

STATE OF ILLINOIS
85th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

22nd Legislative Day

March 26, 1987

Speaker Greiman: "The hour of 1:00 having arrived, the House will be in Session. The Chaplain for today will be Rabbi Stephen Moch of Temple B'rith Sholom of Springfield. Rabbi Moch is a guest of Representative Michael Curran. The guests in the gallery may wish to rise for the invocation. Rabbi Moch."

Rabbi Moch: "The story goes that when God set out to create humankind, the various angels argued over its advisability. The angel called 'Truth' declared, 'If you create humankind, the world will become filled with falsehoods and relativisms.' But, 'Compassion', another angel retorted, 'If you create humankind, the world will fill with deeds of kindness.' And then, the angel called 'Peace' argued, 'Humankind must not be created or warfare will scourge the earth forever.' But Righteousness spoke up, 'Create humankind and the earth will abound with righteous deeds.' What did the Holy and Blessed one do? The Creator took truth and cast it to the earth and; in creating humanity said, 'Let compassion and truth meet, righteousness and peace embrace.' We pray. Oh, source of justice and mercy of truth and peace, the Members of this Legislative Body have gathered here to make decisions of import to this great State of Illinois and its citizens. We ask that Your attributes of wisdom, justice and compassion, righteousness and truth guide them in their deliberations that they might put the interests of the people above all other considerations. We know that this task seems awesome in its difficulties. Give them the wisdom, courage and strength to remain true to the people and help us, the citizens, to keep trust in these worthy men and women who represent us that they might perform their duties with delight, not trepidation, with satisfaction, not fear. Let

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us build a strong and prosperous state, buttressed by a tradition of people with varying backgrounds and interests working together. We know that as these Representatives seek your guidance, their decisions will become the firm foundations of our state's future. Let justice and truth meet, righteousness and peace embrace here in this hall today and always. Amen."

Speaker Greiman: "Representative Barger to lead us in the pledge of the flag."

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

Speaker Greiman: "Roll Call for Attendance. The Gentleman from Lake, Mr. Matijevich, are there any excused absences on the Democratic side?"

Matijevich: "Yes, Mr. Speaker. Let the record reflect the excused absence due to official business of Representative James Keane."

Speaker Greiman: "Let the record so show. Mr. Piel, are there any excused absences on the Republican side?"

Piel: "Yes, Mr. Speaker. Would the record show that Representative Stange and Representative Virginia Frederick are excused today?"

Speaker Greiman: "Let the record so reflect. Mr. Clerk, take the record. 114 Members having answered to the call of the quorum, a quorum is present."

Clerk O'Brien: "Committee Reports. Representative Van Duyn, Chairman of the Committee on Counties and Townships, to which the following Bills were referred, action taken March 25, 1987, reported the same back with the following recommendations: 'do pass' House Bill 430 and 733; 'do pass Consent Calendar' House Bill 632; 'do pass Short

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Debate Calendar* House Bill 579. Representative Terzich, Chairman of the Committee on Executive and Veterans' Affairs, to which the following Bills were referred, action taken March 25, 1987, reported the same back with the following recommendations: 'do pass' Constitutional Amendment #4 and Constitutional Amendment #6; 'do pass Short Debate Calendar' House Bill 316. Representative Satterthwaite, Chairman of the Committee on Higher Education, to which the following Bills were referred, action taken March 25, 1987, reported the same back with the following recommendations: 'do pass as amended' House Bill 180. Representative Dunn, Chairman of the Committee on Judiciary I, to which the following Bills were referred, action taken March 25, 1987, reported the same back with the following recommendations: 'do pass' House Bill 121 and 542; 'do pass as amended' House Bill #1 and House Bill #53; 'do pass Short Debate Calendar' House Bill 338 and 443. Representative Wolf, Chairman of the Committee on Personnel and Pensions, to which the following Bills were referred, action taken March 25, 1987, reported the same back with the following recommendations: 'do pass as amended' House Bill 331. Representative Krska, Chairman of the Committee on Registration and Regulation, to which the following Bills were referred, action taken March 25, 1987, reported the same back with the following recommendations: 'do pass' House Bill 281; 'do pass as amended Short Debate Calendar' House Bill 88."

Speaker Greiman: "Page two of the Calendar, on the Order of House Bills Second Reading, Short Debate appears House Bill 47, Mr. Stange. Out of the record. House Bill 56, Mr. Tate. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 56, a Bill for an Act in relation to the pseudorabies, amending certain Acts therein named."

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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. Alright. On the Order of House Bills Second Reading, Short Debate appears House Bill 103, Mr. Tate. 103. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 103, a Bill for an Act to amend Sections of the Illinois Marriage and Dissolution of Marriage 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. Mr. Tate, for what purpose do you seek recognition? Mr. Tate."

Tate: "Thank you, Mr. Speaker. Is Representative Satterthwaite on the floor? I think this is a Bill that I want to table, but..."

Speaker Greiman: "You want it tabled? We just put it... was about to put it to Third Reading."

Tate: "I think if Representative Satterthwaite is on the floor..."

Speaker Greiman: "Well... why don't we just hold it on Second Reading and if Ms. Satterthwaite comes back, we can always table it. How is that?"

Tate: "Well, we can table it on Third Reading too, though, can't we?"

Speaker Greiman: "We can."

Tate: "So, we'll just move it to Third Reading, then."

Speaker Greiman: "On the Order of House Bills Second Reading, Short Debate appears House Bill 160. Mr. Peterson, you want to wish to proceed? Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 160, a Bill for an Act to amend Sections of the School Code. Second Reading of the Bill."

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No Committee Amendments."

Speaker Greiman: "Are there any Floor Amendments?"

Clerk O'Brien: "No Floor Amendments."

Speaker Greiman: "Third Reading. For what purpose does the Gentleman from Will, Mr. Van Duyne, seek recognition?"

Van Duyne: "Thank you, Mr. Speaker. I would like to ask the advice of the Chair whether it would be advantageous or proper for me to ask leave of the House at this moment to table two of my Bills which I am the primary Sponsor of. They be House Bill 214 and House Bill 157. And I'm doing that as my County Clerk, Clara Hartley Woodard, from Will County, our Republican County Clerk, I might add, stands at my right here."

Speaker Greiman: "What Order are those Bills on, Mr. Van Duyne? Are those Bills in Committee now, or where?"

Van Duyne: "Yes, Sir, they are... they're listed in Counties and Townships, and I have already told the Committee that I would like to have them tabled."

Speaker Greiman: "Alright. Mr. Van Duyne, we're on Second Reading, but we will entertain your Motion to table House Bill 157 and House Bill 214 only if there is unanimous consent because the Bills are currently in Committee and the appropriate way would be to go through Committee, table them there and that would be... they would be tabled. So, if there is unanimous consent, then House Bills 157 and 214 will be tabled. Do we have unanimous leave? Leave is granted and the Bills are tabled. Mr. Hoffman, were you seeking recognition? Mr. Hoffman, the Gentleman from DuPage."

Hoffman: "Thank you, Mr. Speaker."

Speaker Greiman: "Excuse me, Mr. Hoffman, let me get some attention. Proceed, Sir. For what purpose do you seek recognition?"

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Hoffman: "Thank you, Mr. Speaker. I would like the attention of the House. Yesterday a former Member of this House and a very close personal friend of mine, a gentleman that I really consider to be my mentor, Charlie Claybaugh, passed away. Those of you who were here with Charlie, I'm sure remember him well. And I just wanted to give you the arrangements which have been made for former Representative Claybaugh who was from Champaign, area represented by Representative Johnson at the present time. Visitation will be on Friday from 2:30 to 4:00 and 7:00 to 8:30 p.m. at the Mittendorf Calvin Morgan Funeral Home, and I have the address if you're interested. And the services will be Saturday at 2:00 p.m. at the First United Methodist Church. I'm sure that you all will join me in extending our condolences to Lou, his wife and to his two children. So, if you'd like more information, I have it here. Thank you."

Speaker Greiman: "Thank you. Now, back on the Order of House Bills Second Reading, Short Debate appears House Bill 234. Ms. Williamson, do you wish to proceed? Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 234, a Bill for an Act to amend an Act in relation to fire protection districts. 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. On the Order of House Bills Second Reading, Short Debate appears House Bill 265. Mr. Klemm. Out of the record. On the Order of House Bills Second Reading, Short Debate appears House Bill 339. Mr. Homer, did you wish to proceed with House Bill 339? Agreed Resolutions. Mr. Hartke, were you seeking recognition? Okay. Alright, before we get to Agreed Resolutions, on the

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Order of House Bills Second Reading Short Debate, appears
House Bill 357. Mr. Clerk, 357, read the Bill."

Clerk O'Brien: "House Bill 357, a Bill for an Act to amend
Sections of the Criminal Code of 1961. 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. Okay. Agreed Resolutions."

Clerk O'Brien: "House Resolution 187, offered by Representative
Pullen and Kulas. House Resolution 189, by Representative
Didrickson - et al. House Resolution 193, Matijevich - et
al; 194, Matijevich - et al; 196, Johnson; 198, Johnson;
199, O'Connell; 200, Kubik. House Joint Resolution 47,
Mays. And House Joint Resolution 48, Weaver."

Speaker Greiman: "The Gentleman from Lake, Mr. Matijevich, on the
Agreed Resolutions."

Matijevich: "Yes, Mr. Speaker, Ladies and Gentlemen of the House,
we have examined the Agreed Resolutions and they are all of
the congratulatory type. And therefore, I move the
adoption of the Agreed Resolutions."

Speaker Greiman: "All in favor of the Agreed Resolutions say
'aye', those opposed 'no'. In the opinion of the Chair,
the 'ayes' have it. The Resolutions are adopted. General
Resolutions."

Clerk O'Brien: "House Resolution 190, offered by Representative
Berrios - et al; 191, by Weller - et al. House Resolution
202, by Stern. And House Resolution 203, offered by Stern.
And House Resolution 204, by Didrickson - et al."

Speaker Greiman: "Committee on Assignment. The Gentleman from
St. Clair, Mr. Flinn."

Flinn: "Mr. Speaker, the House Elections Committee will reconvene
shortly after adjournment in Room 114. It is urgent that
all the Members and all those participants within my...

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hearing of my voice be there as soon as possible. We are going to be meeting pretty late. And so, as soon as we can get there, the sooner we can get started. Elections, 114 immediately after adjournment."

Speaker Greiman: "Immediately upon adjournment, the Elections Committee will meet in Room 114. Immediately upon adjournment. Death Resolutions."

Clerk O'Brien: "House Resolution 188, offered by Representatives Martinez and Berrios, with respect to the memory of Donald D. Pouncey. House Resolution 192, offered by Representative Flowers, with respect to the memory of Mrs. Lola Adair. House Resolution 195, offered by Mrs. Wyvetter Younge, with respect to the memory of the Honorable Judge Billy Jones. House Resolution 197, offered by Representative Johnson, with respect to the memory of Ray A. Gordon. House Resolution 201, offered by Representative Shaw, with respect to the memory of Roberta Carter Coleman. House Joint Resolution 46, offered by Representative Daley, with respect to the memory of Barbara A. Johnston."

Speaker Greiman: "The Gentleman from Lake, Mr. Matijevich, moves for the adoption of the Death Resolutions. Those in favor say 'aye', opposed 'no'. In the opinion of the Chair, the 'ayes' have it, and the Resolutions are adopted. Mr. McPike, on the Adjournment Resolution. Mr. Clerk."

Clerk O'Brien: "Senate Joint Resolution #31. Resolved by the Senate of the 85th General Assembly of the State of Illinois, the House of Representatives concurring herein, that when the Senate adjourns on Thursday, March 26, 1987, it stands adjourned until Tuesday, March 31, 1987, at 12:00 noon; and when the House of Representatives adjourns on Thursday, March 26, 1987, it stands adjourned until Monday, March 30, 1987, at 2:00 p.m.; and when it adjourns on Monday, March 30, 1987, it stands adjourned until Tuesday,

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March 31, 1987, at 12:00 noon."

Speaker Greiman: "The Gentleman from Madison, Mr. McPike, moves the adoption of the Adjournment Resolution. Those in favor say 'aye', opposed 'no'. In the opinion of the Chair, the 'ayes' have it, and the Adjournment Resolution is adopted. I just wanted... the Chair wanted to advise the Members that under the Adjournment Resolution we just adopted, Monday will be a Perfunctory Session. And now, Mr. Clerk, Ladies and Gentlemen, we are about to adjourn on a Death Resolution of a former Member. So, if the Chair could have your attention, please. Mr. Clerk."

Clerk O'Brien: "House Joint Resolution #41, offered by Representative Pangle. Whereas, the Members of this Body have learned with deep sadness of the recent passing of one of our former colleagues and a former Governor, Samuel Shapiro; and whereas, 'Smiling Sam' will long be remembered in these hallowed halls as a distinguished public servant with a strong interest in government and the betterment of the state; and whereas, born on April 25, 1907, Samuel Shapiro was an infant when his family arrived on the United States shores from Estonia 1908, and as an immigrant son of a cobbler, he recognized the value of hard work and became a professional musician to work his way through St. Viator College and the University of Illinois Law School; and whereas, in 1933, Samuel Shapiro became City Attorney for Kankakee, and it was only three years later that he surprised a traditionally Republican Kankakee County and was elected State's Attorney as a Democrat; and whereas, Sam Shapiro served his country during World War II in the United States Navy and he completed his military service and officer in an anti-submarine unit; and whereas, in 1946, Sam Shapiro was elected to the Illinois House of Representatives where he served for 14 years and he was

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instrumental in enacting the first Mental Health Code which changed the whole concept from insanity to mental illness; and whereas, Samuel Shapiro was elected Lieutenant Governor in 1960 and 1964. He officially became Governor on May 21, 1968, when Governor Otto Kerner resigned; and whereas, in 1963, during his tenure as Lieutenant Governor, Samuel Shapiro was presented with the 'On the Level' trophy by Senate Leaders of both parties in honor of his even-handed manner; and whereas, after being defeated in the Governor's race in November, 1968, by Governor Ogilvie, Sam Shapiro left public service after 35 years, and his wife, Gertrude, was quoted as saying, 'The state's loss is my gain'; and whereas, back in the private sector, Samuel Shapiro joined the Chicago law firm of Friedman, Koven, Shapiro, Salzman, Koeningsberg, Specks and Homer, and he practiced law in his office in Kankakee; and whereas, for many years, Samuel Shapiro served as president of Temple B'nai Israel in Kankakee and the Kankakee State Hospital was renamed the Shapiro Developmental Center in his honor; and whereas, it is certain that the easy-going manner which endeared Sam Shapiro to political foes and friends will long be remembered by people throughout this state. Therefore, be it resolved by the House of Representatives of the 85th General Assembly of the State of Illinois, the Senate concurring herein, that we do hereby express our sorrow at the death of former Governor Samuel Shapiro and further express our heartfelt sympathy to his brothers, Roy and Milton; and be it further resolved that suitable copies of this Preamble and Resolution be presented to Roy Shapiro and Milton Shapiro and as a further token of our esteem, the House does now stand adjourned."

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

Pangle: "Thank you, Mr. Speaker. A week prior to Governor Sam's

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death, I had the privilege of running into the Governor at the local coffee shop, and his first comment to me was, 'What's going on in the Department of Mental Health? Have we forgotten to take care of our people? Can I be of any help?' I think that was always the attitude that I remember from Governor Sam. Back when he was elected State's Attorney under the Democrat label, he used to joke about his first Democrat Committee meeting that he had in Kankakee. He said he did it in a phone booth because that's how many Democrats were in the Kankakee community, but even though Governor Sam, one of the label of a Democrat, I don't believe there is a person, excuse me, in Kankakee, Democrat or Republican, that can say that Sam Shapiro worked for the Democrat Party only, and maybe that's why George Ryan and Ed McBroom saw fit to pass legislation to get the Kankakee Mental Health Hospital changed to the Sam Shapiro Mental Health Hospital. I can say to you very sincerely that I lost a friend. I often referred to Sam as my political godfather because when I got back from school, he was the one that convinced me that, in fact, I should get involved in politics. Coming from a Republican family, I found that to be very hard to do on the Democrat side, but found out it was quite easy after talking to Sam. I can only say is that, Governor Sam, we certainly miss you, and I hope personally that I can be as good as a Legislator and a leader in our community as you have been. And I make a Motion that we adopt this Resolution and that all names are put on it."

Speaker Greiman: "With leave of the House, all of the Members will be added as Cosponsors. The Gentleman has leave. The question is... I'm sorry. The question is, 'Shall the Resolution be adopted, allowing time for the Clerk in Perfunctory Session and upon the adoption of this

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Resolution, the House will stand adjourned?' All those in favor signify by saying 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have and the House does now stand adjourned."

Clerk O'Brien: "Introduction and First Reading of the Bills. House Bill 1055, offered by Representative Breslin, a Bill for an Act to amend the Environmental Protection Act. First Reading of the Bill. House Bill 1056, McCracken, a Bill for an Act to amend the Intergovernmental Missing Child Act. First Reading of the Bill. House Bill 1057, Satterthwaite, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 1058, Satterthwaite, a Bill for an Act to amend the Illinois Library Systems Act. First Reading of the Bill. House Bill 1059, offered by Representative DeJaegher, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 1060, Curran, a Bill for an Act to amend the Firemen's Disciplinary Act. First Reading of the Bill. House Bill 1061, Curran, a Bill for an Act to amend the Illinois Educational Labor Relations Act. First Reading of the Bill. House Bill 1062, Wolf, a Bill for an Act to amend the Election Code. First Reading of the Bill. House Bill 1063, Cullerton, a Bill for an Act to amend an Act in relation to the Appellate Court. First Reading of the Bill. House Bill 1064, Cullerton, a Bill for an Act relating to the circuit courts. First Reading of the Bill. House Bill 1065, Breslin, a Bill for an Act making appropriations for the ordinary and contingent expense of the Office of State Appellate Defender. First Reading of the Bill. House Bill 1066, Hultgren, a Bill for an Act in relation to actions against tenants. First Reading of the Bill. House Bill 1067, Giorgi, a Bill for an Act in relation to the practice of clinical laboratory science.

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First Reading of the Bill. House Bill 1068, Leverenz, a Bill for an Act to amend an Act in relation to the disaster relief and making an appropriation therefore. First Reading of the Bill. House Bill 1069, Giorgi, a Bill for an Act to amend the Workers' Compensation Act. First Reading of the Bill. House Bill 1070, Giorgi, a Bill for an Act to amend Sections of the Illinois Municipal Code. First Reading of the Bill. House Bill 1071, Giorgi, a Bill for an Act to amend an Act relating to circuit courts. First Reading of the Bill. House Bill 1072, Giorgi, a Bill for an Act to amend Sections of an Act concerning fees and salaries. First Reading of the Bill. House Bill 1073, Wolf, a Bill for an Act to amend the Metro East Sanitary District Act. First Reading of the Bill. House Bill 1074, Wyvetter Younge, a Bill for an Act in relation to disaster preparedness suburban and other areas of the Metro East Sanitary District. First Reading of the Bill. House Bill 1075, Wyvetter Younge, a Bill for an Act to establish the office of housing policy development. First Reading of the Bill. House Bill 1076, Wyvetter Younge, a Bill for an Act to create the urban leadership academy. First Reading of the Bill. House Bill 1077, Wyvetter Younge, a Bill for an Act to provide for the training of tenants to manage housing. First Reading of the Bill. House Bill 1078, Wyvetter Younge, a Bill for an Act in relation to home equity living plans. First Reading of the Bill. House Bill 1079, Greiman, a Bill for an Act to add Sections of the Illinois Insurance Code. First Reading of the Bill. House Bill 1080, Greiman, a Bill for an Act to require mandatory liability insurance for certain handgun owners. First Reading of the Bill. House Bill 1081, McGann, a Bill for an Act to amend the Public Community College Act. First Reading of the Bill. House Bill 1082, Terzich, a

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Bill for an Act to amend an Act concerning police power in the Sanitary District of Chicago. First Reading of the Bill. House Bill 1083, offered by Representative Terzich, a Bill for an Act to amend Sections of the Illinois Pension Code. First Reading of the Bill. House Bill 1084, Terzich, a Bill for an Act to amend the Illinois Pension Code. First Reading of the Bill. House Bill 1085, Giorgi, a Bill for an Act to amend the Illinois Pension Code. First Reading of the Bill. House Bill 1086, Terzich, a Bill for an Act to amend the Illinois Pension Code. First Reading of the Bill. House Bill 1087, Harris, a Bill for an Act to amend Sections of an Act in relation to fire protection districts. First Reading of the Bill. House Bill 1088, offered by Representative Robert Olson, a Bill for an Act authorizing counties to adopt personal administration systems... personnel administration systems. First Reading of the Bill. House Bill 1089, Ackerman, a Bill for an Act in relation to agricultural, economic stabilization. First Reading of the Bill. House Bill 1090, Mulcahey, a Bill for an Act making appropriations to the Illinois Environmental Protection Agency. First Reading of the Bill. House Bill 1081 Mulcahey... 1091, Mulcahey, a Bill for an Act making an appropriation to the Department of Commerce and Community Affairs. First Reading of the Bill. House Bill 1092, Mulcahey, a Bill for an Act to amend Sections of the School Code. First Reading of the Bill. House Bill 1093, Mulcahey, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 1094, Mulcahey, a Bill for an Act in relation to funding of education. First Reading of the Bill. House Bill 1095, Matijevec and Stern, a Bill for an Act in relation to the sale or lease of real estate within flood plains. First Reading of the Bill. House Bill 1096, Ropp,

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a Bill for an Act to amend an Act in relation to county zoning. First Reading of the Bill. House Bill 1097, O'Connell and Pullen, a Bill for an Act to amend the Illinois Public Aid Code. First Reading of the Bill. House Bill 1098, O'Connell - et al, a Bill for an Act in relation to state employment of contracts or with persons who are in default on the payment of educational loans. First Reading of the Bill. House Bill 1099, Didrickson, a Bill for an Act to amend Sections of the Unemployment Insurance Act. First Reading of the Bill. House Bill 1100, Ropp, a Bill for an Act in relation to athletic programs of certain public institutions of higher education. First Reading of the Bill. House Bill 1101, Mautino, a Bill for an Act designating a state fish and repealing another Act herein named. First Reading of the Bill. House Bill 1102, Phelps, a Bill for an Act in relation to occupation and use taxes. First Reading of the Bill. House Bill 1103, Homer, a Bill for an Act to amend the Unemployment Insurance Act. First Reading of the Bill. House Bill 1104, Van Duyne, a Bill for an Act to amend Sections of the Township Law. First Reading of the Bill. House Bill 1105, Breslin, a Bill for an Act to amend the law concerning judicial circuits of Cook County. First Reading of the Bill. House Bill 1106, Ropp, a Bill for an Act to add Sections of the Hospital Licensing Act. First Reading of the Bill. House Bill 1107, Weller, a Bill for an Act to amend Sections of the New Car Buyers' Protection Act. First Reading of the Bill. House Bill 1108, Sutker, a Bill for an Act to amend the Probate Act. First Reading of the Bill. House Bill 1109, Sutker, a Bill for an Act to revise the law in relation to powers of attorney and other agency relationships. First Reading of the Bill. House Bill 1110, Sutker, a Bill for an Act to provide for

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simplified forms of durable power attorneys... power of attorneys for use by the public in the connection with property and financial matters. First Reading of the Bill. House Bill 1111, Rice, a Bill for an Act to amend Sections of the Workers' Compensation Act. First Reading of the Bill. House Bill 1112, Countryman, a Bill for an Act to amend the Election Code. First Reading of the Bill. House Bill 1113, Countryman, a Bill for an Act to amend certain Acts in relation to jurors. First Reading of the Bill. House Bill 1114, Cullerton, a Bill for an Act regarding counseling and assistance for mortgagers of single family residences. First Reading of the Bill. House Bill 1115, Preston and Daley, a Bill for an Act to amend the Child Care Act. First Reading of the Bill. House Bill 1116, Satterthwaite, a Bill for an Act to amend an Act to create the state university civil service system. First Reading of the Bill. House Bill 1117, Wait, a Bill for an Act to amend the Unemployment Insurance Act. First Reading of the Bill. House Bill 1118, Countryman, a Bill for an Act to amend Sections of the Mobile Home Landlord and Tenants' Rights Act. First Reading of the Bill. House Bill 1119, Stephens, a Bill for an Act relating to the soil and water conservation districts. First Reading of the Bill. House Bill 1120, Countryman, a Bill for an Act relating to criminal background checks for substitute teachers. First Reading of the Bill. House Bill 1121, Ryder, a Bill for an Act to amend the Code of Civil Procedure. First Reading of the Bill. House Bill 1122, Ryder, a Bill for an Act to create the Illinois Product Liability Act. First Reading of the Bill. House Bill 1123, Cowlshaw, a Bill for an Act to amend Sections of the Illinois Library Systems Act. First Reading of the Bill. House Bill 1124, Williams - et al, a Bill for an Act to amend Sections of the Illinois

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Income Tax Act. First Reading of the Bill. House Bill 1125, Countryman and Williamson, a Bill for an Act to amend the Election Code. First Reading of the Bill. House Bill 1126, Countryman, a Bill for an Act to amend the Election Code. First Reading of the Bill. House Bill 1127, Flowers - Braun - Shaw - Turner and Wyvetter Younge, a Bill for an Act to amend the Illinois Housing Development Act. First Reading of the Bill. House Bill 1128, Flowers, a Bill for an Act to amend the Illinois Housing Development Act. First Reading of the Bill. House Bill 1129, Sutker, a Bill for an Act to amend the Civil Administrative Code. First Reading of the Bill. House Bill 1130, Goforth, a Bill for an Act to amend the Unified Code of Corrections. First Reading of the Bill. House Bill 1131, Piel, a Bill for an Act to amend the Code of Civil Procedure. First Reading of the Bill. House Bill 1132, Cullerton, a Bill for an Act in relation to grand juries. First Reading of the Bill. House Bill 1133, Keane, a Bill for an Act in relation to the effect of tax rate changes on business of the state. First Reading of the Bill. House Bill 1134, Countryman, a Bill for an Act to amend Sections of the Liquor Control Act. First Reading of the Bill. House Bill 1135, Giorgi and Hallock, a Bill for an Act to amend Sections of the Environmental Protection Act. First Reading of the Bill. House Bill 1136, Giorgi, a Bill for an Act relating to eminent domain and amending certain Acts therein named. First Reading of the Bill. House Bill 1137, Giorgi, a Bill for an Act making appropriations to the Environmental Protection Act. First Reading of the Bill. House Bill 1138, Levin, a Bill for an Act to amend the Illinois Public Aid Code. First Reading of the Bill. House Bill 1139, Braun, a Bill for an Act to assist small businesses in obtaining bonding. First Reading of the Bill. House Bill

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1140, Braun, a Bill for an Act to repeal Sections of an Act in relation to state, municipal and county taxes. First Reading of the Bill. House Bill 1141, Braun, a Bill for an Act to amend Sections of the Civil Administrative Code. First Reading of the Bill. House Bill 1142, Braun, a Bill for an Act making an appropriation to the Department of Commerce and Community Affairs. First Reading of the Bill. House Bill 1143, Braun, a Bill for an Act making an appropriation to the Department of Conservation. First Reading of the Bill. House Bill 1144, Braun, a Bill for an Act making an appropriation to the minority and female business enterprise council. First Reading of the Bill. House Bill 1145, Braun, a Bill for an Act in relation to certain organizations which discriminate. First Reading of the Bill. House Bill 1146, Braun, a Bill for an Act to add Sections to the Personnel Code. First Reading of the Bill. House Bill 1147, Braun, a Bill for an Act to change the dates of the general primary election. First Reading of the Bill. House Bill 1148, Braun, a Bill for an Act to amend the Illinois Public Aid Code. First Reading of the Bill. House Bill 1149, Martinez, a Bill for an Act in relation to quality court interpreters. First Reading of the Bill. House Bill 1150, Martinez, a Bill for an Act making an appropriation to the Capital Development Board for a grant. First Reading of the Bill. Perfunctory Session will reconvene. Committee Reports. Representative O'Connell, Chairman of the Committee on Judiciary II, to which the following Bills were referred, action taken March 26, 1987, reported the same back with the following recommendations: 'do pass' House Bills 192, 502, 505, 521, 522, 523, 524, 685, 696 and 787; 'do pass as amended' House Bills 66 and 670; 'do pass Consent Calendar' House Bill 404; 'do pass Short Debate Calendar' House Bill 615.

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Introduction and First Reading of Constitutional Amendments. House Joint Resolution Constitutional Amendment #11, offered by Representative Petka."

Clerk Leone: "House Joint Resolution Constitutional Amendment #11, offered by Representative Petka. Resolved, by the House of Representatives of the 85th General Assembly of the State of the Illinois, the Senate concurring herein, that there shall be submitted to the electors of the state for adoption or rejection at the general election next occurring at least six months after the adoption of this Resolution, a Proposition to amend Section 3 and 14 of Article IV, Section 6 of Article V and Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 12, 13, 15, 16, 17 and 18 of Article VI of the Constitution to read as follows: Article IV. Section 3. Legislative Redistricting. (a) Legislative districts shall be compact, contiguous and significantly.. substantially equal in population. Representative districts shall be compact, contiguous and substantially equal in population. (b) In the year following each federal decennial census year, the General Assembly by law shall redistrict the Legislative districts and representative districts. If no redistricting plan becomes effective by June 30 of that year, a Legislative Redistricting Commission shall be constituted not later than July 10. The Commission shall consist of eight members, no more than four of whom shall be members of the same political party. The Speaker and Minority Leader of the House of Representatives shall each appoint to the Commission one Representative and one who is not a member of the General Assembly. The President and Minority Leader of the Senate shall each appoint to the Commission one Senator and one person who is not a member of the General Assembly. The members shall be certified to the Secretary

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of State by the appointing authorities. A vacancy on the Commission shall be filled within five days of the authority that made the original appointment. A Chairman and Vice Chairman shall be chosen by the majority of all members of the Commission. Not later than August 10, the Commission shall file with the Secretary of State a redistricting plan approved by at least five members. If the Commission fails to file an approved redistricting plan, the Supreme Court of Civil Appeals shall submit the names of two persons, not of the same political party, to the Secretary of State not later than September 1. Not later than September 5, the Secretary of State publicly shall draw a random selection of name of one of the two persons to serve as the ninth member of the Commission. Not later than October 5, the Commission shall file with the Secretary of State a redistricting plan approved by at least five members. An approved redistricting plan filed with the Secretary of State shall be presumed valid, shall have the force and effect of law and shall be published promptly by the Secretary of State. The Supreme Court of Civil Appeals shall have the original and exclusive jurisdiction over the actions concerning the redistricting of the House and the Senate and shall be initiated in the name of the people of the State of Illinois by the Attorney General.

Section 14. Impeachment. The House of Representatives has the sole power to conduct legislative investigations to determine the existence of cause for impeachment and, by a vote of the majority of the members elected to impeach Executive and Judicial Officers. Impeachments shall be tried by the Senate. When sitting for that purpose, Senators shall be upon oath, or affirmation, to do justice according to law. If the Governor is tried, the Chief Justice of the Supreme Court

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of the Civil Appeals shall preside. No person shall be convicted without the concurrence of two-thirds of the Senators elected. Judgment shall not be extended beyond removal from office and disqualification to hold any public office of this state. An impeached officer, whether convicted or acquitted, shall be liable to prosecution, trial, judgment and punishment according to law. Article V. Section 6. Gubernatorial Succession. (a) In the event of a vacancy, the order of succession to the office of Governor or to the position of acting Governor shall be the Lieutenant Governor and elected Attorney General and elected Secretary of State, and then as provided by law. If the Governor is unable to serve because of death, conviction on impeachment, failure to qualify, resignation or other disability, the office of Governor shall be filled by the officer next in line of succession for the remainder of the term or until the disability is removed. Whenever the Governor determines that he may be seriously impeded in the exercise of his powers, he shall so notify the Secretary of State and the officer next in line of the succession. The latter shall, therefore, become acting Governor with the duties and powers of the Governor. When the Governor is prepared to resume office, he shall do so by notifying the Secretary of State and the acting Governor. (d) The General Assembly by law shall specify by whom and by what procedures the ability of the Governor to serve or to resume office may be questioned and determined. The Supreme Court of Civil Appeals shall have the original and exclusive jurisdiction to review such a law and any such determination and, in the absence of such a law, shall make a determination under such rules as it may adopted. Article VI. Section 1. Courts. The judicial power is vested in the Supreme Court of the Civil Appeals,

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a Supreme Court of the Criminal Appeals, an Appellate Court and Circuit Judges... Circuit Courts. Section 2. Judicial Districts. The state is divided into five judicial districts for the selection of Supreme Court of Civil Appeals and Supreme Court of Criminal Appeals and Appellate Court Judges. The First Judicial District consists of Cook County. The remainder of the state shall be divided by law into four judicial districts of substantially equal population, each of which shall be compact and composed of contiguous counties. Section 3. Supreme Court Of Civil Appeals and Supreme Court of Criminal Appeals - Organization. (a) The Supreme Court of Civil Appeals shall consist of seven Judges. Three shall be selected from the First Judicial District and one from each of the other Judicial Districts. Four Judges constitute a quorum and the concurrence of four is necessary for a decision. The Supreme Court of Civil Appeals Judges shall select a Chief Justice from their number to serve for the term of three years. (b) A Supreme Court of Criminal Appeals shall consist of seven Judges. Three shall be selected from the First Judicial District, one from each of the other Judicial Districts. Of the three Judges selected from the First Judicial District, one shall be selected from the district outside the City of Chicago, one shall be selected from the City of Chicago and one shall be appointed by the Governor of... by and with the advice and consent of the Senate, a majority of the members elected concurring by record vote. Four Judges constitute a quorum and the concurrence of four is necessary for a decision. Supreme Court of Criminal Appeals Judges shall select a Chief Justice from their number to serve for a term of three years. Section 4. Supreme Court of Civil Appeals; Supreme Court of Criminal Appeals - Jurisdiction. The

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Supreme Court of Civil Appeals may exercise original jurisdiction in cases relating to revenue, mandamus, prohibition or habeas corpus and as may be necessary to complete determination of the civil case of review. The Supreme Court of Civil Appeals may provide by rule for direct appeal from judgments of the Circuit Courts to it in civil cases. Appeals from the Appellate Court to the Supreme Court of Civil Appeals are a matter of right if a question under the Constitution of the United States or of this state in civil cases arises for the first time in and as a result of the action of the Appellate Court, or if a division of the Appellate Court certifies that a civil case decided by it involves a question of such importance that the case should be decided by the Supreme Court of Civil Appeals. The Supreme Court of Civil Appeals may provide by rule for appeals from the Appellate Court or other civil cases. Appeals from the Appellate Court to the Supreme Court of Criminal Appeals are a matter of right if a question under the Constitution of the United States or of this state in criminal cases arises for the first time in and as a result of the action of the Appellate Court, and if a division of the Appellate Court certifies that a criminal case decided by it involves a question of such importance that the case should be decided by the Supreme Court of Criminal Appeals. The Supreme Court of Criminal Appeals may provide by law for appeals from the Appellate Court or in other criminal cases. Appeals from judgments of Circuit Courts imposing the sentence of death shall be directly to the Supreme Court of Criminal Appeals as a matter of right. The Supreme Court of Criminal Appeals shall provide by law for direct appeal in other criminal cases. Section 5. Appellate Court - Organization. The number of Appellate Judges to be selected from each

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Judicial District shall be provided by law. The Supreme Court of Civil Appeals shall prescribe by law the number of Appellate divisions in each Judicial District. Each Appellate division shall have at least three Judges. Assignments to divisions shall be made by the Supreme Court of Civil Appeals. The majority of a division constitutes a quorum and the concurrence of the majority of the division is necessary for the decision. There shall be at least one division in each Judicial District and each division shall sit at times and places prescribed by the rules of the Supreme Court of Civil Appeals. Section 6. Appellate Court - Jurisdiction. Appeals from final judgments of the Circuit Court shall be matters of right to the Appellate Court in the Judicial District in which the Circuit Court is located except in cases appealable directly to the Supreme Court of Civil Appeals or to the Supreme Court of Criminal Appeals and except that after a trial on the merits of criminal case, there shall be no appeal from a judgment of acquittal. The Supreme Court of Civil Appeals and the Supreme Court of Criminal Appeals may each provide by rule for appeals to the Appellate Court from other than final judgments of Circuit Courts. The Appellate Court may exercise original jurisdiction when necessary to the complete determination of any case on review. The Appellate Court shall have such powers of direct review of the administrative action as provided by law. Section 7. Judicial Circuits. (a) The state shall be divided into Judicial Circuits consisting of one or more counties. The First Judicial District shall constitute a Judicial Circuit. The Judicial Circuits within the other Judicial Districts shall be as provided by law. The Circuits composed of more than one county shall be compact and contiguous counties. The General Assembly by law may

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provide for a division of the circuit for the purpose of selection of Circuit Judges and for the selection of Circuit Judges from the circuit at large. Each Judicial Circuit shall have one Circuit Court with such number of Circuit Judges as provided by law. Unless otherwise provided by law, there shall be at least one Circuit Judge from each county in the First Judicial Circuit unless otherwise provided by law, Cook County, Chicago, the area outside of Chicago shall be separate units for the selection of Circuit Judges with at least twelve chosen at large from the area outside Chicago and at least thirty-six chosen at large from Chicago. Circuit Judges in each Circuit shall select by secret ballot a Chief Judge from their number to serve at their pleasure. Subject to the authority of the Supreme Court of Civil Appeals, the Chief Judge shall have general administrative authority over his court, including authority to provide for divisions, general and... or specialized, and for appropriate times and places of holding court. Section 8. Associate Judges. Each Circuit Judge shall have such number of Associate Judges as provided by law. Associate Judges shall be appointed by the Circuit Judges in each circuit as the Supreme Court of Civil Appeals shall provide by law. In the First Judicial District, unless otherwise provided by law, at least one-fourth of the Associate Judges shall be appointed from, and reside, outside Chicago. The Supreme Court of Civil Appeals shall provide by rule for matters to be assigned to Associate Judges. Section 9. Circuit Courts - Jurisdiction. Circuit Courts shall have original jurisdiction of all justifiable matters except when the Supreme Court of Civil Appeals has original and exclusive jurisdiction relating to the redistricting of the General Assembly and to the ability of the Governor to serve or

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resume office. Circuit Courts shall have such power to review administrative action as provided by law. Section 10. Terms of Office. The terms of office of the Supreme Court of Civil Appeals Judges, Supreme Court of Criminal Appeals Judges and Appellate Court Judges shall be ten years; of Circuit Judges, six years; and of Associate Judges, four years. Section 12. Election and Retention. Section (a) Supreme Court of Civil Appeals Judges, Supreme Court of Criminal Appeals Judges, except the Judge appointed by the Governor pursuant to Section 3 of this Article, Appellate and Circuit Judges shall be nominated at primary elections or by petition. Judges shall be elected at general or judicial elections as the General Assembly shall provide by law. A person eligible for the office of Judge may cause his name to appear on the ballot as a candidate for Judge at the primary, at the general or judicial elections by submitting petitions. The General Assembly shall prescribe by law the requirements for petitions. (b) The office of Judge shall be vacant upon the death, resignation, retirement, removal or upon the conclusion of his term without retention in office. Whenever an additional Appellate or Circuit Judge is authorized by law, the office shall be filled in the manner provided for filling a vacancy in that office. (c) A vacancy occurring in the office of Supreme Court of Civil Appeals Judge, Supreme Court of Criminal Appeals Judge or other than Judge appointed by the Governor, Appellate or Circuit Judge shall be filled as the General Assembly may provide by law. In the absence of a law, vacancies may be filled by appointment by the Supreme Court of Civil Appeals, except a vacancy occurring in the office of Supreme Court of Criminal Appeals Judge. In the absence of a law, a vacancy occurring in the office of Judge of the

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Supreme Court of Criminal Appeals may be filled by appointment of Supreme Court of Criminal Appeals. A person appointed to fill a vacancy 60 or more days prior to the next primary election to nominate Judges shall serve until the vacancy is filled for the term at the next general or judicial election. A person appointed to fill a vacancy less than 60 days prior to the next primary election to nominate Judges shall serve until the vacancy is filled at the second general or judicial election following such appointment. Not less than six months before the general election preceding the expiration of his term of office, a Supreme Court of Civil Appeals, Supreme Court of Criminal Appeals, Appellate or Circuit Judge who has been elected to that office may file in the office of the Secretary of State a declaration of candidacy to succeed himself. The Secretary of State, not less than 63 days before the election, shall certify the Judge's candidacy to the proper election officials. The names of the Judges seeking retention shall be submitted to the electors, separately and without party designation, on the sole question whether each Judge shall be retained in office for another term. The retention election shall be conducted at general elections in the appropriate Judicial District, or the Supreme Court of Civil Appeals, Supreme Court of Criminal Appeals and Appellate Judges, and in the circuit for Circuit Judges. The affirmative vote of three-fifths of the electors voting on the question shall elect the Judge to the office for a term commencing on the first Monday in December following his election. (e) A law reducing the number of Appellate and Circuit Judges shall be without prejudice to the right of the Judges affected to seek retention in office. The reduction shall become effective when a vacancy occurs in the affected unit. Section 13.

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Prohibited Activities. The Supreme Court of Civil Appeals shall adopt rules of conduct for Judges and Associate Judges. The Judges and the Associate Judges shall devote full time to judicial duties. They shall not prescribe law, hold a position of profit, hold office under the United States or this state or a unit of local government or school district or in a political party. Service in the state military... service in the state militia or armed forces of the United States for periods of time permitted by rule of the Supreme Court of Civil Appeals shall not disqualify a person from serving as a Judge or Associate Judge. Section 15. Retirement - Discipline. (a) The General Assembly may provide by law for the retirement of Judges and Associate Judges at a prescribed age. Any retirement... retired Judge or Associate Judge with his consent, may be assigned by the Supreme Court of Civil Appeals to Judicial service for which he shall receive an applicable compensation in lieu of retirement benefits. A retired Associate Judge may be assigned only as an Associate Judge. (b) A Judicial Inquiry Board is created. The Supreme Court of Civil Appeals shall select two Circuit Judges as members and the Governor shall appoint four persons who are not lawyers and three lawyers as members of the Board. No more than two of the lawyers and two of the non-lawyers appointed by the Governor shall be members of the same political party. The terms of the Board members shall be four years. A vacancy on the Board shall be filled for the full term in a manner of original appointment was made. No member may serve on the Board more than eight years. (c) The Board shall be convened permanently, with authority to conduct investigations, receive or initiate complaints concerning a Judge or Associate Judge, and file complaints with the Courts

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Commission. The Board shall not file a complaint unless five members believe that a reasonable basis exists (1) to charge the Judge or Associate Judge with willful misconduct in office, persistent failure to perform his duties, and other conduct that is prejudicial to the administration of justice and that brings the judicial office into disrepute, and (2) to charge that the Judge or Associate Judge is physically or mentally unable to perform his duties. All proceedings of the Board shall be confidential except the filing of the complaint with the Courts Commission. The Board shall prosecute the complaint. (d) The Board shall adopt rules governing its procedures. It shall have subpoena power and authority to appoint and direct its staff. Members of the Board who are not Judges shall receive per diem compensation and necessary expenses; members who are Judges shall receive necessary expenses only. The General Assembly by law shall appropriate funds for the operation of the Board. (e) A Courts Commission is created consisting of one Supreme Court of Civil Appeals Judge selected by that Court, who shall be its chairman, two Appellate Court Judges selected by that Court, and two Circuit Judges selected by the Supreme Court of Civil Appeals. The Commission shall be convened permanently to hear complaints filed by the Judicial Inquiry Board. The Commission shall have authority after notice and public hearing, (1) to remove from office, suspend without pay, censure or reprimand a Judge or Associate Judge for willful misconduct in office, persistent failure to perform his duties or other conduct that is prejudicial to the administration of justice and that brings the judicial office into disrepute, or (2) suspend with or without pay, or retire a Judge or Associate Judge who is physically or mentally unable to perform his duties. (f) The

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concurrence of three members of the Commission shall be necessary for a decision. The decision of the Commission shall be final. (g) The Commission shall adopt rules governing its procedures and shall have power to issue subpoenas. The General Assembly shall provide by law for the expenses of the Commission. Section 16. Administration. General administration and supervisory authority over all courts is vested with the Supreme Court of Civil Appeals and shall be exercised by the Chief Justice in accordance with its rules, except that the Supreme Court of Criminal Appeals shall have general administrative and supervisory authority over all courts in relationship to criminal cases which shall be exercised by the Chief Justice of such court in accordance with its rules. The Supreme of Civil Appeals shall appoint an administrative director and staff, and shall serve at its pleasure, to assist the Chief Justice in his duties. The Supreme Court may assign a Judge temporary to any court and Associate Judge to serve temporary... as an Associate Judge of any Circuit Court. The Supreme Court of Civil Appeals shall provide by rule for expeditious and inexpensive appeals in civil cases. The Supreme Court of Criminal Appeals shall provide by rule for expeditious and inexpensive appeals in criminal cases. Section 17. Judicial Conference. The Supreme Court of Civil Appeals shall provide by law for an annual judicial conference to consider the work of the courts and to suggest improvements in the administration of justice and shall report thereon annually in writing to the General Assembly not later than January 31. Section 18. Clerks of the Courts. The Supreme Court of Civil Appeals, the Supreme Court of Criminal Appeals and the Appellate Court Judges of each Judicial District, respectively, shall appoint a clerk and

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other non-judicial officers for their Court or District. The General Assembly shall provide by law for the election, or for the appointment of Judicial Judge... Circuit Judges, of clerks and other non-judicial officers of the Circuit Courts and for their items... for their terms of office and removal for cause. The salaries of clerks and other non-judicial officers shall be provided by law. Schedule. This Amendment takes effect on the first Monday in December following the 1990 general election. First Reading of this Constitutional Amendment. Committee Reports. Representative Preston, Chairman from the Committee on Select Committee on Children, to which the following Bills were referred, action taken March 26, 1987 and reported the same back with the following recommendations: 'do pass' House Bill 294, 508 and 883; 'do pass Short Debate Calendar' House Bills 507 and 509. No further business, the House will now stand adjourned till Monday at 12:00 for... Correction. Monday at 2:00 p.m. for Perfunctory Session, March 30th."

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