opinion state that the wage should be paid, and that would be the Industrial Project Revenue Bond Act of the Municipal Code, the Industrial Building Revenue Bond Act."

Vinson: "Would the Amendment apply the Prevailing Wage Law to projects that are financed by state industrial revenue bonds?"

Stuffle: "It doesn't apply to that. Only to those two Acts which I know you understand are local covered Acts - deal with local industrial revenue bond projects. The same as..."

Vinson: "Why do you choose to just have it applied to the local projects, as opposed to both local and state?"

Stuffle: "The question that's arisen has been over those two

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local projects. The opinion, as I understand it, that's been issued in the past, was that it did cover those two projects. There's been some question about that since that opinion. This Attorney General says it's his opinion that those two projects, those two revenue bond Acts, local level Acts, are covered by it, and this seeks to codify that."

Vinson: "Well, Mr. Speaker, to the Amendment. First of all, I would request a Roll Call on this particular Amendment. Secondly, I think all Members ought to be alerted to this Amendment. In my judgment, when one of the... the results of this Amendment will be higher costs for local governments, higher costs for construction projects in the state, fewer jobs for construction projects in the state, it puts the State of Illinois very clearly in the position of discouraging economic growth, and I would urge rejection of the Amendment."

Speaker Matijevich: "The Gentleman from Peoria, Representative Tuerk."

Tuerk: "Mr. Speaker and Members of the House, I, too, rise in opposition to the Amendment for a number of reasons - one enumerated by the previous speaker, namely that it does put all the projects under prevailing wage, and frankly, I don't think that's a wise policy. Point number two, this does have an immediate effective date, which I see no reason to rush into this matter. Point number three, this is the same Amendment that was on House Bill 582, which indeed did pass the House, but it's over in the Senate, stalled for some reason. I don't see any reason why the Senate is going to act upon this Bill or the Amendment with any more deliberation - favorable deliberation - than it has on House Bill 582. For those reasons and others, I would ask for a negative vote on this Amendment."

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Speaker Matijevich: "Representative Stuffle to close."

Stuffle: "I would ask you to recognize my hyphenated Sponsor,  
Representative John Dunn to close."

Speaker Matijevich: "Oh, I'm sorry. Representative John Dunn to  
close."

Dunn, J.: "Thank you, Mr. Speaker and Ladies and Gentlemen of the  
House. I would urge adoption of this Amendment. In all  
other areas where we spend taxpayer dollars, we're not  
reluctant to provide for the prevailing wage. If the  
taxpayers pay 100 percent of the cost of the project, we  
know, we're forced to do... coming out front to admit that  
prevailing wage ought to apply, and that where all the  
taxpayer dollars are involved, they do apply. What happens  
with industrial revenue bonds is that by running them  
through a municipality or a state, tax exempt status is  
given, and a break is given to those people who benefit  
from the issue of those bonds. That break isn't free. All  
the rest of us taxpayers pay more state or federal income  
taxes by reason of the fact that private individuals, and  
private organizations and private corporations are given a  
break on industrial revenue bonds. Our taxpayer dollars  
provide that... that incentive. So long as our taxpayer  
dollars are paying a portion of what goes into those  
projects, then those people who work to do those projects,  
to build those construction projects, ought to at least  
have the prevailing wage in the locality in which those  
projects are built. This is not a controversial issue.  
This is something that requires just basic fairness, and  
justice and fair play. As Representative Stuffle has  
indicated, the Attorney General indicates that this ought  
to be the law at the present time. What we need to do is  
ratify what ought to be done, what ought to be done in  
equity and fairness, what ought to be done according to the

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Attorney General, and not - this is my understanding - not necessarily to the current Attorney General, but the prior Attorney General, I believe. If Representative Stuffle will indicate, I think he's the one who issued the opinion about the prevailing wage situation. So I would urge an 'aye' vote on this Amendment."

Speaker Matijevich: "Representatives Stuffle and Dunn have moved for the adoption of Amendment #1. Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Have all voted who wish? The Clerk will take the record. On this question, there are 61 'ayes', 48 'nays', and the Amendment is adopted. There has... Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Matijevich: "No further Amendments. There has been a request for a fiscal note and a State Mandates Act note, and the Bill will stay on Second Reading. We skipped by one Bill. Senate Bill 101 is on Third Reading. Will the Clerk read the Bill?"

Clerk O'Brien: "Senate Bill 101, a Bill for an Act to amend the Revenue Act. Third Reading of the Bill."

Speaker Matijevich: "The Sponsor asks leave that this Bill be returned to the Order of Second Reading for the purpose of an Amendment. Does he have leave? Leave is granted, and the Bill is on Second Reading. Are there Amendments?"

Clerk O'Brien: "Amendment #1, Vinson, amends Senate Bill 101 on page one and so forth."

Speaker McPike: "Representative Vinson, Amendment #1."

Vinson: "Thank you, Mr. Speaker, Ladies and Gentlemen of the Assembly. I would move for adoption of Amendment #1 to Senate Bill 101. What this Amendment will do is to somewhat restrict the operation of Senate Bill 101 so that it would only require the taxation of pollution control

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equipment on nuclear facilities. What that will do will be to solve, effectively, the purpose for which the Sponsor introduced the Bill, the restoration of a proper tax base in the area of Zion, and for those reasons, I move for adoption of Amendment #1."

Speaker McPike: "The Gentleman has moved for the adoption of Amendment #1, and on that, the lady from Sangamon, Representative Oblinger."

Oblinger: "Mr. Speaker and Members of the General Assembly, I rise to oppose the Amendment #1. I happen to have coal-burning facilities where I represent. They say that they think that they should have these pollution control devices assessed, too, as long as the ones for nuclear generation is. They do not see why we cannot include them, and I don't think we should make an exception on the basis of whether it's nuclear or coal-burning, and I certainly oppose this Amendment. This... I was contacted not only by my own school superintendents who are interested in it, but also on behalf of a new organization called FAIR 'CON', which is Fair Assessment Information Resources, made up of a number of local government units which are in coal-producing areas and coal-burning, headed by Mr. Bill Robbins in Zion and Lake County. They all contacted me and said that they think this is an unfair discrimination against the coal industry, and I would oppose this Amendment."

Speaker McPike: "The Gentleman from Will, Representative Davis."

Davis: "Well, I rise in opposition to the Amendment, as well. I know a deal apparently has been struck somewhere because of this Amendment, but Representative Oblinger is absolutely right. And for those of you who have coal-fired or oil-fired generation or even hydroelectric, for that matter, generation stations in your districts that have

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used the device prior to 1978 of converting their pollution control equipment to... on the personal property scam that the utilities use to get it off the tax rolls, the deal that has been cut takes care of the nukes. Now, I happen to have a coal-fired major generator in my district that is going to cause irreparable damage to three school districts in that particular district if this Bill, 101, passes without 'coal-fired' or 'oil-fired' being left in. I think it's a travesty, as Representative Oklinger said, that we would favor the nukes, and we've got several of those hard by me, as well, and I'm for the nukes. Don't misunderstand me. But to take the... take the 'coal and oil-fired' out of this Bill is an absolute travesty, and for those of you on this floor that have coal and oil-fired utilities in your districts, you'd better take a long look at this Amendment, because you may be wounding your school districts and your local governments irreparably if they have used the same conversion process that the nukes and a lot of the coal-fired in the north part of the state have used. And I recommend a 'no' vote strongly, and Mr. Speaker, I'd like a Roll Call on this Amendment, please."

Speaker McPike: "Representative Flinn."

Flinn: "Well, Mr. Speaker, I rise to support the Amendment. If those of us in southern Illinois ever expect to use Illinois coal, we're going to have to exempt such things as scrubber and pollution device things, and I believe it solves the problem of the... the people up in the nuclear generating plants area. It solves the problem of us in the coal area, and I would suggest that we adopt the Amendment, and... and get out of this place."

Speaker McPike: "Representative Brummer."

Brummer: "Yes, I would join those who spoke in opposition, for many of the reasons that they stated. This... This Bill



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was put in to deal with the issues of... of environmental protection regarding nuclear and coal, and suddenly, here is an Amendment to remove the... the coal facilities from that. This will wreak unbelievable harm on the districts that are served... that have coal burning facilities within their... within their tax district, whether that's a county, whether that's a school, whether that's a township or some other unit of government. FAIR 'Com' got involved in this. They said they were going to stay together with regard to this issue, and... and support 101 unamended through the process. That was their agreement. They should abide by their agreement. As I understand it, the members of FAIR 'Com' want to continue to abide by the agreement, do not want this Bill amended. I would further point out with regard to those individuals who talk about the issues of Illinois coal that it not only involves the scrubbers, but it also involves the precipitators and waste water facility treatment plants. Now, those items have nothing to do unique to Illinois coal. Precipitators are on all coal-burning facilities, whether they burn Illinois coal or whether they burn out-of-state western coal or something else. And the same is the case with regard to the waste water facility treatment plants. For those reasons, and reasons enumerated by Representative Oblinger and Representative Davis, this Amendment ought to be defeated."

Speaker McFike: "Representative Matijevich."

Matijevich: "Yes, Mr. Speaker, Ladies and Gentlemen of the House, I'm the House Sponsor of Senate Bill 101, and we forged this compromise because many of us believed it was never really the intent that nuclear facilities ever be certified as pollution control facilities under the meaning of the Act when it was passed in 1957. Nuclear facilities are

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built by federal standards, and there is a legitimate difference and a need, I think, to classify as between nuclear facilities and coal-burning facilities, for example. And Representative Pierce, for example, as Chairman of the Revenue Committee, said we ought to get to the heart of that problem, because they are probably what we would classify as legitimate pollution control facilities in the use of scrubbers, so that you can burn Illinois coal. Those are legitimate concerns. So we did forge this compromise. Naturally, I would have rather that we probably would have had the Bill intact in its original form. I would say that those who are in coal-burning areas, it was we who were in the Zion area, and that was in my district and is not, and we fought for three years. And the others just hopped on board. Maybe they ought to work for three years like we do. I don't want them to work that long. But you have some concerns? I'll join you later with the those concerns. But many have asked me, like Monroe Flinn and Don Saltsman and others, if we could affect a compromise, and this is that compromise; and therefore, I support the Amendment."

Speaker McFike: "Representative Hoffman."

Hoffman: "I move the previous question."

Speaker McFike: "The Gentleman has moved the previous question. The question is, 'Shall the previous question be put?' All those in favor signify by saying 'aye', opposed 'no'. The 'ayes' have it. The Motion carries. Representative Vinson to close."

Vinson: "Thank you, Mr. Speaker, Members of the chamber. A lot has been said about this Amendment, and I think that I want to spell out in detail what its purpose is and what the results will be if this Amendment should not be adopted. The Congress is on the verge of passing acid rain

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legislation. Acid rain legislation is going to require two things. It's going to require utilities all over the state that burn coal: number one, to construct scrubbers and add much new and expensive pollution control equipment; number two, if they don't have that equipment, it's going to require them to purchase western coal and not Illinois coal to burn in their facilities. So, they are faced with a choice of adding scrubbers or of burning western coal. Now, if they... if this Amendment does not go on this Bill, then the effect of adding scrubbers is going to be to raise utility rates, because they're no longer going to have the chance to benefit from this tax exemption. Every cent that you withdraw in this tax exemption, you're going to see in higher utility rates. Those higher utility rates are going to be paid for the benefit of taxpayers, taxpayers in very small areas. Let's take the example that Mr. Erumner spoke about in regard to Jasper County. That particular facility, located in Jasper County, serves customers in 65 other counties in the State of Illinois. Customers in those 65 counties, without this Amendment, are going to have to pay higher utility rates. Jasper County, right now, has a \$3.07 property tax rate. Every other county in that area has a tax rate in the range of 5 to \$7.00. So, Jasper County taxpayers, because that facility is located there, right now, have a tax rate much lower, much lower than those taxpayers in those 65 counties who are going to get higher utility rates without this Amendment. I do not believe that we ought to stick it to utility consumers around this state to benefit taxpayers in Jasper County when they already pay a tax rate only about half as much as taxpayers in the other counties pay. That's one of the very major issues involved in this matter. The second matter is, do you want to burn Illinois coal? And if you

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want to burn Illinois coal, then you want to vote for this Amendment. I repeat, this is an Amendment to further produce and to burn Illinois coal, and it's an Amendment to benefit utility rate payers. I don't think this General Assembly wants to turn its back on utility rate payers and coal miners throughout this state, and I urge adoption of the Amendment."

Speaker McPike: "The Gentleman has moved for the adoption of Amendment #1. All those in favor of the Amendment signify by voting 'aye', opposed vote 'no'. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this Amendment, there are 79 'ayes', 24 'nos', 3 voting 'present', and the Amendment is adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker McPike: "Third Reading. Senate Bill 786. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 786, a Bill for an Act to amend the Environmental Protection Act. This Bill has been read a third... This Bill is now on Third Reading."

Speaker McPike: "The Gentleman asks... The Sponsor asks leave to return this Bill to Second Reading for the purpose of an Amendment. Are there any objections? Hearing none, leave is granted. The Bill is on Second Reading. Any Amendments, Mr. Clerk?"

Clerk O'Brien: "Amendment #3, O'Connell, amends Senate Bill 786..."

Speaker McPike: "Representative O'Connell on Amendment #3."

O'Connell: "Thank you, Mr. Speaker, Members of the House. This Amendment addresses a problem that I don't believe is unique to my district, but it certainly is a problem with the blasting in quarries. It was brought to my attention, after reviewing the Environmental Protection Act, that the

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agency does not have authority to enforce regulations dealing with vibration standards. Rather, those vibration standards are found in the Mines and Minerals Statute, and that the Pollution Control Board or the EPA, rather, does not have any enforcement authority, which presents a rather nebulous situation. Therefore, what the Amendment does is gives the Agency the enforcement authority under provisions of the noise pollution ordinance... regulations, and it also lowers the vibration standards from the current one inch per second to .5 inches per second. It is my belief that this is a reasonable standard, particularly as to blasting rock, and that will go a long way in avoiding the damage that is done to foundations of residential properties that surround these large quarry areas. I would ask for a favorable adoption of the Amendment."

Speaker McPike: "The Gentleman has moved for the adoption of Amendment #3. On that, the Gentleman from Cook, Representative Piel."

Piel: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Will the Sponsor yield for a question?"

Speaker McPike: "He will."

Piel: "John, just a question. Let's say that you, you know, have a quarry in your area. These veins run for a long way underground, and, you know, those vibrations from the veins, especially, I know out in our area where we have the world's largest open pit quarry, you have a situation to where the vein might, you know, of rock might hear vibrations four or five miles away. Don't you think this could possibly put, you know, some of these companies completely out of business? You know, because of the vibration in the rock underneath?"

O'Connell: "Well, we had done a survey in our area to assess what levels they were blasting with a seismograph, and it was,

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we found that most... many of their blasts... most of the blasts were within reason of this .5 inches per second, which is why I put the figure .5 inches per second. So, what I'm saying is that it was... on the basis of the survey that we had done, that we felt that the companies could reach that .5 second vibration level."

Piel: "Are you having a lot of violations of this? Is that the reason the Amendment was put in?"

O'Connell: "The reason the Amendment was put in, Representative, is that for several years, especially the last several years, complaints from residents in a number of communities in my district about the blasting. Sometimes it's bad and sometimes it's not so bad. You run in sort of peaks and valleys, but there have been a number of complaints, and this is my attempt to address those problems."

Piel: "Wait a minute. I lost something there. The previous question you answered in saying that, you know, every time they've tested them, they have been in the guidelines, and then you said that you've received a lot of complaints from the people."

O'Connell: "No. I'm... We have received complaints. There's no one to enforce the regulations, however. Plus, we felt that the standard was much too high, so that's one inch per second. You can still feel the vibrations and the houses shake, even meeting that one inch per second standard. So we felt a twofold approach was needed. One, give the Agency the enforcement authority, and number two, make the standards more realistic for the residential property surrounding it."

Piel: "Have you talked to... Have you gotten opinions from the different quarry people throughout the state? What is their position on it?"

O'Connell: "No. No."

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Piel: "Thank you."

Speaker McFike: "The Gentleman from Bureau, Representative Mautino."

Mautino: "Thank you, Mr. Speaker. I hate to see a bad Amendment get on a good Bill, because then on Third Reading, there are some of us that support the Bill but would have to be opposed to this Amendment, which would, I think, in essence, kill a pretty good Bill. I'm reluctant also to speak against my good friend, John O'Connell, but by the same token, there are federal standards that are already in operation as well as rules and regulations as it pertains to blasting. There is, as well, an ongoing study in a task force by the aggregate industry in this state, which is without a doubt the second most important industry in this state. The aggregate industry and the blasting produces the limestone for the roads, the limestone for the farm fields. It is involved, of course, in the construction under contract... under concrete, et cetera. But they must blast in order to get that mining product that is used. In almost all occasions, the property owners are notified when blast occurs. It isn't a 100 percent regulated blasting time, but they do notify. They do try to protect the property of those homes in the area of the quarry. By the same token, those quarries that Representative Piel was talking about have been in this state and have been operating for over 100 years. The homes move out towards those quarries. There is no other way, other than blasting, to get to the rock, dolomite, limestone, et cetera, that is needed for the second largest industry in the state. John has good intentions. I would hope that he would work with the aggregate industry to solve the problems that do occur in some areas. But I wouldn't like to see this bad Amendment on a good Bill, and I stand in

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opposition to it."

Speaker McPike: "Representative Hastert."

Hastert: "Mr. Speaker, Ladies and Gentlemen of the House, to the Bill. I stand in support of the Amendment. I live in an area where there's a lot of gravel pits. I've personally tried to address some problems of blasting, vibration, cracking of foundations, to try... there might be federal statutes in place, but to try to get local officials to address federal statutes is next to impossible. We need some legislation in place, some reasonable legislation. Most people who blast, blast within an area, or at least a perimeter where it doesn't do damage, but those people who are loading up and trying to get the most with the blast, destroying personal property in areas around, I stand in support of this Amendment."

Speaker McPike: "Representative Yourell."

Yourell: "Thank you, Mr. Speaker. I move the previous question."

Speaker McPike: "The Gentleman moves the previous question. The question is, 'Shall the previous question be put?' All those in favor signify by saying 'aye', opposed 'no'. The 'ayes' have it and the Motion carries. Representative O'Connell to close."

O'Connell: "Thank you, Mr. Speaker, Members of the House. This Amendment is a way for people in my district to cope with a problem that they live with day in and day out. At any point during the course of a day their family life, their residential life is disrupted by jolting vibrations from a blasting quarry which is adjacent to their communities. I don't think that by lowering the standard to .5 inches per second, we are going to disrupt the commercial activities of these quarry pits. Secondly, I find it incongruous that the Environmental Protection Act did not make any provisions for the enforcement of so-called standards. If



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we really are in good faith in operation of the Environmental Protection Agency, we'll at least give the agency given the responsibility to enforce, the power to enforce. I would ask for a favorable adoption of this Amendment."

Speaker McPike: "The Gentleman moves for the adoption of Amendment #3. The question is, 'Shall Amendment #3 be adopted?' All those in favor signify by saying 'aye', opposed 'no'. The 'ayes' have it, and the Amendment's adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker McPike: "Third Reading. Senate Bill 197. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 197, a Bill for an Act to amend the Unemployment Insurance Act. Third Reading of the Bill."

Speaker McPike: "The Sponsor asks leave to return this to the Order of Second Reading for Amendments. Are there any objections? Hearing none, leave is granted. The Bill is on Second Reading. Are there any Amendments, Mr. Clerk?"

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

Speaker McPike: "Representative Tuerk, Amendment #2."

Tuerk: "Mr. Speaker and Members of the House, a day or two ago we adopted Amendment #1 to Senate Bill 197 so that the State of Illinois would be in conformance on unemployment insurance with the federal law. During the course of the last day or so, we further found necessary to further clarify the Amendment with the subsequent Amendment which merely changes the date from September 3, 1982 to September 30, 1983, which gives a little leeway for those people, the nonacademic people, to file for unemployment insurance. I think it's a clarifying Amendment and brings it into conformance with federal law. I'd move for the adoption."

Speaker McPike: "The Gentleman moves for the adoption of

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HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

68th Legislative Day

June 22, 1983

Amendment #2. Is there any discussion? Being none, the question is, "Shall Amendment #2 be adopted?" All those in favor signify by saying "aye", opposed "no". The "ayes" have it, and the Amendment's adopted. Further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker McPike: "Third Reading. The Gentleman asks leave for Senate Bill 197 to remain on the Order of Short Debate. Any objections? No objections. Short Debate. Senate Bill 1260. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 1260, a Bill for an Act to amend the Environmental Protection Act. This Bill has been read a second time previously. Amendment #3 was adopted. There was a request for a fiscal note, and the Bill was held."

Speaker McPike: "The... There is a request to withdraw the fiscal note request by Representative Koehler. Is that correct?"

Clerk O'Brien: "Representative Koehler withdrew her request for a fiscal note."

Speaker McPike: "Third Reading. On... On page 24 of the Calendar, Senate Bills Second Reading Short Debate, appears Senate Bill 11. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 11, a Bill for an Act to amend an Act creating the Illinois National Guard Study Commission. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "None."

Speaker McPike: "Third Reading. Ladies and Gentlemen of the House, we... as you know, the Leadership, along with the various Committee Chairmen and Spokesmen are trying to put together an agreed list. We have a few Bills that are on Second Reading that we need to move to Third Reading, so we will call Senate Bill 306. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill... Senate Bill 306, a Bill for an Act to amend the Northeastern Illinois Planning Commission Act."

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Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "Amendment #1, Karpel - Vinson."

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

Vinson: "I withdraw Amendment #1."

Speaker McPike: "Amendment #1 is withdrawn."

Clerk O'Brien: "No further Amendments."

Speaker McPike: "Third Reading. Senate Bill 512. Read the Bill,  
Mr. Clerk."

Clerk O'Brien: "Senate Bill 512."

Speaker McPike: "515. I'm sorry, Mr. Clerk. Senate Bill 515."

Clerk O'Brien: "Senate Bill 515, a Bill for an Act to amend the  
Public Aid Code. Second Reading of the Bill. No Committee  
Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "None."

Speaker McPike: "Third Reading. Senate Bill 690. Read the Bill,  
Mr. Clerk."

Clerk O'Brien: "Senate Bill 690, a Bill for an Act to amend the  
Illinois Vehicle Code. Second Reading of the Bill.  
Amendment #2 was adopted in Committee."

Speaker McPike: "Any Motions filed?"

Clerk O'Brien: "No Motions filed."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #3, Giorgi, amends Senate Bill  
690."

Speaker McPike: "Representative Giorgi, Amendment #3."

Giorgi: "Leave to withdraw. Leave to withdraw."

Speaker McPike: "Amendment #3 is withdrawn."

Clerk O'Brien: "No further Amendments."

Speaker McPike: "Third Reading. Senate Bill 749."

Clerk O'Brien: "Senate Bill 749, a Bill for an Act to amend the  
Tri-City Regional Port District Act. Second Reading of the

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Bill. Amendment #1 was adopted previously."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "No Motions relating to Amendment #1, and no Floor Amendments."

Speaker McPike: "Third Reading. Representative Vinson on a Motion. Representative Vinson."

Vinson: "Mr. Speaker, Ladies and Gentlemen of the House, I would move to suspend the appropriate rules so that the Agreed Bill list may appear on the Calendar tomorrow on the Order of Third Reading First Legislative Day - Consent Calendar."

Speaker McPike: "Representative Vinson, would you repeat the Motion?"

Vinson: "Mr. Speaker, I ask leave of the House to suspend the appropriate rule so that the Agreed Bill list will appear on the Order of Consent Calendar Third Reading First Legislative Day tomorrow."

Speaker McPike: "The Gentleman has made... has moved to suspend the appropriate rules so that the Agreed Bill list will appear on tomorrow's Calendar on the Consent Calendar Third Reading First Legislative Day. Are there any objections? Hearing no objections, leave is granted. The Motion carries. Tomorrow we will announce a procedure that Members can follow to knock Bills off of this Consent Calendar. Those Bills knocked off of the Consent Calendar will then appear on Third Reading Short Debate. Representative Vinson."

Vinson: "Mr. Speaker, I have no objection to what you just said, but it's necessary that we suspend..."

Speaker McPike: "Yes, it is."

Vinson: "The appropriate rule so that they may appear on the Order of Third Reading Short Debate, and I so move."

Speaker McPike: "Representative Vinson on the Motion. Representative Vinson moves, then, that those Bills knocked

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off of Consent Calendar tomorrow will appear on Third Reading Short Debate. Any objections? Hearing none, leave is granted. The Motion carries. Representative O'Connell, for what reason do you rise?"

O'Connell: "Mr. Speaker, Representative McCracken and I had cosponsored an Amendment. We spoke to the House Sponsor, Representative Jaffe, about amending it. It's a noncontroversial Amendment. The Bill happens to be on the Agreed Bill list. Is it possible, at this time, to ask leave to bring that Bill back on Second Reading for purposes of Amendment and have it returned to the Agreed Bill list?"

Speaker McPike: "Well, Representative O'Connell, we are getting ready to adjourn, so we will try to take it up tomorrow. Representative Greiman on the adjournment."

Greiman: "Thank you, Mr. Speaker. I move that the House stand adjourned to the hour of 9:00, allowing the Clerk perfunctory time for the Clerk to read his... do his work."

Speaker McPike: "The Representative Greiman has moved, allowing the Clerk time to read the Agreed list for the Consent Calendar tomorrow, that the House stands adjourned until tomorrow at the hour of 9:00 a.m. All those in favor of the Motion say 'aye', opposed 'no'. The 'ayes' have it and the Motion's carried. We stand adjourned."

Clerk O'Brien: "The following Bills will appear on Consent Calendar Third Reading First Legislative Day tomorrow: Senate Bills 16, 61, 76, 85, 86, 98, 117, 128, 135, 142, 162, 179, 197, 208, 222, 235, 243, 249, 285, 288, 290, 303, 306, 313, 325, 330, 332, 335, 346, 353, 358, 359, 403, 404, 409, 412, 417, 428, 433, 440, 467, 479, 485, 492, 501, 502, 504, 506, 512, 515, 530, I'm sorry, 529, 530, 550, 557, 559, 576, 582, 590, 598, 600, 603, 624, 644, 645, 659, 690, 695, 696, 702, 709, 721, 731, 738, 739, 749, 768, 790, 794,

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796, 797, 808, 811, 812, I'm sorry, scratch 812, 822, 831, 834, 835, 836, 850, 852, 858, 860, 863, 864, 866, 881, 882, 887, 895, 896, 903, 910, 912, 923, 924, 931, 933, 942, 950, 953, 970, 974, 983, 1009, 1012, 1013, 1020, 1025, 1036, 1047, 1048, 1052, 1056, 1062, 1072, 1073, 1093, 1104, 1109, 1111, 1114, 1117, 1120, 1121, 1123, 1136, 1147, 1150, 1166, 1175, 1185, 1187, 1191, 1195, 1196, 1220, 1254, 1278, 1308, 1310, 1315, 1318, 1328, 1347, 1348. With the following two, no, the following are Resolutions. House Resolution 162, House Resolution 241, House Resolution 264, House Resolution 314, House Resolution 326, House Resolution 327, House Resolution 328 and House Resolution 329. End of list. No further business. The House now stands adjourned."

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