

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

15th Legislative Day

February 28, 1991

Speaker Curran: "The hour of ten o'clock having arrived the House will be in Session. We will be led in prayer by the Clerk."

Clerk O'Brien: "Let us pray. Lord, bless this House and all those that serve and work here. Amen."

Speaker Curran: "We will be led in the Pledge of Allegiance by Mary Andreatta."

Andreatta, Mary - 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."

Clerk O'Brien: "Introduction and First Reading of Bills. House Bill 455, offered by Representative Ropp, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 456, offered by Representative Ropp, a Bill for an Act to amend the Illinois Horse Racing Act. First Reading of the Bill. House Bill 457, offered by Representative Parke, a Bill for an Act to amend the Code of Civil Procedure. First Reading of the Bill. House Bill 458, offered by Representative Parke, a Bill for an Act to amend the Illinois Municipal Code. First Reading of the Bill. House Bill 459, offered by Representative Turner, a Bill for an Act to amend the Illinois Affordable Housing Act. First Reading of the Bill. House Bill 460, offered by Representative LeFlore, a Bill for an Act to amend the Illinois Vehicle Code. First Reading of the Bill. House Bill 461, offered by Representative Persico, a Bill for an Act to amend the Lifetime Transfer of Property Act. First Reading of the Bill. House Bill 462, offered by Representative Trotter, a Bill for an Act to amend the Illinois Public Aid Code. First Reading of the Bill. House Bill 463, offered by Representative Trotter, a Bill

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for an Act in relation to toxic air pollution. First Reading of the Bill. House Bill 464, offered by Representative Trotter, a Bill for an Act making appropriations for the Build Illinois Bond Fund to the Department of Commerce and Community Affairs for a grant to the Chicago Park District. First Reading of the Bill. House Bill 465, offered by Representative Trotter, a Bill for an Act making appropriations to the Department of Commerce and Community Affairs. First Reading of the Bill. Introduction and First Reading of Constitutional Amendments. House Joint Resolution Constitutional Amendment #6, offered by Representative Hicks.

'RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF 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 Sections 10 and 12 of Article VI of the Illinois Constitution as follows:

ARTICLE VI

THE JUDICIARY

SECTION 10. TERMS OF OFFICE

The terms of office of Supreme Court Judges shall be six years; of and Appellate Court Judges, ~~shall--be--ten--years;--of~~ Circuit Judges, ~~six--years;~~ and of Associate Judges, four years.

(Source: Illinois Constitution.)

SECTION 12. ELECTION AND RETENTION

(a) Supreme, Appellate and Circuit Judges shall be nominated at primary elections or by petition. Judges shall be elected and may be re-elected on a partisan basis with designation of political party affiliation on the judicial ballot at general or judicial elections as the General Assembly shall provide by law.

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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 and at the general or judicial elections by submitting petitions. The General Assembly shall prescribe by law the requirements for petitions.

(b) The office of a Judge shall be vacant upon his death, resignation, retirement, removal, or upon the conclusion of his term without re-election to 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, 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. 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 a 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.

~~(d) Not less than six months before the general election preceding the expiration of his term of office, a Supreme, 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 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 elections shall be conducted at general elections in the~~

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~~appropriate-Judicial-District,-for-Supreme-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-or-Circuit--Judges
shall--be-without-prejudice-to-the-right-of-the-Judges-affected-to
seek-retention-in-office.-A-reduction-shall-become-effective--when
a-vacancy-occurs-in-the-affected-unit.~~

(Source: Illinois Constitution.)

SCHEDULE

This Amendment takes effect upon approval by the electors of this State.' First Reading of the Constitutional Amendment."

Clerk O'Brien: "The Perfunctory Session will now stand at ease until 3:30 p.m."

Clerk O'Brien: "The First Special Session of the 87th General Assembly will now come to order. And the First Special Session will stand at ease until 3:35 p.m."

Clerk O'Brien: "The House will return to Perfunctory Session. Introduction and First Reading of Bills. House Bill 466, offered by Representative Persico, a Bill for an Act to amend the Criminal Code. First Reading of the Bill. House Bill 467, offered by Representative Ronan, a Bill for an Act to amend the Election Code. First Reading of the Bill. House Bill 468, offered by Representative Munizzi, a Bill for an Act in relation to offenses involving motor vehicles, amending named Acts. First Reading of the Bill. House Bill 469, offered by Representative Giglio, a Bill for an Act to amend the Illinois Pension Code. First Reading of the Bill. House Bill 470, offered by Representative Anthony Young, a Bill for an Act to amend the Illinois Development Finance Authority Act. First

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Reading of the Bill. House Bill 471, offered by Representative Anthony Young, a Bill for an Act to amend the Election Code. First Reading of the Bill. House Bill 472, offered by Representative Brunsvold, a Bill for an Act to amend the Illinois Municipal Code. First Reading of the Bill. House Bill 473, offered by Representative Brunsvold, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 474, offered by Representative Santiago, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 475, offered by Representative Santiago, a Bill for an Act to amend the School Code. First Reading of the Bill. House Bill 476, offered by Representative Johnson, a Bill for an Act to amend the Boat Registration and Safety Act. First Reading of the Bill. Being no further business the Regular Session now stands adjourned."

Clerk O'Brien: "The First Special Session of the 87th General Assembly reconvenes. There being no further business the First Special Session now stands adjourned."

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