

HOUSE OF REPRESENTATIVES

SEVENTY-SEVENTH GENERAL ASSEMBLY

ONE HUNDRED THIRTY-SECOND LEGISLATIVE DAY

MAY 11, 1972

9:30 O'CLOCK A.M.

THE HONORABLE W. ROBERT BLAIR,

SPEAKER IN THE CHAIR



GENERAL ASSEMBLY
STATE OF ILLINOIS
HOUSE OF REPRESENTATIVES

A roll call for attendance was taken and indicated that all were present with the exception of the following:

Representative J. Horace Gardner - death;
Representative Henry J. Klosak - illness;
Representative Michael H. McDermott - illness;
Representative Edward J. Shaw - death.



Doorkeeper: "Now, all who are not entitled to the House chamber, will you please retire to the gallery. Thank you."

Hon. W. Robert Blair: "The House will be in order. The invocation this morning will be by Dr. Johnson."

Dr. John Johnson: "We pray. Almighty God, our merciful father, we thank you first of all this morning for the protection of the past night and the health and the vigor with which we now undertake the important tasks before us in this session. We acknowledge your guidance and your providence over this legislative body in the past. And so we ask your continuing provisions and protection of promise this day and throughout the future. Restrain, O Lord, with your overruling providence those of confused minds, perverted hearts and of evil hands who endanger lives and institutions which are devoted to public government. At the same time fill us with the renewed sense of duty and obligation to legislate and to serve on behalf of those whom we represent and also as those who must ultimately give accounts before you, the judge and the Lord of all men and of all nations. Be pleased now to dwell with us in our midst and uphold and keep us by the strong arm of your majesty and strength. O God save and keep this House as we pray now in the name of our redeemer and Lord. Amen."

Hon. W. Robert Blair: "Roll call for attendance. The gentleman from Cook, Mr. Madigan."

Michael J. Madigan: "Mr. Speaker, would the record show that Representative McDermott is excused because of illness."



Hon. W. Robert Blair: "The Journal will so indicate. House Bills second reading. 2545."

Fredric B. Selcke: "House Bill 2545. A bill for an act to amend Section 58 of an act concerning public utilities. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 3796."

Fredric B. Selcke: "House Bill 3796. A bill for an act to regulate and control or prevent off shore dredging, construction, dumping, drilling and salvage operations in the waters of Lake Michigan falling in the part of the State of Illinois. Second reading of the bill."

Hon. W. Robert Blair: "Take it out of the record. Do you want to take it out of the record? Take it out of the record. 4181."

Fredric B. Selcke: "House Bill 4181. A bill for an act to amend 'The School Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? The gentleman from Peoria, Mr. Day."

Robert G. Day: "Mr. Speaker. . ."

Fredric B. Selcke: "Ah, one committee amendment. Amend House Bill 4181 on page 1, by deleting lines 11 and 12 and inserting in lieu thereof the following: 'paper ballots, except that such information may be in vertical or horizontal rows, or in a number of'; and so forth."

Robert G. Day: "Mr. Speaker, Ladies and Gentlemen of the



House, this amendment simply makes the ballot format which is provided for by this bill optional with each county clerk. That's all the amendment does. I move the adoption of Committee Amendment Number One."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading. 4264."

Fredric B. Selcke: "House Bill 4264. A bill for an act to amend 'The School Code'. Second reading of the bill. One Committee Amendment. Amend House Bill 4264 on page 1 by deleting line 1 and inserting in lieu thereof the following: 'an act to add Section 18-8.2' and so forth."

Hon. W. Robert Blair: "The gentleman from Lee, Mr. Shapiro."

David C. Shapiro: "Take it out of the record."

Hon. W. Robert Blair: "Take it out of the record. 3271. No, take it out of the record. 4079."

Fredric B. Selcke: "House Bill 4079. A bill for an act to amend 'The School Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4348."

Fredric B. Selcke: "House Bill 4348. A bill for an act to amend Section 1 of an act in relation to county zoning. Second reading of the bill. One Committee Amendment. Amend House Bill 4348 on page 3, by adding after line 14 the following: 'This amendatory Act of 1972 does not



apply to any county which is a home rule unit'."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Moore."

Don A. Moore: "Mr. Speaker, I move the adoption of Committee Amendment Number One to House Bill 4348."

Hon. W. Robert Blair: "Is there discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading. 4345."

Fredric B. Selcke: "House Bill 4345. A bill for an act to establish a comprehensive program for the treatment and rehabilitation of alcoholics and eliminating the crime of public intoxication. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4375 through 4382."

Fredric B. Selcke: "House Bill 4375. Second reading of the bill. No committee amendments. House Bill 4376. Second reading of the bill. No committee amendments. House Bill 4377. Second reading of the bill. No committee amendments. House Bill 4378. Second reading of the bill. No committee amendments. House Bill 4379. Second reading of the bill. No committee amendments. House Bill 4380. Second reading of the bill. No committee amendments. House Bill 4381. Second reading of the bill. No committee amendments. House Bill 4382. Second reading of the bill. No committee amendments."



Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4388."

Fredric B. Selcke: "House Bill 4388. A bill for an act to amend Section 9.9 of an act to provide for licensing and regulation of mobile homes in mobile home parks. Second reading of the bill. One Committee Amendment. Amend House Bill 4388 on page 1, by striking line 13 and inserting in lieu thereof the following: 'and regulations adopted by the'."

Hon. W. Robert Blair: "The gentleman from Lake, Mr. Matijevich."

John S. Matijevich: "Mr. Speaker, Members of the House, this is a committee amendment which was requested by the Department of Public Health, it places the rules and regulations regarding fire fighting equipment under the fire marshals added in the Department of Public Health. I move the adoption of Committee Amendment Number One."

Hon. W. Robert Blair: "All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Further amendments? Third reading."

Fredric B. Selcke: "Amendment Number Two, Matijevich. Amends House Bill 4388 on page 1, line 11 by deleting 'fire prevention and'."

Hon. W. Robert Blair: "The gentleman from Lake, Mr. Matijevich."

John S. Matijevich: "Ah, Mr. Speaker and Members of the



House, this, too, is at the suggestion of the Department of Public Health, but I hadn't had time to prepare it in Committee. It deletes fire prevention so that the fire marshals' rules and regulations shall be as the fire fighting equipment but not fire prevention. I move the adoption of Amendment Number Two to House Bill 4388."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading. 4389."

Fredric B. Selcke: "House Bill 4389. A bill for an act to add Section 3-2 and amend the title of an act providing the use of credit cards. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor?"

Fredric B. Selcke: "Amendment Number One, Dyer. Amend House Bill 4389 on page 1, by deleting all of lines 9 through 12 and inserting in lieu thereof the following: 'Section 3. In every case where an applicant for credit from a credit card issuer is rejected, such applicant shall, upon request be informed of the reasons of his or her rejection'."

Hon. W. Robert Blair: "The lady from DuPage, Mrs. Dyer."

Mrs. Robert C. 'Giddy' Dyer: "Ah, Mr. Speaker, this is exactly the language that was requested by the members of the committee. We are fulfilling our agreement, in this amendment and I would move for its passage."

Hon. W. Robert Blair: "Discussion? All those in favor of the



adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there any further amendments? Third reading. 4391."

Fredric B. Selcke: "House Bill 4391. A bill for an act to add Sections 1834 and to amend the title of an act regarding the use of credit cards. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4395."

Fredric B. Selcke: "House Bill 4395. A bill for an act to amend an act in relation to the alcoholic liquor. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4397."

Fredric B. Selcke: "House Bill 4397. A bill for an act to amend Section 1 of an act to provide for the distribution of township funds, which the township collectors and annual setting for a township meeting determines. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. Oh, amendment."

Fredric B. Selcke: "Amendment Number One, Katz. Amends House Bill 4397 by deleting lines 16 and 17 and inserting in lieu thereof the following: 'Section 1. Whenever the board of auditors of a township in a county containing a'; and in line 19 by deleting the word 'determine' and inserting in lieu thereof 'determines'; and by deleting lines 22 through



24 and inserting in lieu thereof the following: 'then current fiscal year, the board of auditors direct that all or any portion of'."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Katz."

Harold A. Katz: "Ah this is an amendment suggested by the Committee on Townships and Counties in which they propose simply that the Board of Auditors rather than the special town meeting be the source of authority for making expenditures in question. Ah, this is in accordance, as I understand this, with the program of transporting the salary to the Board of Auditors to the ones that are responsible for the expenditure. I would move the adoption of the amendment."

Hon. W. Robert Blair: "Is there any discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there any further amendments? Third reading. 4418."

Fredric B. Selcke: "House Bill 4418. A bill for an act to amend 'The School Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4419."

Fredric B. Selcke: "House Bill 4419. A bill for an act to amend 'The Insurance Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third



reading. 4426."

Fredric B. Selcke: "House Bill 4426. A bill for an act to amend 'The Local Library Act'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4429."

Fredric B. Selcke: "House Bill 4429. A bill for an act to amend Section 4 of 'The Timber Buyers Act'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4430."

Fredric B. Selcke: "House Bill 4430. A bill for an act to in regard to the unauthorized removal of transportation of trees and forest products. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4446."

Fredric B. Selcke: "House Bill 4446. A bill for an act to amend 'The Civil Administrative Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4465."

Fredric B. Selcke: "House Bill 4465. A bill for an act to amend 'The School Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Oh no take it out of the record. Take it out of the record."



' 4508."

Fredric B. Selcke: "House Bill 4508. A bill for an act to amend an act relating to 'The Illinois State Fair.' Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Take it out of the record? Oh, all right, take it out of the record. 4539."

Fredric B. Selcke: "House Bill 4539. A bill for an act to in relation to the loss resulting from automobile accidents insurance recovery from such loss. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4510."

Fredric B. Selcke: "House Bill 4510. A bill for an act to amend 'The Court of Claims Act'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4547."

Fredric B. Selcke: "House Bill 4547."

Hon. W. Robert Blair: "Take it out of the record. 4549."

Fredric B. Selcke: "House Bill 4549. A bill for an act to amend 'The School Code'. Second reading of the bill. One committee amendment. Amend House Bill 4549 on by adding the words 'not exceeding' before the number '30' on line 9; and by striking lines 11 through 16."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Berman."

Arthur L. Berman: "Ah, Mr. Speaker, Amendment Number One is a Committee Amendment which broadens the power of the Super-



intendent after a hearing to determine whether there should be a firing or merely a suspension. I move the adoption of Committee Amendment Number One to 4549."

Hon. W. Robert Blair: "Is there discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading. 4551."

Fredric B. Selcke: "No."

Hon. W. Robert Blair: "Take it out of the record. 4563."

Fredric B. Selcke: "House Bill 4563. A bill for an act to amend Section 1 of an act in relation to the compensation of sheriffs, coroners, county treasurers, county clerks and so forth. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. Any discussion? Third reading. 4573."

Fredric B. Selcke: "House Bill 4573. A bill for an act to amend 'The Civil Administrative Code'. Second reading of the bill. One Committee Amendment. Amend House Bill 4573 on page 1 by striking lines 23, 24 and 25 and inserting in lieu thereof the following: 'which may be applicable. The Department shall report its findings and recommendations to the General Assembly by February 15th of each odd numbered year.'"

Hon. W. Robert Blair: "The gentleman from Cook, Mr. J. J. Wolf."

Jacob John Wolf: "Mr. Speaker and Members of the House, this



is a Committee Amendment Number One and all it does is restate that the Departments report its findings and recommendations to the General Assembly by February 15 of each odd numbered year and I move its adoption."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading. 4361."

Fredric B. Selcke: "House Bill 4361. A bill for an act to amend Sections 4, 5, 6, 7, 8 and 10 of the 'County Property Extension Law'. Second reading of the bill. No committee amendment."

Hon. W. Robert Blair: "Any amendments from the floor?"

Fredric B. Selcke: "Amendment Number One, Hunsicker. Amends House Bill 4361 on page 5, line 1, by inserting immediately after the word 'fund' the words 'or from an existing extension education tax'."

Hon. W. Robert Blair: "The gentleman from Livingston, Mr. Hunsicker."

Carl T. Hunsicker: "I move that Amendment Number One be adopted, Mr. Speaker."

Hon. W. Robert Blair: "All right, discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments?"

Fredric B. Selcke: "Amendment Number Two, Brinkmeier. Amends House Bill 4361 on page 3, line 29 by striking 'or other'"



State funds, and so forth."

Hon. W. Robert Blair: "The gentleman from Ogle, Mr. Brinkmeier."

Robert E. Brinkmeier: "Mr. Speaker, Members of the House, Amendment Number Two to House Bill 4361 provides that only agricultural premium funds can be used for the property of extension services, nor does it prohibit the diversion of funds from such sources as motor fuel tax fund and I urge the adoption of Amendment Number Two to 4361."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments?"

Fredric B. Selcke: "Amendment Number Three, Brinkmeier. Amends House Bill 4361 on page 6, by striking all of line 1 and inserting in lieu thereof the following: 'shall annually forward to the Governor, the Speaker of the House of Representatives, the Minority Leader of the House of Representatives, the Presiding Officer of the Senate, and the Minority Leader of the Senate, a report of the'."

Hon. W. Robert Blair: "The gentleman from Ogle, Mr. Brinkmeier."

Robert E. Brinkmeier: "Mr. Speaker, Members of the House, as stated previously this would provide that the leadership on both sides in both Houses would also receive reports which are now provided for the Governor. I would move for the adoption of this amendment."



Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading."

Fredric B. Selcke: "Amendment Number Four, Hunsicker. Amends House Bill 4361 on page 4, by striking line 35 and inserting in lieu thereof the following: 'appropriate and pay three-fourths of the total so determined from the'; and on page 5, by striking line 33 and inserting in lieu thereof of the following: 'equal to one-fourth of the total funds needed as provided'."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Hunsicker "

Carl T. Hunsicker: "Mr. Speaker and Ladies and Gentlemen of the House, this amendment is in line with work from the Governor's office that he would sign the bill with this amount in, but not with the original \$750,000.00 and I move for that the amendment be adopted."

Hon. W. Robert Blair: "Is there further discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the gentleman from Ogle, Mr. Brinkmeier."

Robert E. Brinkmeier: "Will the sponsor yield to a question?"

Hon. W. Robert Blair: "He indicates he will."

Robert E. Brinkmeier: "Carl, I'm wondering if my understanding at the present time 43% of these funds come from the federal government. Now, they're reducing it by the amount of your amendment, so does that mean that we're going to lose that amount of federal funds?"



Carl T. Hunsicker: "Well, that isn't my understanding of the amendment, of course, is in line with what the Governor indicated he would sign and this would go through the entire waiting and he wouldn't sign the bill at all. That was the understanding that I had that some of the members that had been in contact with the office. I don't think we'll lose any federal funds. See, the bill originally increased what the state in turn had been getting from the State of Illinois."

Robert E. Brinkmeier: "Okay."

Hon. W. Robert Blair: "Is there any further discussion? The allthose in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading. 4575."

Fredric B. Selcke: "House Bill 4575. A bill for an act to amend 'The School Code'. Second reading of the bill. One committee amendment. Amend House Bill 4575 on page 2, by striking all of lines 5 through 17; and inserting in lieu thereof the following: 'the following: (a) any employee who has attained the age of 75 years on or before December 31, 1973, shall be retired no later than December 31, 1973; and so forth."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. McPartlin."

Robert F. McPartlin: "Ah, Mr. Speaker and Members of the House, the amendment extends compulsory retirement under the refuse pay scale until December 31, 1981 from 1978. I



move for the adoption of the amendment."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading. 4592."

Fredric B. Selcke: "House Bill 4592. A bill for an act to amend 'The School Code'. Second reading of the bill. One committee amendment. Amend House Bill 4592 on page 1, line 21 by inserting immediately after the period the following, 'Once a person qualifies as a dependent under the terms and provisions of this paragraph there shall be no situation such as the return of the father or the reported death of the father that will remove the dependent from provisions or benefits of this paragraph.'"

Hon. W. Robert Blair: "The gentleman from Lawrence, Mr. Cunningham."

Roscoe D. Cunningham: "Mr. Speaker and Members of the House, I move adoption of Committee Amendment Number One."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments?"

Fredric B. Selcke: "Amendment Number Two, R. D. Cunningham. Amend House Bill 4592 on page 1, line 11, by deleting 'whom and inserting in lieu thereof: 'prior to or during the time'; and on page 1, by deleting line 12 and inserting in lieu thereof: 'declared the husband or father, after Jan-



uary 1, 1960, to be either a prisoner of' and on page 1, line 15, by deleting 'not for profit' and inserting in lieu thereof: 'state supported'; and on page 1, lines 16 and 17, by deleting 'from funds appropriated to the Illinois State Scholarship Commission' and inserting in lieu thereof: '.' after the word 'study'; and on page 1, line 18 by inserting after 'by' the following: 'and paid out of funds available to',."

Hon. W. Robert Blair: "The gentleman from Lawrence, Mr. Cunningham."

Roscoe D. Cunningham: "Mr. Speaker and Members of the House, I move adoption of Amendment Number Two."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading. 4593."

Fredric B. Selcke: "House Bill 4593. A bill for an act to amend 'The Election Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor?"

Fredric B. Selcke: "Amendment Number One, Phil Collins. Amends House Bill 4593 on page 1, line 27 by inserting the words 'except during the 28 days immediately preceding any election and' and so forth."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Collins."

Philip W. Collins: "Ah, Mr. Speaker, Ladies and Gentlemen of the House, House Bill 4593 deals with the public instruc-



tion of precinct finders. It was pointed out in committee that there are times when this would not be possible due to election being imminent so this would add the language except during the 28 days immediately preceding any election, so it would not interfere with the election machines and I would move for the adoption of Amendment Number One."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading. 4603."

Fredric B. Selcke: "House Bill 4603. A bill for an act to amend 'The School Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. House Bills third reading. We'll go down to third reading for a while now, we'll be coming back to second. But we're going to go to third for a little bit. 4218."

Fredric B. Selcke: "House Bill 4218. A bill for an act to add Section 51.1 through 51.4 to the 'Revenue Act of 1939'. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Wayne, Mr. Blades."

Ben C. Blades: "Mr. Speaker, Ladies and Gentlemen of the House, House Bill 4218 is a bill designed to give personal property tax relief to all individuals and corporations by granting a \$7,500.00 standard deduction. Basically what 4218 does in establishing a standard deduction for all is to also



provide that the State of Illinois out of the general revenue fund rebate to those local taxing bodies the amount of revenue lost by the standard deduction. Chronologically the way it is provided in the bill if it becomes a law is by the terms of the bill the standard deduction is taken from the 1972 assessment on personal property taxes, which are due in 1973. Then the treasurer of each county determines exactly how much at the law and personal property taxes was collected in 1970. These bills are based on the 1969 assessment and where last year the taxes were collected on all goods without the benefit of the car and furniture exemptions. The treasurer then computes the bills again using the \$7,500.00 standard deduction and must have this figure to the Department of Local Affairs on or before December the 31st, 1972. Then the Department of Local Affairs takes an audit of the County treasurer's books on the 1970 collections and computes a percentage for each taxing district. The General Assembly appropriates funds for fiscal 1974 to pay back taxing districts for the amount lost by the standard deduction. This figure is a fixed one and must be reapportioned each year, every year to the taxing districts. Ah, that is the order and what is provided in the bill, Ladies and Gentlemen, and I solicit your support."

Hon. W. Robert Blair: "The gentleman from Christian, Mr. Tipsword."

Rolland F. Tipsword: "Would Representative Blades yield for



a question, please?"

Hon. W. Robert Blair: "He indicates he will."

Rolland F. Tipword: "Representative Blades, I believe you indicated that this bill would also provide or there is a provision for the refund for this money to the local governments from the state, is that correct?"

Ben C. Blades: "That's that is correct. These taxing bodies that lose revenue, it will be made by the State to that local taxing body."

Rolland F. Tipword: "Now, that will be made back on the basis of the 1969, is that on assessments, or for what?"

Ben C. Blades: "It is based on collections, Representative Tipword."

Rolland F. Tipword: "Any it will not, you can assure me that this will not be based upon assessments, but on collections?"

Ben C. Blades: "That is correct."

Rolland F. Tipword: "And consequently will there be any shift of this tax burden to the real estate tax?"

Ben C. Blades: "There will not."

Rolland F. Tipword: "Thank you."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Maragos."

Samuel C. Maragos: "Will the sponsor yield to a question?"

Hon. W. Robert Blair: "He indicates he will."

Samuel C. Maragos: "Representative Blades, the question that I have regarding this is the ah is the present budget of the Governor. . ."

Ben C. Blades: "I can't understand him, Mr. Speaker."



Samuel C. Maragos: "Is the budget presently presented by the Governor cover the revenue that will have to be given to these taxing bodies?"

Hon. W. Robert Blair: "Mr. Blades."

Ben C. Blades: "No, this budget will be appropriated in fiscal 1973, Representative Maragos. This is applicable to be deducted from the 1972 assessment, which will be payable in 1973."

Samuel C. Maragos: "But I mean you are making. . ."

Ben C. Blades: "The fiscal 1974."

Samuel C. Maragos: "Fiscal 1974, that's what I wanted to know."

Ben C. Blades: "All right, thank you."

Hon. W. Robert Blair: "Is there any discussion? The gentleman care to close?"

Ben C. Blades: "I ask for your favorable support."

Hon. W. Robert Blair: "All right, the question is shall House Bill 4218 pass? All those in favor will vote 'Yeas' and the opposed 'No'. Have all voted who wished? The Clerk will take the record. On this question, there are 152 'Yeas' and no 'Nays', Barry, 'Yeas', and this bill having received the constitutional majority is hereby declared passed. 4273."

Fredric B. Selcke: "House Bill 4273. A bill for an act to add Sections 614 through 626 to and to repeal Sections 600 through 613 of 'The Illinois Insurance Code'. Third reading of the bill."



Hon. W. Robert Blair: "The gentleman from Cook, Mr. Moore."

Don A. Moore: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Mr. Speaker, House Bill 4273 is a bill that is probably known more by the members of this body than any other bill that we have on the calendar. We went through this bill at length in the last session, or pardon me, last year. We did pass out a no fault insurance bill. As I explained yesterday, Mr. Speaker, all this bill is is the same bill that we passed last year removing therefrom parts that the Illinois Supreme Court, Judge Covelli of the Circuit Court of Cook County felt unconstitutional. Other than that, the benefits are the same, the provisions are the same. The we did it last year. It is my opinion that the people of the State of Illinois want no fault insurance which has been endorsed by every major newspaper in the state, more recently by the Chicago Sun Times and the Chicago Today in editorial form. I think that everyone in this body is aware of what the bill does and Mr. Speaker at this time I would move for the passage of House Bill 4273."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Berman."

Arthur L. Berman: "Would the sponsor yield?"

Hon. W. Robert Blair: "Ah, he indicates he will."

Arthur L. Berman: "Ah, Don, under this bill if I'm a passenger on a C.T.A. bus and I get injured, is there any way that I will get my medical bill paid?"

Don A. Moore: "This was one of the objections that the bill



cures, Representative Berman. As you recall, under the old bill, it pertained only to automobiles. This bill covers all motor vehicles. A C.T.A. bus would be a motor vehicle and your bills would be paid to you."

Arthur L. Berman: "Well, ah, could you explain further where that applies. I see that it talks about every insurance policy that is used for motor vehicles, but I don't see where this bill would apply to such insured as the C.T.A."

Don A. Moore: "Well, as I recall, I believe that there is that provision, aboard self insurance, either by bond or by otherwise. I don't, I can't put my finger on it at the moment."

Arthur L. Berman: "I don't see any position in here for self insurance, it talks about policies that are delivered."

Don A. Moore: "Well, if a person had his own auto policy and was injured on the bus, he would be covered, you may have a point there, Representative Berman."

Arthur L. Berman: "All right, if I may address myself to the bill, Mr. Speaker. Now, Ladies and Gentlemen of the House, we have a bill here that is very similar to the bill that we passed last year and that's the problem with it. The bill that we passed out last year was found to be unconstitutional for several reasons. Whether we agree whether we agree or disagree with the conclusions of the court, the Supreme Court has said that there were several fable defects in that bill and I would point out to you that those a number of those defects are not cured by this bill. For



example, as I brought out in the question that I asked of the principal sponsor, if I'm a passenger on a C.T.A. bus or any other vehicle in which there is a self insurance program, there would be no first party benefits available to me. And yet my right to sue the C.T.A. or anyone else would be much limited by the terms of this act. I think the Supreme Court said if that's a denial of the equal protection of the laws and this bill today does not cure these defects. I would point out to you a few other things. Number one, this bill does nothing for several categories of our citizens. Number one, it does nothing for retired people. There would be no wage law that could be collected by retired people. There would be no medical expenses that could be recovered from these people, they are covered by medicare. Therefore, the retired or senior citizens would probably receive no first party benefits, but would be restricted from his rights to sue for his injuries. Children under 16 would sustain no wage law, therefore they would not be compensated for such, although under our current court law there could be a measure of wage law that they might have earned, had they not been injured. Self employed persons can recover loss of income today, but under the provisions of this bill, because there is no wages lost, they could recover nothing and that applies to a large number of the people that sits in this body, such as self-employed insurance men, self-employed attorneys, doctors or any other professional categories where you don't have



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wages and therefore I do not think you'll be able to collect anything under the first party benefits of this bill. If you look at other states that have adopted no fault, the amount of benefits payable to the citizens has been reduced drastically and yet the profit margin to insurance companies have increased dramatically. That is what this bill is all about. It's to take away the rights from the citizens of the State of Illinois, the right to recover what they are entitled to, to give the insurance companies greater profit and yet to impose a fictional first party benefit and I say fictional, Ladies and Gentlemen, because under the existing automobile procedures, 75 to 80 per cent of all automobile insurance policies written in the State of Illinois before the passage of no fault carried medical pay insurance, where we were paying for the benefits to protect ourselves from this kind of calamity to cover our own medical benefits. This bill merely does the same thing but at a price which I submit to you is too dear to pay mainly the deposition of our life to collect in a court of law our rightful damages. And I'll point out one other thing. One of the greatest arguments for the bill that was passed last year was the argument that our court backlog would be reduced through the elimination of court cases and the institution of arbitration through those bills. The bill that we have before us today, Ladies and Gentlemen, has nothing in it regarding arbitration, so that you're going to be faced with the same backlog of cases, the same



number of law suits that will be clogging our court system where there are serious injuries involved. And one other, I think very very fatal situation here, if you look at the amendment to the bill, it gives to an insurance company the right to determine what is reasonable medical expenses, and the way the language is phrased and I'm referring to page 5 of the amendment, it says the reasonable value of necessary medical treatment expense may be more than or less than the actual dollar amount of medical treatment expenses. Ladies and Gentlemen, this opens the door to every insurance adjustor coming in and when you show them that you've paid a medical bill of \$100.00 for medical treatment, he's going to tell you that that's an unreasonable amount, all that they want to pay is \$75.00 or \$50.00 and there's no way that you're going to be able to argue with him, because you don't even have the right to go to court to sue on it. This is giving the insurance company the carte blanche that follows what their obligation is even under this watered down so-called no fault bill. I think that the bill should not be passed. I think it requires a great deal of work to give to the people of the State of Illinois the kind of relief from the accident and court situation, but this is not the answer. I urge a 'No' vote."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Maragos."

Samuel C. Maragos: "Mr. Speaker, would the sponsor yield to a several questions?"



Hon. W. Robert Blair: "Yes, he indicates he will."

Samuel C. Maragos: "Don, could you please explain to me how this amendment in this new bill here overcomes some of the objectives that were in the Supreme Court case of Grace v. Howlett? First of all, now that you have eliminated evidently the arbitrary the arbitrator's provisions which were compulsory under the old bill which failed, why are you substituting without going to court in order to show what is reasonable expenses and whether there's reasonable claims?"

Don A. Moore: "I didn't understand all of your question. Ah, but to go over the bill briefly, you will see where we eliminated the word automobile and inserted the words motor vehicle. This was one objection that was raised by the court. The provision dealing with arbitration which the court held rendered the original bill unconstitutional ah has been completely removed from the bill that we have under discussion now. Ah, the third point insofar as the reasonable value of necessary medical expenses under the old law it was tied in as I recall, as the court said something that it discriminated against the poor people because of the amount of compensation that an individual could recover from pain and sufferings directly tied to the cost of medical expenses which may vary from time to time. That is remedied on page 5 in lines 5, 6 and 7 where we say the reasonable value of necessary medical treatment may be more or less than the actual value and that the court on its



own motion or on the motion of either party shall designate an impartial medical panel of not more than three licensed physicians in order to testify in order to remedy this problem. Those are the three basic objections to the Supreme Court has that have been remedied by this bill."

Samuel C. Maragos: "I'd like to ask, however, Mr. Moore, would you please explain to me whether this medical panel is going to take the place of the arbitraries arbitrators on the Board of Arbitration which was in the old bill which may be more oport to the court legal procedures that were set up on the arbitration procedures before. Are you telling me that the three doctors are going to determine the reasonableness of this thing and are going to be a part of this act?"

Don A. Moore: "Well, the arbitration provisions, I agree, I thought was a good provision to the old bill, but the Court said no since so we just wrote out old Section 602."

Samuel C. Maragos: "But what makes you think that the three panel medical three member medical panel will be anymore likeable or more ah I mean will be agreeable to the court than the regulation arbitration law?"

Don A. Moore: "Well, it deals with pain and suffering, your medical panel and I don't know who would be more qualified than than a panel of licensed physicians to examine the individual and to until they are familiar with a severe whip lash case, the pain that is involved in it and ah much more so than a panel of laymen."



Samuel C. Maragos: "But the point is are they going to determine the amount of money to be awarded?"

Don A. Moore: "No, they determine what the reasonable value of the medical services are."

Samuel C. Maragos: "And then in order to get the other ah relief you have to go to court in any case, wouldn't you?"

Don A. Moore: "I'm sorry, I didn't hear you."

Samuel C. Maragos: "In order to get the additional relief you as far as payment for these injuries, you'd still have to go to court, wouldn't you? In case you had a whip lash?"

Don A. Moore: "It is the same as it was before. If it can be settled out of court, fine, if you have to go to court, that's all right, too."

Samuel C. Maragos: "All right, one more question, on this particular point. What makes you will the medical panels be paid for their services in determining the reasonableness of the fee?"

Don A. Moore: "Will the amount determined for. . ."

Samuel C. Maragos: "Will the medical panel for the Board of Arbitration will that reconstitute will they repay for the services to determine whether these are reasonable or not to by go the arbitration at that stage?"

Don A. Moore: "I think that that they would be part of the court costs would be determined and proved by the court."

Samuel C. Maragos: "Well, the reason I'm bringing this out is why would they be why would they not in fact not be objectionable under the Constitutional Amendment Number 1962



that there should be no fee offered under the judicial system which is objection in the past decision of a court?"

Don A. Moore: "Well, the this medical panel provisions was in the old law and until we passed last year and the Supreme Court made no mention about that whatsoever. And the only point that they touched on was the arbitration, so we can only assume that there was no constitutional objection insofar as a medical panel was concerned."

Samuel C. Maragos: "Wasn't there one other objection by the court's decision that that automobiles of ah doctors and lawyers and professional people, salesmen and architects, who use their cars were excluded and under the Section 600?"

Don A. Moore: "I believe they're covered."

Samuel C. Maragos: "Was it ambiguous whether they were covered under the old act which was found unconstitutional?"

Don A. Moore: "I'm sorry, Sam, I did not hear."

Samuel C. Maragos: "In the decision of Grace v. Howlett, did not the court say that the automobiles of doctors, lawyers, engineers, architects and salesmen, for example, are included in the provisions of Section 600? Uncertain, was it ambiguous? And what language are you bringing into this bill that would take away that uncertainty?"

Don A. Moore: "I don't know. Perhaps the question was raised was something that was part of your formal decision in this or something, Sam, I'm not familiar with it."

Samuel C. Maragos: "Well, that was one of the ambiguities that er was expressed of the service when they covered the



question of motor vehicles as to what motor vehicles we were talking at that time, and even though you included now buses and other types of vehicles in this particular bill, the bill does not say whether they are for business purposes or personal purposes and there may be a question again as to the uncertainties raised in the old decision. Mr. Speaker, I'd like to address myself to the question and state that although a good effort has been made by the present draftsman of the new bill to overcome some of the objections to the unconstitutionality of the old act, I still think there are many areas which are still negligent and many areas that are still uncertain and I think that this bill is successful and will meet the same fate as the previous bill did and I think we should wait until next January, maybe bring about a much better bill, a better bill to meet the objections of the Supreme Court after we have time to study it fully. I don't think we should ramrod the initial session, a bill something just to have of record, which to me is objectionable in many other areas let alone the title we have not ah ah let alone we never have the time to properly study this bill. Therefore, I would request that we vote against this particular bill at this time."

Hon. W. Robert Blair: "The gentleman from Sangamon, Mr. Londrigan."

James T. Londrigan: "Mr. Speaker and Ladies and Gentlemen of the House. This bill is still unconstitutional for all the



reasons we argued last year. And for all of the reasons given in a recent court case. This bill was written by the insurance industry. They were written by the industry for two reasons. They're going to sell more insurance and a second reason and a big hooker here, which I can not see why we can not see what is in front of it, the Massachusetts experience has showed they will pay less claims, they will pay less claims, and that is why they are so interested in this bill. In Massachusetts they paid five times less claims in the same period. That is why the insurance industry wants this bill. Now, another point, they say we can only recover general damages in sufficient amounts for permanent disability. What about other serious injuries that are not permanent? Broken arms, broken legs, teeth out, spleen out, many many other injuries will not be compensated for and that's why the insurance companies want this bill. Also, they're selling insurance like that. Look what will happen. The retired person who doesn't have a job, the housewives who don't have jobs, the students and anyone else who is not employed and they would not have loss of wages, must pay, must pay this insurance premium. No wonder insurance companies want it. What's the hurry in effecting this bill? There are other bills that are better that requires more study and I have not received one letter from a constituent asking me to vote for this bill. Why? They do not understand it. But we should understand it by now and we should understand that it is not a bill.



that the people want and if you vote this through a year from now or two, you're going to hear from us when the premiums do not go down as they said they would and when they have a claim that is not properly compensated for, you're going to hear about it then. Let's defeat this bill and come up with a really good no fault bill. We're all for a no fault bill where the people will pay a reasonable premium and are paying reasonable compensation where there is interest. So, I suggest that we vote down this bill and let's get on with it and get to a good one later."

Hon. W. Robert Blair: "The gentleman from McHenry, Mr. Lindberg."

George W. Lindberg: "Mr. Speaker, it occurs to me that we're rehashing much of what's already been said about this bill and that's why I'd move the previous question."

Hon. W. Robert Blair: "All those in favor of the previous question say 'Yeas', the opposed 'No', the 'Yeas' have it and the previous question's been moved."

George W. Lindberg: "Thank you."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Moore, to close."

Don A. Moore: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Mr. Speaker, I will be the first to admit that this no fault bill is not the perfect bill. But it is a start. It's the first step. We took the first step last year and the courts have held that there are objectives in it which we have removed in this bill. We're now taking



step two. I think as the experience goes on, if this bill I'm sure will be contested in the courts again, if it is held to be constitutional, we then can go ahead, expand the coverage, do the things that we really want to do insofar as true no fault is concerned. Now, it's interesting, there were some remarks made as far as this being an insurance industry bill and so forth, it will sell more insurance, I want to make it clear that the compulsory insurance aspect of my original bill has been removed from the bill under consideration today and it's interesting to note, Mr. Speaker, that on January 1, 1972, when our present or our old law went into effect, there were voluntary reductions by the insurance industry on the bodily injury and property damage premiums that were paid by the people of the State of Illinois. These were voluntary, they had no experience, but they do know they are fully due premiums and reduced premiums and save the people of the state of Illinois some \$4 million, Mr. Speaker, \$4 million on a loss that the courts have held unconstitutional, that the insurance industry has to assume because the contract has been written. The Supreme Court noted three specific objections raised by the Illinois Supreme Court have been removed from that that bill. They are not in our present bill. It's my feeling, the feeling of other constitutional attorneys who have studied this problem, that this is a constitutional bill and as far as waiting until January, Mr. Speaker, the people of the State of Illinois don't



want to wait until January to consider this matter. They want no fault now. A vast majority of those five million policy holders in the State of Illinois are looking forward to reduction in rates. They're looking forward to having their claims paid within 30 days as they submit their bill. They're looking forward to eliminating or reducing the back log of cases that we have in the courts of this state and unless we do act Mr. Speaker, you know what's going to happen, I know what's going to happen, the federal government and the U. S. Congress knows what's going to happen, they're going to move in and we'll have to accept their type of no fault insurance. I think this is a good bill and it's familiar with all of us and it received some 116 votes when it was voted upon last year and Mr. Speaker, I request a favorable roll call."

Hon. W. Robert Blair: "The question is shall House Bill 4273 pass? All those in favor will vote 'Yeas' and the opposed 'No'. Have all voted who wished? The gentleman from Christian, Mr. Tipsword."

Rolland F. Tipsword: "Mr. Speaker and Ladies and Gentlemen, I'd like to explain my vote. I'm going to have to be recorded as voting 'Present' on this bill. And I'm going to do it for the reason that what I, one of the things that I have objected to in the original bill was the limitation on payment of suffering which has now been expanded to general damages, so that the people are a little more limited in that respect under this bill than they were in the pre-



vious one. Also, there is no provision for the control of premiums in the State of Illinois on this kind of no fault insurance. I'm voting 'Present' in addition because the people of this state want a no fault insurance, but they want a no fault insurance law that gives an adequate protection that does not rob them, that assures them that their claims are going to be paid and the coverage most of the aspects of the damage they receive in an automobile accident, and this is not do so, so consequently, I would ask the Speaker that I may be recorded as voting 'Present' on this bill."

Hon. W. Robert Blair: "Record the gentleman, record the gentleman as voting 'Present'. The gentleman from Cook, Mr. Kosinski."

Roman J. Kosinski: "Mr. Speaker, will you also record me as voting 'Present'."

Hon. W. Robert Blair: "Kosinski, 'Present'. The gentleman from Cook, Mr. Welsh."

Raymond J. Welsh, Jr.: "Mr. Speaker, would you record me as voting 'Present'."

Hon. W. Robert Blair: "Record the gentleman as voting 'Present'. The gentleman from Bureau, Mr. Barry."

Tobias Barry: "Mr. Speaker and Ladies and Gentlemen of the House, I think we're all big boys down here and even the freshmen have some considerable experience now. We well recognize that no fault isn't going anywhere without the cooperation of both political parties. I think we all re-



cognize that the people are tired of paying high premiums and they want some kind of change in the system. I really believe that primarily they if they had their wish would suggest to this legislature, and this is going to strengthen that their premiums on automobile insurance be controlled by the Department that they are paying for. Now, I'm voting 'Yeas' as you will see up there, even though I've never voted for a no fault bill before, well recognizing that if this no fault bill passes and goes over to the Senate, it's going to die there until next year and probably a committee or a commission is going to determine what is good for the people under the circumstances. No fault is not a popular piece of wording in my opinion and there are better systems in this assembly, I might mention while I'm on my feet that before the day is out, I will have a referation fund on this system to add to my so-called no fault, pure no fault bill which will change it entirely, but which will, I think, in fact, give the committee or the commission either here or in the Senate or both, a start into doing something for the people for a change and that is the reason for my green vote."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. McPartlin."

Robert F. McPartlin: "Mr. Speaker, I'd like to be recorded as voting 'Present'."

Hon. W. Robert Blair: "Record the gentleman as voting 'Present'.
The gentleman from Randolph, Mr. Holloway."



James D. Holloway: "Mr. Speaker, would you have the Clerk record me as 'Present'."

Hon. W. Robert Blair: "Record the gentleman as 'Present'.
The gentleman from Cook, Mr. Leon."

John F. Leon: "Record me as 'Present', please."

Hon. W. Robert Blair: "Record the gentleman as 'Present'.
The gentleman from Cook, Mr. Capparelli."

Ralph C. Capparelli: "Record me as 'Present'."

Hon. W. Robert Blair: "Record the gentleman as 'Present'.
The gentleman from Macon, Mr. Alsup."

John W. Alsup: "'Present'."

Hon. W. Robert Blair: "Record the gentleman as 'Present'.
The gentleman from Champaign, Mr. Hirschfeld."

John C. Hirschfeld: "Well, Mr. Speaker and Ladies and Gentlemen of the House, I would like to support this bill, because I think it's a step in the right direction. But unfortunately, in the last session of the General Assembly we passed a no fault bill and subsequent to that time a member of this particular chamber saw fit to leak a story to the press that there was a rumor that a number of legislators had accepted money in return for voting for no fault. Now, I consider that kind of a statement on the part of any member of the House of Representatives most unfair to the other members of this House, particularly since it was never substantiated. No follow up story was ever substantiated or printed nor was a retraction ever made and until such time as one is made, I'm going to vote 'Present' on



this bill."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Peter Miller."

Peter J. Miller: "Well, Mr. Speaker, Ladies and Gentlemen of the House, I, too, would admit to the stories about the no fault insurance passed in the Committee on Insurance or on the floor here where the Daily News called me. I offered to take a lie test that I or any member of the Insurance Committee that I know of had nothing to do with the rumors or accepted any gratuity. However, I believe when you want to defeat something, you start a rumor about something. And some of the fellows stand to lose if this becomes law are going to start rumors, but what about the little John Q. Public at home that has to wait three to five years to get a settlement and then lose a third of it to the attorney who represents them. Now, I don't sell insurance, I'm not an attorney, I'm just a little John Q. Public, but I'm down here and I try to measure my thinking about how it affects the fellow who sends me down here. This is the first time that the insurance industry is living up to its clear responsibility, up to its charter in granting something. Sure, they're going to save some money on investigations and court costs and other things, but if we're also stopping tougher standards that you'll get from the federal government. Now, all I can say is when you go back home and you've left this subject to the gray area, how are you going to answer your constituents?"



What side of the fence are you on? I'm not worrying about the insurance companies or the attorneys, I'm worrying about the fellow that says to me go down there, and he expects us to do something about this. This has been the induced problem ever since I've been in this House, that I've read editorial after editorial saying this was a do-nothing legislature on insurance and it says that we are not responsive to the needs of the little people. Now that we accept to do something, what happens here? You're listening to the trial lawyer, you're listening to other people who start rumors, and you're defeating the Supreme Court, yes the Supreme Court's legislating who don't know what they're doing but they did and we're following their recommendations here in correcting this and what happens? You allow the rumors, you allow a certain influence here to cloud your thinking. Get with it, you're going to face the election in November and they're going to say again in truth, you shirk your responsibility. I'm happy to vote 'Yeas'."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Yourell."

Harry Yourell: "Thank you, Mr. Speaker, as you notice by the board, I have not voted on this bill yet. And since I consider Representative Scariano very knowledgeable, I would like to yield my time to him with leave of the House."

Hon. W. Robert Blair: "The gentleman from Calhoun, Mr. Hart, Mr. Corbett."

Jerry Corbett: "Present'."



Hon. W. Robert Blair: "Record the gentleman as 'Present'.

The gentleman from Lake, Mr. Matijeovich."

John S. Matijeovich: "Ah, Mr. Speaker, Members of the House, I want to explain my vote because Peter Miller did say we ought to vote the way the people whom we represent would like us to vote. I've always felt that that's the way I voted on every issue. I think what we ought to remember is that the people are most concerned that the premiums continue to rise as far as the insurance companies. That's what they're really concerned about. We have no guarantee when we debated this bill last year that there would be a reduction. Where do all these savings go when there will be lessor claims, when there will be lessor attorney fees, what do the people have to benefit if they're already saving, why aren't the premiums reduced? Why isn't there a guarantee? Representative Miller says that we do nothing, the people think that we do nothing. If we wanted to do something with regards to these high premium rates, why didn't we as a legislator say that the Department of Insurance ought to control rates? That's what the people are really concerned about. This bill provides no guarantee, no protection that the rates will decrease and not only that it's not even a good no fault bill. And because of that, Mr. Speaker and Members of the House, I vote 'No'."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Shea."

Gerald W. Shea: "I'd like to rise on a point of personal privilege, Mr. Speaker."



Hon. W. Robert Blair: "Start."

Gerald W. Shea: "Pardon me?"

Hon. W. Robert Blair: "Start, go ahead."

Gerald W. Shea: "Mr. Speaker, you're the speaker of all the House, on both sides of the aisle."

Hon. W. Robert Blair: "That's not a point of personal privilege."

Gerald W. Shea: "I'll get. . ."

Hon. W. Robert Blair: "The gentleman from . . ."

Gerald W. Shea: "Mr. Speaker. . ."

Hon. W. Robert Blair: "Well, get to your point."

Gerald W. Shea: ". . . my point is that there is a member on my side of the aisle requesting to the right to explain his vote. . ."

Hon. W. Robert Blair: "And I expect that when I get to him, I'll get to him. There are other members on the floor, too, and the Speaker is the one that is charged with the responsibility of running the House. Now, I know that gentleman is over there and ah people are explaining their vote and we'll get to him sometime. The gentleman from Lawrence, Mr. Cunningham."

Roscoe D. Cunningham: "Mr. Speaker and Ladies and Gentlemen of the House, if the principal of truth in advertising were applicable to bills, this bill would have to be labeled an act to resolve negligent motorists of financial responsibility for their acts in doing, or an automobile driver's immunity act. This alleged penning of the public



for the benefit of no fault insurance is predicated on the proposition that the premium rate would be drastically reduced. Yet, last year we found after we enacted a no fault bill that the insurance company only made small insignificant, inconsequential reductions. Nobody's policy was reduced as much as a \$5.00 bill. And yet in the insurance committee, it was brought out by one of our leaders, Representative Epton, that Continental Insurance for a \$5.00 bill will sell you an accident policy that that will bring all the benefits required under this policy. Before we rush head long into this breach of passing a bill that we think is a public law, let's take a little while to be sure the public understands that they are forever relinquishing their rights of recovery for injury that have always been the law in Illinois since time began. There's nothing wrong with the principle that a person should be held financially responsible for his own negligent acts. I say to you that the Supreme Court is giving us another chance. Let's not fall for this huckster's gimmick. Let's put off until another day until a period longer until we're better informed, let's not pass the bills that the Senate have already told us won't pass. I urge you to vote 'No'."

Hon. W. Robert Blair: "The gentleman from McLean, Mr. Bradley, Gerald A. Bradley: "Mr. Speaker and Ladies and Gentlemen of the House, it has been said here today that we should remember the people that we represent here in Springfield when we're voting on this particular bill and I certainly intend



to do that. I do have in my area the largest automobile insurance company in the world, however, I'm very happy that it was brought out that there were some rumors about green dollars being passed out and it certainly has never happened as far as I am knowledgeable about in my area. I rise, though, Mr. Speaker, to make a point to some of the members who evidently buy their insurance from other companies, because the State Farm Insurance Company gave a 10 per cent dividend reduction last year that would apply to their automobile insurance to everybody that had state farm automobile insurance. Now, just like, I'm not here to stand up and fight for the insurance companies by any such an imagination, but how many other businesses do you know that have made a cut of 10 per cent in what they're selling to the people today? And they made that reduction because they did have a premium a good year the year before, they still were paying all of their claims and my main point in rising here today is just to say to you that one company that I know of that has done business in the State of Illinois gave a ten per cent reduction across the board to all automobile insurance policy holders of that particular company. Thank you, Mr. Speaker."

Hon. W. Robert Blair: "The gentleman from Will, Mr. O'Brien."

George M. O'Brien: "Ah, Mr. Speaker, Members of the House, I think we meet the point in some respects about talking about a variety of issues and not getting to the heart of a matter which is the person who is injured in an automobile accident."



doesn't want to make a career law suit out of it, just wants to be made whole again and be allowed to go his way. Now, these are the great faults of the people who are affected by this legislation. Secondly, I think we debate things like this which have a flare of derring-do in them because of the phrases that we might be making a mistake. My motion is that this has been debated and debated and debated. It's high time we gave it a whirl and see whether or not it works reasonably well. If we don't do it, the federal government will and I'd prefer to see us do it in Illinois."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. B. B. Wolfe."

Bernard B. Wolfe: "We're getting close. Thank you, Mr. Speaker, Ladies and Gentlemen of the House. A brief explanation of my vote. First of all, I'm a practicing attorney 34 years. I've spent some time in the insurance business and I found out two things. The problems created in the State of Illinois of today are the results of the settlement procedures of the insurance companies. Now, I'm going to repeat that. The settlement procedures of the insurance companies create all of the problems of the policy holders and let's not hear on the floor of this House about what the policy holders want. I don't think one in a thousand has ever read his policy. I don't think any. . .I'm going to tell you something that somebody asked me just the other day. Have I read my current policy and I told them no and



I'm a lawyer and this is the this is what is happening throughout this state and every other state in the union. Not only as to automobile insurance, but most insurances sold by a relative or a friend and they tell them it's a good thing, you take it on face value whether it's a life insurance policy, an automobile policy, or a homeowners policy. The first time you find out that you've been misrepresented is when you make a claim and this is where these companies have an edge. In the Wall Street Journal, Friday, May 28, 1971, a lead story on page 1, believe it or not, auto insurance rates fall as concerns reap underlining profits. And this is the name of the game. We passed two bills out of this House in this session, followed up in committee on the other side which would bring to the people of the State of Illinois a new concept in this whole field and which would provide quick settlements. And what's the result of those two bills? Sure, it's going to hurt the insurance companies and they've got it bottled up. Now, we have got to make up our minds today whether we're going to write the laws for the people or whether the insurance companies are going to write the laws for the people of the State of Illinois in connection with automobile insurance, life and all the rest of the insurances. This proposition has not been submitted to our own study commission and it to me is a grievous error. And I say that this House should stand and vote against this bill until there's been a deliberation of study by those that we have put into re-



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sponsibility in this area."

Hon. W. Robert Blair: "Have all voted who wished? The gentleman from Cook, Mr. Scariano."

Anthony Scariano: "I thought I had the loudest jacket in the House of Representatives, Mr. Speaker, but apparently I don't."

Hon. W. Robert Blair: "That took ten seconds."

Anthony Scariano: "The U. S. Department of Transportation, ah, Mr. Speaker and Ladies and Gentlemen of the House, has within the last three years exhaustedly redocumented the short comings of the present court liability system which applies to auto accidents concerning many other studies conducted since 1932. The lack of payment to many, the over payment to the critically injured, the underpayment to the seriously injured, the long delays of payment, the partial payment of the claims of the people, and for insurance overhead, the effect on court calendars and so forth. The solution recommended by the U. S. Department of Transportation is also one that follows many other subjects. It calls for substantial no fault benefits, that is payment by one's own insurance company without regard as to who is at fault in the accident, for medical expenses and wage loss. Correspondingly, according to the recommendation, the fault or so called court appearance should be eliminated unless the injured party has suffered very severely to injury. This bill started out that way. This bill was a good bill when it was introduced. And professional staff



drafted my bill. This bill follows very closely to keeping the original bill in its original form. But everything after the enacting clause was stricken in committee and they substituted a retreaded Ogilvie bill which was found to be unconstitutional. I have no pride of authorship, I would have gone for either the original bill sponsored by Representative Moore, or my bill. They were both good bills and professional talent said so. But what good did retreading that bill violating the Department of Transportation criteria, the Nixon administration's Department of Transportation, if you please, and you violate sound principle by not going far enough because it preserves the fault system, it preserves fault claims and publication. You have two systems standing side by side now under this bill. You have a so-called modified no fault in addition to the present fault system and it simply can not exist. There is no property damage covered, despite the fact that 75 to 80 per cent of the claims are property damage. There is no protection against a drunken driver. It is fully a no fault bill as you can find and humbly the title is no fault. This was drafted by the enemies of no fault. The insurance industry itself and I say that if this bill had remained in its original form, I would have supported it on the floor as I supported it in committee and that as professional talent said that it was a good bill. You may make it constitutional, but you can't make it a good bill. The Supreme Court said what you could do to make it con-



stitutional, but it didn't say what you could do to make it a good bill. It's a phony no fault system, it's a hoax on the People of the State of Illinois and it ought to be defeated until we get. . ."

Hon. W. Robert Blair: "All right. . ."

Anthony Scariano: ". . .original bill . . ."

Hon. W. Robert Blair: ". . .the gentleman, one one one moment. The gentleman from Cook, Mr. Hyde."

Henry J. Hyde: "Ah, I was about to raise a point that the gentleman had exceeded his time, however, he did terminate his remarks. I guess he did. It reminds me of the wedding feast at Cana in reverse. Ah, they saved the best wine until last and you can reverse that procedure, but it's always a pleasure to hear from you, Tony."

Hon. W. Robert Blair: "The gentleman from Sangamon, Mr. Gibbs."

W. Joseph Gibbs: "Well, Mr. Speaker and Ladies and Gentlemen of the House. I serve on the Insurance Committee and ah last term we had this no fault bill which I voted for and supported, as a co-sponsor. We're all critical here amongst ourselves of the court, especially the Supreme Court in the decisions in ethics and no fault and some of the other bills that they struck down. But then I serve on this committee and all of the sudden we ah were in one day and then a half hour later we get an amendment. We're not told anything about it and all of the sudden they say this is what it does and we don't have time to review it or hear witnesses or hear opposition on it. To me, I think we have



to sit back and look at the court's decision a little maybe a little more objectively. They did find some difficulties in the bill and then when Professor O'Connell, who is supposed to be one of the foremost authorities in the country on no fault insurance was asked a question by me as to whether or not a certain provision which allowed the Director of Insurance to negate, mind you to negate, the provisions of your policy if he thought the public policy decided that. He stated right as a speaker and a proponent of the program, that he didn't think it was quite constitutional. Now, when someone with that type of a reputation who is for this bill makes a statement to me, I'm not going to vote for a bill that I'm going to push out again and be criticized. The people aren't saying now, they're not criticizing the court so much, they're getting away from that. And they're saying why don't those idiots in the legislature pass something that's legal, a lot of them are lawyers, they should know what is going on. Another reason I today, Mr. Speaker, the way I'm going to vote is because of the fact that I think it needs a lot of study and in addition to that, I think Representative North made a very good point when he came out, I think last time and had an amendment to the bill. That was to the effect that here we're getting the insurance benefits are going to the insurance company immediately. They get the benefits right in conformity with the policy. Why aren't they required to reduce their premiums at the same time in this bill? Now



that type of a statement ah I think makes a good lot of good logical sense and I think it requires further study by a commission and for that reason I'll vote 'Present' today."

Hon. W. Robert Blair: "Have all voted who wished? Choate, 'Present'. Calvo, 'Present'. Will talk."

Horace L. Calvo: "I'd like to briefly explain my vote, Mr. Speaker. I've heard a lot of talk here today about this is a great clamor of the public, they want this bill and they need it and it will save them money, etc. However, it is interesting to me to note that I am not received one communication by way of telephone call or letter or anything else from my constituents. I would like to tell you as certain as I'm standing here that the two companies, one of them is the number three company in the State of Illinois as far as policies written, particularly downstate, they told me after the passage of the last no fault bill from their office in the city of one of the gentlemen that spoke in favor of this bill, that we have promised we will not increase premiums this year, but there's no question that we will have to increase premiums as a result of the adoption of this program. Now, is this what we're voting for for our constituents and for the people and policy holders, an increase in premiums? If you vote for this program, that's what you're voting for. Another company also told me this, who writes the next largest number of policies in my community and in my district overall, and it's the same



size district population wise as all the rest of us, but let's not increase the premiums and this is the reason I'm voting 'No'. Thank you."

Hon. W. Robert Blair: "Take the record. The gentleman from Cook, Mr. Moore."

Don A. Moore: "Ah, Mr. Speaker, would you be kind enough to poll the 58 absentees."

Hon. W. Robert Blair: "The Clerk will poll the record of the absentees."

Fredric B. Selcke: "Arrigo, Barnes, Caldwell, . . ."

Hon. W. Robert Blair: "The gentleman from Lake, Barnes, 'Present'."

Fredric B. Selcke: "You got that, George?"

Hon. W. Robert Blair: "Caldwell, 'Present'."

Fredric B. Selcke: "Capparelli, 'Present'. Yeah. Capuzi, Carrigan, . . ."

Hon. W. Robert Blair: "Carrigan there, 'Present'."

Fredric B. Selcke: "Richard Carter, Choate's present, isn't he? Otis Collins, Corbett, William Cunningham. . ."

Hon. W. Robert Blair: "Present, yeah."

Fredric B. Selcke: "Davis."

Hon. W. Robert Blair: "Present."

Fredric B. Selcke: "DiPrima, Epton. . ."

Hon. W. Robert Blair: "Present, no, Epton, 'No'."

Fredric B. Selcke: "Ewell, Flinn. . ."

Hon. W. Robert Blair: "Flinn, 'Present'."

Fredric B. Selcke: "Granata, Hirschfeld, Ron Hoffman. . ."



Hon. W. Robert Blair: "Hirschfeld, 'Present'."

Fredric B. Selcke: "Holloway, . . ."

Hon. W. Robert Blair: "Present, Holloway."

Fredric B. Selcke: "Houlihan, Janczak, Kahoun, Karmazyn,
Klosak, Kosinski. . ."

Hon. W. Robert Blair: "Kosinski, 'Present'."

Fredric B. Selcke: "Lehman, Lenard, McDermott, McDevitt,
McPartlin, present, isn't he? Redmond, Ropa, Schlickman,
Ike Sims, Springer, Taylor. . ."

Hon. W. Robert Blair: "Taylor, 'Present'."

Fredric B. Selcke: "Jack Thompson, . . ."

Hon. W. Robert Blair: "Present, Jack Thompson, 'Present'."

Fredric B. Selcke: "Robert Thompson, Tipsword, . . ."

Hon. W. Robert Blair: "Robert Thompson, 'Present'."

Fredric B. Selcke: "Yeah, Richard Walsh, W. Walsh. . ."

Hon. W. Robert Blair: "William Walsh, 'Present'."

Fredric B. Selcke: "Harold Washington."

Hon. W. Robert Blair: "Harold Washington, 'Present'."

Fredric B. Selcke: "Ah, Frank Wolf, . . ."

Hon. W. Robert Blair: "Frank Wolf, 'Present'."

Fredric B. Selcke: "All right, you got all them presents?"

Hon. W. Robert Blair: "We're on 68, yeah, the gentleman from
Cook, Mr. Moore."

Don A. Moore: "Mr. Speaker, I'd like this bill to be taken
from the record at this time."

Hon. W. Robert Blair: "All right, objection has been heard."

Don A. Moore: "In that case, Mr. Speaker, I'd like to move



to postpone consideration on House Bill 4273."

Hon. W. Robert Blair: "All right, does the gentleman have leave to postpone. All right, there is leave. The bill will be placed on the order of postponed consideration. Go back now to second readings, then of House Bills. House Bills second reading. House Bill 1602, Repres-. . ."

Fredric B. Selcke: "Ron Hoffman. House Bill 1602. A bill for an act to require the labeling of certain products with their ingredients and provide penalties for violations thereof. Second reading of the bill. One one committee amendment. Amend. . ."

Hon. W. Robert Blair: "Is Representative Hoffman on the floor? No, take it out of the record. House Bill 3781."

Fredric B. Selcke: "House Bill 3781. A bill for an act to amend 'The Vehicle Code'. Second reading of the bill. No - committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor?"

Fredric B. Selcke: "Amendment Number Three. Amend House Bill 3781 as amended on page 2, by striking lines 22 and 23, and inserting in lieu thereof the following: 'must provide that the owner is primarily liable'."

Hon. W. Robert Blair: "The gentleman from Cook, Representative J. Y. Carter, this bill was a read a second time. Could you refresh our memories at this time as to what amendments were adopted and which were not?"

James Y. Carter: "Ah, I believe Amendment Number Two was adopted. That ought to be the long one."



Hon. W. Robert Blair: "Representative Simmons, for what purpose do you rise?"

Arthur E. Simmons: "I believe Amendment Number One and Two were adopted."

Hon. W. Robert Blair: "Proceed."

Fredric B. Selcke: "Amendment Number Three."

Hon. W. Robert Blair: "The gentleman from Cook, Representative Carter."

James Y. Carter: "Ah, Mr. Chairman, Ladies and Gentlemen of the House, ah we've found we made an error in Amendment Number One. I believe at this time I would like to move the House have leave of the House to table, all right, I need a point of parliamentary inquiry back here. At this time, I don't think I know what I'm doing."

Hon. W. Robert Blair: "State your point, sir."

James Y. Carter: "Ah, Amendment Number Two changes the lines that would affect the amendment that is going to be have to be adopted now. Is it necessary then that I table Number One?"

Hon. W. Robert Blair: "Amendment Number Two, Representative Carter or. . ."

James Y. Carter: "There was no conflict originally, but when I took it back from third reading and brought it back to second for the purpose of amendment, the amendment that was going to be offered changed the lines entirely."

Hon. W. Robert Blair: "Representative Carter, it appears as though there would be no conflict, perhaps we could label



Amendment Number Three an amendment to House Bill 3781, as amended, that perhaps would clear it up."

James Y. Carter: "Then, Mr. Chairman, I would like to move for the adoption of Amendment Number Three."

Hon. W. Robert Blair: "Is there any discussion? The gentleman from Cook, Representative Simmons."

Arthur E. Simmons: "Would the Clerk read Number Three briefly "

Fredric B. Selcke: "Amendment Number Three. Amend House Bill 3781, as amended, on page 2, by striking lines 22 and 23 and inserting in lieu thereof the following: 'must provide that the owner is primarily liable'."

Hon. W. Robert Blair: "Is there further discussion? If not the gentleman has offered to move the adoption of Amendment Number Three to House Bill 3781, as amended. All those in favor signify by saying 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading. House Bill 4264."

Fredric B. Selcke: "House Bill 4264. A bill for an act to amend 'The School Code'. Second reading of the bill. One Committee Amendment. Amend House Bill 4264 on page 1 by deleting line 1 and inserting in lieu thereof the following: an act to add Section 18-8.2 and so forth."

Hon. W. Robert Blair: "The gentleman, take it out of the record, Representative Smith? Take it out of the record. House Bill 4397."

Fredric B. Selcke: "House Bill 43-, we've moved that."

Hon. W. Robert Blair: "House Bill 4396."



Fredric B. Selcke: "House Bill 4396. A bill for an act to amend Section 13 of an act to provide for the creation and management of a forest preserve district. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there any amendments from the floor? Third reading. House Bill 4412."

Fredric B. Selcke: "House Bill 4412. A bill for an act to amend an act relating to coroners. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there amendments from the floor? Third reading. House Bill 4462."

Fredric B. Selcke: "House Bill 4462. A bill for an act to amend 'The Pension Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there amendments from the floor? Third reading. House Bill. . ."

Fredric B. Selcke: "Amendment Number One, Sims. Amend House Bill 4462 on page 1, line 20 by deleting one and inserting in lieu thereof seven, and on page 3, line 3 by deleting one and inserting in lieu thereof seven."

Hon. W. Robert Blair: "Is Representative Sims on the floor? Take it out of the record. House Bill 4465."

Fredric B. Selcke: "House. . ."

Hon. W. Robert Blair: "Take it out of the record. House Bill 4486."

Fredric B. Selcke: "House Bill 44what? House Bill 4486. A bill for an act to amend 'The Election Code'. Second read-



ing of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor?"

Fredric B. Selcke: "Amendment Number One, P. W. Collins.

Amends House Bill 4486 on page 1, line 13 by deleting 'or'; and on page 1, line 14 by deleting 'lists'; and on page 1, by deleting lines 16 and 17; and on page 1, line 19 by deleting 'the supplemental lists' and by inserting in lieu thereof 'this supplemental list'; and so forth."

Hon. W. Robert Blair: "The gentleman from Cook, Representative Phil Collins."

Philip W. Collins: "Ah, Mr. Speaker, Ladies and Gentlemen of the House, House Bill 4486 deals with the collection of judges of election and that's in the power of the county chairman to designate such persons to serve. Ah, from the list or supplemental lists. Ah, Amendment Number One will stipulate that if the Chairman does not make appointments from the supplemental list within 10 days, then the point of power will revert to the election authority and I would move for adoption of Amendment Number One."

Hon. W. Robert Blair: "Is there any discussion? If not, the gentleman has offered to move the adoption of Amendment Number One to House Bill 4486. All those in favor of adoption signify by saying 'Yeas', the opposed 'No', the gentleman from Cook, Representative Berman."

Arthur L. Berman: "Could we ah we have two amendments here, could you tell me which one is being offered?"

Hon. W. Robert Blair: "Amendment Number One is being offered.



Well, right now. . ."

Arthur L. Berman: "Well, they're not numbered, could you ah read. . ."

Hon. W. Robert Blair: "Could the Clerk read a few lines or words, ah, . . ."

Fredric B. Selcke: "Amendment Number One, Phil Collins. Amend House Bill 4486 on page 1, by deleting 'or'; and on page 1, line 14 by deleting 'lists'; and on page 1, by deleting lines 16 and 17; and on page 1, line 19 by deleting 'the. . ."

Arthur L. Berman: "No, that's ah, could you read further down?"

Fredric B. Selcke: "How. . ."

Arthur L. Berman: "Is there any change on page 1, line 30, that's one of the differences."

Fredric B. Selcke: "Page 1, line 30? Not on the amendment I have."

Arthur L. Berman: "All right. All right, let me refer to the line 14 on the amendment then, is that start on page 2, line 1?"

Fredric B. Selcke: "Page 2, . . ."

Arthur L. Berman: "Line 14 of the amendment?"

Fredric B. Selcke: "Ah, yes."

Arthur L. Berman: "That's the one we're talking about."

Fredric B. Selcke: "On page 2, line 1 by inserting the words 'if, upon receipt of such notifications', the chairman of the. . ."

Arthur L. Berman: "Oh, all right, thank you."



Hon. W. Robert Blair: "Is there further discussion? The gentleman has offered to move the adoption of Amendment Number One to House Bill 4486. All those in favor of adoption signify by saying 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading. House Bill 4508."

Fredric B. Selcke: "House Bill 4508."

Hon. W. Robert Blair: "Let's take that out of the record. House Bill 4510."

Fredric B. Selcke: "House Bill 4510. 4510."

Hon. W. Robert Blair: "House Bill 4537."

Fredric B. Selcke: "House Bill 4537. A bill for an act to amend 'The School Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. House Bill 4544."

Fredric B. Selcke: "House Bill 4544. A bill for an act to amend 'The Vehicle Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there amendments from the floor? Third reading. House Bill 4547."

Fredric B. Selcke: "House Bill 4547. A bill for an act to amend 'The Election Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there any amendments from the floor?"

Fredric B. Selcke: "Amendment Number One, Juckett. Amend



House Bill 4547 on page 2 by deleting lines 14 through 33 and inserting in lieu thereof the following: 'incorporated towns and townships, but there shall be no registration in the offices of city, village, incorporated town and town offices during the 45 days immediately preceding any election which is to be held throughout the county'."

Hon. W. Robert Blair: "The gentleman from Cook, Representative Juckett."

Robert S. Juckett: "Mr. Speaker, Ladies and Gentlemen of the House, this in fact comes this bill to the agreement that we had in Elections Committee to allow 45 days prior to the any election held by the county and it has been cleared or conformed with the county clerk of Cook County and I would urge the adoption of Amendment Number One to House Bill 4547."

Hon. W. Robert Blair: "Is there any discussion? The gentleman has offered to move the adoption of Amendment Number One to House Bill 4547. All those in favor signify by saying 'Yeas', the opposed 'No', the amendment is adopted. Are there further amendments? Third reading. House Bill 4535."

Fredric B. Selcke: "House Bill 4535. A bill for an act to in relation to consumer credit information. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there amendments from the floor?"

Fredric B. Selcke: "Amendment Number One, Hill. Amend House Bill 4535 on page 1, by striking lines 21, 22, 23 and 24



and inserting in lieu thereof the following: 'concerning a consumer shall send to the consumer, by mail, a form letter containing the name and address of such. . .and so forth.'

Hon. W. Robert Blair: "The gentleman from Kane, Representative Hill."

John Jerome Hill: "This amendment will take out of the original bill the registered mail and they can send a form letter with this amendment. I'd appreciate it being adopted."

Hon. W. Robert Blair: "Is there any discussion? The gentleman has offered to move the adoption of Amendment Number One to House Bill 4535. All those in favor will signify by saying 'Yeas', the opposed 'No', the amendment is adopted. Are there further amendments? Third reading. House Bill House Bill 4557."

Fredric B. Selcke: "House Bill 4557. A bill for an act to amend Section 5-701 of 'The Illinois Highway Code'. 'Second reading of the bill. One Committee Amendment. Amend House Bill 4557 on page 1, lines 1 through 10, by striking '5-701.12' where it appears in those lines and inserting in lieu thereof '5-701.16' and so forth;."

Hon. W. Robert Blair: "The gentleman from Cook, Representative J. Y. Carter."

James Y. Carter: "Ah, Mr. Speaker and Ladies and Gentlemen of the House, the committee amendment makes some technical changes which were left out in drafting the bill and also it changes some numbering which had to be done in terms of



the sections. I'd like to move for its adoption."

Hon. W. Robert Blair: "Is there any discussion? The gentleman has offered to move the adoption of Amendment Number One to House Bill 4557. All in favor of adoption signify by saying, the gentleman from Bureau, Representative Barry, requires recognition on this matter?"

Tobias Barry: "No, thank you."

Hon. W. Robert Blair: "All those in favor of the adoption of the amendment signify by saying 'Yeas', the opposed 'No', the amendment is adopted. Are there further amendments? Third reading. House Bill 4573."

Fredric B. Selcke: "House Bill 4573."

James Y. Carter: "Mr. Speaker? Mr. Speaker?"

Hon. W. Robert Blair: "Yes, sir?"

James Y. Carter: "May I make an inquiry of the Chair?"

Hon. W. Robert Blair: "Yes, you may."

James Y. Carter: "Now, this there's a series of bills which were all introduced together that was 4557, 4558 and 4559. Now, 4557 has been on the stand, there has not been objection to it. Now, if there is an objection to -8 and -9, I think the administration, and I don't mean this body, I think the Executive Department should let me know what they're objection is what is, because after all, this is the last I've got to take this off of second reading. And I insist upon that, that if the Governor can't make up his mind what he wants to do, then this House can do it."

Hon. W. Robert Blair: "House Bill 4574."



Fredric B. Selcke: "House Bill 4574. A bill for an act to to. . ."

Hon. W. Robert Blair: "Representative Simmons, for what purpose do you rise?"

Arthur E. Simmons: "Did we do anything with 4573?"

Hon. W. Robert Blair: "It appears that it had been moved previously and the Speaker had neglected to mark it on the calendar."

Jack O'Brien: "House Bill 4574. A bill for an act to amend an act in relation to administration of assets for Illinois rural rehabilitation corporation. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there amendments from the floor? Third reading. House Bill 4533."

Jack O'Brien: "House Bill 4533. A bill for an act to amend Sections of the Revenue Act. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there amendments from the floor? All right, a point of information. The Clerk has informed me that this bill appears on your calendar under House Bills second reading, first legislative day, that was an error, it should be second reading, second legislative day. Are there amendments from the floor? Third reading. House Bill 1701."

Jack O'Brien: "House Bill 1701. A bill for an act to in relation to payment of state costs of higher education. Second reading of the bill. No committee amendments."



Hon. W. Robert Blair: "Are there amendments from the floor?
Third reading. House Bill . . .he's not. . . House Bill
1924."

Jack O'Brien: "House Bill 1924. A bill for an act relating
to the sale of gasoline. Second reading of the bill. No
committee amendments."

Hon. W. Robert Blair: "Are there amendments from the floor?
Third reading. House Bill 3078."

Jack O'Brien: "House Bill 3078. A bill for an act to amend
sections of 'The School Code'. Second reading of the bill.
No committee amendments."

Hon. W. Robert Blair: "Are there amendments from the floor?"

Jack O'Brien: "Amendment Number One, G. L. Hoffman. Amends
House Bill 3078. . . ."

Hon. W. Robert Blair: "The gentleman from DuPage, Representa-
tive Gene Hoffman."

Gene L. Hoffman: "Mr. Speaker, Ladies and Gentlemen of the
House, the amendment to House Bill 3078 simply changes the
reporting date in terms of establishing cost limitations by
the schoolbuilding commission on vote check centers from
April 1, 1972 to 1973 and from July 1, 1972 to 1973 to up-
date this bill since it was introduced June of last year.
I move the adoption of Amendment Number One."

Hon. W. Robert Blair: "Is there any discussion? The gentle-
man has offered to move the adoption of Amendment Number
One to House Bill 3078. All those in favor of adoption
signify by saying 'Yeas', the opposed 'No', the amendment



is adopted. Are there further amendments? Third reading. House Bill 3554."

Jack O'Brien: "House Bill 3554. A bill for an act to in relation to firearms training for peace officers. Second reading of the bill. One committee amendment. Amends House Bill 3554 on page 1, by deleting line 7 and inserting in lieu thereof the following: 'or public employment is vested by law with a primary duty to maintain'; and so forth."

Hon. W. Robert Blair: "The gentleman from Cook, Representative Kosinski."

Roman J. Kosinski: "Mr. Speaker and Ladies and Gentlemen of the House, ah the amendment is my own amendment added in committee to my own bill which deletes the Department of Law Enforcement as the acting agency and inserts the Department of the Illinois Local Governmental Law Enforcement Officers Training Board which is geared to have this type of material. I move the acceptance of the amendment."

Hon. W. Robert Blair: "Is there any discussion? The gentleman has offered to move the adoption of Amendment Number One to House Bill 3554. All those in favor of adoption signify by saying 'Yeas', the opposed 'No', the amendment is adopted. Are there further amendments? Third reading. House Bill 3609."

Jack O'Brien: "House Bill 3609. A bill for an act to amend sections of a bill in relation to state finance. Second reading of the bill. No committee amendments."



Hon. W. Robert Blair: "Are there any amendments from the floor? Third reading. House Bill. . .on the order of second reading, first legislative day there is another error, House Bill 4506, which should be on second reading, second legislative day. House Bill 4506."

Fredric B. Selcke: "House Bill 4506. A bill for an act to amend sections of 'The Revenue Act'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. House Bill 4507."

Jack O'Brien: "House Bill 4507. A bill for an act to amend sections of 'The Revenue Act'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there amendments from the floor? Third reading. House Bill 4508."

Jack O'Brien: "House Bill 4508. A bill for an act to amend sections of an act relating to the Illinois State Fair. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there amendments from the floor?"

Jack O'Brien: "Amendment Number One, Jones.. Amend House Bill 4508 on page 1, by deleting lines 13 and 14 and inserting in lieu thereof the following: 'a State Fair Board composed of the Dean of a State University College of Agriculture and 6 other members, all 7 of whom are appointed'; and on page 1, line 33, by deleting 'may' and inserting in lieu thereof 'shall'."

Hon. W. Robert Blair: "The gentleman from Sangamon, Repres-



entative Jones."

J. David Jones: "Mr. Speaker, Members of the House. This is an amendment to the State Fair Appointing Board and the original draft said that the Dean of the Department of Agriculture at the University of Illinois, and this would change so that it would be the Dean of a State University College of Agriculture, so that then they could come from anyone of the state universities, and I move its adoption."

Hon. W. Robert Blair: "Is there any discussion? The gentleman has offered to move the adoption of Amendment Number One to House Bill 4508. All those in favor of the adoption of the amendment signify by saying 'Yeas', the opposed 'No' and the amendment is adopted. Are there further amendments? Third reading. House Bill 3798."

Jack O'Brien: "House Bill 3798. A bill for an act to amend sections of 'The Illinois Insurance Code'. Second reading of the bill. One Committee Amendment. Amend House Bill 3798 on page 1 by deleting lines 1 and 2 and inserting in lieu thereof the following: 'AN ACT to require certain insurance policies and contracts issued by hospital service corporations to provide coverage for charges for blood and its components, and amending certain Acts in connection therewith.'; and so forth.

Hon. W. Robert Blair: "The gentleman from Cook, Representative Terzich."

Robert M. Terzich: "Mr. Speaker, Members of the House, I move the adoption of Amendment Number One, Committee Amend-



ment."

Hon. W. Robert Blair: "Is there any discussion? The gentleman has offered to move the adoption of Amendment Number One to House Bill 3798. All in favor of adoption signify by saying 'Yeas', the opposed 'No', the amendment is adopted. Are there further amendments? Third reading. House Bill 4126."

Jack O'Brien: "House Bill 4126. A bill for an act to amend sections of 'The Illinois Pension Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there amendments from the floor? Third reading. House Bill 4136."

Jack O'Brien: "House Bill 4136. A bill for an act to prohibit the employment in this State to aliens who are in the U.S. illegally. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. House Bill 4156."

Jack O'Brien: "House Bill 4156. A bill for an act to amend 'The School Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there amendments from the floor?"

Jack O'Brien: "Amendment Number One, Pierce. Amend House Bill 4156 on page 1 by striking line 8 and inserting in lieu thereof the following: 'Section 14-7.02. If because of his handicap the special education program of a district is unable to meet the needs of a child and the child attends'."



Hon. W. Robert Blair: "The gentleman from Cook, Representative Pierce."

Daniel M. Pierce: "Ah, Mr. Speaker, Amendment Number One is to tighten up the bill a bit to make sure the school district will use the bill to circumvent the mandatory private institution responsibility that it has and make sure that this school is not used by public schools, to shirk its responsibilities. The only time a school district will be able to pay for the special education of schools under this bill is when because of the nature of the child's handicap, public schools aren't able to meet the child's need. This will help the bill and I'd move for the adoption of the Amendment Number One as suggested by the Illinois Association for the Retarded."

Hon. W. Robert Blair: "Is there any discussion? The gentleman has offered to move the adoption of Amendment Number One to House Bill 4156. All those in favor of adoption of the amendment signify by saying 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading. House Bill 4212."

Jack O'Brien: "House Bill 4212. A bill for an act to amend sections of 'The Illinois Governmental Ethics Act'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there amendments from the floor? Third reading. House Bill 4240."

Fredric B. Selcke: "House Bill 4240. A bill for an act to amend sections 3 and 6 of an act to provide for the law in



relation to marriages. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there amendments from the floor?"

Third reading. House Bill 4246."

Jack O'Brien: "House Bill 4246. A bill for an act to add sections to the 'Township Zoning Act'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there amendments from the floor?"

Third reading. House Bill 4271."

Jack O'Brien: "House Bill 4271. A bill for an act to amend sections of 'The Illinois Pension Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. House Bill 4285."

Jack O'Brien: "House Bill 4285. A bill for an act to amend sections of an act in relation to the compensation of the sheriffs and county officers. Second reading of the bill. No committee amendments. One committee amendment. Amends House Bill 4285 on page 1, line 28, by striking '\$11,500.00' and inserting in lieu thereof the following: '\$8,500.00'; and so forth."

Hon. W. Robert Blair: "The gentleman from St. Clair, Representative Krause."

James G. Krause: "Mr. Speaker, all this amendment does is to put the minimum salaries back to where they were and I'd move for the adoption of the amendment."

Hon. W. Robert Blair: "Is there discussion? The gentleman has



offered to move the adoption of Committee Amendment Number One to House Bill 4285. All those in favor signify by saying 'Yeas', the opposed 'No', the amendment is adopted. Are there further amendments? Third reading. House Bill ah on the order of House Bills second reading, first legislative day appears more bills that belong on second legislative day. House Bill 4311."

Jack O'Brien: "House Bill 4311. A bill for an act to amend section of 'The Retail Occupational Tax Act'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor?"

Jack O'Brien: "Amendment Number One, Schlickman. Amend House Bill 4311 on page 1, by deleting lines 1 and 2 and inserting in lieu thereof the following: and so forth."

Hon. W. Robert Blair: "The gentleman from Cook, Representative Schlickman."

Eugene F. Schlickman: "Mr. Speaker and Ladies and Gentlemen of the House. House Bill 4311 amends the Retailers Occupational Tax by exempting drugs and medicines. House Bill 4312 amends the Use Tax by doing the same thing. In committee, it was pointed out to me that we should have also amended the Service Occupational Tax Act in concurrence with the Use Tax Act. By Amendment Number One we amend 4311 by incorporating in it House Bill 4312 and the amendment to the Service Occupational Tax Act and the Service Use Tax, thereby accomplishing the original objective. I move, Mr. Speaker and Members of the House, for the adop-



tion of Amendment Number One to House Bill 4311."

Hon. W. Robert Blair: "Is there any discussion? The gentleman has offered to move the adoption of Amendment One to House Bill 4311. All in favor of the adoption of the amendment signify by saying 'Yeas', the opposed 'No', the amendment is adopted. Are there further amendments? Third reading. House Bill . . . Representative Schlickman, for what purpose do you rise, sir?"

Eugene F. Schlickman: "Mr. Speaker and Ladies and Gentlemen of the House, by Amendment Number One to House Bill 4311, we incorporated into it the contents of House Bill 4312. I therefore, Mr. Speaker and Ladies and Gentlemen of the House, would move at this time that House Bill 4312 be tabled."

Hon. W. Robert Blair: "All right, does the gentleman have leave to table House Bill 4312? Hearing no objection, the bill will be tabled. Ah, on the order of second reading, first legislative day also appears House Bill 4279, is Representative Jones on the floor? I don't see him, take it out of the record. House Bill 4372."

Jack O'Brien: "House Bill 4372. A bill for an act to amend sections of 'The School Code'. Second reading of the bill. One Committee Amendment. Amend House Bill 4372 by deleting lines 14 through 35 on page 4 and lines 1 through 24 on page 5 and inserting in lieu thereof the following: and so forth."

Hon. W. Robert Blair: "The gentleman from Cook, Representative Bill Walsh."



William D. Walsh: "Mr. Speaker, Members of the House, Committee Amendment Number One to House Bill 4372 corrects some technical errors to this bill and informs the rates to other bills that have been offered on this subject and I move the adoption of Committee Amendment Number One."

Hon. W. Robert Blair: "Is there further discussion? The gentleman has offered to move the adoption of Amendment Number One to House Bill 4372. All those in favor of adoption signify by saying 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading. House Bill 4328."

Jack O'Brien: "House Bill 4328. A bill for an act to amend sections of 'The School Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. House Bill 4330."

Jack O'Brien: "House Bill 4330. A bill for an act to amend sections of 'The School Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there any amendments from the floor? Third reading. House Bill 4206."

Jack O'Brien: "House Bill 4206. A bill for an act to amend Section 25 of 'The Environmental Protection Act'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there amendments from the floor? Third reading. House Bill 1339."

Jack O'Brien: "House Bill 1339. A bill for an act to in re-



lation to the disclosure of state and local public records and authorizing a penalty for the violation thereof. Second reading of the bill. Two Committee Amendment. Amendment Number One. Amend House Bill 1339 on page 2, line 26, inserting immediately before the word 'or' the following: 'biographical, personal, family history'."

Hon. W. Robert Blair: "The gentleman from Cook, Representative Burditt."

George M. Burditt: "Ah, Mr. Speaker and Ladies and Gentlemen of the House, this amendment is for the purpose of exempting personal records which really should not be disclosed, under the Freedom Information Act. I move for the adoption of the amendment."

Hon. W. Robert Blair: "Is there any discussion? The gentleman has offered to move the adoption of Amendment Number One to House Bill 1339. All in favor signify by saying 'Yeas', the opposed 'No', the amendment is adopted. Are there further amendments?"

George M. Burditt: "Yes, Mr. Speaker."

Jack O'Brien: "Amendment Number Two. Amends House Bill 1339 on page 1, by striking lines 10, 11 and 12 and inserting in lieu thereof the following: 'Section 2.1. 'State agency' means all offices, officers, departments, divisions, bureaus, boards, and commissions of the Executive Branch of the State government including but not limited to all departments established by the 'Civil Administrative Code of Illinois' as heretofore or hereafter amended.'"



Hon. W. Robert Blair: "The gentleman from Cook, Representative Burditt."

George M. Burditt: "Ah, Mr. Speaker, Ladies and Gentlemen of the House, this amendment was also discussed in committee. The purpose of it is to make a more specific definition of who is meant under the definition of state agency. It is to clarify the definition of state agency and I move adoption of the amendment."

Hon. W. Robert Blair: "Is there any discussion? The gentleman has offered to move the adoption of Amendment Number Two to House Bill 1339. All those in favor of adoption of the amendment signify by saying 'Yeas', the opposed 'No', the amendment is adopted. Are there further amendments? Third reading. House Bill 4132."

Jack O'Brien: "House Bill 4132. A bill for an act to add sections to an act requiring all owners of high rise apartment buildings to post appropriate instructions in relation to fires. Second reading of the bill. One committee amendment. Amend House Bill 4132 on page 1, by striking lines 24 and 25 and inserting in lieu thereof the following: 'equipment for the operation of its passenger elevators for use when electrical power is cut off to the building or when the electrical power within the building fails to operate. The type of installation of such'."

Hon. W. Robert Blair: "The gentleman from Cook, Representative Merlo."

John Merlo: "Mr. Speaker, the amendment makes clear the main



objective of the bill and I move its adoption."

Hon. W. Robert Blair: "Is there any discussion? The gentleman has offered to move the adoption of Amendment Number One to House Bill 4132. All in favor of adoption signify by saying 'Yeas', the opposed 'No', the amendment is adopted. Are there further amendments? Third reading. House Bill 4184."

Jack O'Brien: "House Bill 4184. A bill for an act to amend sections of 'The School Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there amendments from the floor? Third reading. House Bill 1719."

Jack O'Brien: "House Bill 1719. A bill for an act to amend sections of 'The School Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there amendments from the floor? Third reading. House Bill. . . all right, we'll drop down to House Bills, this is the last time on second reading, right in order. If you don't want them called now, we might not be back. 559. The gentleman is not here, take it out of the record. 1452."

Jack O'Brien: "House Bill 1452. A bill for an act to amend 'The Illinois Insurance Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 1589. Take it out of the record. 2415."

Jack O'Brien: "House Bill 2415. A bill for an act to amend



'The Election Code'. Second reading of the bill. One committee amendment. Amendment Number One. Amends House Bill 2415 on page 1 by deleting line 32 and inserting in lieu thereof the following: and so forth."

Hon. W. Robert Blair: "Take it out, take it out of the record. 2890. Not there, take it out of the record. 35-, 3546."

Jack O'Brien: "House Bill 3546. A bill for an act to amend sections of 'The Revenue Act'. Second reading of the bill. One Committee Amendment. Amends House Bill 3546 on page 1 by deleting. . ."

Hon. W. Robert Blair: "The gentleman from Lee, Mr. Shapiro."

David C. Shapiro: "Take it out."

Hon. W. Robert Blair: "Take it out of the record, okay. 3747."

Jack O'Brien: "House Bill 3747. A bill for an act to amend 'The Illinois Vehicle Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor?"

Jack O'Brien: "Amendment Number One, Barnes. Amends House Bill 3747 on page 4, by deleting lines 29 and 30 and inserting in lieu thereof the following: 'Section 2. This amendatory Act takes effect January 1, 1973.'"

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Barnes."

Eugene M. Barnes: "Mr. Speaker, Members of the House. Amendment Number One simply updates the effective date of the bill and changing it from January of '72 to January of '73. I move the adoption of Amendment Number One."



Hon. W. Robert Blair: "Is there discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Further amendments? Third reading. 30-, 3793."

Jack O'Brien: "House Bill 3793. A bill for an act to amend 'The Public Aid Code'. Second reading of the bill. One Committee Amendment. Amends House Bill 3793 on page 2. . ."

Hon. W. Robert Blair: "The gentlemen from Cook, Mr. Shea."

Gerald W. Shea: "Mr. Speaker, the committee amendment removes some of the objections that the Department of Public Aid had. Director Weaver was there. Such an amendment removes his objection. He had one other thought that he might want to put in the bill. He has not contacted me yet, so therefore, I would move for the adoption of Committee Amendment Number One."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading. There are some House Bills on second reading, first legislative day that are on second reading. They were inadvertently left on first legislative day by the printer's office, so we'll work on that. 4279."

Jack O'Brien: "House Bill 4279. A bill for an act to amend 'The Revenue Act'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third



reading. 2630."

Jack O'Brien: "House Bill 2630. A bill for an act to amend 'The Illinois Income Tax Act'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor?"

Jack O'Brien: "Amendment Number One, Hall. Amends House Bill 2630 on page 3, line 6, by deleting '1971'. . ."

Hon. W. Robert Blair: "The gentleman from McLean, Mr. Hall."

Harber H. Hall: "Ah, Mr. Speaker and Ladies and Gentlemen of the House, this amendment reduces the financial impact on the Department of Revenue by eliminating the roll back feature and the roll forward feature of tax credit for our pollution devices. It also changes the year from 1971 to make it 1972 to become effective this year. And I ask for adoption of the amendment."

Hon. W. Robert Blair: "Is there discussion? All those in favor . . . all those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading. 4075."

Jack O'Brien: "House Bill 4075. A bill for an act amend 'The Environmental Protection Agency'. Second reading of the bill. One committee amendments. Amend House Bill 4075 on page 1, by striking lines 26 through 28 and inserting in lieu thereof the following: '(d) each state agency or institution shall include in every recommendation or'."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Katz."



Harold A. Katz: "Ah, this is a series of three amendments recommended by the House Environment Committee to a general bill that sets up on the state level the same thing that we have on the federal level which is Environmental Impact and Study to the accompany the major state objection. These are three committee amendments. The first amendment provides that the statements that are filed with the federal agency would be adequate to satisfy the needs of the state agency and would avoid duplication. And I would urge adoption of Committee Amendment Number One."

Hon. W. Robert Blair: "Is there discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments?"

Jack O'Brien: "Floor Amendment Number Two, Katz. Amends House Bill 4075 on page 2, line 9, by striking '.' and inserting in lieu thereof: '; provided, however, that an environmental impact statement which has been drawn for the same proposal for legislation or for expenditure of funds under the National Environmental Policy Act, Public Law 91-190, Sec. 1075; 42 U.S.C. Sec. 4332 (1970), as now or hereafter amended, shall be sufficient for the purposes of this Subsection (d).'"

Harold A. Katz: "Amendment Number Two also makes clear that statement filed with the federal government may be filed with the state government. I would move for the adoption of Amendment Number Two."



Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments?"

Jack O'Brien: "Amendment Number Three, Katz. Amends House Bill 4075 on page 2, lines 17 and 18, by striking 'Environmental Protection Agency' and inserting in lieu thereof: 'Institute for Environmental Quality'."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Katz."

Harold A. Katz: "Ah, Amendment Number Three also by the recommendation of the committee that instead of the report being filed with the Environmental Protection Agency, they be filed with the Institute for Environmental Quality. And I move the adoption of Amendment Number Three."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Further amendments?"

Jack O'Brien: "Amendment Number Four, Katz. Amends House Bill 4075 on page 1 by striking lines 29 and inserting in lieu thereof: and so forth."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Katz."

Harold A. Katz: "Ah, Committee Amendment this amendment is in accordance with the desire of the committee which also carries out the general purpose to have reports filed with the federal agency be applicable to state as well. I move adoption of Amendment Number Four."



Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Further amendments? Third reading. 4110."

Jack O'Brien: "House Bill 4110. A bill for an act to amend sections of 'The Criminal Code of 1961'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4111."

Jack O'Brien: "House Bill 4111. A bill for an act to relating to the conducting of raffles and chances by certain non-profit organizations, and requiring the licensing and subscribing regulations therefore. Second reading of the bill. One Committee Amendment. Amend House Bill 4111 on page 1, Section 1, at the end of line 8, by adding the word 'a'; and again on page 1, Section 1, line 9, immediately following the word 'determination', and adding the words 'by the Department'; and so forth."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Telcser."

Arthur A. Telcser: "Is this my amendment? Mr. Speaker, Ladies and Gentlemen of the House, ah. . ."

Hon. W. Robert Blair: "This is the Committee Amendment."

Arthur A. Telcser: "Fary."

Hon. W. Robert Blair: "Oh, all right, the gentleman from Cook, Mr. Fary."

John G. Fary: "The purpose of Committee Amendment Number One to strengthen the enforcements of the administrative future



of the bill as was done last year in a case of the bill enacting the bingo license and tax act. It was drawn up at the request of Willard Ice. Regulations and Hearings Division. I move for its adoption."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Further amendments? Third reading. Oh, further amendments?"

Jack O'Brien: "Amendment Number Two, Telcser. Amends House Bill 4111, as amended, by striking '5% of the net' from Section 4 and inserting in lieu thereof the following: '20% of the gross'."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Telcser."

Arthur A. Telcser: "Mr. Speaker and Ladies and Gentlemen of the House, ah it seems to me that if Illinois is going to in some future date or in the immediate future adopt a lottery type of bill so as to achieve and receive more revenue to the levels of state government of giving education a greater share of the amount of dollars that we can generate, we should try to maximize that ah amount of revenue which will be obtained through a lottery. I therefore offer Amendment Number Two to House Bill 4111 to provide that the state would get for the purposes of designed in the piece of legislation, 20% of the gross on this type of lottery game as opposed to 5% of the net which is currently in the bill. I now move its adoption of Amendment Number Two to House Bill 4111."



Hon. W. Robert Blair: "Discussion? All those in favor of the gentleman from Cook, Mr. Fary."

John G. Fary: "I would like to ask the gentleman a question."

Hon. W. Robert Blair: "Proceed."

John G. Fary: "Is this an amendment requested by the Governor?"

Arthur A. Telcser: "No, it is not, Representative Fary, this amendment was worked out by myself."

John G. Fary: "You're a wonderful man."

Hon. W. Robert Blair: "Further discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Further amendments? Third reading. 4349."

Jack O'Brien: "House Bill 4349. A bill for an act to provide for the filling of vacancies in the Circuit, Appellate and Supreme Courts. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor?"

Jack O'Brien: "Amendment Number One, Shea. Amends House Bill 4349 on page 1, line 2, by inserting after and so forth."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Shea."

Gerald W. Shea: "Ah, Mr. Speaker, this bill I requested a fiscal note and the information that came back on it was that it would take x number of dollars to do the job. Ah, Representative Glass and I talked this morning and he had



some different figures and I assume he is going to offer another amendment and so that in lieu of that I'd just have to take my amendment out of the record, and I will support his."

Hon. W. Robert Blair: "All right, ah, let's just take it completely out of the record and ah we'll number this as amendment number one."

Jack O'Brien: "Amendment Number One, Glass. Amend House Bill 4349 on page 1, line 2, by inserting after 'courts' the following: 'and to make appropriations in connection therewith.'; and on page 4, by inserting after line 22 the following: and so forth."

Hon. W. Robert Blair: "Ah, the gentleman from Cook, Mr. Glass."

Bradley M. Glass: "Thank you, Mr. Speaker, Members of the House. Ah, Amendment Number One responds to the amount requested or the amount indicated in the fiscal note from the Administrative Office of the Illinois Court and ah I believe is the correct amount. I'd move for the adoption of Amendment Number One."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? The gentleman from Cook, Mr. Shea."

Gerald W. Shea: "Mr. Speaker, enlight of the fact that this bill has now been amended to include an appropriation, will the Speaker now re-refer the bill to Appropriations Committee?"



Hon. W. Robert Blair: "Yes, that's the bill now has an appropriation on the bill and ah consistently with the ruling that the Chair has made in the past, this bill now will be taken from the order of second reading and referred, re-referred to the House Appropriations Committee for consideration."

Gerald W. Shea: "Thank you."

Hon. W. Robert Blair: "Okay. 4355."

Jack O'Brien: "House Bill 4355. A bill for an act to amend Section 8 of 'The Workmen's Compensation Act'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4356."

Jack O'Brien: "House Bill 4356. A bill for an act to amend sections of 'The Workmen's Occupational Disease Act'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 40-, all right, 4366."

Jack O'Brien: "House Bill 4366. A bill for an act to add sections to 'The School Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor?"

Jack O'Brien: "Amendment Number One, Pierce. Amend House Bill 4366 on page 1, line 15, by striking the figure '\$2,000.00', and inserting in lieu thereof the figure '\$1,400.00'."

Hon. W. Robert Blair: "The gentleman from Lake, Mr. Pierce."

Daniel M. Pierce: "Ah, Mr. Speaker, Amendment Number One makes



clear the fact that the state reimbursement will only be \$1,400.00 under this bill rather than \$2,000.00 because local school districts are required to pay the first \$600.00 towards the education of these handicapped children. And I move the adoption of Amendment Number One."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Further amendments? Third reading. 4-, 4386. The gentleman from Cook, Mr. Simmons."

Arthur E. Simmons: "Are we still on 4366?"

Hon. W. Robert Blair: "On 43-, what?"

Arthur E. Simmons: "4366."

Hon. W. Robert Blair: "4366. No, it was moved to third."

Arthur E. Simmons: "I wanted to ask a question of the sponsor."

Hon. W. Robert Blair: "Well, back on the back, on the amendment? Well, all right, a little out of order, but, the gentleman from Lake, Mr. Pierce, Mr. Simmons had a question a technical question on that amendment that we adopted."

Arthur E. Simmons: "On that amendment we just adopted, I thought it affected only line 15, but a little farther down in the bill you change it to \$1,400.00 less any amount offered by the state, which would be \$600.00 off of the \$1,400.00, unless I didn't hear all of the amendment read."

Daniel M. Pierce: "Ah, the amendment reduces the maximum reimbursement from the state from \$2,000.00 to \$1,400.00, because the local school districts will pay the first \$600.00."



Arthur E. Simmons: "Well, then I read the next sentence of the bill."

Daniel M. Pierce: "Per capita, the cost of the actual expenditures minus state reimbursement, so if the state reimbursements is \$1,400.00. . ."

Arthur E. Simmons: "So, if the state reimbursements is \$1,400.00 and you subtract \$600.00, you only have \$800.00."

Daniel M. Pierce: "Well, that's less state reimbursements under that other section, which is the section where the state pays \$5,000.00 for each teacher."

Arthur E. Simmons: "I don't think it's inconsistent. I'll, . . ."

Daniel M. Pierce: "Are you satisfied with them?"

Arthur E. Simmons: "I'm satisfied with you . . .the school code, . . ."

Daniel M. Pierce: "I haven't got my school code here, I'll review my school code."

Hon. W. Robert Blair: "All right, 4386."

Jack O'Brien: "House Bill 4386. A bill for an act to amend sections of an act to create sanitary districts. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor?"

Jack O'Brien: "Amendment Number One, Lechowicz. Amends House Bill 4386 on page 1, line 20, by striking '\$12,000,000' and inserting in lieu thereof: '\$8,000,000.00'."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Lechowicz."

Thaddeus S. Lechowicz: "Thank you, Mr. Speaker, that amend-



ment is offered by Representative Lechowicz, not Representative Shea. And the reason for the amendment is that upon renewal of the total engineering costs, there was a reevaluation as part of the additional bond money that was simply required, and there was a simple reduction of \$12 million to \$8 million and I'd move the adoption of Amendment Number One."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Further amendments? Third reading. 4403."

Jack O'Brien: "House Bill 4403. A bill for an act to in relation to the deposit of funds for the county treasurer. Second reading of the bill. One Committee Amendment. Amend House Bill 4403 on page 1, by inserting between lines 18 and 19 the following: 'This amendatory Act of 1972 does not apply to any county which is a home rule unit and on page 1, after line 34, by inserting the following: 'This amendatory Act of 1972 does not apply to any county which is a home rule unit.'"

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Katz."

Harold A. Katz: "No."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Shea."

Gerald W. Shea: "Mr. Speaker, Ladies and Gentlemen of the House, this bill the proposed amendment was a committee amendment. This follows closely with what Representative Hyde wants to do with funds, what I want to do with public



funds and since neither one of our bills deal with any exclusion of home rule units, ah, I've discussed this with Representative Katz and other members and I can see no reason why Representative Katz bill should be excluded from home rule units. Therefore, I would move for the tabling of Committee Amendment Number One."

Hon. W. Robert Blair: "All right, the gentleman from Cook, Mr. Hyde."

Henry J. Hyde: "Will the gentleman yield to a question?"

Hon. W. Robert Blair: "He indicates he will."

Henry J. Hyde: "Have you cleared this with Lee Schwartz?"

Gerald W. Shea: "Yes."

Hon. W. Robert Blair: "All right, the gentleman offers to and moves the adoption of Committee Amendment Number One, move to table. Does the gentleman have leave? All right, now that amendment is tabled: Are there further amendments?"

Jack O'Brien: "Amendment Number Two, Katz. Amends House Bill 4403 on page 1, by deleting lines 16 through 18 and inserting in lieu thereof the following: 'fund of the county.'; and by deleting lines 32 through 34 and inserting in lieu thereof 'county.'"

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Shea."

Gerald W. Shea: "Mr. Speaker, I'd move for the adoption of Amendment Number Two."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are



there further amendments? Third reading. The gentleman from Cook, Mr. Burditt, for what purpose do you rise, sir?"

George M. Burditt: "Ah, Mr. Speaker, may I have leave of the House to withdraw to as Chief Sponsor to Senate Bill 81. Representative Lindberg has volunteered to be Chief Sponsor."

Hon. W. Robert Blair: "All right, does the gentleman have leave? All right. Burditt off and Lindberg on. 4491."

Jack O'Brien: "House Bill 4491. A bill for an act to require state agencies to pay fees for services rendered for them by county recorders and registrars of title and to amend certain acts in connection therewith. Second reading of the bill. One Committee Amendment. Amends House Bill 4491 on page 9, by inserting after line 17 the following: 'Section 9. This amendatory Act of 1972 shall take effect July 1, 1974.'"

Hon. W. Robert Blair: "The gentleman from Macon, Mr. Alsup."

John W. Alsup: "I move the adoption of the Committee Amendment."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading. 4525."

Jack O'Brien: "House Bill 4525. A bill for an act to amend sections of 'The Unemployment Compensation Act'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4531."



Jack O'Brien: "House Bill 4531. A bill for an act to amend sections of 'The Election Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor?"

Jack O'Brien: "Amendment Number One, Choate. Amends House Bill 4531 on page 1, by deleting lines 1 through 5 and inserting in lieu thereof the following: 'An Act to consolidate election dates by amending. . .'"

Hon. W. Robert Blair: "The gentleman from Union, Mr. Choate."

Clyde L. Choate: "Well, Mr. Speaker, Ladies and Gentlemen of the House, this is the amendment that we discussed in committee, typographical errors and technical errors that was made in the drafting of the bill by the Reference Bureau is being corrected. It also makes the effective date of the bill January which will mean that it has no effect on the upcoming election. I would suggest, Mr. Speaker, that we adopt Amendment Number One to House Bill 4531."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Further amendments?"

Jack O'Brien: "House Amendment Number Two, P. W. Collins. Amends House Bill 4531, as amended, in Section 5-1 by inserting the following between lines 29 and 30: 'Section 5-1. Except as hereinafter. . .'"

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Phil Collins."



Philip W. Collins: "Ah, Mr. Speaker, Ladies and Gentlemen of the House, Amendment Number Two merely strikes some superfluous language. I have talked to the Minority Leader about the amendment and we have agreed on its adoption. I would move the adoption of Amendment Number Two."

Hon. W. Robert Blair: "Discussion? All right, all those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Further amendments? Third reading. The gentleman from Cook, Mr. Phil Collins."

Philip W. Collins: "Ah, Mr. Speaker, Ladies and Gentlemen of the House, may I take this opportunity to introduce a group of students from Representative Maragos and my district. In the gallery are the students and mothers of St. Francis Desales, lead by Sister Bernadine and Chuck Katong and I would like them to stand so we could give them a round of applause."

Hon. W. Robert Blair: "4542."

Jack O'Brien: "House Bill 4542. A bill for an act to amend sections of 'The Election Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4546."

Jack O'Brien: "House Bill 4546. A bill for an act to add sections to the 'Unemployment Compensation Act'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are, there, Mr. Katz, do you have an



amendment?"

Harold A. Katz: "Yes, I do."

Hon. W. Robert Blair: "All right, bring it up. Is it here? Okay."

Harold A. Katz: "If they don't have it, you can take it out of the record, and I'll dig up the amendment. But it was sent up, I think."

Hon. W. Robert Blair: "Thank you."

Harold A. Katz: "I do have another copy of the amendment and can easily make additional copies if you'd like sir. You can take it out of the record if they don't have it."

Jack O'Brien: "Amendment Number One, Katz. Amend House Bill 4546 on page 1, in line 2 and in line 6, by deleting '220 and 302' and inserting in lieu thereof '220, 302 and 612'; and so forth."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Katz."

Harold A. Katz: "Ah, Mr. Speaker, this is a general bill to provide unemployment compensation benefits for teachers, academic employees who are normally from public schools. This bill makes this amendment makes it clear that the provisions of any form of compensation would not be applicable during the summer recess, but only during the regular school year. I would move the adoption of Amendment Number One."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Shea."

Gerald W. Shea: "Harold, how do they fund this? Do the schools then required to pay into the unemployment compensation fund?"



Harold A. Katz: "Yes, they would have to pay the amount of money that the fund has paid out in benefits to lay off teachers. Incident ally, it covers more than teachers, it also covers school employees, but there is an amendment in preparation for substitute teachers that will be included."

Gerald W. Shea: "Well, how, my my question I guess would be when does this become effective then?"

Harold A. Katz: "The bill itself would provide for it to become effective, I believe, in 1972 after 1972 so that the language after 1972 would cover the years 1973 and thereafter, so that would be effective in 1973 and thereafter."

Gerald W. Shea: "Do you have any idea what it would cost say an average school district?"

Harold A. Katz: "Well, it would not cost the average school district anything unless it actually laid off the teachers or academic personnel to due to lack of work. Ordinarily, there is not a turn over in school districts. They remain relatively constant. However, if the school district in fact did crack and lay off a person during the regular academic year, they would have to pay the actual benefits, but in a stable situation, there would be no benefits payable."

Gerald W. Shea: "Thank you."

Harold A. Katz: "You're welcome."

Hon. W. Robert Blair: "Further discussion? Ah, the question is shall the House adopt the amendment? All those in favor signify by saying 'Yeas', the opposed 'No', the 'Yeas' have



it and the amendment is adopted. Further amendments? Third reading. 4558."

Jack O'Brien: "House Bill 4558. A bill for an act to amend 'The Civil Administrative Code'. Second reading of the bill. One Committee Amendment. Amend House Bill 4558 on page 5, line 20, by striking the word 'private' and inserting in lieu thereof 'private'."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. J. Y. Carter."

James Y. Carter: "Ah, Mr. Speaker, in explaining this particular amendment, I would like first to phrase it in this respect. You really put me in a very compromising position. One thing, I had to apologize to you because I made a mistake yesterday. You greatly improved my attendance here by making me stay here waiting for you to call this bill, but the same, too, you don't know anything about this position. Now, the amendment."

Hon. W. Robert Blair: "Please."

James Y. Carter: "Ah, the amendment itself deletes the word 'private' and what it does is to clarify the word further back to include all types of charities, both private and public alone, and evidencing what may be transferred to a transit district to use as a sub cash equivalent. And I urge the adoption of the Committee Amendment Number One."

Hon. W. Robert Blair: "Discussion? All those in favor of the motion to adopt signify by saying 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted."



- Are there further amendments? Third reading. 4559."
- Jack O'Brien: "House Bill 4559. A bill for an act amend 'The Civil Administrative Code'. Second reading of the bill. No committee amendments."
- Hon. W. Robert Blair: "Discussion? Any amendments from the floor? Third reading. 4567."
- Fredric B. Selcke: "House Bill 4567. A bill for an act in relation to strike breakers. Second reading of the bill. No committee amendments."
- Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4586."
- Fredric B. Selcke: "House Bill 4586. A bill for an act in relation to depositing certain funds with the county treasurer. Second reading of the bill. One committee amendment. Amend House Bill 4586 . . ."
- Hon. W. Robert Blair: "The gentleman from Cook, Mr. Katz."
- Harold A. Katz: "Ah, Mr. Speaker, I will move to table House Bill 4586 since we've already advanced 4403 which does the ah same thing."
- Hon. W. Robert Blair: "All right, does the gentleman have leave to table 4586? Now, the gentleman from Cook, Mr. Katz, for what purpose do you rise, sir?"
- Harold A. Katz: "Ah, I had another one to table when you finished tabling that one."
- Hon. W. Robert Blair: "Go ahead."
- Harold A. Katz: "I would also move to table House Joint Resolution 58 of which I am the Chief Sponsor."



Hon. W. Robert Blair: "Does the gentleman have leave? All right, table that bill. For what purpose does the gentleman from Cook, Mr. Palmer, rise?"

Romie J. Palmer: "Mr. Speaker and Members of the House, it is with great pleasure that I introduce to the members of the House one of the best musical organizations in this State the Dwight D. Eisenhower Band and Orchestra in the red jackets sitting in the balcony and Mr. Bartucci, their band master, and Mr. Holmes, the concert master, and also the numbers of chaperones who came down with them. The music that you heard in the rotunda today was by the Dwight D. Eisenhower, in addition, which is now on tour, so I would like to extend, for us to extend a friendly good hearty welcome."

Hon. W. Robert Blair: "Well, we're pleased to have a member of that organization with us here on the podium with me and at this time I would like to introduce Stephen March who has just been elected the Youth Governor of the Y.M.C.A. Steve, do you want to say a word."

Stephen March: "Thank you very much. On behalf of Dwight D. Eisenhower High School and its concert band and orchestra which are here today and District High School District 218 and myself, I'd like to extend highly greetings to you and all the representatives who are present here and thank you very much for giving us the opportunity to be here and to play for you in the rotunda. Thank you very much."

Hon. W. Robert Blair: "For what purpose does the gentleman from



Cook, Mr. Arrigo, rise?"

Victor A. Arrigo: "Mr. Speaker, while we have the Dwight Eisenhower band here, I would like to acknowledge the fact that for many years, the Dwight Eisenhower band has been one of the leading bands to march in the Founder's Day Parade in Chicago. And we are indeed proud of their participation."

Hon. W. Robert Blair: "4590."

Fredric B. Selcke: "House Bill 459Q. A bill for an act to regulate the disclosure and information concerning fire-arm registrants. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4591."

Fredric B. Selcke: "House Bill 4591. A bill for an act to create policy with respect to environmental quality and require all state actions to be proceeded with full knowledge of environmental impact and to minimize environmental harm and to optimize environmental quality. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor?"

Fredric B. Selcke: "Amendment Number One, Meyer. Amends House Bill 4591 on page 4, line 5 by inserting immediately after the word 'actions' the following: and so forth."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Meyer."

J. Theodore Meyer: "First, thank you, Mr. Speaker. Like the marriage feast at Cana, the best speech is last. Amendment



Number One is an amendment at the suggestion of the Committee providing that this bill only relates to state funds and that if the federal act applies, this state act does not apply. I move the adoption of Amendment Number One."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading. 4648."

Fredric B. Selcke: "House Bill 4648. A bill for an act to amend Section 2 of an act relating to certain investment of public funds. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. All right, there are just a few more bills now on second reading that need to be advanced today so they can be heard tomorrow. We'll go back to those for the last time. 559. The gentleman from Cook, Mr. Richard Walsh, wish that bill read? 559? No, take it out. Okay. 1602, Mr. Hoffman, do you want that bill read? No, all right, take it out of the record. For what purpose does the gentleman from Macon, Mr. Borchers, rise?"

Webber Borchers: "To make a motion to suspend Rule 48 in order at this present time?"

Hon. W. Robert Blair: "Ah, well, now, we're going to get to those series of things shortly. I know what you're talking about now. Your motion with regard to bills in committee. We plan to handle all of those at one time, so shortly."



Let's see if we can get these House Bills second out of the way. 2890."

Fredric B. Selcke: "House Bill 2890. A bill for an act to amend an act relating to judicial review. Second reading of the bill. One Committee Amendment. Amends House Bill 2890 on page 1, line 1 by inserting after the word 'of' the following: 'and to add Section 17 to'; and on page 1, by striking line 10 and inserting in lieu thereof the following: 'approved May 8, 1945, as amended, is amended, and Section 17 is added thereto, the amended and added sections to read as follows:'; and on page 1, by adding after line 31 the following: and so forth."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Shea."

Gerald W. Shea: "I move for the adoption of the Committee Amendment."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Further amendments? Third reading. 3752."

Fredric B. Selcke: "House Bill 3752. A bill for an act to amend 'The Legislative Investigating Commission Act'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4335."

Fredric B. Selcke: "House Bill 4335. A bill for an act in relation to the licensing of ambulance and other coach services. Second reading of the bill. No committee amendment."



Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4336."

Fredric B. Selcke: "House Bill 4336. A bill for an act to amend 'The Vehicle Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. How about 4356? All right, that one's been moved 4359."

Fredric B. Selcke: "House Bill 4359. A bill for an act to amend Section 4 of an act defining the powers and duties of the Department of Mental Health. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4360."

Fredric B. Selcke: "House Bill 4360. A bill for an act to amend an act regarding state finance. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4462."

Fredric B. Selcke: "House Bill 4462. A bill for an act to amend 'The Pension Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. What? 4423."

Fredric B. Selcke: "House Bill 4423. A bill for an act to amend. . ."

Hon. W. Robert Blair: "For what purpose does the gentleman



from Cook, Mr. Shea, rise?"

Gerald W. Shea: "On 4462, I believe there was an amendment on that bill, or there was supposed to be. Representative Simmons on the floor?"

Hon. W. Robert Blair: "Oh, yes, he's back there."

Gerald W. Shea: "4462 was there an amendment from the floor?"

Hon. W. Robert Blair: "There's no amendment on the Clerk's desk."

Gerald W. Shea: "Well, I thought that the ah Representative Sims was going to offer it. If not, I'm going to offer an amendment to it."

Fredric B. Selcke: "House Bill 4423. A bill for an act to amend Section 2.2 to 'The Revenue Act of 1939.' Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4550."

Fredric B. Selcke: "House Bill 4550. A bill for an act to amend 'The School Code'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 4551. 4551."

Fredric B. Selcke: "House Bill 4551. A bill for an act to amend 'The School Code'. Second reading of the bill. One Committee Amendment. Amend House Bill 4551 on page 1, in the title by striking lines 2 and 3 and inserting in lieu thereof the following: 'amend Sections. . .'"

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Shea."



Gerald W. Shea: "Mr. Speaker, I would move to table Committee Amendment Number One and then I'm going to propose to offer Floor Amendment Number Two."

Hon. W. Robert Blair: "All right, the gentleman offers to move the adoption of Committee Amendment Number One being moved and then move to table. Does the gentleman have leave? All right, table Committee Amendment Number One, and now, further amendments?"

Fredric B. Selcke: "Amendment Number Two, Shea. Amend House Bill 4551 on page 1, in the title by striking lines 1 through 3 and inserting in lieu thereof the following: and so forth."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Shea."

Gerald W. Shea: "Mr. Speaker, Ladies and Gentlemen of the House, Amendment Number Two is a long amendment, it was drafted in conjunction by the Chicago School Board and Chapman Incorporated. The first part provides for eight months budget and levy for the period January 1, 1973 to August 31, 1973. This would allow the board to make the transfer from September 1 to December 31, fiscal year, beginning January 1, 1974. The second part is that in September of 1973 the board will pass a 12 month fiscal year. Each year there will be two levies to support the budget, one for the months of September through December and a second levy for the months of January through August. Both levies together equal 12 months taxes. The bill, as amended, will declare no increase in taxes. I'd move for



the adoption of the amendment."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Further amendments? Third reading. 4588."

Fredric B. Selcke: "House Bill 4588. A bill for an act to amend an act in relation to counties. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. 1589."

Fredric B. Selcke: "House Bill 1589. A bill for an act to amend Section 15 of an act in relation to the licensing, regulation of home rule, maintenance and care of persons who are ill aged or physically infirm. Second reading of the bill. One Committee Amendment. Amends House Bill 1589 on page 2, line 2, by striking 'may' and inserting in lieu thereof 'shall'; and by striking lines 3, 4 and 5 and inserting in lieu thereof the following: 'such person, except the Department shall not issue a license hereunder to any person who, upon the Department's own determination and so forth'."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Douglas."

Bruce L. Douglas: "What one are we on?"

Hon. W. Robert Blair: "1589."

Bruce L. Douglas: "No amendments."

Hon. W. Robert Blair: "Committee amendment."

Bruce L. Douglas: "No amendments."



Hon. W. Robert Blair: "Well there is a Committee Amendment on the bill."

Bruce L. Douglas: "Well, I agree to the amendment."

Hon. W. Robert Blair: "Move for its adoption."

Bruce L. Douglas: "I move for the adoption of the amendment, Mr. Speaker."

Hon. W. Robert Blair: "All right, is there discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Further amendments? Third reading. 2415."

Fredric B. Selcke: "House Bill 2415. A bill for an act to amend 'The Election Code'. Second reading of the bill. One Committee Amendment. Amend House Bill 2415 on page 1, by deleting line 32 and inserting in lieu thereof the following: 'The polls shall be open from 6:30 a.m. to 6:30 p.m.'; and on page 2, lines 27 and 30, . . ."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Douglas."

Bruce L. Douglas: "I move for the I move for the adoption of the amendment, Mr. Speaker."

Hon. W. Robert Blair: "Is there objection? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Further amendments? Third reading. Is 4451 ready Mr. Nowlan? No, take it out of the record. 4523."

Fredric B. Selcke: "House Bill 4523. A bill for an act to amend 'The School Code'. Second reading of the bill. No committee amendments."



Hon. W. Robert Blair: "Any amendments from the floor?"

Fredric B. Selcke: "Amendment Number One, Juckett. Amend House Bill 4523 on page 1, line 24, by inserting after 'agreement' the following: and so forth."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Juckett."

Robert S. Juckett: "Mr. Speaker and Ladies and Gentlemen of the House, Amendment Number One to House Bill 4523 is a product of cooperation between myself and the Superintendent of Public Instruction and we have worked out our disagreements on the bill and it provides for a more flexible and better way of working cooperative agreements in special education and I would urge adoption of Amendment Number One."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the amendment say 'Yeas', the opposed 'No', the 'Yeas' have it and the amendment is adopted. Are there further amendments? Third reading. The gentleman from Cook, Mr. Simmons, for what purpose do you rise?"

Arthur E. Simmons: "Mr. Speaker, I have two amendments on my desk, but they both seem to be identical, Number One and Number Two."

Hon. W. Robert Blair: "There is only one on the Clerk's desk. There's only one amendment here on the Clerk's desk. Third reading. Third readings. 4364."

Fredric B. Selcke: "House Bill 4364. A bill for an act providing for the interchange of public employees between and among governmental agencies at the same or different levels



of government, federal, state and local. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Capuzi."

Louis F. Capuzi: "Mr. Speaker, Ladies and Gentlemen of the House, House Bill 4364 is an act providing for the interchange of public employees between and among governmental agencies at the same or different levels of government, federal, state and local, so as to please the personnel resources at the different governmental levels in this state without causing harm to the employees involved. In short, the purpose of this legislation to to authorize state and local government in Illinois to participate in such personnel exchanges and to guarantee personnel employee rights and benefits during an active participation. The idea is that an employee could have a one or two year period to accept a job at federal or local unit of government and during their exchange, they lose no rights or benefits. Now, I know of no opposition. This is of help to the federal and state employees and I'd appreciate the vote of every member of the House."

Hon. W. Robert Blair: "The gentlemen from Cook, Mr. Shea."

Gerald W. Shea: "Ah, Representative, the provisions of this are not mandatory, but purely permissive, is that correct?"

Louis F. Capuzi: "That's right."

Gerald W. Shea: "Thank you."

Hon. W. Robert Blair: "Further discussion? The question is shall House Bill 4364 pass? All those in favor will vote



'Yeas' and the opposed 'No'. Have all voted who wished? The Clerk will take the record. On this question, there are 153 'Yeas' and no 'Nays' and this bill having received the constitutional majority is hereby declared passed.
3619."

Fredric B. Selcke: "House Bill 3619. A bill for an act to add Division 5 to 'The Illinois Municipal Code'. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Glass."

Bradley M. Glass: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. House Bill 3619 would recognize the process that is now in effect to many municipalities when buying new property for development, a subdivider or subcontractor develops in the sewer, water and other authorities and is done so at his expense and then later as the undeveloped property which will also have the right to use the sewer and water facilities as is developed and ties into that property a pro rata share of the original cost is collected by the municipality and restored or repaid to the original developer. Ah, as I say, this is a practice that is now used by many uh municipalities, without the benefit of statute. I think this is an important statute bill, it was developed in consultation with Attorney Kent Stonecipher in Chicago who, I think some of you may know and is an authority on special statute work. I urge your support of this bill."

Hon. W. Robert Blair: "Is there, the gentleman from Kane, Mr.



Hill."

John Jerome Hill: "I wonder if you'll yield to a question?"

Hon. W. Robert Blair: "He indicates he will."

John Jerome Hill: "One thing, when you pro rate this, will it be pro rated on the amount of money that was paid for that or is there possibility that it will be as the property becomes more expensive that they can set a higher rate for those people that want to connect on. Is there a protection in there?"

Bradley M. Glass: "Mr. . . ."

John Jerome Hill: "In other words, maybe some of these connections won't take place for maybe ten years and ah it would still go back to the original contractor on a pro rata basis."

Bradley M. Glass: "Ah, Jack, the only amount that the developer will be entitled to collect is a pro rata share of his actual cost of construction. The time and construction."

John Jerome Hill: "Thank you."

Hon. W. Robert Blair: "The gentleman from DuPage, Mr. Hudson."

George Ray Hudson: "Yield to a question? Ah, Brad, in the event that a sub-divider, developer, what have you should be deceased, pass away, sometimes this will take a good number of years to develop. What happens in that event?"

Bradley M. Glass: "Well, the right to reimbursement ^{is} established by contact between the developer and the municipality and if it was an individual contractor rather than a corporation, then he would say that the payments belong



to his heirs or his estate, but that would be covered in the contract, it would be signed between the municipality and the developer."

George Ray Hudson: "Thank you."

Hon. W. Robert Blair: "Further discussion? The question is shall House Bill 3619 pass? All those in favor will vote 'Yeas' and the opposed 'No'. Have all voted who wished? The Clerk will take the record. On this question, Madigan, 'Yeas', Ed Madigan, 'Yeas', McClain, 'Yeas', Pappas, 'Yeas' there are 143 'Yeas' and 2 'Nays' and this bill having received the constitutional majority is hereby declared passed. 4209."

Fredric B. Selcke: "House Bill 4209. A bill for an act to make certain fiscal changes in the student guarantee loan program by amending certain acts and repealing part of an act. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Rock Island, Mr. Henss."

Donald A. Henss: "Mr. Speaker and Ladies and Gentlemen of the House, this bill does two things. It sets up a new method of guaranteeing student loans under the new constitution and thereby frees up \$7 million that was tied up in student loans guarantee revolving funds. It also changes the dollar restrictions on the amount of loans and makes Illinois laws consistent with the federal law. The bill is supported by the Illinois State Scholarship Commission, has been checked by the H.E.W. in Washington and is approved.



It is supported by the Governor and his budget has approved that this \$7 million will be available. I would appreciate your support."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Shea."

Gerald W. Shea: "As I read what I think this does, does it take the student loan guarantee revolving fund and return that money into the general revenue?"

Donald A. Henss: "Yes, it does. It abolishes the student loan guarantee revolving fund and it goes to full faith and credit of the State of Illinois to guarantee the loans that are made to students. That money, \$7 million which has been tied up in that fund, will then be placed in general revenue."

Gerald W. Shea: "In other words, now the State is making the loan, is that correct?"

Donald A. Henss: "No, that is not correct. Ah, under the former constitution, it was impossible to use full faith and credit for the state to guarantee a loan. The loans are made by various banks to the students, but the State and the federal government guarantee that the loan will be repaid to the bank. Ah, under the federal law since the federal government is paying 80% of losses, they have required that the state maintain \$9 million on deposit in the federal or in the student loan guarantee revolving fund."

Gerald W. Shea: "I I understand it now, Don."

Donald A. Henss: "But. . .this was far more than was necessary and ah the bill has no opposition that I know of."



Hon. W. Robert Blair: "The gentleman from Cook, Mr. Juckett."

Robert S. Juckett: "Mr. Speaker, will the sponsor yield to a question?"

Hon. W. Robert Blair: "He indicates that he will."

Robert S. Juckett: "Ah, from the synopsis, it indicates that there will be an irrevocable appropriation for this particular program, in case the General Assembly refuses or does not act and appropriate the money. How much monies are involved and why this kind of a provision?"

Donald A. Henss: "The language which is used is that which is appropriate to go to full faith and credit financing. It was ah I assume that the legislature each year will make the necessary appropriation to take share of the losses under this program."

Robert S. Juckett: "Cost which run about 5% or 6% total on the loss and the federal government pays 80% of that loss."

Donald A. Henss: "So there is a minimum amount of an appropriation which will be necessary on a year to year basis for the state to make that appropriation. In order to guarantee under the new constitution that the full faith and credit of the state would be behind these loans and to persuade the bankers to go ahead and make the loan and to satisfy federal requirements, this language is necessary. However, I imagine it will never be used."

Robert S. Juckett: "So in effect we would be obligated each and every General Assembly from here on out to make the appropriation and if not it would automatically be approp-



riated without the voice of the legislature."

Donald A. Henss: "Well, of course, you know that the legislature is not obligated by any prior action, but as a fact of the matter, we really are. All of us have that degree of responsibility so that we'll go ahead and pay the obligations of the state. This would be an obligation of the state, I'm sure the legislature would want it to be paid. I see that this is an additional tool of the state which will make funds available for use which otherwise would have to be tied up. That is the design of the bill under the new constitution, full faith and credit financing is permitted, so this would abolish the student loan guarantee revolving fund and permit the use of \$7 million rather than requiring the non-use of the \$7 million."

Robert S. Juckett: "And would the Illinois State Scholarship Commission be that party which was responsible for the administration of this bill?"

Donald A. Henss: "Yes, it is supported by the Illinois State Scholarship Commission. It is also supported by the H.E.W. in Washington, which of course, is very important. They were the sole voice in the past in requiring that we have a total of \$9 million on deposit which could not be used. We made attempts in the past at reducing this amount because it was far more than what was necessary and would have on the applicable ratios which are involved, it would have authorized loans up to \$500 million."

Hon. W. Robert Blair: "Further discussion? The gentleman from



Cook, Mr. Kosinski."

Roman J. Kosinski: "Mr. Speaker, will the sponsor yield to a question?"

Hon. W. Robert Blair: "He indicates he will."

Roman J. Kosinski: "Mr. Sponsor, do you know what our loss statute is presently on student loans of this type?"

Donald A. Henss: "Loss or total losses are running at 5% or 6% of the loan, the federal government pays 80% of this loan lost. The total lost to date from the beginning of this program in 1966 have been something in excess of \$3 million."

Roman J. Kosinski: "In which period, sir?"

Donald A. Henss: "Pardon me?"

Roman J. Kosinski: "In which period did you say, sir?"

Donald A. Henss: "The program began in August of 1966. The losses since that time have been somewhat in excess of \$3 million."

Roman J. Kosinski: "That is state losses or total losses?"

Donald A. Henss: "That would be a total loss and the federal government pays 80% of the loss."

Roman J. Kosinski: "Thank you."

Donald A. Henss: "That is since 1966."

Roman J. Kosinski: "Thank you."

Hon. W. Robert Blair: "All right, the gentleman from Cook, Mr. DiPrima."

Lawrence DiPrima: "Ah, Mr. Speaker, Ladies and Gentlemen of the House, over here on the left side of the House is a group of students from the Nash School in Bob McPartlin,



Bernie McDevitt and my district under the leadership of Mr. Moorhead. The Nash School."

Hon. W. Robert Blair: "The gentleman from Rock Island, Mr. Henss."

Donald A. Henss: "I'll be very. . ."

Hon. W. Robert Blair: "To close."

Donald A. Henss: ". . .brief, Mr. Speaker. I do not know of any opposition to this bill. It has had approval of all organization which are involved and what it does is to bring up \$7 million which will otherwise be tied up and unusable. That money will be transferred into general revenue and be available for education for mental health, for environmental protection or for health services and for the various things that are needed for the State of Illinois. I would appreciate the support."

Hon. W. Robert Blair: "The question is shall House Bill 4209 pass? All those in favor will vote 'Yeas', and the opposed 'No'. Have all voted who wished? The Clerk will take the record. On this question, there are 153 'Yeas' and no 'Nays' and this bill having, Lechowicz, 'Yeas', and this bill having received the constitutional majority is hereby declared passed. 4301."

Fredric B. Selcke: "House Bill 4301. A bill for an act to amend sections of 'The State Employees Group Insurance Act of 1971': Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Champaign, Mr. Clabaugh."



Charles W. Clabaugh: "Mr. Speaker and Members of the House, House Bill 4301 affects somebody in everybody's district in the State of Illinois and to those 7,247 people that would be affected, this is probably the most important bill to them that will be before this General Assembly. When we passed the State Employees Insurance Bill in the last session, or the first part of this session of the General Assembly, we included everyone that was working for the State and everyone that had retired since January 1, 1966, but excludes from the benefits of those of that bill then the act, the benefits that would go to the people who were retired before January 1, 1966, and as I said, the 7,247 of them in the State of Illinois. I've only found one person on the floor of the House or in the Senate or anywhere else in areas of government, just one person aside from those in the Department of Personnel who knew that we had left these people out. Now, they worked for the State of Illinois when salaries were lower, much more than they are now, and their pensions are considerably lower, than those persons who retired after that date and the purpose for this bill is very simple. It simply removes that exclusion and extends the health and hospital benefits, not the life insurance benefits, to those people, to those elderly people who retired before 1966, January 1. Now, the estimated cost of this as run down by the Department of Personnel and in other various vicinities, getting that cost is \$1,076,000.00 a year and the bill does not take effect until January 1 or



July 1 of 1973, the reason being, of course, that the State contracts that the State has with the insurance companies can not be altered by law. The people are very much interested in this, they're very grateful for the passage of this bill and I want I again reiterate it does not extend to them life insurance benefits, because no life insurance company, I suppose in the world, could take people who range all the way from oh 67 and 68 years old up to 103 years old. There's one lady 103 and so they aren't interested in life insurance, but they are extremely interested in the health and accident, health and hospital insurance. There was no objection to it in the committee, it got unanimous consent of the committee and I request your support for this very worthy piece of legislation."

Hon. W. Robert Blair: "The gentlemen from McLean, Mr. Bradley."

Gerald A. Bradley: "Ah, Mr. Speaker, Ladies and Gentlemen of the House, I was wondering if the sponsor would yield for one question?"

Hon. W. Robert Blair: "He indicates that he will."

Gerald A. Bradley: "Representative Clabaugh, I was wondering if this ah included the retired teachers of the State of Illinois, both in the higher education and in the secondary and elementary level of teaching."

Charles W. Clabaugh: "It includes those in higher education and it includes those teachers who are and have been employed in the Office of the Superintendent of Public Instruction, but it does not neither because the original act which we



are amending does not affect them. They have an entirely different system and they are not affected by this act."

Gerald A. Bradley: "Thank you."

Hon. W. Robert Blair: "The ah gentleman from Cook, Mr. Lechowicz."

Thaddeus S. Lechowicz: "Yes, Mr. Speaker, will the sponsor yield to two questions?"

Hon. W. Robert Blair: "He indicates that he will."

Thaddeus S. Lechowicz: "What are the projectives as far as the rates on the insurance if this bill passes?"

Charles W. Clabaugh: "I didn't get your question."

Thaddeus S. Lechowicz: "What are the projections on the rate for the insurance if this bill passes?"

Charles W. Clabaugh: "Well, . . ."

Thaddeus S. Lechowicz: "How much will the rates go up?"

Charles W. Clabaugh: "Well, as far as personnel, when I asked that question, they said that there would probably be a very slight increase, but very little."

Thaddeus S. Lechowicz: "And are these people covered under Medicare?"

Charles W. Clabaugh: "Oh, yes."

Thaddeus S. Lechowicz: "Thank. . ."

Charles W. Clabaugh: "Oh, yes, just like we are to the extend that we are if we're over 65 years or so and they are all over 65."

Thaddeus S. Lechowicz: "All right, thank you."

Hon. W. Robert Blair: "The. . ."



Charles W. Clabaugh: "96 per cent of them are eligible for medicare."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Terzich."

Robert M. Terzich: "Thank you, I'd like to ask the sponsor a question. Are the benefits for the people, is this in addition to medicare or does it supplement medicare?"

Charles W. Clabaugh: "Exactly the same way that you or I were to supplement it. Just like it was us. All we did was strike out that the date of January 1, 1966."

Robert M. Terzich: "This I understand, but does this is this in addition to medicare or does it simply supplement what medicare is does not cover?"

Charles W. Clabaugh: "It's a supplement, isn't? Yes, it's a supplement to medicare."

Robert M. Terzich: "Thank you."

Hon. W. Robert Blair: "The gentleman from Boone, Mr. Cunningham."

Lester Cunningham: "Would the sponsor yield for a question?"

Hon. W. Robert Blair: "He indicates."

Lester Cunningham: "Ah, Representative Clabaugh, is this include widows of former employees?"

Charles W. Clabaugh: "Yes, yes. That's the same as it is for the rest of us. The only different thing is that they do not have the life insurance. That's the only difference."

Hon. W. Robert Blair: "The gentleman from Lawrence, Mr. Cunningham."

Roscoe D. Cunningham: "Ah, would the sponsor yield to a ques-



tion?"

Hon. W. Robert Blair: "Yes."

Roscoe D. Cunningham: "Representative Clabaugh, isn't the state now paying \$2.00 a month of this on these people's attention on their refund pursuant to a program?"

Charles W. Clabaugh: "Yeah, they're subject, they have the same policy that we have before we passed this bill. We just going back down and picking them up and giving them the benefits of this."

Roscoe D. Cunningham: "But even without your bill, doesn't the state now refund \$2.00 out of the total payment of \$3.38?"

Charles W. Clabaugh: "Yes, I think they do."

Roscoe D. Cunningham: "Yes, we're just realizing that what they're doing."

Charles W. Clabaugh: "Does that answer your question?"

Roscoe D. Cunningham: "Well, maybe that's the answer."

Charles W. Clabaugh: "We're just putting them on the same basis as everybody else, that's all."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. B. B. Wolfe."

Bernard B. Wolfe: "Ah, if I may, Mr. Speaker, a clarification from the Chief Sponsor on the question of the message here, if he will yield to a question, I'd like to clarify."

Hon. W. Robert Blair: "All right."

Bernard B. Wolfe: "Charlie, it seems to me that from the situation of the governor in connection with the plan that



the Governor stated that the plan which provided Illinois employees with fringe benefits, competitive with those of other large employers or both governmental and private. Now, it seems to me that under the plan most government employees which were not under the Social Security Plan and therefore could get no benefits under Medicare, and this plan would provide them with benefits similar to the medicare benefits and as far as we're concerned ah if we are covered, this supplements that, it's an independent government plan that supplements medicare if you happen to be under it. And if you are not, then it does the same job as Medicare, that's my understanding and I'd like to know if that's right or wrong."

Charles W. Clabaugh: "I don't know very much about medicare. All I know is it took me seven months to get paid, once under it. But now since all this does is just put these people in the same position as you are and I am. I can't tell you about the same law."

Bernard B. Wolfe: "Well, I support it and I think it's a good idea, Charlie."

Hon. W. Robert Blair: "Any further discussion? The gentlemen from Champaign, Mr. Clabaugh, to close."

Charles W. Clabaugh: "Favorable vote."

Hon. W. Robert Blair: "All right, the question is shall House Bill 4301 pass? All those in favor will vote 'Yeas' and the opposed 'No'. Have all voted who wished? The Clerk will take the record. Regner, 'Yeas'. On this question,



there are 162 'Yeas' and no 'Nays' and this bill having received the constitutional majority is hereby declared passed. 4179."

Fredric B. Selcke: "House Bill 4179: A bill for an act to amend Section 15-111 of 'The Illinois Vehicle Code'. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Rock Island, Mr. Pappas."

Pete Pappas: "Mr. Speaker, Ladies and Gentlemen of the House, House Bill 4179 as amended, amends Section 15-111 of 'The Illinois Vehicle Code'. The bill corrects an error in connection to permissible percentage increase actuary and in cities of 50,000 or more lawyers, thirty and a third prerogative, 1969 recodification. Inadvertently, it was changed to thirty and one half per cent. This bill would restore the thirty and a third per cent. Also, the present law enacted prior to 1956 permits cities with a population of more than 50,000 to provide by ordinance their actual limits on any two axel trucks. Such an ordinance could thus apply to any highway within the city. House Bill 4179 expands its authority to apply to three axle, four axle and five axle vehicles so that any cities or villages could enact by ordinance to apply to its own city only. I would solicit your support."

Hon. W. Robert Blair: "Is there any discussion? The question is shall House Bill 4179 pass? All those in favor will vote 'Yeas' and the opposed 'No'. Have all voted who wish?"



The Clerk will take the record. Schneider, 'No'. On this question, there are 136 'Yeas' and 3 'Nays' and this bill ah Mann, 'Yeas', having received the constitutional majority, is hereby declared passed. 4552."

Fredric B. Selcke: "House Bill 4552. A bill for an act to amend Section 6-183 of 'The Illinois Pension Code'. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Frank Wolf."

Frank C. Wolf: "Ah, Mr. Speaker and Ladies and Gentlemen of the House, House Bill 4552 amends the Article 6 of the Chicago Firemen's Retirement System. It increases the authorization to invest funds of the Chicago Firemen's Retirement System in a corporate or state bond from 35 to 50% of the vote around you of the funds investment. This particular bill has the approval of the Pension Laws Commission and passed the Committee unanimously. And I ask for a favorable vote."

Hon. W. Robert Blair: "Discussion? The question is shall House Bill 4552 pass? All those in favor will vote 'Yeas' and the opposed 'No'. Have all voted who wished? The Clerk will take the record. On this question, there are 161 'Yeas' and no 'Nays' and this bill having received the constitutional majority is hereby declared passed. 4098."

Fredric B. Selcke: "House Bill 4098. A bill for an act making a supplemental appropriation to the Department of Personnel. Third reading of the bill."



Hon. W. Robert Blair: "The gentleman from Cook, Mr. Sevcik."

Joseph G. Sevcik: "Ah, Mr. Speaker, Ladies and Gentlemen of the House, House Bill 4098 makes a supplemental appropriation to the Department of Personnel for payment of a state contributions for the Employees Group Insurance. This is for payment for the month of May and June. This is an agreed appropriation and I ask for your favorable support."

Hon. W. Robert Blair: "All right, is there discussion? All, oh, the gentleman from Cook, Mr. Duff."

Brian B. Duff: "Mr. Speaker, I'm supporting this, but I would like to ask a question on it."

Hon. W. Robert Blair: "He indicates he'll yield."

Brian B. Duff: "Ah, this is a two month deficit ah of how many total dollars?"

Joseph G. Sevcik: "Four and a half million dollars."

Brian B. Duff: "And the reason I asked. . ."

Joseph G. Sevcik: "It runs approximately \$2 million a month to take care of the group health and life insurance company for 110,000 employees."

Brian B. Duff: "Well, ah, Mr. Speaker, I'd like to speak in favor of this bill, but I would like to point out that this is a perfect example of when we questioned the Executive Branch of the government last year on changing this program, we were seriously interested in the money and we suggested to them that they were doing at the time by millions of dollars. I support this, but I would like to know if those members of the Committee on Insurance would agree with me



that we told the Executive Branch of government that we were underestimating this project by millions and millions of dollars. Thank you."

Hon. W. Robert Blair: "The gentleman from Lake, Mr. Pierce."

Daniel M. Pierce: "Mr. Speaker, I would just like to put my piece of words in. My son broke his nose yesterday and went to the Modified Hospital and they told my wife that they would take Blue Cross-Blue Shield, while at the same time she would have to pay money even before they would X-ray his nose, and then they would have to put a claim against our insurance company and that is something I would like the sponsor to comment on and I would like to have an answer of why he is covered as well under our policy as the Northeastern Insurance as he did under Blue Cross. If it is the hospitals, we should investigate the hospitals."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Katz."

Harold A. Katz: "Ah, would the gentleman yield to a question?"

Hon. W. Robert Blair: "Ah, he indicates he will."

Harold A. Katz: "When the contracts were originally written, was there some sort of competitive bidding among Gifford Insurance Companies in order to have this State Contract?"

Joseph G. Sevcik: "Yes, there was."

Harold A. Katz: "Well, . . ."

Joseph G. Sevcik: "But this was after the appropriation was already advanced here. They did not know the premiums were going to rise. It was predicated on 89,000 employees and now it is covering 110,000 employees."



Harold A. Katz: "Ah, the difference then was not on the experience, but simply the State personnel office did not know the number of people employed by the State of Illinois. Is that the situation?"

Joseph G. Sevcik: "They did not know, they did not know what the premium would be."

Harold A. Katz: "Well, I don't understand your answer. I'm not trying to be difficult, but first you tell me it was a difference in the number of the people of the state, was there a difference in the number of people covered or a difference in the cost of each person covered?"

Joseph G. Sevcik: "It applies to both. The number of people being covered and also that they did not know the total amount of the premium at the time."

Harold A. Katz: "Well, does that mean that there was or was not a competitive bid made for the state insurance? That's what I want to know. Was there any competitive bidding?"

Joseph G. Sevcik: "Yes."

Harold A. Katz: "Then what about the people that bid more than Northeastern did, but now end up not getting the contract and Northeastern steps in and gets it for more. I don't quite understand how the fairness of it."

Joseph G. Sevcik: "Well, I'm not dealing with the bidding, I'm just telling you that we need this money to go for the next two months to cover the cost of the insurance."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Terzich."

Robert M. Terzich: "Ah, Representative Sevcik, can you tell



me do you what the increase was for the added number of participants, what was the increase?"

Joseph G. Sevcik: "From 89,000 to 110,000."

Robert M. Terzich: "Do you mean to tell me the Governor put 21,000 people on the payroll. . ."

Joseph G. Sevcik: "No, no, no."

Robert M. Terzich: "Thank you, Representative Sevcik."

Joseph G. Sevcik: "Wait just a minute, I want to answer that question. I'm getting a little bit of information here. The Department of Personnel only keep a head count of the Offices of the Governor. Now, the other agencies they do not have the head count, but the other agencies come out to 110,000."

Hon. W. Robert Blair: "Is there no further discussion? The question is shall House Bill 4098 pass? All those in favor will. . .the gentleman from Cook, Mr. Lechowicz."

Thaddeus S. Lechowicz: "Mr. Speaker, I believe that the figure that was told as far as the total number of employees that are being covered by the effective plan is a tremendous discrepancy and I would request the sponsor to pull this bill for consideration on third reading until we have the figures checked."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Sevcik."

Joseph G. Sevcik: "Thad, I think we covered this in the Appropriations ah ah meeting and you had the receiving answers from the Director that now it's over 109,000 employees and this is approximately \$22.00 an employee, this making



the total deficit \$4,800,000.00. We're asking for \$4.5 million and we're getting \$300,000.00 from federal funds."

Thaddeus S. Lechowicz: "Well, according to the Auditor's Report, there are 46,466 employees at the end of January receiving their pay out of the General Revenue Fund. Now, on the other hand, there were 14,984 employees getting it from the Road Fund. That gives you a total of 61,650 employees, which is a far cry from 110,000."

Joseph G. Sevcik: "I don't think ah you have all the other agencies included there and ah, Thad, I'm sure that the Department of Personnel will supply the correct number and it is between 109,000 and 110,000 employees. This is all agencies covered by the insurance."

Thaddeus S. Lechowicz: "The well the only thing is that the appropriation will further increase the deficit in the general revenue fund, without a completely disproportionate ratio."

Hon. W. Robert Blair: "All right, the question is shall House Bill 4098 pass? All those in favor will vote 'Yeas' and the opposed 'No'. Have all voted who wished? The Clerk will take the record. The gentleman from Franklin, Mr. Hart."

Richard O. Hart: "Ah, this bill says it will become effective immediately. I'm asking the Chair how many votes it will require?"

Hon. W. Robert Blair: "89. Ah, under the new constitution, you require that the period from January 1 to July 1, the



bill to become effective upon their becoming a law with only a constitutional majority. After July 1 for them to become effective, prior to the following July 1, ah that it takes 106, three/fifths. The gentleman from Cook, Mr. Lechowicz."

Thaddeus S. Lechowicz: "Yes, Mr. Speaker, I request a verification."

Hon. W. Robert Blair: "All right. There are 100 'Yeas' and no 'Nays' and the gentleman has requested a a verification. All right. The gentleman from Cook, Mr. Lechowicz."

Thaddeus S. Lechowicz: "I withdraw my request."

Hon. W. Robert Blair: "All right. This bill having received the constitutional majority is hereby declared passed. The gentleman from Vermilion, Mr. Craig, for what purpose do you rise, sir?"

Robert Craig: "I'd like to change my vote to 'Present'."

Hon. W. Robert Blair: "All right, does the gentleman have leave to be recorded as 'Present' on that last roll call? That does still not change the vote. Okay. 4511."

Fredric B. Selcke: "House Bill 4511. A bill for an act to amend sections of 'The Illinois Pension Code'. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Randolph, Mr. Springer."

Norbert G. Springer: "Mr. Speaker and Ladies and Gentlemen of the House, House Bill 4511 amends 'The Illinois Municipal Retirement Fund Article' of the 'Illinois Pension Code'."



It provides for new retirement annuity formula on one and two-thirds per cent of the average monthly earnings, both for a four year period. It increases the death benefit amount. It provides for a surviving spouse, child annuity for surviving spouses of and orphan children of female employees. It increases the male employees contributions to four and a quarter per cent to four and a half and the female employees from three and a quarter to four and a half. It deletes also some obsolete provisions if the effectiveness upon becoming a law helps amendments to paragraphs 7-172 and 7-173 which take effect January 1, 1973. House Bill 4511 was approved by the Pension Study Commission and it was also passed out of Committee unanimously. I appreciate any support."

Hon. W. Robert Blair: "Further discussion? All those, the question is shall House Bill 4511 pass? All those in favor will vote 'Yeas' and the opposed 'No'. Have all voted who wished? The Clerk will take the record. On this question, there are 146 'Yeas' and 1 'Nay' and this bill having received the constitutional majority is hereby declared passed. House Bill 2683."

Fredric B. Selcke: "House Bill 2683. A bill for an act to amend Section 55a of 'The Civil Administrative Code of Illinois'. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Wayne, Representative Blades."

Ben C. Blades: "Ah, Mr. Speaker, Ladies and Gentlemen of the



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House, ah, I'd like to have leave to hear House Bills 2684 and 2685 along with 2683."

Hon. W. Robert Blair: "All right, are there any objections? Hearing none, will the Clerk please read House Bills 2684 and -85."

Fredric B. Selcke: "House Bill 2684. A bill for an act to amend Sections of 'The Illinois Horce Racing Act'. Third reading of the bill. House Bill 2685. A bill for an act making appropriations to the Department of Law Enforcement for the ordinary and contingent expenses of Race Track Security Forces. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Cook, Representative Regner."

David J. Regner: "Ah, Mr. Speaker, Ladies and Gentlemen of the House, these three bills creates the race track security force and puts it under the Department of Law Enforcement instead of the control of the Racing Board. It does have the support of the racing board and also the Department of Law Enforcement of Illinois, and I'd ask for a favorable vote on these three bills."

Hon. W. Robert Blair: "Is there any discussion? If not, the question is shall House Bills 2683, -4, and -5 pass? All those in favor signify by saying 'Yeas', the opposed by voting 'No'. The Clerk will take three roll calls. Take the record. On this question, there are 109 'Yeas' and 9 'Nays' and these bills having received the constitutional majority are hereby declared passed. Record Representative



B. B. Wolfe as voting 'Yeas'. House Bill 4309."

Fredric B. Selcke: "House Bill 4309. A bill for an act to amend Sections of an act to create the White County Port District and to define its powers and duties. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Franklin, Mr. Hart."

Richard O. Hart: "Mr. Speaker and Ladies and Gentlemen of the House, all this bill does is to clean up the language of the act to create the White County Port District. In one part of it, it talks about three members to the board and in one part it talks about nine, so this just makes it consistent throughout the act that there will be three members on the board. We need your support and the Governor will make the appointment and I would appreciate if we could get it passed. Thank you very much."

Hon. W. Robert Blair: "Is there any discussion? The question is shall House Bill 4309 pass? All those in favor signify by voting 'yeas', the opposed by voting 'No'. Have all voted who wished? Take the record. Fleck, 'Yeas', Have all voted who wished? Take the record. Springer, 'Yeas'. On this question, there are 150 'Yeas' and no 'Nays' and this bill having received the constitutional majority is hereby declared passed. House Bill 4189."

Fredric B. Selcke: "House Bill 4189. A bill for an act to amend Sections of 'The Illinois Highway Code'. Third reading of the bill."



Hon. W. Robert Blair: "The gentleman from Cook, Representative Palmer."

Romie J. Palmer: "Mr. Speaker and Members of the House. House Bill 4189 provides for the expanding of salaries of the road district treasurer in the various road districts that we have in the State. Ah, you recall, the constitution provides that we outlaw fees as such and we passed a bill sometime ago which deleted the present requirement of the act as far as fees are concerned and this bill provides for the setting of salary. It can't be less than \$100.00 or more than \$1,000.00 to be set by the various categories and each single township is to be set by the Board of Auditors, the Highway Board of Auditors and consolidated highway districts and also the County Board and Road Districts not under constant organization. Ah, I urge your favorable consideration."

Hon. W. Robert Blair: "The gentleman from Cook, Representative Yourell."

Harry Yourell: "Would the gentleman yield to a question?"

Hon. W. Robert Blair: "Yes, he indicates he will."

Harry Yourell: "Is it true, Romie, that presently the act needs amending that would require the Board of Auditors to make up the appropriate road budget or is that done still presently as it was done in the past by the electors at the town meeting?"

Romie J. Palmer: "No, the on a single township, as in Worth Township, the one that you and I are familiar with, would



be done by the Board of Auditors. It would be acted upon by the Board of Auditors within that township, an not by the electors."

Hon. W. Robert Blair: "Mr. Yourell."

Harry Yourell: "Well, is Representative Moore on the floor?"

Hon. W. Robert Blair: "I don't see him on the floor."

Harry Yourell: "Well, I don't think that's quite correct, Representative Palmer, because we presently have a bill and I don't know the status of that bill and I don't recall the number, but inadvertently the township supervisors left off when we changed the bills from the payment of the budget and the making of a levy before the budget that they were that area in the township road bridge was left again to the final decision not to the Board of Auditors. Now, I'm concerned whether the bill we're talking about will have any effect on the bill that is I think on second reading now, ah, just out of committee."

Romie J. Palmer: "Well, I'm not familiar with the other bill, I can only tell you that this bill will take effect prior to the township elections, I think this coming year, the last Tuesday of March before those elections, then the various groups have to set the stories of the township road districts treasurers. Previously, the ah the ah the the compensation of the road district treasurer was set by fees. If you're talking about a current situation, I can't tell you. I'm not certain I know what the provisions of that bill are, but this bill is perspective."



Hon. W. Robert Blair: "The gentleman from Cook, Representative Bluthardt."

Edward E. Bluthardt: "Ah would the sponsor yield to a question?"

Hon. W. Robert Blair: "He indicates that he will."

Edward E. Bluthardt: "Romie, presently the ah county road treasurer, the supervisor of the town board, isn't that correct?"

Romie J. Palmer: "Yes."

Edward E. Bluthardt: "How do the minimum and the maximum fee of \$100.00 or salary of \$100.00 to \$1,000.00 compare with the fee presently being received by your township highway or your township supervisor for that purpose?"

Romie J. Palmer: "I believe it's a minimum amount which would be a reduction here as it has been in the past."

Edward E. Bluthardt: "Well, I would I would insofar as ah my guess is that they the Board of Auditors or the Highway Board of Auditors or the County Board would set some sort of averaging and set the salaries fairly well like they've done in the past."

Hon. W. Robert Blair: "Is there further discussion? Does the gentleman wish to close the debate? The question is shall House Bill 4189 pass? All those in favor signify by voting 'Yeas', the opposed by voting 'No'. Have all voted who wished? Take the record. Lenard, 'Yeas'. On this question, the 'Yeas' are 97, the 'Nays' are 3 and this bill having received the constitutional majority is hereby



declared passed. House Bill 4171."

Fredric B. Selcke: "House Bill 4171. A bill for an act to amend Sections of the 'Illinois Insurance Code'. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Cook, Representative Epton."

Bernard E. Epton: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. You may recall that we passed the Illinois Insurance Emergency Fund previously. That bill was modeled after the model commissioner's bill and at the time one of the exemptions that they included was exempting the ocean reinsurance carriers. When we tried to fit that bill in with the in Illinois, we inadvertently overlooked that exclusion. The associations wrote to the Director of Insurance last year. At that time the Director of Insurance indicated that would be placed on an amendment in the State Senate. As you recall, he had some difficulty passing this bill in the Senate and in the confusion, they inadvertently overlooked this exclusion. Now, ocean marine carriers like very little, if any business in Illinois, and the purpose of this bill simply excludes that carrier. The only reference to the health insurance is the fact that that itself with life insurance will be under another guarantee fund. So, with in accordance with the Director of Insurance, his previous promise and the commitment by the Insurance Committee, I would appreciate your vote in favor of House Bill 4171."



Hon. W. Robert Blair: "Is there any discussion? The gentleman from Cook, Representative Maragos."

Samuel C. Maragos: "Ah, Bernie, does the how solvent is this company that is being excluded?"

Bernard E. Epton: "I'm sorry, Sam, I didn't hear your question."

Samuel C. Maragos: "How solvent is this company that you're asking to be excluded?"

Bernard E. Epton: "Well, no company is being excluded, per say. These are both ocean marine companies which may not be doing any business in Illinois. They all financially they're the giants like Roy, but the reason that we have the exclusion is because they never know when a particular cargo they're insuring may be and therefore in all of the cases, the commission recommended that they be excluded. There isn't any question of insolvency, they're the giants in the in the world. This cargo that they're covering in fact in the Great Lakes area nor doesn't cover cargo in the area, it simply covers cargo, for example, which may be loaded in Amsterdam and may be unloaded in Tokyo. Doesn't even hit Illinois, perhaps."

Samuel C. Maragos: "Well, the home offices, why would they be covered in effect in any case?"

Bernard E. Epton: "Well, because the trouble here is we cover all insurance companies doing business in Illinois. So, you might have, for example, an insurance company who might have one policy on one company on one cargo at one time and



it may have the premium value of \$80.00, but would necessarily come this act and would have to pay more for the privilege of doing business than the actual premium involved."

Samuel C. Maragos: "But isn't it based on the premium? Does this count on. . ."

Bernard E. Epton: "Not the original premium, no. The original premium cost is usually a charge of \$500.00 on all companies period. But the future assessment, in case of an involvement is based on the premium. The initial undertaking is a flat fee charge by the guarantee fund."

Samuel C. Maragos: "Thank you."

Hon. W. Robert Blair: "Is there further discussion? The question is shall House Bill 4171 pass? All those in favor signify by voting 'Yeas', the opposed by voting 'No'. Have all voted who wished? Take the record. B. B. Wolfe, 'Yeas'. Campbell, 'Yeas'. Brenne, 'Yeas'. George O'Brien, 'Yeas'. Record Representative Duff as voting 'Present'. Berman, 'Present', Maragos, 'Present'. Carroll, 'Present'. Lechowicz, 'Present'. Dan O'Brien, 'Present'. Take the record. On this question, there are 117 'Yeas' and no 'Nays' and 5 answering 'Present' and this bill having received the constitutional majority is hereby declared passed. 4198."

Fredric B. Selcke: "House Bill 4198. A bill for an act making a supplemental appropriation to the Department of Revenue for payment of refunds under the Illinois Income Tax Act. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Logan, Represents-



tive Madigan."

Edward R. Madigan: "Mr. Speaker and Ladies and Gentlemen of the House, House Bill 4198 makes a supplemental appropriation to the Department of Revenue in the amount of \$25 million to fund their responsibility for income tax refund tax to individual and corporate tax payers. The bill was considered in an Appropriations Sub-Committee and the Full Committee and received the full unanimous vote in both areas and I'd appreciate your support."

Hon. W. Robert Blair: "Is there any discussion? The question is shall House Bill 4198 pass? All those in favor signify by voting 'Yeas', the opposed by voting 'No'. Have all voted who wished? Leon, 'Yeas'. Take the record. On this question, the 'Yeas' are 146 and no 'Nays' and this bill having received the constitutional majority is hereby declared passed. House Bill 4427."

Fredric B. Selcke: "House Bill 4427. A bill for an act to amend Section 4 of an act in relation to the rate of interest. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Cook, Representative Hyde."

Henry J. Hyde: "Mr. Speaker and Ladies and Gentlemen of the House, this bill amends the Usury Act to take loans that are made to medical students, interns and residents which are guaranteed under the American Medical Association Education Research Program. It removes the usury limits on these loans. This is necessary to continue this program



which has so far resulted in 46,000 loans amounting to over \$50 million to young persons getting a medical education. This is a very marvelous program involving the various banks in the country and this received the unanimous support of the Executive Committee and I solicit your 'Yeas' vote."

Hon. W. Robert Blair: "Is there any discussion? The question is. . .the gentleman from Cook, Representative Douglas."

Bruce L. Douglas: "Ah, Representative Hyde, I'd just like to ask one one question. On the subject of loans to medical and students, is there any way that we are, while we're giving such loans, encouraging students when they graduate to some kind of rebates or other motivational mechanisms to practice in parts of our state where we need doctors desperately?"

Henry J. Hyde: "Ah, I don't know, ah, Representative Douglas, ah these are not state loans, as you know these are private loans from a bank and the ah assets of encouraging them to locate their practice in certain places is not a part of this program. Ah, I don't know how that really could be done. But this program is private money from the banks backed up by the American Medical Association and the Research Foundation, so I don't think we could tie the two in."

Bruce L. Douglas: "Well, I recognize that and I just want to mention briefly in hopes that we will get more deeply into this with future programs that encourage support of any kind



from the State along with medical and other health professional students, but we've got the built in mechanisms where we get these people when they graduate, if we're going to help them get loans anyway, the practice in those parts of our state where we need them so desperately."

Hon. W. Robert Blair: "Is there further discussion? The gentleman from Macon, Representative Alsup."

John W. Alsup: "Ah, Mr. Speaker, would the sponsor yield for a question?"

Hon. W. Robert Blair: "He indicates he will."

John W. Alsup: "Henry, what's the maximum rates they can borrow on now?"

Henry J. Hyde: "Eight per cent is the legal rate."

John W. Alsup: "And you want to take the limit off to where they can be charged any rate."

Henry J. Hyde: "That's right."

John W. Alsup: "Well, . . ."

Henry J. Hyde: "In fact, though, the ah the way these loans work out, if one or two points over eight per cent, ah, there's nothing coercive about it, but it is the only way the loans can be made. They're unsecured loans, except backed up by the American Medical Association. There is no public money involved here, it's all private. And the program has resulted, as I said, in thousands of loans being made to enable young people to complete their medical education."

John W. Alsup: "Okay, thank you."



Voices: "Roll call."

Hon. W. Robert Blair: "The question is shall House Bill 4427 pass? All those in favor signify by voting 'Yeas', the opposed by voting 'No'. Have all voted who wished? Take the record. On this question, there are 136 'Yeas' and 3 'Nays' and this bill having received the constitutional majority is hereby declared passed. House Bill 4479."

Fredric B. Selcke: "House Bill 4479. A bill for an act to amend Section 2 of an act relating to certain investments of public funds by public agencies. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Cook, Representative Hyde."

Henry J. Hyde: "Ah, Mr. Speaker and Ladies and Gentlemen of the House, House Bill 4479 requires all public agencies in the state to invest money that they're holding in banks or savings and loans or other investments where they may earn interest. The purpose of this is to require county treasurers and ah clerks of courts and what have you to invest these monies rather than let them sit around idly and not earn interest, and so ah this bill did receive the support of the Treasurer of the State of Illinois and many other persons and was unanimously passed by the House Executive Committee and I solicit your unanimous support as well."

Hon. W. Robert Blair: "Is there any discussion? The question is shall House Bill 4479 pass? All those in favor signify by saying 'Yeas', the opposed by voting 'No'. Have all



voted who wished? Take the record. On this question, there are 150 'Yeas' and no 'Nays' and this bill having received the constitutional majority is hereby declared passed.

House Bill 4480."

Fredric B. Selcke: "House Bill 4480. A bill for an act to add sections to an act concerning county treasurers, in counties containing more than 150,000 inhabitants, and concerning public funds within their custody and control and the interest thereon, and to repeal all acts or part of acts in conflict therewith. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Cook, Representative Hyde."

Henry J. Hyde: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House, this is the identical bill, only this applies to specifically to county treasurers of those counties that have a population in excess of 150,000 and in those counties and there are 12 of them, those county treasurers will be required each month to give a report to the county board listing the place of investment, the date of investment and the rate of interest earned. And this report will also be a report a public record. This, too, received the support of the Treasurer of the State of Illinois and was unanimously passed by the House Executive Committee and I solicit your similar support."

Hon. W. Robert Blair: "Is there any discussion? The gentleman from Cook, Representative Maragos."

Samuel C. Maragos: "Representative Hyde, why do you limit



it only to counties over 150,000?"

Henry J. Hyde: "Ah, the reason for that is first of all the only thing we're imposing on them is reporting. The same imposition of investment by all public agencies and by all county treasurers was in the previous bill, 4479. This ah has the additional requirement of a much needed monthly report, and we felt that counties of over 150,000 would not be a major undertaking ah personnel wise and administration wise to make this monthly report. Ah, that's the main reason. Another reason is that this law is currently makes the distinction in these counties that we are amending, so we just followed it out. I didn't want to impose a burden on smaller public agencies to make this monthly report."

Hon. W. Robert Blair: "Any further discussion? The question is shall House Bill 4480 pass? All those in favor will vote 'Yeas' and the opposed 'No'. Have all voted who wish? The Clerk will take the record. On this question, there are 152 'Yeas' and no 'Nays' and this bill having received the constitutional majority is hereby declared passed. 4188."

Fredric B. Selcke: "House Bill 4188. A bill for an act to amend Sections of 'The Illinois Highway Code'. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Knox, Mr. McMaster."

A. Thomas McMaster: "Ah, Mr. Speaker, Ladies and Gentlemen of the House, ah this is a bill that would require the



certification of the township road district tax levy up to the town Board or Auditors rather than only to the Township Road Commissioner as it has been in the past. I would urge your support."

Hon. W. Robert Blair: "Discussion? The question is shall House Bill 4188 pass? All those in favor will vote 'Yeas' and the opposed 'No'. Have all voted who wished? The Clerk will take the record. On this question, there are 136 'Yeas' and no 'Nays' and this bill having received the constitutional majority is hereby declared passed. House Bill 3620."

Fredric B. Selcke: "House Bill 3620. A bill for an act to amend Section 20 of 'The Revenue Act of 1939'. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Berman."

Arthur L. Berman: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, House Bill 3620 is a bill which would bring the equality of assessment into real estate tax assessment procedures. The bill applies to counties over 200,000 in conformity with the constitution and it merely states that condominium homes be assessed at the same level of assessment as a single family residency. Many of us who have condominiums homes in our districts have found that assessments procedures are such that they have been assessed in the past, a formula indicating that they are high rise income producing properties, when in fact the profit element is not present in condominium homes and that they



should be assessed in the same way as some of them in residences. The bill was presented to the House Revenue Committee was passed out 10 to nothing out of the Revenue Committee. I know that there was a great deal of interest in the procedures of reassessment and this would bring the degree of equity to the people who are presently being over assessed in condominium homes. I urge your favorable support."

Hon. W. Robert Blair: "Is there discussion? The gentleman from McHenry, Mr. Lindberg."

George W. Lindberg: "Ah, Representative Berman, does this will this do anything to expedite the equalization of real estate that is for example separated by the county line of Cook and Lake, the property all lying in a single taxing district, such as the Barrington School District, where there is a disparity of 38% assessment in Lake County and 23% in Cook County. Will this bill give any relief in that area?"

Arthur L. Berman: "Ah, I don't think it would directly, but what it would do is this, that ah the level of assessment between single family residences in each of the counties would have to be uniform as both single family residences and condominiums. Ah, I think it's along the same lines as the purpose that you point out, but I'm not sure if it would actually address itself to that particular problem."

Hon. W. Robert Blair: "The gentleman from McLean, Mr. Hall."

Harber H. Hall: "Mr. Speaker, Ladies and Gentlemen of the



House, I rise in support of this bill. I think the fact of condominium type family residences is here to stay and I find it downstate as well as presently as is wide spread in the City of Chicago. I think the technicality of the suggestion as raised by Representative Berman in 3620 is a very good one and I think we should pass it."

Hon. W. Robert Blair: "Further discussion? The gentlemen care to close? The question is shall House Bill 3620 pass? All those in favor vote 'Yeas' and the opposed 'No'. Have all voted who wished? The Clerk will take the record. On this question, Maragos, . . ."

Samuel C. Maragos: "No, I want to ask a question."

Hon. W. Robert Blair: "Laurino, 'Yeas'. Brenne, 'Yeas'. You want to explain your vote and ask your question?"

Samuel C. Maragos: "No, I want to ask a question, whether I can become a co-sponsor before it leave the House on the record. On this bill. I'd like leave of the House to become a co-sponsor."

Hon. W. Robert Blair: "On, . . . McLendon, 'Yeas'. Jaffe, you want to be co-sponsors? I suggest we see if the bill passes first, and then we'll come back to your request. On this question, there are 145 'Yeas' and no 'Nays' and this bill having received the constitutional majority is hereby declared passed. Now, those members desiring to become co-sponsors, if you'll identify yourselves. The gentleman from Cook, Maragos, has ask leave to be added as a co-sponsor. Mr. McLendon asks leave. Mr. Jaffe, Harber



Hall, Mr. Hudson, Mr. Lenard, Mr. Pierce, Mr. Katz, Mr. B. B. Wolfe, Mr. O'Hallaren, Mr. Mann, Mr. Yourell, Mr. Garmisa, Mr. Bluthardt, Mr. Brenne. All right, ah, now are there any others? Do these gentlemen have leave to be added so as co-sponsors? All right, they will be added. The gentleman from Cook, Mr. Simmons."

Arthur E. Simmons: "Ah, Mr. Speaker, may I be recorded 'Present' on that roll call. And I'd like to explain my vote. Ah, I. . ."

Hon. W. Robert Blair: "Go ahead."

Arthur E. Simmons: "I haven't determined whether or not this was the possibility of someone building a condominium and then owning all of the condominiums and renting them out as income provision property. Therefore, I'd like to be voted 'Present'."

Hon. W. Robert Blair: "All right. 4329."

Jack O'Brien: "House Bill 4349."

Hon. W. Robert Blair: "Take it out of the record. 4338."

Jack O'Brien: "House Bill 4338. A bill for an act to amend the State Housing Act. Third reading of the bill."

Hon. W. Robert Blair: "The gentlemen from Cook, Mr. Bluthardt."

Edward E. Bluthardt: "Ah, Mr. Speaker and Members of the House, this bill would amend the State Housing Act to provide that the Department of Local Government Affairs may spend money from the housing fund for the administration and operation of the Office of Housing and Building. The Housing Fund served as a depository for unused funds recov-



ered from local housing authorities and land clearance commissions. Under the present statute, the Department may make allocations and expenditures from the Housing Fund for housing grants to local housing authorities, and land clearance commissions and they make allocations to the Illinois Housing Development Authority for new housing development authority acts which grants loans and so forth made pursuant to that act. Inasmuch as all the activities of the Office of Housing and Building would involve the serving of local housing authorities and management of housing funds, it is proposed that the expenditures of the Housing fund be permitted for administration and operation of the housing and buildings in the same manner expenditures are now permitted to operate in the Illinois Housing Authority. I'd appreciate your vote. And with Brian Duff's support, I'd appreciate it if you'd show it by a green light and a 'Yeas' vote."

Hon. W. Robert Blair: "Discussion? The gentleman from Cook, Mr. Lechowicz."

Thaddeus S. Lechowicz: "How much money is in the Housing Fund to begin with?"

Edward E. Bluthardt: "Do you want the first question or the second question?"

Thaddeus S. Lechowicz: "First question, please. I'd like you to explain just how much money is in the Housing Fund."

Edward E. Bluthardt: "The hell with that. Well, Ted, I



can't really answer that, how much money is involved in the Housing fund. These are fund that are unexpended and are recalled back into the Housing Fund and I don't have the least idea how much money is involved here. I only know that as another interest is, that money can be used or could be used for the administration of that Department. And if there is any I think that this would be counteracted by the reduction in the appropriation of the of the Department of Local Governmental Affairs. But I really can't answer the question as to how much money is involved in it."

Thaddeus S. Lechowicz: "How much money would they anticipate spending for administration for the Local Government Affairs, we're reviewing their budget for the next fiscal year in Appropriations and I don't see any possibility, in fact it wasn't even brought up as far as a reduction in the agency's budget."

Edward E. Bluthardt: "Well, I'm sure that it will reflect in a in a reduction of that budget, but in the amount of dollars and cents, I can't tell you that."

Thaddeus S. Lechowicz: "Mr. Speaker and Ladies and Gentlemen of the House, I soundly urge that the membership seriously consider this matter. I think that it's a very important bill, taking away the Unit of Local Government Affairs the power to draw monies from a Housing Fund, X dollars which we would not know and to use this money for the administrative aspect of this local government affairs agency. I think it's a bad bill and should be defeated."



Hon. W. Robert Blair: "The gentleman from Cook, Mr. Shea."

Gerald W. Shea: "Will the sponsor yield for a question?"

Hon. W. Robert Blair: "He indicates he'll yield."

Gerald W. Shea: "Ah, Representative Bluthardt, would the Housing Development Bond or this Development Fund originally had \$100 million in it. Last year we increased the authorization from \$100 million to \$500 million. Now, as I read this bill, this would allow the Department to expend any and all of that \$500 million for administration purposes and we would pay for that with 20 year bonds or 25 year bonds, is that correct?"

Edward E. Bluthardt: "No, I don't think so at all. We refer here to unused funds of a local housing authority and land clearance commission, where they have failed to expend the entire amount allotted to them and that money has been recalled by the Housing Authority. I don't think there is anything outstanding about this, certainly I'm not going to extend the millions of dollars that you refer to for the purposes of administering their offices. Ah, that that's kind of ridiculous, I think, ah again there's nothing new here, because this is exactly what we're permitting the Illinois Housing Authority Development to do, so if it is not new and would ah. . ."

Gerald W. Shea: "Well, would you have any objections to holding this until we can go through it one more time."

Edward E. Bluthardt: "Not at all."

Gerald W. Shea: "All right."



Hon. W. Robert Blair: "Further discussion? Take it out of the record. 4339."

Jack O'Brien: "House Bill 4339. A bill for an act to amend Section 5 of an act to incorporate the Illinois Central Railroad Company. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Lake, Mr. Conolly."

John H. Conolly: "Mr. Speaker, this bill is a historical bill that I think the Governor of the State of Illinois knew should be reconciled and therefore I would ask for your support of this bill."

Hon. W. Robert Blair: "Is there. . ."

John H. Conolly: "This bill takes the Governor off as a member of the Illinois Central Board of Directors. He was put on this, not this Governor, but the Governor previously was put on this commission back in the 1850s. The Governor has asked to be relieved of this position and I therefore this is legislation which would release him from this position to the consent of the company. Therefore, I would ask an affirmative vote of this House."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Shea."

Gerald W. Shea: "John why, John why do we need the approval of the I.C. Railroad?"

John H. Conolly: "Because this is the way that the Legislative Reference Bureau adopted the bill."

Gerald W. Shea: "I mean, I mean it seems kind of funny to sit and pass a law if it's all right with the I.C. Railroad."



John W. Conolly: "Well, . . ."

Gerald W. Shea: "I think we should take rather an affirmative stand, either we're going to pass it. . ."

John W. Conolly: "Abraham Lincoln in his wisdom drew this bill and his consent preceded this legislation."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Maragos."

Samuel C. Maragos: "I would like the sponsor to relieve the response of Abraham Lincoln."

Hon. W. Robert Blair: "The gentleman from Boone, Mr. Cunningham."

Lester Cunningham: "Perhaps I could help Representative Conolly out. We have, we probably classify Lincoln as one of the greatest fellows as far as President and he put it out and now one of the greatest Governors of the State of Illinois is going to ask to take it off."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Katz."

Harold A. Katz: "Ah, Mr. Speaker, I am sure that the reason that the bill was drafted that way is that there is a United States Supreme Court decision and there was recently an Illinois Supreme Court decision upheld that when the legislature by act creates a corporation, that it becomes effective right and that future generations of legislators can not change that and in fact the provision regarding tax benefits to private universities was invalidated on that very grounds. With the consent of the person that was the beneficiary, we would no longer be violating such an agreement and it would constitute a valid enactment."



Hon. W. Robert Blair: "The gentleman from Cook, Mr. Mann."

Robert E. Mann: "Mr. Speaker and Members of the House. I think that this is a very good bill and I think that when the Governor does something right, we should commend him regardless of political parties, and I say that with particular reference to the Illinois Central Railroad, because of the proliferation of high rises that the I.C. industries are playing along the lake front and in my judgment it would be a definite conflict of interest for the Governor to remain on the board under those circumstances, and I want to commend him on taking the initiative with regard to this particular bill."

Hon. W. Robert Blair: "The gentlemen from Lake, Mr. Matijevich."

John S. Matijevich: "Ah, would the sponsor yield to a question?"

Hon. W. Robert Blair: "He indicates he'll yield."

John S. Matijevich: "Ah, John, the Governor is not going to come in now and ask that he be Director of Amtrack, is he?"

John H. Conolly: "Ah, pardon me, I didn't hear that particular question."

John S. Matijevich: "Ah, . . . Mr. Speaker and Members of the House, I concur with Representative Mann that this is necessary legislation. After all, the Governor has been sitting as a Director of this company and he in his high position hasn't been able to control the late requests of the Illinois Central Railroad, so I think that he might as well



get off it."

Hon. W. Robert Blair: "Is there further discussion? The gentleman from Lake, Mr. Conolly, care to close?"

John H. Conolly: "I would like to point out, Mr. Speaker, that all Governors since about 1854 have served upon this board. And also, I think that you should recognize that the Illinois Commerce Commission is an independent body and would hope that this Governor or any previous Governor would not try to influence the independent board of the Illinois Commerce Commission. I'm sure that the previous speaker was being facetious in his remarks and therefore I urge the adoption of the bill when the Governor feels that his that it is the proper thing not to serve on a certain board, I think we should all agree with him and adopt this bill."

Hon. W. Robert Blair: "All right, the question is shall House Bill. . .the gentleman from Lake, Mr. Matijeovich, for what is your point, please."

John S. Matijeovich: "My point is I thought that the bill had reference to the Illinois Central Railroad and not the Illinois Commerce Commission. Am I right or wrong there?"

John H. Conolly: "You're. . ."

John S. Matijeovich: "You referred to the Governor influencing the Illinois Commerce Commission. . ."

John H. Conolly: "I was concerned with his status with the Illinois Central Railroad, in the bill itself."

Hon. W. Robert Blair: "All right, the question is shall House



Bill 4339 pass? All those in favor vote 'Yeas' and the opposed 'Nay'. The gentleman from Cook, Mr. Duff, to explain his vote."

Brian B. Duff: "Ah, Mr. Speaker, I'm voting 'Yeas' because John Matijevich has shown us that the Governor is on the right track."

Hon. W. Robert Blair: "Have all voted who wished? Take the record. On this question, there are 158 'Yeas' and no 'Nays' and this bill having received the constitutional majority is hereby declared passed. House Bill 4543."

Jack O'Brien: "House Bill 4543. A bill for an act to add Article VII to 'The Illinois Insurance Code'. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Epton."

Bernard E. Epton: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House ah this is a bill which covers a deficiency which this legislature brings. I think that you all might be interested in the problem that comes out. The article which we're correcting proposed addition, authorizing the assistance of advisor organizations to compile statistics and disseminate them to the insurance industry. And the reason that this bill is now necessary is because the advisory organizations should be regulated and they were regulated by the Department of Insurance prior to August 1, 1971. Illinois could be faced with federal intervention in the anti-trust area if this bill is not passed. Now, Article XXXV among other things regulated advisory



organizations, but attempted last year to then extend the time of this article to both Senate Bill 1131 and House Bill 1568 failed. Now, Gentlemen, Ladies and Gentlemen, I should emphasize several members of the municipality have made inquiry as to whether this is a rate making bill. It is not, this bill is not a rate making bill. I'll be happy to answer any questions in that regard. But I think you should know that as similar to the Article XXXV, only in that it provides for the licensing and regulating of advisory organizations and many people feel strongly and with good reason because the Department of Insurance has the right to regulate insurance rates in this state. You are all aware that under the laws we have failed to enact, the department has plenty of authority whatsoever. This bill is not an attempt to help insurance companies, it's not an attempt to help anybody, but the average person in insurance. I'll give you a specific example. This bill came about as a result of inquiry by several brokers in the Illinois Insurance Study Commission. If somebody has a building, for example, and want to get \$500,000.00 worth of insurance on it, today that broker must go to several different companies to get not several quotations, but to get one quotation for the amount of insurance that he may carry, so conceivably, you could have a situation where a broker could go to ten companies, get ten different rates, and then go ahead and give you the customer a bill with ten different premiums, all adding up, of course, to the one premium. I



think that we should all recognize that as recently there was an article last week in Insurance Underwriter, the comment was made and this is insurance briefery, that Illinois open reading was a law which allowed to expire by the state legislature which in fact was not replaced with another system. That state now has the purest law of open competition yet. I think that this bill simply allows the advisory organizations to provide statistics to companies to use as they see fit. And I would solicit your vote as well as any questions you might have."

Hon. W. Robert Blair: "All right, for what purpose does the gentleman from Cook, Mr. Simmons, rise?"

Arthur E. Simmons: "Mr. Speaker, I believe we adopted a floor amendment number three yesterday on this bill and I don't have a copy of it. I just wonder if they've been distributed?"

Hon. W. Robert Blair: "Ah, we're trying to get this straightened out right now, with the Sponsor, there appears to be some question about the various amendments. The gentleman from Cook, Mr. Shea."

Gerald W. Shea: "Mr. Speaker, I think that we were in the process of discussing this bill yesterday at the time the Majority Leader asked the Speaker to adjourn. The Speaker then made the statement, take this bill out of the record and I believe it would then be that this bill is on second reading today. The calendar was in error and ah I had this written up this morning, the transcription and I believe the Clerk has a copy of it, or I can find my copy of it."



Hon. W. Robert Blair: "The gentleman from Cook, Mr. Epton."

Bernard E. Epton: "Mr. Speaker, I have no objection. My impression was that we had completed the amendments that had been offered for adoption and I thought that in the confusion that we had accepted the amendments, however since there is some questions out, I would then move to return it to second reading for the adoption of the amendments."

Hon. W. Robert Blair: "All right, does the gentleman have leave? Take the bill back to the order of second reading for purposes of amendment? For what purpose does the gentleman from Cook, Mr. Shea, rise?"

Gerald W. Shea: "Ah, if I read what was transcribed correctly, the bill is on second reading, could be amended and then be advanced to the order of third. The calendar could be in error."

Hon. W. Robert Blair: "In any event, it's back on second now. All right, now, then, I understand that Amendment Number One is to be tabled, so in order to clarify that situation, the gentleman will renew the adoption of Amendment Number One and then ask that that amendment be tabled. Does the gentleman have leave to table? All right. Table Amendment Number One. Now, the Clerk read Amendment Number Two."

Jack O'Brien: "Amendment Number Two, Epton. Amend House Bill 4543 on page 1, line 1, by inserting after 'Article VII A' the following: 'and Section 155.17; and on page 1, line 7, by deleting 'is' and inserting in lieu thereof 'and Section



155.17 are'; and on page 1, line 8, by inserting after 'Article' the following: 'and Section'; and on page 7, by inserting after line 16, the following: and so forth."

Hon. W. Robert Blair: "Ah, the gentleman from Cook, Mr. Epton."

Bernard E. Epton: "Mr. Speaker, Ladies and Gentlemen of the House, Amendment Number Two exactly duplicates Amendment Number One. It was passed unanimously in committee. There was a typographical error, however, in Amendment Number One and that's been changed from 200,000 to 2,000,000, so that it will cover only the city of Chicago. I move the adoption of Amendment Number Two."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Shea."

Gerald W. Shea: "This amendment, as I read it, would prohibit Company A from setting rates as high in one district than in another than another always in a municipality of over 2 million, is that right?"

Bernard E. Epton: "Correct."

Gerald W. Shea: "So, in effect it's a either a rate making or a rate prohibitor?"

Bernard E. Epton: "No, no, it's not. What this simply means is that if an State Farm or Allstate were to charge \$170.00 in the north side of Chicago, they would have to charge \$170.00 in the south side of Chicago and the east side and the west side. It doesn't set any rate. It simply says the company can not vary its rates from one area to another."

Gerald W. Shea: "Well, what about, as I read it, I have three



children under 25 driving and somebody else has no children under 25 driving, does that mean that my rate and their rate have to be the same?"

Bernard E. Epton: "No, it simply means that rates can not be determined by means of a geographic boundary. In other words, all fees being equal, the man with three children in one part of the city with a no accident rate, will be charged the same as the man with three children in another section of the city with no previous accidents."

Gerald W. Shea: "So, it addresses itself to rate making is that right?"

Bernard E. Epton: "No, not in this sense, Jerry, there's nothing to do with saying what the rate the company should charge. The company any company can charge whatever rate is legally permissible to do so, but it avoids, for example, in Chicago, we have four zones, simply geographic limitations. This will prevent the geographic designations. Purely and simply."

Hon. W. Robert Blair: "Further discussion? On the amendment. On the amendment. Mr. Maragos."

Samuel C. Maragos: "Mr. Epton, Bernie, what does this amendment do with the main bill that you are submitting here which really adds the new article here. I still don't know, because you're talking here in the article about advisory organizations. . . are these advisory organizations going to put this amendment in rate making powers, too? I don't understand."



Bernard E. Epton: "No, what happened here this was a... This Amendment was a Bill that Representative Yourell previously introduced. It passed the Insurance Committee in its entirety. But, fortunately the Bill, however, changed a.. a Section of the Act which is no longer existent. It was attached on to the previous prior open reading. With this open reading no longer in existence, we had to have some viable act to put this on. And since this is the next one that came up, we simply elected to do so."

Hon. W. Robert Blair: "The gentlemen from Cook, Mr. Merlo."

John Merlo: "Representative Epton, I'd like for you to answer a question, if you will, please? Where it's true that perhaps there will be uniformity as far as Districts are concerned; however, who determines what the charges would be on a particular type of insurance? Does this go back to the Director of Insurance for final approval or scrutiny?"

Bernard E. Epton: "Well, let's... let's.. We're speaking of only this Amendment. One, it does not go back to anybody for approval. Director of Insurance, Representative Merlo, today has no sayso whatsoever over the establishment on any rates. Those of you who have been advised otherwise have been advised in error. A Director couldn't change a rate if his life depended on it. This simply has to do with a Geo... it simply says that Company A or Company C or any Company can not divide the City of Chicago in different areas for their rate making purposes. The Director has no control over that now or in the future. As a matter of fact,



I should add, that this has been done because some of the Companies would like to go back to the old scheme of things as far as the one area, but because of litigation, they are unable to do so voluntarily. And that's why this Amendment was put on with their test of approval."

Hon. W. Robert Blair: "Mr. Merlo."

John Merlo: "Mr. Speaker, I withhold this question and ask it at the time the Bill is presented."

Hon. W. Robert Blair: "Alright... any further discussion? All those in favor of the adoption of the Amendment say 'aye', opposed 'no', the 'ayes' have it... Okay. The 'yeses' have it and the Amendment's adopted. Are there further Amendments?"

Jack O'Brien: "Amendment No. 3, Epton, amends House Bill 4543 on page 3, line 21, by deleting 'affordable' and inserting in lieu thereof 'reasonable'; and on page 4, line 20, by deleting 'unfairly discriminatory' and inserting in lieu thereof 'unfair or unreasonable'; and on line 25, by deleting 'these' and inserting in lieu thereof 'any group association or'; and on line 26, by deleting 'these and inserting in lieu thereof 'such'; and on line 28, after the word 'activities' by inserting the following: 'relative to individual risks'; and on page 5, line 24, by deleting 'unfairly discriminatory' and by inserting in lieu thereof 'unfair or unreasonable'; and on line 29, by deleting 'may'."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Epton."

Bernard E. Epton: "Mr. Speaker, Ladies and Gentlemen of the House, I move the adoption of Amendment No. 3 which merely



Changes certain language to conform with the requests of the Director of Insurance."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Duff."

Brian B. Duff: "Would the Sponsor answer a question, please?"

Hon. W. Robert Blair: "He indicates he will."

Brian B. Duff: "Ah.. Bernie, ah.. I only heard this, ah.. and I've read it and you have indicated ah.. that it was suggested by the Director of Insurance and yet it wasn't offered before the Insurance Committee. The question that comes to my mind is the words that I think I heard changed which I was thinking of on previous question... on the previous Amendment ah... the words in the Insurance Act which allow the ah.. which set the general standard for ah.. rate making in the Insurance Industry in Illinois that say that no rate maybe unfair.. should excessive inadequate or unfairly discriminatory. And if I heard correctly, I believe that these words change that standard which has existed as a norm in insurance underwriting in Illinois for decades. Is that correct."

Bernard E. Epton: "You're correct insofar as it used to be, but since we've failed to renew those rate making regulations, those norms no longer exist. An the Director..this Bill is prepared by the study commission. And the Director felt that while we were making the change rather than use the words 'unfairly discriminatory' which have a rather vague and unpleasant connotation, the proper use would be 'unfair or unreasonable'. So all he's doing is changing in effect these words 'unfairly discriminatory' to 'unfair



or unreasonable' which henceforth will be the criteria for rate decisions if there are ever passed by this legislature."

Brian B. Duff: "Well... those words ah.. have been tested in the Courts ah.. for years and are a literal bench mark and have been and I'm curious to why this ah.. rather potentially profound Amendment wasn't offered in the Insurance Committee this week."

Bernard E. Epton: "For the obvious reason, we didn't think it was potentially profound. The fact is it is just a question of semantics and we don't have any law today which says 'unfairly discriminatory'. That law no longer exists. 'Unfair or unreasonable' is the words preferred by the Department of Insurance and the Director. And I'm no particular ah...grammatical scholar but if that's what they prefer from a legal basis, I see no objection to it."

Brian B. Duff: "Thank you."

Hon. W. Robert Blair: "Any further discussion? All those in favor of the adoption of the Amendment say 'aye', opposed 'no', the 'ayes' have it and the Amendment's adopted. Are there further Amendments?"

Jack O'Brien: "Amendment No. 4, Epton, amends House Bill 4543 on page 1, line 17 by deleting the first comma and inserting in lieu thereof the following: 'or an insurance trade association'; and by inserting after the second comma 'or'; and on line 18, by deleting '(iii)' and inserting in lieu thereof 'and'; and by deleting all of line 19; and on line 20 by deleting 'research, and (v)' and by inserting in lieu thereof '(iii)'."



Hon. W. Robert Blair: "Mr. Epton."

Bernard E. Epton: "Mr. Speaker, Ladies and Gentlemen, as you can see that as long as we're in the process of making these Amendments, the Legislative Reference Bureau found three oversights in drafting and these are simply grammatical corrections and I move the adoption of Amendment No. 4."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the Amendment say 'aye', opposed 'no', the 'ayes' have it and the Amendment's adopted. Further Amendments? Third reading. Third reading. 2733."

Jack O'Brien: "House Bill 2733, a bill for an act to amend Sections of the 'Timber Buyers Licensing Act'. Third reading of the Bill."

Hon. W. Robert Blair: "The gentleman from Jackson, Mr. Williams."

Gale Jackson: "Mr. Speaker, Ladies and Gentlemen of the House, House Bill 2733 is a Bill that clarifies the 'Timber Buying Act'. It's a cumbersome procedure for both the Buyer and the Grower. And all this Bill does is clarify the Act and I know of no opposition to it. It came out of Committee with an unanimous vote back some time ago and I would appreciate it a favorable vote now."

Hon. W. Robert Blair: "Further discussion? The question is shall House Bill 2733 pass? All those in favor of vote 'aye', opposed 'no', Have all voted who wished? The clerk will take the record. On this question... 146 'Ayes', no 'Nays'. This Bill having received the constitutional majority is hereby passed. 4329."



Jack O'Brien: "House Bill 4329, a bill for an act to amend the 'State property control Act'. Third reading of the Bill."

Hon. W. Robert Blair: "The gentleman from Johnson, Mr. McCormick."

C. L. McCormick: "Mr. Speaker, Ladies and Gentlemen of the House, this Bill ah.. amends the sale of the surplus property in the State of Illinois to allow local Governmental units... I guess it's actually a second choice at the surplus property. Now, I've worked on this for a couple of three years, trying to figure out a way that local governmental units could have advantage of property that State Agencies.. that State Agencies was to ah.. dispose of. At the present time, it builds up a couple of times a year, they have a sale out here at the Fairgrounds and is practically given away. When actually in the local government units, they can't afford to buy as near as good of merchandise as the State is getting rid of. And I... it was in Committee thoroughly heard and I don't believe there was any opposition. And I would certainly appreciate ah.. a vote on this."

Hon. W. Robert Blair: "Alright.. discussion? All those in favor vote 'aye', opposed 'no'. Have all voted who wished? The Clerk will take the record. In this question, there are 137 'Ayes', and 2 'Nays'. This Bill having received the constitutional majority is hereby declared passed. Alright.. with leave of the House, we will now go to the order of Motions. Ah.. yesterday, some of these motions ah.. was



the second legislative day and the ah.. minority leader and I agreed yesterday a when we ah.. properly adjourned that ah.. we would ah.. have that role suspended so that those motions could be considered today. So, ah.. the Majority Leader asked that we suspend the rule that ah.. provides for motions to take from the table ah.. to be longer than two days, namely three days which would include today. So, to leave to suspend the rules so that those motions could be considered today. Alright.. ah.. on the order of motions appears a motion with respect of House Bill 3777. The gentleman from Macon, Mr. Borchers."

Webber Borchers: "Pursuant to Rule 48, I move that House Bill 3777 be taken from the table and placed on the Calendar in the order of Second reading. And now, in Committee this Bill was defeated 5 to 4, do not pass. The Mayor of Collinsville, the Mayor of Pekin, one of the Leaders of the Construction Industries in the State of Illinois and others appeared. For example, the Mayor of Collinsville ah.. testified that it cost \$28,000. dollars just to take leaves out of the Sewer Systems which they have never had to do before. I might point out that this does only one thing. It gives to the local government whether it be a County, a State, a County or a Township or a municipality, the right to decide themselves local control of just burning of brush and trees. Now, I haven't... if you will grant this and put it on Second reading, I have an Amendment that I will call tomorrow that will ah.. leave all land fields under control



completely under burning regulations of Environmental Protection Agency. I do not intend and do not want anymore than I'm sure any one here a continuing fire going on in the landfill. But in our town, as an example, in our community, I have the article with me in the mile and a half sewer line as of April the 28th, this year, it cost \$50,000. dollars more... it will cost \$50,000. dollars more to construct this sewer line because we have to carry away and bury brush and logs. This ah.. the continuation of the Environmental Protection Agency, the rules on the burning of leaves or not permitting the burning of leaves or brush Downstate will cost the people Downstate millions of dollars. The cost for the construction of Lakes will be increased in one case, \$3,000,000. dollars because again, the necessity of taking brush and logs and ah.. burying them. Now, some rule changes have been suggested by the Environmental Protection Agency to make it possible that a town of a thousand, of under a thousand will not be subject to these rules. This is far from adequate. You take Blue Mound of over 1,200 and just a few over 1,200 people, it is illegal to do any burning of leaves within a mile of that community. The cost to our sanitary districts, our municipalities, the municipal league wants a change in this law, testified to this effect. A Representative was there and testified to this effect that they wanted to have a change drawing the Downstate communities to handle these matters themselves. Now anyone under this.. under this, if this becomes a law anyone, any muni-



unicipality or County can make their own rules subject to their own needs, but certainly we are destroying the Democratic right of municipalities and Counties and local entities to make the decisions that are very vital to us Downstate. I remind you that it'll take millions of dollars this year by next January that's going to cost the Downstate municipalities unless we change this rule. It does not effect, in any way, any landfills. I have a letter here in my file just received yesterday from a widow, 80 years old, that had to spend from Social Security money \$15.00 for plastic bags to carry away leaves. I've had many, many complaints, I'm sure others have here also, many complaints concerning this matter and frankly, I wonder who owns the plastic bag stock in this State, because they are certainly making a killing, but what happens... what is happening in the landfields by all this plastic bag is that twice this amount of space is being taken up in the market in the fall months than normally used and thereby eliminating some of the landfield space we need for other real refuse. Now, all we want Downstate, the Municipal League, the Contractors of the State of Illinois, Mayors, the people... all we want is just the right to burn our own brush, our own leaves and our.. the logs in sewer contract, etc., etc., having to burying them. And I ask the other gentlemen here, who I know have things to say about this ah.. help out and give some their views on this matter."

Hon. W. Robert Blair: "The gentleman from Union, Mr. Choate."



Clyde L. Choate: "Well.. Mr. Speaker, Ladies and Gentlemen of the House, I certainly share with Representative Borchers concern as far as this problem existing and especially the smaller communities in Downstate Illinois. However, I have talked to the Environmental peoples and I have been satisfied as far as they are concerned. They have convinced me that they are going to hold meetings throughout, especially Downstate Illinois. They're going to have the Mayors and peoples who are affected by some of the things that Representative Borchers has been talking about. In these meetings they are going to try to work out an amiable solution as far as the smaller communities are concerned. Now, I would also like to point out that the ban on leaf burning is not a new problem, is not a problem that has just been brought about in recent days; weeks, or months or years, because it has been a part of the Illinois statute since 1967. The pollution control board, to be quite frank with you, has relaxed this ban throughout these years and has allowed in certain instances the burning of leaves, in conformance with requests from various smaller communities. I would say, Mr. Speaker, that I think we would be acting in haste if we passed the Bill under question here today. I would think that we would be acting in haste because as I have said, the Environmental Protection Agency is attempting to bring a solution about so that they can relieve the financial conditions that might exist in some of the smaller communities without disturbing the pollution control as far as they are able to bring it about throughout the State of Illinois.



I say to you, Mr. Speaker, that we should give the Agency a further opportunity to work this out within the rules and confines of that Agency. So, therefore, Mr. Speaker, I oppose the motion to bring the Bill out. And if it is brought out, I would oppose the Bill on the floor of the House. So, we might as well get the thing over with and done today and sustain the Committee action to give the Agency the right to work within the framework of their Organization, and go ahead and do this job that this legislature has charged it with the responsibility of doing and that is to bring pollution control to the State of Illinois."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Burditt."

George M. Burditt: "Mr. Speaker, Ladies and Gentlemen of the House, I would like to support the statements that were just made by the distinguished minority leader. I also rise in opposition to this motion to take the Bill from the table. The arguments have been very well expressed by the minority leader. There's very little that I can add to them except that I have also spoken to the ah.. head of the Environmental Protection Agency, the former Representative Blaser. He has assured me that his Agency intends to take another look at this matter. I've also spoken to the Chairman of the Pollution Control Board, Dave Curry, and the Pollution Control Board intends to take another look at this matter. Ah.. we have been assured that there will be further consideration, further hearings, and hopefully, some kind of relief given to the smaller communities. I should also



point out that ah.. this House is getting into the act, because Representative Blades, I believe, has introduced a resolution ah.. requesting that the Agencies take a look at it so, we are on record as Members of the Legislature ah.. to the Downstate communities that this is an important matter and we do expect the Administrative Agencies to do their job in considering these problems which will be created. Ah.. I agree thoroughly with what Mr. Choate has said about the administrative discretion which must be left with the Agencies if we're going to do the job that we must do in this area of combating pollution. I would urge also, Mr. Speaker, and Members of the House, that this motion be defeated."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Douglas."

Bruce L. Douglas: "Mr. Speaker, I think that there is a very important principle that we must consider in voting on this motion. And I would like in responding to Representative Borcher's comments about giving each municipality the so called 'Democratic right' to make a decision about whether or not it should burn leaves. To bring to the attention of the House that the principle of giving each municipality the right to contaminate its environment is one that this legislature should not be a part of. And I would say that there is clear enough evidence to indicate that burning leaves whether it's on a farm or whether there's another farm a mile away, or whether there is a building next door is a contamination of the environment, is unhealthy, it's wrong and I think that this legislature should be very careful.



before it makes exceptions in this kind of decision which relates to the health of the people that's made by the Pollution Control Board. And on principle as well as in substance, I would oppose this motion."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Downes."

John P. Downes: "Mr. Speaker, Ladies and Gentlemen of the House, I move the previous question."

Hon. W. Robert Blair: "All those in favor say 'aye', opposed 'no', the 'ayes' have it. The previous question has been moved. The gentleman from Macon, Mr. Borchers, to close."

Webber Borchers: "Mr. Speaker, Ladies and Gentlemen of the House, I'd like to point out that ah.. I've watched very closely the last few years the Environmental Protection Agency. These gentlemen are judge, jury, and executioners. None of us here should be judge, jury and executioner. But that's exactly what they are. Now, in relation to democracy, they are not operating in a democratic fashion. They are complete dictatorship and a autocracy. I might point out that the records from Cambridge University in England over 600 years old that I have from a Professor of Chemistry there, that the breakdown of the oxygen content of the air by their records over 100 years is exactly the same today as it was a hundred years ago. A hundred years ago. I might point out that where there's a volcanic eruption outside the lava flow area itself, never has there been such a luxurious growth within a year or so after a volcanic eruption. The thing is, unfortunately, we have been led astray to a certain degree and we have problems that I ah... don't.



don't say that must not try to solve them. But in some ways, we are being led astray by a lot of nonsense and fanatics. I think we should take this into account. I told you about ah.. the oxygen.. I might point out that in this room right now that people smoking cigarettes. They're absolutely breaking the law of the Environmental Protection Agency because they are smoking tobacco leaves. And I see no reason why ah.. an old lady or municipality hasn't the right to burn leaves when every one... many of us here and in the State everyday by the pack some of you, are burning leaves. I think it works both ways. And I feel more contamination sometimes in this Chamber than I did in the honest burning of leaves outside. And I hope you will override this ah.. this ah.. motion ah.. to ah.. leave it lay on the table and ah.. allow me to have this Bill on second reading."

Hon. W. Robert Blair: "The question is shall the motion prevail. All those in favor will vote 'aye', and the opposed 'no'. Ah.. The gentleman from Lake, Mr. Kleine."

John Henry Kleine: "Mr. Speaker, ah.. Mr. Speaker, I refrain from discussing this, but as Chairman of the Environmental Committee which I think is one of the finest Committees in the State of Illinois, I would just like to say that this has been well discussed, well thoroughly investigated twice by votes of very fine Representative Cunningham and by a very excellent Representative Borchers. Much time was given to the Committee and I see by the Board and I won't take any more time, but I again would like to comment the



the Committee Action cause I think has been most fair. I would also like to say that the ah.. Agency and the Board itself is going to tackle this problem forthwith and I assure you this is the right direction to go."

Hon. W. Robert Blair: "Have all voted who wished? The Clerk will take the record. The gentleman from Macon, Mr. Borchers."

Webber Borchers: "Ah.. I see what the handwriting is on the wall but I point... tell you folks that ah.. nevertheless I do not have quite the confidence in the change of the rules and regulations so speedily as you. Next fall, you're going to have a lot more madder people Downstate than you have now unless something drastic is done. You can thank God now that I don't ask for a verification."

Hon. W. Robert Blair: "The question here is 35 'Ayes' and 96 'Nays', and the ah.. motion fails. Alright...412.. House Bill 4128. The gentleman from Cook, Mr. Fleck."

Charles J. Fleck: "Mr. Speaker, Ladies and Gentlemen of the House, this motion is to move House Bill 4128 which is the litter control act from the Committee on Appropriations and advanced to Second reading. I've discussed this matter with Representative Regner and with the party on the other side and the appropriation for \$10,000 dollars which is presently in the Bill will be taken out on the Second reading. I ask for a favorable vote."

Hon. W. Robert Blair: "Discussion? The question is shall this motion prevail. All those in favor will vote 'Aye', and the opposed 'No'. Have all voted who wished? The Clerk will



take the record. In this question, there are 132 'Ayes', no 'Nays' and the Motion prevails and the Bill shall be placed on the Calendar in the order of Second reading. All right.. House Bill 2536. Wait a minute... 2544. The gentleman from Cook, Mr. Palmer."

Romie J. Palmer: "Mr. Speaker, Ladies and Gentlemen of the House, this is a motion to take from the table and place on the Calendar of Second reading House Bill 2544. House Bill 2544 gives power to the Illinois Commerce Commission to restrict or prohibit switching, making up or connecting or disconnecting freight cars amongst other things at Railroad crossings. The power by the Commerce Commission can only be exercised after notice in hearing and the finding that Commerce Commission ah.. by the Commerce Commission of an unreasonable inconvenience or danger to the public is present. Under this authority, the Commerce Commission could in heavy traffic density areas restrict the switching of freight cars over freight crossings at peak traffic hours, that is in the morning or afternoon when people are going to or coming from work. But then only if the Commission found the inconvenience or danger to the public is unreasonable and present. This Bill would help hundreds of thousands of motorists and wage earners, school children, commerce and industry all over the State of Illinois. It will save local taxpayers over the State millions of dollars by not having extra policemen and school crossing guards in those areas with adjacent schools. This Bill gives an additional tool



to the Commerce Commission which could consider a situation of some two years ago when a good portion of the village of Dalton, Illinois was isolated by reason of two different freight trains standing on tracks. In that case, a fire broke out in a school building. It could also help many people in the area of East St. Louis, in Aurora and all over the Suburban Area of Cook County and many other areas in the State. Contrary by the propaganda put out by the Railroad Lobbyist, it is the first time I've found a Bill which would specifically give power in this direction. The present law directs its attention to Railroad equipment, its plants or property as it relates to employees, passengers customer and public. The Chief Railroad Engineer of the great Crossing Commission... I'm sorry.. of the Illinois Commerce Commission and the Chairman of the Illinois Commerce Commission has no objection to this Bill. Now, I would ask you, in this case, that we do something for the people of the State of Illinois. It doesn't cost a cent. It gives the authority of the Commerce Commission to act in those cases where there is unreasonable inconvenience or to the danger of the public as present. I ask that you vote to sustain this Motion."

Hon. W. Robert Blair: "The gentleman from Winnebago, Mr. Anderson."

Merle K. Anderson: "Mr. Speaker, Ladies and Gentlemen of the House, this Bill came up in Committee the other day. I was acting Chairman in the absence of the Chairman and I want



to assure you that we gave it a fair and clear hearing. I think Representative Palmer, is doing a very fine job in presenting the case, but we ended up with a vote of 13 against it and no votes for it. Now, if we're going to maintain a system of Committee to work with this House, we can't go out here and take every Bill that is voted down 13 to nothing and decide to take them off the table. Ladies and Gentlemen, this was given a very fair hearing and I would say to vote 'no' on it."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. McPartlin."

Robert F. McPartlin: "Ah.. Mr. Speaker and Members of the House, this Bill has... or was in Committee, in fact it was a repeat. It has been there for a long time. It really doesn't do anything. There are 25,000 industries within the State that have sidetracks connecting with Railroad name mines and the Federal Law now requires that the Railroad must furnish service, switching cars to and from these industries. Therefore, I oppose the motion."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Phil Collins."

Phillip W. Collins: "Ah.. Mr. Speaker, Ladies and Gentlemen of the House, it is extremely rare that I would rise to support a motion to discharge a Committee; however, in this instance I think we have a matter of such magnitude ah.. that I feel compelled to do so. Ah.. this question is not only ah.. a question of inconvenience to motorists. Although, it is on occasion considerably in my District, but also a



matter of safety for the public and the motoring public throughout this State particularly in the South end of Cook County as I know it. Ah.. you can drive through my District from one end to the other ah... and be stopped a half a dozen times by trains ah... would not be a rarity. Ah.. I anticipate going from the Chicago end of our District ah.. to the South end by being stopped at least once and often three times. Ah.. we ah.. we have crossings on Brennard Avenue where there are ten tracks and I have been stopped by.. as many as four times in a row ah.. by myself and I'm sure that others can speak ah.. to a longer inconvenience. This occasion is cheating on the part of motorists and ah.. it does create ah.. a danger factor. Ah.. the attitude of the Railroad seems to be one of complete difference.. indifference to the public ah.. as indicated in the South end of our District in Calumet City where it took 13 fatalities at that crossing before we were successful in getting gates installed by one of the Railroads. I think that this something that should be brought out on the floor. It should be considered. These Bills are.. are very important and I would urge the Members of the House to ah.. sustain Representative Palmer in his motion to discharge the Committee."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Meyer."

J. Theodore Meyer: "Thank you, Mr. Speaker. Part of the problem has been caused by in the last few years, a number of years, trains have been getting longer as the engines have been becoming more inefficient. In the Geography of our State, in order for trains to get from East to West, they have to



travel through South Cook County and literally thousands and thousands of cars travel through South Cook County and the Railroads are showing no consideration to the public. Their answer, their lobbyist answer to the problem is that we should expend taxpayers' funds, motor fuel funds, mind you Gentlemen, to put overpasses over them. This is isn't the solution. I support Representative Palmer's motion."

Hon. W. Robert Blair: "The gentlemen from Livingston, Mr. Hunsicker."

Carl T. Hunsicker: "Mr. Speaker and Ladies and Gentlemen of the House, being a Member of the Public Utilities Committee, I'll have to agree that the Bills had an unfair and impartial hearing. As the Vice-Chairman has said they were voted 13 to nothing, do not pass. Railroad are a necessity. We all know that and they cause inconvenience occasionally. Can't break up a train at every crossing every time somebody want across. We all know that. The Railroad crossings were here long before the highways were and before we had hard roads. I think the State of Illinois over the years, we should have overpasses and underpasses a long time ago. You can't blame the Railroad for the inconvenience being caused. And I think the action of the Committee should be upheld."

Hon. W. Robert Blair: "Any further discussion? The gentleman from ah., Cook, Mr. Palmer, to close."

Romie J. Palmer: "Mr. Speaker and Ladies and Gentlemen of the House, perhaps some of the Members of this House have in mind two other Bills that will come before you to accept or



reject the motion. All this Bill does is to give the authority to the Commerce Commission to restrict or prohibit switching, connecting up trains, making up trains at crossings. That's all it does. And it says that they can only do that when they have given notice and have had a hearing and makes a finding... makes a finding that the convenience to the public or the danger to the public is unreasonable. Now, there is no provision in the present law that has ah... to take care of this situation. And I would say also that the Federal Law does not cover this situation. The Federal Railway Act of 1970. And some remarks have been made about the hearing. The hearing now before the Public Utilities Committee concerned itself with 4405 and 4406. I only read this Bill and had they voted upon it, there was not very much discussion. There was no discussion of this Bill except the discussion that I.. I.. gave... the illustrations that I gave as to what this Bill will do. Now, if we want to talk about the sanctity of Committees, that's fine and dandy, but let's keep in mind that the Committee System in this Legislature has to be responsive to the needs and the desires of the people of this State. This Bill grew out of a Study... an intensive Study of the Railroad Study Commission all over the State and invariably they came up with this type of solution. And one of the solutions to the ever growing problem of grade crossing obstruction. Now, I don't think... that we should have to listen to the propaganda of the Lobbyist in this State anymore. We support the Rail-



roads with our tax money. We support them Federally and we support them with our State Tax dollars. I say it's time we take a look at this thing, bring it to the floor of the House and let's vote it. I ask for your favorable consideration."

Hon. W. Robert Blair: "The question is.. shall the gentleman's motion prevail? All those in favor will vote 'Aye', the opposed 'No'. The gentleman from Cook, Mr. Palmer."

Romie J. Palmer: "To explain my vote, there are 72 votes up there on the Board at the present time. All I need is 89. And then we bring it on to the floor and again, the only thing that this Bill does is give the authority to the Commerce Commission to restrict or prohibit switching at grade crossings. This will allow your travelling public to get home, if the Commerce Commission makes a finding in this direction. To get home at night during those peak traffic hours. It will also allow the school children to get to work or to get to school in the morning. It's a wage earner. it's a public Bill, a peoples Bill and I would certainly hope that some of you who are not voting and those of you who are voting 'red' reconsider it and make it 'green'."

Hon. W. Robert Blair: "The gentleman from Peoria, Mr. Day."

Robert G. Day: "Mr. Speaker, Ladies and Gentlemen of the House, I would like to explain my vote. This has been a source of public complaint for many many years. And I think that probably every man and woman in this House has had complaints from the public ah.. concerning this problem. And it seems



to me that this is a fair and reasonable way to approach it. I think that we should go on record ah.. taking some step to ah.. try to correct the problem. And I.. it seem to me that this is a very reasonable way to do it. So, I.. I.. think that we should support this motion."

Hon. W. Robert Blair: "The gentleman from Kane, Mr. Hill."

John Jerome Hill: "Mr. Speaker and Ladies and Gentlemen of the House, I certainly would appreciate very much if you would allow this Bill to be discussed on the floor. It's a Bill of great import to the people in my particular area. We have several crossing up there, and consequently what happened, their switching at the Farmsworth Ave cross and also at the McClure Road cross. People are sometimes waylaid as long as 45 minutes and this is not out of the ordinary. This certainly is a peoples Bill. It's a Bill that could be proud to vote for and bring to the floor of the House so it can get more thorough discussion. It's about time that we take a stand in this regard. And someone made the statement before that the I.C.C. should have its' ah.. ah.. should not have its' independence questioned. But why are you afraid to do something like this then. And Please, I would appreciate very much if you would vote for this piece of legislation."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Kipley."

Edward L. Kipley: "Mr. Speaker and Ladies and Gentlemen of the House, once again I find myself in a very rare position ah.. crossing the sanctity of the Committee structure in the House. As you know, I have on many occasions talked about



the sanctity of the Committee in vote because of the witnesses you hear during the Committee. I would like to say here and now that I testified in the Committee on this Bill. I agree that it got a good hearing, but I think that the feeling, perhaps was that this Bill has been hanging around for a long time. Something should have been done about it and ah.. maybe the Committee might have been a little hasty. I would like to have them reconsider. I would like to explain what happens village of Riverdale and Dalton where I live and is a big part of my territory. We have a lot of industry in that area and in 5 to 10 square mile area, there are no less than 25 to 28 grade crossings. Now, we don't have a big problem with the few trains that come on the B&O, although they are large trains and put more power units on them so you can put more cars on, but we do have a problem on the I.C. For instance, switches down on to the ah.. terminal tracks, the Indiana Harbor terminal tracks and there's two trains on the other side and they tie up these Railroad crossings through the heart of town. And not only through Riverdale, but also in Dalton to the extent that they back up, completely tying up both sections of the town. There is one section in our village where you.. when the B&O train comes through with a long train, there is no way that you can get from one end of this town to the other. And there have been occasions when they have to... when a train would stall on the tracks, the policeman actually had to hand a child through a train to get to the Hospital that's in Blue Island. Now in my constituent, Romie Palmer comes



from the same area I do and during his last campaign, he also had the opportunity of going down into a further District down around Chicago Heights and run into the same situation down there. This situation is very bad in our area, gentlemen. The Bill does not do anything to the detriment of the Railroads or the industries that I work for and I would solicit your support and bring this Bill on to the floor of the House. Thank you."

Hon. W. Robert Blair: "The gentleman from St. Clair, Mr. Lehman."

Edward Lehman: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. If you would happen to be in a business where you had to pay mechanics \$6.85 an hour and get tied up 20 to 45 minutes at a Railroad crossing, you would probably would change your vote on this particular Bill. We were all through the State and I want to tell you that in the City of East St. Louis, the only way you can get out of it within 20 to 45 minutes is to cross the River and go to Missouri and down to the next County coming back on the Jefferson Barracks Bridge. This is a good Bill and I think the Railroad just defied it. They don't violate a 10 minute law, they go 20 to 45 minutes and block a crossing. I would appreciate ah.. enough votes to get this Bill away from the Committee and hearing on the House."

Hon. W. Robert Blair: "The gentleman from Ogle, Mr. Brinkmeier."

Robert E. Brinkmeier: "Mr. Speaker and Members of the House, I would like to just point out that it isn't all the metro-



politan Areas where these problems exist. Just this past month in a little County back in Northwestern Illinois, I sat 40 minutes waiting to get across one of these crossings. So, it isn't all in the metropolitan area. I'm sure we have these problems in the Downstate Areas too. And I vote 'aye' on it."

Hon. W. Robert Blair: "All those... Is there any further discussion? The Clerk will take the record. The gentleman from Cook, Mr. Palmer."

Romie J. Palmer: "I poll the absentees, please."

Hon. W. Robert Blair: "Alright.. the gentleman has requested that we poll the absentees. Proceed."

Fredric B. Selcke: "Alsup... Alsup is present. Barnes.. Bradley.. Campbell.. Capuzi.. Jimmy Carter.. Richard Carter.. Otis Collins.."

Hon. W. Robert Blair: "Otis Collins.. 'Aye'."

Fredric B. Selcke: "Davis.. DiPrima.. Duff.. Dyer.. Ewell.. Fennessey.. Flinn.."

Hon. W. Robert Blair: "Flinn.. Present."

Fredric B. Selcke: "Garmisa.. Glass.. Granata.. Houde.. Hudson.. Janczak.. Karmazyn.. Keller.. Klosak.. Ed Madigan.. Markert.. McClain.."

Hon. W. Robert Blair: "Markert.. 'No'."

Fredric B. Selcke: "McClain.. McDermott.. McDevitt.. McLendon.."

Hon. W. Robert Blair: "McLendon.. Present."

Fredric B. Selcke: "McMaster.. Merlo.. Kenney Miller.."

Hon. W. Robert Blair: "Kenney Miller.. 'Aye'."



Fredric B. Selcke: "Moore.. Murphy.."

Hon. W. Robert Blair: "Murphy.. 'Aye'.."

Fredric B. Selcke: "Neff.."

Hon. W. Robert Blair: "Neff.. Present.."

Fredric B. Selcke: "D. O'Brien.. O'Hallaren.. Redmond.. Regner..
Ropa.. Scariano.. Schoeberlein.. Shapiro.. Shea.."

Hon. W. Robert Blair: "Shea.. Present.."

Fredric B. Selcke: "Ike Sims.. Soderstrom.. Springer.. Taylor..
Jack Thompson.. Tipsword.. Waddell.. Wall.. Washburn..
Genoa Washington.."

Hon. W. Robert Blair: "Genoa Washington.. 'Aye'.."

Fredric B. Selcke: "Harold Washington.. Williams.. Frank Wolf..
J. J. Wolf.. Zlatnik.. Mr. Speaker.."

Hon. W. Robert Blair: "How is the gentleman from Cook, Mr.
Duff, recorded?"

Fredric B. Selcke: "The gentleman is recorded as not voting.."

Hon. W. Robert Blair: "Duff.. 'Aye'. The gentleman from Cook,
Mr. Ron Hoffman.."

Ronald K. Hoffman: "Mr. Speaker, how was Representative
Springer recorded?"

Hon. W. Robert Blair: "How was Representative Springer re-
corded?"

Fredric B. Selcke: "The gentleman ah.. is recorded as not
voting.."

Ronald K. Hoffman: "Thank you.."

Hon. W. Robert Blair: "Alright.. on this question, there are
89 'Ayes', 13 'Nay'? 31 'Nay'.. 3 Present. For what pur-



pose does the gentleman from Winnebago, Mr. Anderson, rise?"

Merle K. Anderson: "Mr. Speaker, I ask for a verification of the affirmative vote."

Hon. W. Robert Blair: "Alright.. the Members will be in their seat and we will now verify the vote. Starting with the affirmative."

Fredric B. Selcke: "Arrigo.. Barry.. Bartulis.. Berman.. Bluthardt.. Borchers.. Boyle.. Brandt.. Brenne.. Brinkmeier.. Brummet.. Burditt.. Caldwell.. Calvo.. Capparelli.. Carroll.. Chapman.. Choate.. Clabaugh.. Otis Collins.. P. W. Collins.. Corbett.. Craig.. Roscoe Cunningham.. Day.. Douglas.. Downes.. Duff.. Epton.. Fary.. Fleck.. Giorgi.. Hamilton.. Hanahan.. Hart.. Henss.. Hill.. Hirschfeld.. Gene Hoffman.. Ron Hoffman.. Houlihan.. Hyde.. Jacobs.. Jaffe.. Kahoun.. Katz.. Kennedy.. Kipley.. Kosinski.. Krause.. Laurino.. Lechowicz.. Lehman.. Lenard.. Lindberg.. Londrigan.. Ed Madigan.. Mann.. Maragos.. Matijevich.. McAvoy.. McGah.. Meyer.. Kenney Miller.. Peter Miller.. Murphy.. Nowlan.. Palmer.. Pappas.. "

Hon. W. Robert Blair: "The gentleman from Rock Island, Mr. Pappas."

Peter Pappas: "Are we verifying the affirmative roll call?"

Hon. W. Robert Blair: "Yes."

Peter Pappas: "Somebody must have thrown my switch after I threw it myself because I want to vote 'no' on this."

Hon. W. Robert Blair: "Alright.. Change the gentleman from 'Aye', to 'Nay'."

Fredric B. Selcke: "Philip.. Pierce.. Rayson.. Rose.. Schlickman.. Schneider.. Sevcik.. Smith.. Stedelin.. Stone.. Telcser..



Terzich.. You can't on a verification.. Tuerk.. R. Walsh..
W. Walsh.. Walters.. Genoa Washington.. Welsh.. B. B. Wolfe..
Yourell.."

Hon. W. Robert Blair: "The gentleman from Winnebago, Mr.
Anderson... For what purpose does the gentleman from Cook,
Mr. James Carter, rise?"

James Y. Carter: "How am I recorded?"

Hon. W. Robert Blair: "How is the gentleman recorded?"

Fredric B. Selcke: "The gentleman is recorded as not voting."

James Y. Carter: "Make it not Present. Thank you."

Hon. W. Robert Blair: "The gentleman from Winnebago, Mr. Ander-
son."

Merle K. Anderson: "Mr. Boyle.. Representative Boyle."

Hon. W. Robert Blair: "Boyle.. Ah.. he's there.. he's there."

Merle K. Anderson: "Cel&well?"

Hon. W. Robert Blair: "He's there."

Merle K. Anderson: "Chapman?"

Hon. W. Robert Blair: "Chapman... She's there."

Merle K. Anderson: "Collins?"

Hon. W. Robert Blair: "Otis Collins.. How is the gentleman
recorded?"

Fredric B. Selcke: "The gentleman is recorded as voting 'Aye'."

Hon. W. Robert Blair: "Take him off the record."

Merle K. Anderson: "Hanahan?"

Hon. W. Robert Blair: "There he is."

Merle K. Anderson: "Hill?"

Hon. W. Robert Blair: "Hill... He's here."



Merle K. Anderson: "Jacobs?"

Hon. W. Robert Blair: "He's back there."

Merle K. Anderson: "Miller? Pete Miller."

Hon. W. Robert Blair: "He's back there."

Merle K. Anderson: "Ah.. Pierce?"

Hon. W. Robert Blair: "He's here."

Merle K. Anderson: "Sevcik?"

Hon. W. Robert Blair: "He's here."

Merle K. Anderson: "Brinkmeier?"

Hon. W. Robert Blair: "He's back there."

Merle K. Anderson: "Calvo?"

Hon. W. Robert Blair: "He's there."

Merle K. Anderson: "Houlihan?"

Hon. W. Robert Blair: "He's.. he's here. He's back the back there."

Merle K. Anderson: "Krause?"

Hon. W. Robert Blair: "He's there."

Merle K. Anderson: "Rayson?"

Hon. W. Robert Blair: "Rayson is here."

Merle K. Anderson: "Londrigan?"

Hon. W. Robert Blair: "Londrigan. He's here."

Merle K. Anderson: "Telcser?"

Hon. W. Robert Blair: "Telcser is here."

Merle K. Anderson: "Brandt?"

Hon. W. Robert Blair: "Brandt... How is the gentleman recorded?"

Fredric B. Selcke: "The gentleman is recorded as voting 'Aye'."

Hon. W. Robert Blair: "Take him off the record."



Merle K. Anderson: "Kahoun?"

Hon. W. Robert Blair: "He is over here."

Merle K. Anderson: "Carroll?"

Hon. W. Robert Blair: "Carroll... How is the gentleman recorded?"

Fredric B. Selcke: "The gentleman..."

Hon. W. Robert Blair: "He's back there."

Merle K. Anderson: "Katz?"

Hon. W. Robert Blair: "Katz is here."

Merle K. Anderson: "Duff?"

Hon. W. Robert Blair: "Duff... How is Duff recorded?"

Fredric B. Selcke: "The gentleman is recorded as voting 'Aye'."

Hon. W. Robert Blair: "Take him off the record."

Merle K. Anderson: "B. B. Wolfe?"

Hon. W. Robert Blair: "B. B. Wolfe... There he is."

Merle K. Anderson: "Ed Madigan?"

Hon. W. Robert Blair: "How's Madigan recorded?"

Fredric B. Selcke: "Ah.. Edward Madigan is recorded as not voting."

Hon. W. Robert Blair: "Alright... put Duff back on."

Merle K. Anderson: "Did I call Terzich?"

Hon. W. Robert Blair: "Mr. Terzich? No.. How is the gentleman recorded?"

Fredric B. Selcke: "The gentleman is recorded as voting 'Aye'."

Hon. W. Robert Blair: "Take him off the record."

Merle K. Anderson: "McAvoy?"

Hon. W. Robert Blair: "McAvoy... He is back there."

Merle K. Anderson: "Thank you, Mr. Speaker."



Hon. W. Robert Blair: "The gentleman from Cook, Mr. James Carter."

James Y. Carter: "Ah.. Mr. Speaker, through some oversight, I said that I wasn't here, but apparently I am. Would you recorded me as voting 'no'."

Hon. W. Robert Blair: "Change the gentleman from 'not here' to 'no'. Alright... there are 85 'Ayes' and 33 'No's'... three Present. The gentleman's motion does not prevail. For what purpose does the gentleman from Perry, Mr. Cunningham, rise?"

W. J. Cunningham: "Having voted on the prevailing side, I move that the vote by which this motion failed be reconsidered."

Hon. W. Robert Blair: "The gentleman from Winnebago, Mr. Anderson."

Merle K. Anderson: "I move that it be tabled."

Hon. W. Robert Blair: "Alright.. The gentleman from Perry moved to reconsider. The gentleman from Winnebago moved to table. All those in favor of the motion to table say 'aye', opposed 'no', All those in favor of the motion to table say 'aye', opposed 'no', the 'ayes' have it. You don't think so? Do you want a roll call? Five people asked for it. Okay... We'll be here the rest of the Evening. Alright.. On the gentleman's motion to table, all those in favor will note 'aye', and the opposed 'no'. Have all voted who wished? The Clerk will take the record. 36 'Ayes' and 73 'Nays', and the motion to table is lost. The gentleman from Perry, Mr. Cunningham."



W. J. Cunningham: "In the interest of saving time, Mr. Speaker, I move to withdraw my motion."

Hon. W. Robert Blair: "Alright.. the gentlemen have leave.

Alright.. the gentleman's motion to... 4406. The gentleman from Cook, Mr. Palmer. Mr. Houlihan."

John J. Houlihan: "Mr. Speaker, Ladies and Gentlemen of the House, this.. for the last three Sessions, I have no argument with the Committee System, but for the last three Sessions, this Bill or similiar Bills, like House Bill 4406, has been defeated 13 to nothing, 11 to 2, 12 to 1, you name it. In the Utilities Committee... But this House has seen fit to... to pass this Bill... to put this Bill on second reading for four times. Now, this tells me something. It tells me possibly that the people in this House realize the problems of the Communities, of the People, and maybe, just maybe that Committee does not. I ask for an 'Aye' vote to put House Bill 4406 off the table and put in on second reading."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. McPartlin."

Robert F. McPartlin: "Mr. Speaker and Members of the House, this Bill has been up actually in the last five Sessions of the Legislature. The last Bill was killed in October 28th, 1971, by the Senate Transportation Committee. If this Bill was passed into Law, in the Chicago terminal, a train arrives and leaves every 15 seconds... 50 seconds, making it impossible to comply with this Section. Therefore, I oppose this motion."



Hon. W. Robert Blair: "The gentleman from Cook, Mr. William Walsh."

William D. Walsh: "Mr. Speaker and Members of the House, I don't think it's unreasonable at all to ask that the trains move within 10 minutes off a busy intersection. We have a problem in our town which is very serious, with respect to a grade crossing. And I'd like to read just a bit from a letter that I have in my possession from the Superintendent of Schools in our Area, Paul Schilling. In this particular school, about 40% of the enrollment lives... must cross a Railroad track to go back and forth. This is an elementary school and the Superintendent says, 'The major problem which results is due to the fact that the Indiana Harbor Belt Railroad services freight trains only. And on numerous occasions, the tracks are tied up for 20 to 30 minutes at one time. On occasion this has resulted in children, with the assistance of a brakeman, attempting to crawl under the Railroad cars in order to avoid being tardy. On other occasions, the blockage of the tracks has resulted in young children having to wait in inclement weather with a wind chill factor of up to 50 degrees below zero for 20 to 30 minutes. Now, Mr. Speaker and Members of the House, this is unreasonable, it's unsafe and I'm sure there are many examples of situations like this that exist in this great State. It's deplorable that we can not stop the Railroads from inconveniencing our people in this way. This is a people Bill. The people want it. We should be for it. I



urge you to support the gentleman's motion."

Rep. Arthur A. Telcser: "The gentleman from Cook, Representative Collins."

Philip W. Collins: "Ah.. rising just to endorse, Mr. Speaker, what Representative Walsh has just said. I don't think that anywhere in the State or at least in Cook County, our conditions of crossings are more horrible than in my District. It's not at all uncommon for people to be hung up at crossings for many consecutive trains, successive trains, one after another blocking motorists and preventing them from crossing. Ah.. I ah.. think that this Bill should be brought out to the floor. I think that it should be highly endorsed by all of us. Ah.. the indifference to the public convenience and safety shown by the Railroads ah.. I think is criminal and ah.. I urge everyone of you to vote... to support this motion to discharge the Committee."

Rep. Arthur A. Telcser: "The gentleman from Winnebago, Representative Merle Anderson."

Merle K. Anderson: "Mr.. ah.. Mr. Speaker and Ladies and gentlemen of the House, I rise again in opposition to this Bill. I was Chairman of that Committee and we gave it a hearing and we gave it a good hearing. Everybody who was there who wanted to testify, had a right to testify and they were listened to. And those who rendered a question to it had a right to do it and they had time and nobody pushed to hurry. A lot of questions were brought up at that time and I don't have them here now ah.. as to what they were. They



were very informative. And after listening to all the evidence presented, the Committee voted again 13 to nothing.

I say vote 'no' on this one... on this Bill."

Rep. Arthur A. Telcser: "The gentleman from Cook, Representative Palmer."

Romie J. Palmer: "Well.. Mr. Speaker and Members, there is certainly is unanimity of opinion in the Public Utilities Committee and there was on this particular Bill across both sides of the aisle. But it is about time that the people of this State get themselves into a position where they are not subservient to the whims of the Railroad Industry of this State. We held hearing throughout the State in 1969, 70 and 71 and the testimony of evidence was overwhelming that something had to be done to unlock or unjam these grade crossings. In a growing urban area, it is absolutely essential that something be done and if it is not done at this time, it will have to be done at a later date. The people are sick and tired of being tied up... not for 10 minutes..., Mr. Speaker, it's not the 10 minute stoppage that really makes the difference, but it's when they're there for 25, for 30, for 40 to 50, for an hour, that those trains block those crossings, that the people can't move. As a result of this, Elmhurst and many other places in this State have had to expend tax dollars. Their hard earned tax dollars to erect police facilities and fire facilities across the tracks. And that is especially true in any municipality of this State where there is a ah.. ah.. track



going down a parallel with Main Street. So, we've had to spend money and the people have gone along with the Railroad Industry for many, many, many years. But there's more to it than that involved, the inconvenience to the travelling public is intolerable. We have had situations as was related before about the school children. We have situations about ambulance service that couldn't get there or if they did get there, couldn't get back to the hospital. We've had testimony on the Commission by not being able to get a Doctor to a person who was in need of medical care. Finally beyond that, it has bred a disrespect of the Law. Sometime ago, there was fellow by the name of Brisselboe from up in Canada, who got tired of this type of situation and he put his car across the tracks, blocking the train. In the State of Illinois, I believe it has occurred one time. There were several instances of rock throwing at the Conductor and Engineer and all of these things. Now, it's time that the Railroad Industry in this State at least give the people of this State a fair shake. They are not doing it now. We have a statute that is almost a statutory eunuch. It's neither fish nor fowl. It's not enforceable. The State's Attorneys can not enforce it. A trial court judge in Cook County held that a municipality could not enact an ordinance in this direction. So, they can go blindly along their way blocking public travel in the State of Illinois. The time is now, Mr. Speaker, and it's time we go and unjam the grade crossings again. And I would certainly urge each



of you to give this motion your most earnest consideration. Ask your constituency how they feel about it, if you haven't already, vote 'aye' to discharge this Committee."

Rep. Arthur A. Telcser: "The gentleman from Cook, Representative Glass."

Bradley M. Glass: "Will the sponsor yield for a question?"

Rep. Arthur A. Telcser: "He indicates he will."

Bradley M. Glass: "Ah.. Romie, I think may have alluded to this, John, but it was my impression at the present time, it is illegal for trains to block Railroad ah.. grade crossings for more than 10 minutes. In other words, if there is such a statute on the books, if that's true, I'd appreciate clarification of why this is needed?"

Rep. Arthur A. Telcser: "Representative Houlihan said that he will defer to his Counselor, Representative Palmer."

Romie J. Palmer: "The statute now on the books is 98 year old. And ironically in the beginning, they did not.. they put everything against the Railroad Corporation and didn't have the qualifications on the excess of 10 minute blocking. The States Attorney of Cook County and other.. and I agree with him on this principal of law. If you read the statute, it says 'that one shall sue for the use of another'. The former Mayor of Springfield established that principal of law about two years ago in a case involving him and the City of Springfield. They turned him down and then he sued as Nelson Horvath, I believe was the Mayors name for the use of somebody else. It also says that if you do it this way, you



can only get \$10.00 dollars in damages, that's the minimum, or not more than \$100.00 dollars. Now, you can't hire a lawyer for \$100.00 dollars and you know that. The States Attorney will not prosecute on the basis that it does not allude to the benefit of the County. The trial court decision stated: 'that the municipality of Chicago Heights had no jurisdiction to enact an ordinance of this nature'. The statute itself applies only to standing trains. It doesn't apply to the creepers. It doesn't apply to anything else. So, you have an ordinance or statute that's non functus and ah.. as I say a statutory eunuch."

Rep. Arthur A. Telcser: "Ah.. Representative Glass, did you wish to make a few comments?"

Bradley M. Glass: "Ah.. I ah.. just wanted further clarification, Romie. Yeah.. I think it has been held unenforcible from what you've said. What about home rule units? Would there be any prohibition against them adopting ordinances of this type."

Rep. Arthur A. Telcser: "Do you wish to respond, Representative Palmer?"

Romie J. Palmer: "The answer to this would be that presumably a home rule unit and I use the word 'presumably', a home rule unit could establish an ordinance in this direction. And there's one exception and that was pre-emption Bill that was put in this House ah.. last year sometime which would have taken this power away from the municipalities. I don't know that if that Bill is passed. I believe that it



is now pending, but I'm not certain."

Rep. Arthur A. Telcser: "The gentleman from Will, Representative Houlihan, to close the debate."

John J. Houlihan: "Mr. Speaker, Ladies and Gentlemen of the House, without being redundant, time and time again for the last four Sessions, the Utilities Committee has defeated this Bill. And time and time again, this House has seen fit to pass this Bill. And I see no difference today. I say that this House is correct and that the Committee is wrong. And I uphold the Committee System as much as any other Member in this body. But, in this instance, I believe they were wrong and that the people need this legislation. And I ask for your 'Aye' vote."

Rep. Arthur A. Telcser: "The gentleman has moved to take House Bill 4406 from the table and place it on the calendar. All those in favor of the gentleman's motion signify by voting 'aye', the opposed by voting 'no'. Have all voted who wished? The Clerk will take the record. Kahoun.. 'aye' Brinkmeier.. 'aye'. Katz.. 'aye'. In this question, there are 78... 79 'Ayes', 19 'Nays'. The gentleman from Will, Mr. Houlihan."

John J. Houlihan: "Hate to delay this House, but I would like to have you poll the absentees. I'd. like to know how Mr. Merlo voted."

Rep. Arthur A. Telcser: "For what purpose does the gentleman from Cook, Mr. Katz rise?"

Harold A. Katz: "I would like to change my 'aye' vote to pre-



sent."

Hon. W. Robert Blair: "Change the gentleman from 'aye' to 'present'. Alright.. poll the absentees."

Fredric B. Selcke: "Alsup.. Present.. Alsup.. Present."

Hon. W. Robert Blair: "Alsup.. Present."

Fredric B. Selcke: "Bartulis.. Blades.. Bradlye.. Brenne.. Campbell.. Capuzi.. Carrigan.. Richard Carter.. Choate.. Claubaugh.. Craig.. DiPrima.. Duff.. Dyer.. Fennessey.. Flinn.. Flinn is 'Present'."

Hon. W. Robert Blair: "Flinn is present."

Fredric B. Selcke: "Garmisa.. Gibbs.. Glass.. Graham.. Granata.. Hall.."

Hon. W. Robert Blair: "Hall.. 'no'."

Fredric B. Selcke: "Hart.. Henss.. Holloway.."

Hon. W. Robert Blair: "Holloway is present."

Fredric B. Selcke: "Houde.. Hudson.. Hyde.. Janczak.. Jones..

Karmazyn.. Klosak.. Krause.. Lauterbach.. Leon.. Ed Madaigan.."

Hon. W. Robert Blair: "Leon is present."

Fredric B. Selcke: "Markert.. McClain.."

Hon. W. Robert Blair: "Duff.. present."

Fredric B. Selcke: "McCormick.. McDermott.."

Hon. W. Robert Blair: "McCormick.. 'no'."

Fredric B. Selcke: "McDevitt.. McLendon.."

Hon. W. Robert Blair: "McLendon is present."

Fredric B. Selcke: "McMaster.. Merlo.. Kenney Miller.. Peter

Miller.. Moore.. Neff.. D. J. O'Brien.. O'Hallaren.. Pappas..

Philip.. Redmond.. Regner.. Ropa.. Scariano.. Schoeberlein..

Shapiro.. Shea.. Simmons.."



Hon. W. Robert Blair: "Simmons.. no."

Fredric B. Selcke: "Timothy Simms.."

Hon. W. Robert Blair: "Simms, Timothy... no."

Fredric B. Selcke: "Ike Sims.. Soderstrom.. Springer.. Taylor..

Telcser.. Jack Thompson.. Tuerk.. Waddell.. Washburn..

Genoa Washington.. Williams.. Frank Wolf.. J. J. Wolf..

Zlatnik.. Mr. Speaker."

Hon. W. Robert Blair: "78 'Ayes', 24 'Nays', 5 'Present'. Motion fails. 4405."

Fredric B. Selcke: "The Motion to House Bill 4405.. Palmer, Houlihan."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Palmer."

Romie J. Palmer: "Mr. Speaker and Ladies and Gentlemen of the House, House Bill 4405 amends 'The Motor Vehicle Code' in this respect. And it has to do with obstructing persons on highways and this is a present law. That if an individual, business or corporation gets out and blocks unnecessarily or willfully, delay, hinder or obstruct any person in the lawful use of the driving or travelling upon any State Highway, then under the terms of the statute, he is guilty of a misdemeanor and can be fined. Now, what Bill 4405 does is adds to this. The Railroad Corporations blocking and obstructing grade crossings in the State of Illinois in excess of 10 minutes. And it gives them the same treatment as it give you and I when we go out and commit these acts. And it all has to do with obstruction of travel upon public highways which we have used our hard earned dollars pay for."



Now, I will not go into the questions or the reasons for the Bill. It's a variation on a theme that was established in 4406 except that we're trying to at least bring it to the attention certainly the constituency of our constituency to the people of this State to finally getting something done. I can tell you that it is endorsed by the A.F.L. of C.I.O. and the Illinois Municipal League and I request on behalf of the people of this State equal treatment insofar as Railroad appropriations are concerned in blocking grade crossings. I ask for your favorable consideration of the Motion."

Hon. W. Robert Blair: "Alright.. discussion? The gentleman from Winnebago, Mr. Anderson."

Merle K. Anderson: "Mr. Speaker and Ladies and Gentlemen of the House, very briefly and as quickly as I can, not to use up some of your valuable time, I want to arise to oppose this Bill. I rise to oppose it, because my Committee voted it down 13 to nothing. The same vote that we've had so far ah.. was given a good hearing. Everybody was allowed to talk on the Bill, express their points. Now, we can't bring out all of the points here on the House floor that were expressed that day. We'd take up a lot of time. So, I ask for a 'no' vote on this."

Hon. W. Robert Blair: "The gentleman from Franklin, Mr. Hart."

Richard O. Hart: "Mr. Speaker and Ladies of the House, I move to previous question."

Hon. W. Robert Blair: "All those in favor say 'aye', the opposed, 'no', the 'ayes' have it and the previous question has been moved. The gentleman from Cook, Mr. Palmer, care to close."



Romie J. Palmer: "Well.. I would say this to you that if you want to do something for your constituency that you should hop on this Bill and vote for it. It doesn't cost any money. It tells the Railroad that they have to operate on time and can't operate the same way that they've done for the last 50 years. And Mr. Speaker, of many years ago, I suppose the Railroad Industry of this Country, and it's sad in the History Books treats these on a subject that indicates they used to elect the Governors of the State, State Officers, the President of the United States. But I say to you that the time has now come, that the Railroad Industry of the State should at least cognizant of the needs of the people. That we should have an equal shake with Railroad Corporations. They're valuable. We have to have them. But the only thing that we want them to do is operate those trains on time, Operate them in such a way that at least we are not unnecessarily inconvenienced by being held up at the grade crossing blockage. I think it's a good Bill. I think that if you took it back to your people and say, 'look I voted for this Bill', I think the people will say that you did a good job. Even though you may live in a rural area or maybe Southern Illinois or Northern Illinois, you have the occasions to go into some of the growing urban or mini-urban density areas. This is true if you're in Danville, or if you're in Springfield, if you're in ah.. South Cook County, if you're in Rockford and certainly if you're in some of the other areas that are growing.. It's a Bill that the time has come that it should be passed. I ask again for your favorable con-



sideration."

Hon. W. Robert Blair: "The question is.. shall the gentleman's Motion prevail. All those in favor will vote 'aye', the opposed will vote 'no'. Have all voted who wished? The Clerk will take the record. Stedelin.. 'aye'. This question has 66 'Ayes', and 14 'Nays', and the Motion fails. 4445. House Bill 4445."

Fredric B. Selcke: "Motion regarding House Bill 4445 falls."

Hon. W. Robert Blair: "The gentleman from McLean, Mr. Hall."

Harber H. Hall: "Ah.. Mr. Speaker and Ladies and Gentlemen of the House, last Wednesday was probably the busiest day in my last six years in this General Assembly and I was very interested in this Bill, but I didn't make it to the Committee Hearing. I ah.. have filed a motion to discharge the Committee ah.. and place this Bill on the order of Second reading. It's a blood labeling act Bill that's good legislation and needed by our ah.. health facility operations around the State. I've talked to Representative Wall ah.. the Chairman of the Registration Regulation Committee and also the Leadership on the other side of the aisle and they have no objection. I move for the placement of this Bill on the order of Second reading."

Hon. W. Robert Blair: "The gentleman from Kane, Mr. Schoeberlein."

Allan L. Schoeberlein: "Ah.. Mr. Speaker, was this Bill posted seven day in advance? We have a very fine laboratory up in Aurora that we distribute ah.. even at the loss of life, we



deliver blood up and down the Valley. And they have been watching for this to be posted, so witnessess could come down in opposition to the Bill. That's your Aurora Blood Bank. We have a very good man in charge. I've been watching, looking and asking the Clerks and that Bill has never been posted according to the Clerks upstairs."

Harber H. Hall: "I ah.. would not be able to say that it was posted seven days in advance. It was ah.. scheduled for a hearing and ah.. I got to the Hearing Committee just after the Committee adjourned and so I missed... I presume it was posted a week in advance."

Allan L. Schoeberlein: "I would like proof on this that this has been posted, because we who have come down here from home and I ask to watch the Boards and we don't see it posted. We go to the Clerk of the Committee and the Clerk of the Committee... I've been asking every day...Has this Bill been posted? Has it been posted? No. 4445, I keep saying. I called back everyday to the copy house in Aurora and I'm going to look awfully silly... sillier than usual, if this Bill is going to be taken from Committee, if it hasn't been posted. Now, let's not go all out here on the Committee action and everything else in this floor of the House, we're beginning to look ridiculous in the newspapers as it is, when the Courts do this and that and we have Bills that are overruled by the Courts and found unconstitutional. Now this is one that will certainly be found unconstitutional."

Hon. W. Robert Blair: "Well.. the gentleman's motion is ah.. in order, whether or not the Bill was set Hearing or not."



That, of course, is an argument that does to the ah.. merits of the proposal as far as what the gentleman is advancing. But, the motion is in order as far as being considered to take from the Committee. Ah.. the gentleman from ah.. Lake, Mr. Matijevich."

John S. Matijevich: "Ah.. Mr. Speaker, point of an inquiry..

I noted the motion is to place the Bill on the order of Second reading. And I understand there is an appropriation. Wouldn't we ah.. refer this to the Appropriation Committee?"

Hon. W. Robert Blair: "That is ah.. If there is an appropriation and ah.. if this appropriation prevails, I would refer the Bill to the Appropriations Committee."

Harber H. Hall: "And Representative Schoeberlein and his people can come in that Committee."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Douglas."

Bruce L. Douglas: "Mr. Speaker, this Bill is so important. The intent's of this Bill is so urgent and so urgently needed in the practice of medicine that I would strongly recommend. Because of the urgency in dealing with the issue that is involved with this Bill, that we cast aside whatever concerns we may have and bring this Bill out where it can be brought on to Second reading. It is my hope that in the Appropriations Committee that the discussions that are rightfully being asked for could be held, but every day surgeons are using blood, handing out hepatitis to people because they have no knowledge of where the blood came from. This Country at the Federal and State level is rapidly moving in



the direction of doing away with the sale of blood. We're not yet ready to do it because if it were done tomorrow, we would have such a terrible lag. that many people would suffer from the absence or the unavailability of blood. But I think that the time is of the essence and that it would even be a mistake for us to wait until the next Session, until kind of a Bill could be brought up so that it could be heard properly and this House could act on it. I would strongly recommend, because of the urgent nature of the issue that's involved, that we bring the Bill out of Committee and then we have a chance to hear what the opponents of the Bill would say and then that we act on it."

Hon. W. Robert Blair: "The gentleman from McLean, Mr. Hall."

Harber H. Hall: "Ah.. Mr. Speaker, would the ah.. Appropriation ah.. on this Bill of \$25,000 dollars to administer ah.. it would be exempt from the time ruling and being a strong advocate of the Committee System, ah.. I would renew my motion to ah.. take from the Committee on Registration and Regulation this Bill and place it in the Appropriation Committee for Hearing."

Hon. W. Robert Blair: "Ah.. the motion prevails that ah.. that would be what would happen. Alright.. the question is shall the gentleman's motion prevail. All those in favor will vote 'aye', the opposed 'no'. Have all voted who wished? The Clerk will take the record. Alright.. in the question.. 109 'Ayes' and 3 'Nays', and the gentleman's motion prevails and the Bill comes out on Second reading and now will be referred from Second reading back to the House of Appropria-



tions Committee. 4413.

Fredric B. Selcke: "Motion on House Bill 4413, Ashburn."

Hon. W. Robert Blair: "The gentleman from Grundy, Mr. Washburn."

James R. Washburn: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. House Bill 4413, 14, and 15 were approved by the Executive Committee and re-referred to the Appropriation Committee last week. Amendments are prepared and will be presented on second reading to strike the entire appropriation from all three Bills. I, therefore, move that House Bill 4413, 14, and 15 be removed from the Appropriations Committee and be placed on the order of second reading. Now, this motion has been approved by Representative Shea, and Lechowicz and Chairman Regner and I ask their support of this action."

Hon. W. Robert Blair: "Alright.. Is there discussion? The gentleman from Cook, Mr. Shea."

Gerald W. Shea: "Will the gentleman yield for question?"

Hon. W. Robert Blair: "Yes."

Gerald W. Shea: "Could you explain to me.. as I remember when these Bills were heard, it was going to cost almost a million dollars to complete this operation. If you take the ah.. appropriation off, how can you implement the Bills?"

James R. Washburn: "Because the ah.. effective date is being set back, Jerry."

Gerald W. Shea: "Pardon me."

James R. Washburn: "The effective date will also be amended."



The effective date of all three Bills will also be amended to July 1st, '74."

Gerald W. Shea: "July 1, '74?"

James R. Washburn: "Yes, Sir."

Gerald W. Shea: "Well.. then what's the rush in passing the Bills at this Session?"

James R. Washburn: "These are far reaching Bills and they set the framework for a Pathology System for County Coroners, as you well know and it's going to take a little time to prepare for the changeover."

Hon. W. Robert Blair: "Is there any further discussion? The question is shall the gentleman's motion prevail on House Bills 4413, 4414 and 4415. All those in favor will vote 'aye', the opposed 'no'. Have all voted who wished? The Clerk will take the record. Maragos.. 'aye'. The gentleman from Grundy, Mr. Washburn."

James R. Washburn: "A point of parliamentary inquiry.. If this fails to receive the 89 votes, will these Bills remain in the Appropriations Committee?"

Hon. W. Robert Blair: "Yes."

James R. Washburn: "Thank you."

Hon. W. Robert Blair: "Alright.. the gentleman's motion with respect to these Bills is lost. 3746."

Fredric B. Selcke: "Motion on House Bill 3746, Tipsword."

Hon. W. Robert Blair: "The gentleman from Christian, Mr. Tipsword."

Rolland F. Tipsword: "Mr. Speaker and Ladies and Gentlemen,



this motion relates to House Bill 3746 which a rather simple Bill and fortunately so simple that I overlooked it. This did not appear for hearing before the Committee, simply because I neglected and overlooked the fact that requesting the Chairman of the Committee that this Bill be called. I have discussed with the Chairman of the Committee, Mr. Cunningham, before filing this motion. The fact that I had failed to do this and unfortunately ah.. I contacted him at a time when his Committee had already completed their work. He said that he would like to call them back together. And I did not wish to impose upon that Committee and he also felt that the Committee could not probably get back together in sufficient numbers in time to look at this Bill. This is a Bill that's quite simple. It does only two things. It adds personal service to certified and registered mail service that must be ah.. given to any Director or to the Trustees of any District of a fire protection district or in a public library district, when any land ah.. is made part of such a district is an annex to a municipality. And then further, it clarifies the additional language in the act at the present time that such territory in a fire protection district or in a public library district, if proper service is not had, will not be annexed, by such an annexation procedure. It merely clarifies that language, and adds an additional service to registered and certified mail services upon the trustees, that of personal service. It has been requested by the Municipal League and adds addition protection to those areas which



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municipalities would try to annex. And I would appreciate it very much if this might be taken or discharged from Committee and placed on Second reading. I thank you very much."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Glass."

Bradley M. Glass: "Will the gentleman yield for a question, please?"

Hon. W. Robert Blair: "He indicated he will."

Bradley M. Glass: "Rolland, I take it that the main import of this Bill is.. is to add the personal service requirement. But I'm wondering ah.. what the need is for that. It seems to me that.. ah.. at least in my experience, I've heard of no cases where the library districts or ah.. ah.. fire protection districts have not received this service if it's sent to them by registered or by certified mail. Ah.. it seems to me that we're talking about an added expense for the municipality and ah.. without commensurate benefits."

Rolland F. Tipsword: "Is that a sole and only, Representative Glass, for the purpose and convenience in some cases. There are a some few cases in which the personal service ah.. was ah.. more convenient than actually the registered or certified mail. It does remove registered or certified mail which can still be used, but it does add personal service which is the kind of service which we have in almost all of our other ah.. legal situations in addition to registered and certified mail. There are ah.. two municipalities and in particular, I understand, have asked for the privilege of making personal service instead of registered or certified, if they wish to do so."



Bradley M. Glass: "You mean this would be optional?"

Rolland F. Tipsword: "Yes.. it's optional. This is just an added service. Registered and certified still remains in the Bill as one of the means of service. Two of the means, I mean."

Bradley M. Glass: "So that a municipality would have a choice?"

Rolland F. Tipsword: "That's right. It would not have to be personal service. It could still be by registered or certified mail."

Bradley M. Glass: "Thank you."

Hon. W. Robert Blair: "Are there further questions? The question is shall the gentleman's motion prevail. All those in favor will vote 'aye', the opposed 'no'. Have all voted who wished? The Clerk will take the record. Murphy 'aye', Conolly 'aye', Walters, 'aye', Schneider 'aye', McLendon 'aye', J. J. Wolf 'aye', Timothy Simms 'aye', On this question, there are 114 'Ayes' and 2 'Nays' and the gentleman's motion prevails. 4155."

Fredric B. Selcke: "Motion on House Bill 4155, Cunningham, Roscoe."

Hon. W. Robert Blair: "The gentleman from Lawrence, Mr. Cunningham."

Roscoe D. Cunningham: "Mr. Speaker, since 402.. 4208 is a companion Bill, may it be heard simultaneously? Mr. Speaker, 402 is a companion Bill, may it be heard simultaneously? There is a companion Bill 4208. Is that possible or not?"

Hon. W. Robert Blair: "Alright.. read.. Yes.. just a minute."

Fredric B. Selcke: "House Bill 4208 on motion, Cunningham."



Hon. W. Robert Blair: "Alright.. the gentleman from Lawrence, Mr. Cunningham."

Roscoe D. Cunningham: "Mr. Speaker and Members of the House, two months ago the Supreme Court, United State Supreme Court, and ruled and Dunn vs. Blumstein that all residency requirements were invalid, but they seem to uphold the proposition that 30 days was a reasonable period for which the Clerk could close the books and get ready for the election and to correct this chinK in the election armor in Illinois, I introduced ah.. House... Joe Gibbs and I introduced House Bill 4155 and 4208. And then the day of reckoning came when we went to the Committee and just at the wrong moment we were called away from the Committee and I implored the aid of one of the experienced Legislators, whom I've always followed his lead and guidance with good effect in the past, but as luck would have it, he too was called away at the wrong moment. But as the result was, it may seem utterly incompetence, but I hope that you will not so conclude, but we didn't get a chance to present our bill before Chairman Phil Collins and his distinguished Election Committee. But I have assure by the Chairman and Members of the Committee that they all thought it was an excellent Bill and were prepared to vote for it at every opportunity. None believe more strongly than I, in the sanctity of the Committee, we would never take any course of action which in any way might compromise or weaken that sanctity. I would be ever indebted to you if you could find it in your heart to cast a unanimous vote to discharge the Committee in this particular instance



or at least 89 of you do so. Thank you."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Phil Collins."

Phillip W. Collins: "Ah.. Mr. Speaker, in spite of the fact that the Sponsor somewhat overstates his case and in spite of his self confessed confidence, I did agree to support his motion to discharge the Committee and I would urge every one to join me."

Hon. W. Robert Blair: "Is there further discussion? The gentleman from Lawrence, Mr. Cunningham, to close. Alright.. the question is shall the gentleman's motion with respect to these two Bills prevail. All those in favor will vote 'aye', and the opposed 'no'. Have all voted who wished. The Clerk will.. The Clerk will take the record. On this question, there are 125 'Ayes' and 1 'Nay' and the gentleman's motion with respect to these two Bills prevails. There are a few Bills now that are on second reading and if they are to be considered tomorrow, they will have to be read today. 4428."

Fredric B. Selcke: "House Bill 4428, a bill for an act to amend 'The Vehicle Code'. Second reading of the Bill. Ah.. no Committee Amendments."

Hon. W. Robert Blair: "Any Amendments from the floor?"

Fredric B. Selcke: "Amendment No. 1, Pappas, amend House Bill 4428 on page 1, line 2, by inserting between 'amended' and the period the following: andsoforth."

Hon. W. Robert Blair: "The gentleman from Rock Island, Mr. Pappas."



Peter Pappas: "Ah.. Mr. Speaker and Ladies and Gentlemen of the House, ah.. this is one that we discussed yesterday. This appropriates \$7,300,000 dollars to the Secretary of State for the administration of this act. Ah.. in order to ah.. go ahead with this, the Secretary would need ah.. funds in order to administer and I would move for its' adoption."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Duff."

Brian B. Duff: "Mr. Speaker, I'm the principal Sponsor of this Bill. Ah.. yesterday, I had not seen this Amendment. Ah.. and I ask for time to speak to the Sponsor. Ah.. since that time I have talked with ah.. Secretary of State, John Lewis, with the person that prepared the work ah.. on the fiscal note with Mr. Howlett and Mr. Kucharski. They all like this Bill. Ah.. I have prepared after conversation with the Secretary of State an Amendment which will be offered immediately after this one. Ah.. it is my feeling that this Bill does not need any appropriation and in keeping with my conversation with the Secretary of State ah.. with Auditor Howlett and with Mr. Kucharski, I will offer an Amendment to change the effective date of this Bill immediately after this vote. I sincerely hope that this Amendment will not be added to my Bill. I feel that it is deleterious to the whole effect of the Bill and an unnecessary expenditure and delay. I would urge a 'no' vote on the Amendment."

Hon. W. Robert Blair: "The gentleman from Rock Island, Mr. Pappas."

Peter Pappas: "Mr. Speaker, I rise on appointed personal privilege. The previous speaker mentioned that my Amendment was



dilatory. If he will check the record, he will find that I voted for his Bill in my Committee. All I'm trying to do is get the Bill in shape so that whoever is the Secretary of State, they will have the funds necessary to administer it. That's all I'm trying to do. If I were trying to be dilatory, I could have killed this Bill in Committee."

Hon. W. Robert Blair: "The gentleman from Lake, Mr. Pierce."

Daniel M. Pierce: "Ah.. Mr. Speaker, may I ask a question of the Sponsor of the Bill. I know we're on the Amendment, but the Sponsor of the Bill, did you say that you were going to put on an Amendment next that would delay the effective date to July 1, 1973? Did I hear you correctly?"

Hon. W. Robert Blair: "Yes.. the gentleman from Cook, Mr. Duff."

Brian B. Duff: "Um.. let me say that the ah.. actual time of starting to put the the ah.. pictures on the licenses will require some preparation, not expenditure. Ah.. this present Secretary of State feels that the two gentlemen who are contending for that Office should have an opportunity to influence some of the things which must be done, including letting out bids on Contracts. I might add, by way of explanation, perhaps I wasn't speaking clearly, but I did not use the word 'dilatory'. I said 'deleterious' and I apologize for not having made more clear."

Daniel M. Pierce: "Mr. Speaker, I still don't understand, if it's going to be delayed to July 1, '73, then we won't need an appropriation to fiscal '74, but if it's going to be effective before then, then I can see there might be a need



for appropriation for fiscal '73, which we're now talking about, and I wish the Sponsor would tell me."

Brian B. Duff: "You are right... the effective date on the Amendment which I will offer, after conversation with the Secretary of State, will be July 1, 1973, and we need no appropriation. We do need time, however, and the ah.. mandate privilege of the statute, so that the Secretary of State may go through the necessary steps of letting ah.. it out for bids and so forth. I do feel, as you, that we do not need an Appropriation Amendment to this Bill at this time. And I would urge a 'no' vote on Amendment No. 1."

Daniel M. Pierce: "Well.. if no money is to be expended in the fiscal 1973, then I could understand ah.. I could understand ah.. opposing Amendment No. 1, which the gentleman from Rock Island has just proposed. In taking the word of the Sponsor that he's going to offer as Amendment No. 2, an Amendment that would make the Bill effective. At least as far as the expenditure of funds goes, on or after July 1, 1973, then we would need an appropriation in the next fiscal year. Ah.. next spring, we would consider an appropriation for fiscal '74. Based on that assurance of the Sponsor, the gentleman from Cook County, I will ah.. vote against the Amendment No. 1 proposed by the gentleman from Rock Island, because I feel that the appropriation will then not be required to fiscal '74 and then there would be no need to adopt Amendment No. 1 at this time. An therefore, I would oppose it."



Hon. W. Robert Blair: "The gentleman from McHenry, Mr. Hanahan."

Thomas J. Hanahan: "Mr. Speaker and Members of the House, I too, am a Member of the Appropriations Committee and Minority Co-Spokesman, would oppose any Amendment on the floor here that would expend \$7,000,000 dollars or appropriate or encumber \$7,000,000 dollars of the taxpayers money that will not be spent in fiscal year '73. This is a.. to change the priority system of spending the money, we only have so much money coming in, and it certainly seems foolish to me to encumber \$7,000,000 dollars when there's other priorities in the needed areas of spending, than photographs on Drivers Licenses. I believe that Amendment... the Bill presented will include a \$.35 Charge for the cost of the photograph on the purchase of the new License Plate. So, I don't see at this time why we have to amend the Bill to include any other appropriation and I urge the defeat of the Amendment.."

Hon. W. Robert Blair: "Alright.. the gentleman from Rock Island to close."

Peter Pappas: "Mr. Speaker, Ladies and Gentlemen of the House, ah.. in answer to the last Speaker, the Bill does not call for a \$.35 fee. The Bill leaves the fee entirely open. There is no mention of an exact figure as to what this will be charged. As far as the appropriation, if this Amendment is put on this Bill, it will be re-referred to the Appropriations Committee and they are the ones that have the knowledge as to what funds are available and what the priorities



are. All I'm attempting to do to get this Bill as it is now in shape so that whoever is the Secretary can handle it. Now is he's going to.. now if the Sponsor of the Bill is going to extend the date to 1973, and no monies will be needed, I think he said until '73 or '74, then I can't see the need of the Bill now. I think he would be better off holding this Bill and drafting it properly, so that when we vote on it, we know what we are going to charge the drivers in the State of Illinois. They will have a better idea of how much time they will have to stand in all of the Drivers License Stations in the State of Illinois waiting to have their picture taken. I think if he's going to do this that he should hold this Bill until he has his Bill drafted perfectly so we as Legislatures know exactly what we're voting for. I move for the adoption of Amendment No. 1."

Hon. W. Robert Blair: "Alright... the question is on the ah.. on the gentleman's... For what purpose does the gentleman from Cook, Mr. B. B. Wolfe rise?"

Bernard B. Wolfe: "Might I ask a question of..."

Hon. W. Robert Blair: "No.. we've already opened and closed. You can explain your vote if there's a roll call vote. All those in favor of the Amendment say 'aye', opposed 'no', All those in favor of the Amendment say 'aye', all those opposed say 'no'. All those in favor of the Amendment, vote 'aye', and the opposed 'no'. Have all voted who wished? The Clerk will take the record. In this question, there are 59 'Ayes' and 21 'Nays', the gentleman's motion fails. Are



there further Amendments?"

Fredric B. Selcke: "Amendment No. 2, Duff, amend House Bill 4428 on page 2, by deleting line 5 and inserting in lieu thereof the following: '(c) Except as otherwise provided in this Act, every application for a drivers license or renewal'; and on page 2, by inserting between lines 16 and 17 the following: '(d) The provisions of paragraph (c) of this Section shall not apply to the issuance of a temporary license or permit unless required by rule of the Secretary of State'; and on page 3, line 4 by deleting 'January' and inserting in lieu thereof 'July'."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Duff."

Brian B. Duff: "Mr. Secretary, these Amendments are drawn after ah.. a lengthy conference with the Secretary of State last night and I'm responsive with his feeling as to how the Bill might be put in good shape. I move the adoption of Amendment No. 2 to House Bill 4428."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. B. B. Wolfe."

Bernard B. Wolfe: "Now, will the Sponsor yield for a question, Mr. Speaker?"

Hon. W. Robert Blair: "He indicates he will."

Bernard B. Wolfe: "Ah..Mr. Duff, what provisions in this Amendment is there for the.. or was that left alone.. for the taking of the pictures for the drivers license? Is that to be done by the Secretary?"

Brian B. Duff: "There is no provision for that in this Amend-



ment."

Bernard B. Wolfe: "Is there one in the Bill?"

Brian B. Duff: "Yes."

Bernard B. Wolfe: "And who's responsibility?"

Brian B. Duff: "Ah.. Representative Wolfe, with your kind indulgence, I would really prefer this time to ah.. vote on the Amendment and ah.. I would be happy to discuss either before or during the debate on the Bill, all of the merits of the Bill."

Bernard B. Wolfe: "Alright.. Thank you."

Hon. W. Robert Blair: "Any further discussion? All those in favor of the adoption of the Amendment say 'aye', the opposed 'no', the 'ayes' have it and the Amendment's adopted. Are there further Amendments? Third reading. 3796."

Fredric B. Selcke: "House Bill 3796, a bill for an act to regulate and control or prevent off-shore dredging, construction, dumping, drilling and salvage operations in those waters of Lake Michigan forming a part of the State of Illinois. Second reading of the Bill. Committee Amendment No. 1, amdn House Bill 3796 on page 3, by striking lines 18 and 19 andsoforth."

Hon. W. Robert Blair: "The gentleman from Lake, Mr. Kleine."

John Henry Kleine: "Mr. Speaker, Committee Amendment No. 1 was adopted by the unanimous consent of the Committee and I move its' adoption."

Hon. W. Robert Blair: "Discussion? All those in favor of the adoption of the Amendment say 'aye', opposed 'no', the 'ayes' have it and the Amendment's adopted. Are there further



Amendments?"

Fredric B. Selcke: "Committee Amendment No. 2, amend House Bill 3796 on page 2, line 4 by deleting 'Public Works' and inserting 'Transportation'. in lieu thereof; andsoforth."

Hon. W. Robert Blair: "The gentleman from Lake, Mr. Kleine."

John Henry Kleine: "Mr. Speaker, likewise, this is another mechanical Amendment that was adopted by the Committee and I move its' adoption."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Simmons."

Arthur E. Simmons: "Ah.. Mr. Speaker, ah.. on this Amendment No. 1, House Bill 3796, ah.. amends, I believe ah.. page 3, and also Amendment No. 2 does it on the same line."

Hon. W. Robert Blair: "On Amendment No. 1, which line are you referring to?"

Arthur E. Simmons: "Amendment No. 1, right up at the top, it says amend on page 3, lines 18 and 19."

Hon. W. Robert Blair: "Right."

Arthur E. Simmons: "On Amendment No. 2, on line 17, it says page 3, line... on line 19, it says page 3, line 18 and also on page 2, line 1."

Hon. W. Robert Blair: "Yeah.. well, wait a minute. I think the points well taken. The second Amendment ah.. does not appear to work in harmony with ah.. the Amendment No. 1. So ah.. while we're getting that matter cleared up, why don't you come up here and we'll look at it and for the moment we'll take it out of the record while we're getting that resolved. 3784. 3784."



Fredric B. Selcke: "House Bill 3784, a bill for an act to amend Sections 3, 5, 11 and 12, an act to provide law in relation to private employment agencies. Second reading of the Bill. One Committee Amendment. Amend House Bill 3784 on page 1, line 1, in the title andsoforth."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Mr. J. J. Wolf."

Jacob J. Wolf: "Mr. Speaker and Members of the House, Amendment No. 1 is a Committee Amendment. It does take care of some misspelling and technical changes and also ah.. worked out of request from the Department of Labor changing the provisions for Agencies making a monthly report to an annual report and I move for its' adoption."

Hon. W. Robert Blair: "Alright.. All those in favor of the adoption of the Amendment say 'aye', opposed 'no', the 'ayes' have it and the Amendment's adopted. Are there further Amendments? Third reading. 4079. Wait a minute."

Fredric B. Selcke: "Amendment No. 2, Wolf, amend House Bill 3784, as amended, in Section 1, paragraph 7, by inserting before the period which ends the third sentence of such paragraph the following:, andsoforth."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. J. J. Wolf."

Jacob J. Wolf: "Mr. Speaker, Amendment No. 2, to House Bill 3784 would allow an Agency to interview on the premises of an Employer ah.. Client as long as they give prior notice to the Department of Labor and the Department fails to raise objection. I move its' adoption."



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Hon. W. Robert Blair: "Is there further discussion? All those in favor of the adoption of the Amendment say 'aye', opposed 'no', the 'ayes' have it and the Amendment is adopted. Are there further Amendments?"

Fredric B. Selcke: "Amendment No. 3, J. J. Wolf, amend House Bill 3784 on page 1, line 1, by inserting after the word 'of' the following: 'and to add Section 1a to'; and on page 1, by deleting line 10 and inserting in lieu thereof the following: andsoforth."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. J. J. Wolf."

Jacob J. Wolf: "Amendment No. 3 would establish a.. an Employment Agency Advisory Council to work in harmony with the Department of Labor. Ah.. it clarifies what constitutes a bonafide job order and ah.. on a referral slip that an Employee prospect.. a send out slip..where adding the words that the fee could be negotiable between Employer and Employee. And also on page 7, line 35, we had directly or indirectly and that would the Department of Labor a jurisdiction over unlicensed ah.. Employment Agencies and a few other technical changes and I move its' adoption. It also defines Resume Service and Consulting Agency."

Hon. W. Robert Blair: "Any further discussion? All those in favor of the adoption of the Amendment say 'aye', opposed 'no', the 'ayes' have it and the Amendment's adopted. Are there further Amendments? Third reading. 4079. Okay ah.. 4248."



Fredric B. Selcke: "House Bill 4248, a bill for an act to make an additional appropriation for the Accounting Revenue Division of the Secretary of State for refund and advance to second reading of the Bill. No Committee Amendments."

Hon. W. Robert Blair: "Are there Amendments from the floor? Third reading. Alright.. now, with the regard to 3796 so it can be worked out over night. It's had one Amendment put on it. The other 3 or 4, the gentleman from Lake, Mr. Kleine, has to put on there needed to coordinate it. So, we're going to advance it to third so we've had it read the second time today. He's going to ask a leave tomorrow to bring it back to put the Amendments in streamline fashion on it. So, we will ah.. advance it then to third reading. Committee Reports."

Fredric B. Selcke: "Ah.. Mr. Randolph from the Committee on Revenue from which House Bills 4437 and 4610 refer to reports to sameback with recommendation of the Bills, do pass. Mr. North, Vice-Chairman of Executive to which House Joint Resolution Constitutional Amendment No. 13 was referred reported the sameback with the recommendation that the Resolution, do adopt."

Hon. W. Robert Blair: "Messages from the Senate."

Fredric B. Selcke: "A message from the Senate by Mr. Wright, Secretary: Mr. Speaker - I am direct to inform the House of Representatives that he Senate has passed a bill of the following title, in the passage of which I am instructed to ask the concurrence of the House. Senate Bill 1557, passed by the Senate, May 11, 1972. Kenneth Wright, Secretary."



Hon. W. Robert Blair: "Introduction and First Reading of the Bills."

Fredric B. Selcke: "House Bill 4651, Schoeberlein, a bill for 'An Act to amend Section 1 of 'An Act to provide for the ordinary and contingent expenses of the Clerk of the Appellate Court of the Second District'. First Reading of the Bill. 4652, Gibbs et all, a bill for 'An Act to provide for the ordinary and contingent expenses of the Court of Claims'. First reading of the Bill. 4653, Lechowicz, appropriates \$592,250 dollars to the Department of Finance for Electronic Data Processing Services to the General Assembly. First reading of the Bill. House Bill 4654, Walter, et all, appropriation to the Department of Conservation. First reading of the Bill. 4656, Lindberg, et all, transfer of functions from the Auditor of Public Accounts to the State Comptroller. Ah.. first reading of the Bill. 4657, Lindberg, amends an 'Act in relation to the auditor of public accounts. First reading of the Bill. 4658, Lindberg, amends an 'Act dealing with Trust Funds'. First reading of the Bill. 4659, Lindberg, amends the 'Coal Mining Act'. First reading of the Bill. 4660, Lindberg, amends the 'Juvenile Court Act'. First reading of the Bill. 4661, Jimmy Carter, et all, appropriate \$50,000 dollars to the Road Fund. First reading of the Bill."

Hon. W. Robert Blair: "Alright.. one further Bill on Second reading, leave and go back there. House Bill 4500."

Fredric B. Selcke: "House Bill 4500, a bill for an act to amend Section 4.2 of an Act in relation to the Rate of In-



terest: Second reading of the Bill. Two Committee Amendments. Amendment No. 1, amend House Bill 4500 on page 1, and so forth."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Carroll."

Howard W. Carroll: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. The two Committee Amendments on House Bill 4500 were to correct some problems in drafting with the Reference Bureau with the late date. There will be another clarifying one tomorrow. I ask it to be advanced to Third."

Hon. W. Robert Blair: "Any objection? All opposed in the favor of the adoption of the Amendment say 'aye', opposed... aye.. wait a minute. The gentleman from Cook, Mr. Kipley."

Edward L. Kipley: "Ah.. Mr. Speaker, point of personal privilege, I would like very much to hear ah.. what the gentleman just said, if he'd mind repeating it, please."

Hon. W. Robert Blair: "Alright.."

Howard W. Carroll: "Yes... Mr. Kipley, I said that there were.. that these Amendments were Committee Amendments. They were adopted in Committee. There was some problem in the original drafting of the Bill at the Reference Bureau. These Amendments were to put the Bill partially in the shape that I wanted it. There will be another clarifying Amendment tomorrow, but we have to advance it to Third for it to be eligible. The Bureau has not been able to get that out yet."

Hon. W. Robert Blair: "Any further discussion? All those in favor of the adoption of the Amendment say 'aye', opposed 'no', the 'ayes' have it and the Amendment is adopted. Are



there further Amendments?"

Fredric B. Selcke: "Amendment No. 2, amend House Bill 4500 on page 3, in line 29, andsoforth."

Hon. W. Robert Blair: "The gentleman from Cook, Mr. Carroll."

Howard W. Carroll: "The Bill was to add one word in a few places. I ask for its' adoption."

Hon. W. Robert Blair: "Alright.. All those in favor of the adoption of the Amendment say 'aye', opposed 'no', the 'ayes' have it and the Amendment is adopted. Third reading. Alright.. the Minority Leader has indicated that we will not proceed to Resolutions. Ah.. have those tomorrow. Have the Resolutions read tomorrow. The gentleman from Cook, Mr. Hyde."

Henry J. Hyde: "Ah.. Mr. Speaker, Mr. Blades had an announcement to make. Do you, Mr. Blades? May I yield to him?"

Hon. W. Robert Blair: "Surely. The gentleman from Wayne, Mr. Blades."

Ben C. Blades: "Mr. Speaker, Ladies and Gentlemen of the House, there will be a meeting of the Conservation and Resources Committee immediately after adjournment in Room 212... Room 212."

Hon. W. Robert Blair: "Alright.."

Henry J. Hyde: "Mr. Speaker, ah.. I now move the House stand adjourned until the hour of 9:30 A.M. tomorrow morning."

Hon. W. Robert Blair: "All those in favor of the motion to adjourn say 'aye', opposed 'no', the 'ayes' have it and the House stands adjourned."



Adjournment at 6:58 O'Clock P.M.

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