

STATE OF ILLINOIS
87th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

9th Legislative Day

February 7, 1991

school districts. First Reading of the Bill. House Bill 252, offered by Representative Hartke, a Bill for an Act to amend the Illinois Vehicle Code. First Reading of the Bill. House Bill 253, offered by Representative Hartke, a Bill for an Act granting references...preferences to landowners for obtaining hunting licenses. First Reading of the Bill. House Bill 254, offered by Representative Woolard, a Bill for an Act to amend the Insurance Code. First Reading of the Bill. House Bill 255, offered by Representative Matijevich, Saltsman and Giorgi, a Bill for an Act to amend the Consumer Fraud and Deceptive Business Practice Act. First Reading of the Bill. House Bill 256, offered by Representative Ropp, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 257, offered by Representative Ropp, a Bill for an Act to amend the Juvenile Court Act. First Reading of the Bill. House Bill 258, offered by Representative Ropp, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 259, offered by Representative Ropp, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 260, offered by Representative Ropp, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 261, offered by Representative Ropp, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 262, offered by Representative Rotello, McNamara, Flinn, Hoffman and Obrzut, a Bill for an Act to amend the Deposit of State Moneys Act. First Reading of the Bill. Introduction and First Reading of Constitutional Amendments."

Newenham, Assistant to the Clerk: "The House will stand in recess."

Newenham, Assistant to the Clerk: "The House will now reconvene in Perfunctory Session. House Bill 263, offered by

STATE OF ILLINOIS
87th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

9th Legislative Day

February 7, 1991

Representative Hicks, a Bill to amend the Southern Illinois University Management Act. First Reading fo the Bill. House Bill 264, by Representative Hicks, a Bill to amend the Firearm Owners I.D. Card Act. First Reading of the Bill. House Bill 265, offered by Representative Novak, a Bill making an appropriation to the Division of Water Resources within the Illinois Department of Transportation. First Reading of the Bill. First Reading and Introduction of House Joint Resolution Constitutional Amendment #2, offered by Representative Parcells.

WHEREAS, The First Congress of the United States of America, at its first session begun and held March 4, 1789, sitting in New York, New York, in both houses, by a constitutional majority of two-thirds thereof, adopted the following proposition to amend the Constitution of the United States of America in the following words, to wit:

'RESOLVED, by the Senate and House of Representatives of the United States of America in Congress assembled, two thirds of both Houses concurring, that the following [Article] be proposed to the Legislatures of the several States, ... which [Article], when ratified by three fourths of the said Legislatures, to be valid to all intents and purposes, as part of the said Constitution, viz.:

'[An Article] in addition to, and Amendment of the Constitution of the United States of America, proposed by Congress, and ratified by the Legislatures of the several States, pursuant to the fifth Article of the original Constitution.

'Article the second ... No law, varying the compensation for the services of the Senators and Representatives, shall take effect, until an election of Representatives shall have intervened.'; and

WHEREAS, Article V of the Constitution of the United States

STATE OF ILLINOIS
87th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

9th Legislative Day

February 7, 1991

allows the ratification of the proposed Amendment to the United States Constitution by the General Assembly of the State of Illinois; and

WHEREAS, Article V of the Constitution of the United States does not dictate a time limit on ratification of an amendment submitted by Congress, and the First Congress specifically did not provide any time constraint for ratification of the above-quoted Amendment; and

WHEREAS, The Supreme Court of the United States in 1939 ruled in the landmark case of Coleman v. Miller that Congress is the final arbiter on the question of whether too much time has elapsed between Congress' submission of a particular amendment and the most recent state legislature's ratification of same if Congress did not specify a deadline on the proposal's consideration; and

WHEREAS, Section 11 of Article IV of the Constitution of the State of Illinois provides that '(C)hanges in the salary of a member (of the Illinois General Assembly) shall not take effect during the term for which he has been elected.'; and

WHEREAS, The General Assembly of the State of Illinois finds that the proposed Amendment is still meaningful and necessary as part of the United States Constitution and that the present political, social and economic conditions are the same as or are even more demanding today than they were in the eighteenth century when the proposed Amendment was submitted for its adoption; and

WHEREAS, The proposed amendment to the United States Constitution has already been ratified by the legislatures of the following states on the dates indicated, to wit:

Alaska on May 5, 1989 (135 Cong. Rec. H5485, S8054);

Arizona on April 3, 1985 (131 Cong. Rec. H2060, S4750);

Arkansas on March 5, 1987 (134 Cong. Rec. H3721, S7518);

STATE OF ILLINOIS
87th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

9th Legislative Day

February 7, 1991

Colorado on April 18, 1984 (131 Cong. Rec. S17687; 132 Cong. Rec. H6446);

Connecticut on May 13, 1987 (133 Cong. Rec. H7406, S11891);

Delaware on January 28, 1790;

Florida on May 31, 1990 (136 Cong. Rec. H5198, S10091)

Georgia on February 2, 1988 (134 Cong. Rec. H2638, S5239);

Idaho on March 23, 1989 (135 Cong. Rec. H1893, S7911);

Indiana on February 19, 1986 (132 Cong. Rec. H1634, S4663);

Iowa on February 7, 1989 (135 Cong. Rec. H836, S3509-10);

Kansas on April 5, 1990 (136 Cong. Rec. H1689, S9170, E1740-41);

Louisiana on July 6, 1988 (134 Cong. Rec. H5783, S9939);

Maine on April 27, 1983 (130 Cong. Rec. H9097, S11017);

Maryland on December 19, 1789;

Minnesota on May 22, 1989 (135 Cong. Rec. H3258, H3678, S7655-56, S7912);

Montana on March 11, 1987 (133 Cong. Rec. H1715, S6155);

Nevada on April 26, 1989 (135 Cong. Rec. H2054, S10826);

New Hampshire on March 7, 1985 (131 Cong. Rec. H1378, S3597);

New Mexico on February 13, 1986 (132 Cong. Rec. H827, S2207-8, S2300);

North Carolina on December 22, 1789;

Ohio on May 6, 1873 (70 Ohio Laws 409-10);

Oklahoma on July 10, 1985 (131 Cong. Rec. H7263, S13504);

Oregon on May 19, 1989 (135 Cong. Rec. H5692, H5972, S11123-24, S12150);

South Carolina on January 19, 1790;

South Dakota on February 21, 1985 (131 Cong. Rec. H971, S3306);

Tennessee on May 23, 1985 (131 Cong. Rec. H6672, S10797, S13504);

Texas on May 25, 1989 (135 Cong. Rec. H2594, S6726-27);

Utah on February 25, 1986 (132 Cong. Rec. S6750, S7578; 133

STATE OF ILLINOIS
87th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

9th Legislative Day

February 7, 1991

Cong. Rec. H9866);

Vermont on November 3, 1791;

Virginia on December 15, 1791;

West Virginia on March 10, 1988 (134 Cong. Rec. H2492, S4784-85);

Wisconsin on June 30, 1987 (133 Cong. Rec. H7406, S12948, S13359); and

Wyoming on March 3, 1978 (124 Cong. Rec. 7910, 8265-66; 133 Cong. Rec. S12949); therefore be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that the foregoing proposed amendment to the Constitution of the United States is ratified by the General Assembly of the State of Illinois; and be it further

RESOLVED, That the Secretary of State of Illinois shall transmit certified copies of this resolution to the Archivist of the United States, to the Vice-President of the United States and to the Speaker of the United States House of Representatives with a request that it be printed in full in the Congressional Record." Newenham, Assistant to the Clerk: "Being no further business, the House will now stand in recess."

Clerk Leone: "The House will be back in Perfunctory Session for Introduction of First Reading. House Bill 266, offered by Representative Hannig, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 267, offered by Representative Ropp, a Bill for an Act to amend the Unified Code of Corrections. First Reading of the Bill. No further business. The House will now stand adjourned until February 13th at the hour of 11:30 a.m."

STATE OF ILLINOIS
87TH GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
DAILY TRANSCRIPTION OF DEBATE INDEX

FEBRUARY 07, 1991

HB-0243	FIRST READING	PAGE	1
HB-0244	FIRST READING	PAGE	1
HB-0245	FIRST READING	PAGE	1
HB-0246	FIRST READING	PAGE	1
HB-0247	FIRST READING	PAGE	1
HB-0248	FIRST READING	PAGE	1
HB-0249	FIRST READING	PAGE	1
HB-0250	FIRST READING	PAGE	1
HB-0251	FIRST READING	PAGE	1
HB-0252	FIRST READING	PAGE	2
HB-0253	FIRST READING	PAGE	2
HB-0254	FIRST READING	PAGE	2
HB-0255	FIRST READING	PAGE	2
HB-0256	FIRST READING	PAGE	2
HB-0257	FIRST READING	PAGE	2
HB-0258	FIRST READING	PAGE	2
HB-0259	FIRST READING	PAGE	2
HB-0260	FIRST READING	PAGE	2
HB-0261	FIRST READING	PAGE	2
HB-0262	FIRST READING	PAGE	2
HB-0263	FIRST READING	PAGE	2
HB-0264	FIRST READING	PAGE	3
HB-0265	FIRST READING	PAGE	3
HB-0266	FIRST READING	PAGE	6
HB-0267	FIRST READING	PAGE	6
*HJR-0002	FIRST READING	PAGE	3

SUBJECT MATTER

PERFUNCTORY SESSION CONVENED	PAGE	1
PRAYER - CLERK O'BRIEN	PAGE	1
PLEDGE OF ALLEGIANCE	PAGE	1
PERFUNCTORY SESSION ADJOURNED	PAGE	6