

HOUSE OF REPRESENTATIVES

SEVENTY-SEVENTH GENERAL ASSEMBLY

NINETY-NINTH LEGISLATIVE DAY

OCTOBER 26, 1971

1:00 O'CLOCK P.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 John P. Downes - illness;

Representative Benedict Garmisa - illness;

Representative Gene L. Hoffman - no reason given;

Representative Oral 'Jake' Jacobs - illness;

Representative Charles F. Keller - illness;

Representative Samuel C. Maragos - family illness;

Representative Frank J. Smith - illness;



Hon. W. Robert Blair: "Those persons not entitled to the floor are removed therefrom, and also from the hall ways on each side of the chamber. The invocation this afternoon will be by the House Chaplain, Dr. Johnson."

Dr. John Johnson: "We pray. We thank you, oh eternal God, for the men and women who have been elected to serve in the House of Representatives of this State. We thank you for the health and vigor which you richly and daily provide that they may be about the business which comes before this Assembly. We thank you for the wisdom and guidance that you bestow upon all who seek it and exercise it in expediting the legislative process. We thank you for the leadership which you have provided both parties in that they are willing and able to devote their energies to the constructive task of law making. We acknowledge that you give all of these blessings, oh, Lord, because you have established government to maintain decency and in order. To that end, continue to pour out your favor upon all who are set upon service this day, that through them your blessings continue to rest upon our people and upon our State. In the same spirit, remind oh Lord, in their hour of sickness, Representatives Garmisa, Downes and Jacobs, to commit their ways to your care and keeping as a gracious God, who hears when we call upon you in the day of trouble. Hear us now, as we pray in the name of our Savior, Amen."

Hon. W. Robert Blair: "Roll call for attendance. What purpose does the gentleman from Cook, Mr. Douglas rise?"



Bruce L. Douglas: "Ah, Mr. Mr. Speaker, I would like to express my deep appreciation to the members of this House. Last week I had to fly to Chicago because my wife was very seriously injured in an automobile accident, and she was near death, many people expressed their concern, sent flowers and there were those who visited her in the hospital, and my wife asked me to rise and thank the members of this House for their their concern and prayers. Thank you very much."

Hon. W. Robert Blair: "All right, with leave of the House, we'll go to the Speaker's table, on which their appears HJR97. For what purpose does the gentleman from Union, Mr. Choate rise?"

Clyde L. Choate: "Mr. Speaker, in addition to the three members that was remembered by our Chaplain in his prayer because of being absent because of illness, would you please let the House, the Journal show that Representative Downes and Representative Keller are also absent because of illness."

Hon. W. Robert Blair: "Downes?"

Clyde L. Choate: "Did I say Downes? I meant Frank Smith."

Hon. W. Robert Blair: "All right, the Journal will so show. The Clerk will proceed with HJR97."

Fredric B. Selcke: "House Joint Resolution 97, Blair, et.al. 'Whereas, The Illinois Legislative Investigating Commission Act, approved July 23, 1971 (P.A. 77-445), establishes a permanent commission of the General Assembly with power to



investigate, pursuant to resolution adopted by both Houses thereof, any matter upon which the General Assembly may legislate; and, Whereas, The crash October 21, 1971, of a commuter airline near the Greater Peoria Airport, killing all passengers, which follows other crashes and near crashes of intra-state commuter airlines, indicates the need for a complete and thorough investigation of the operations of such airlines and the regulation thereof by governmental agencies; therefore, be it Resolved, By the House of Representatives of the Seventy-Seventh General Assembly of the State of Illinois, the Senate concurring herein, that we direct the Illinois Legislative Investigating Commission, pursuant to their powers under the Illinois Legislative Investigating Commission Act, to investigate the operations of all intra-state airlines carriers in this State, including regulation thereof by governmental agencies; and, be it resolved further, that the Commission shall present its report and findings and recommendations for any legislation to the General Assembly not later than January 8, 1972."

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

Henry J. Hyde: "Mr. Speaker, Ladies and Gentlemen of the House, with reference to House Joint Resolution 97, I would move suspension of Rule 53a so that we may immediately consider and adopt this joint resolution. It bears the sponsorship of the Speaker, the distinguished Minority Leader, and Assistant Minority Leader, Mr. Shea, and myself, and it concerns itself with the tragic crash October 21st of the com-



muter airline near Peoria. I think all of us were involved in mourning that occurrence. So many friends of ours and people intimately connected with the legislature were involved in the losing their lives and it it is the feeling of the sponsors of this resolution that a there ought to be an investigation of intra-state carriers in the state, and the adequacy of their regulation and the adequacy of statutory provisions concerning the regulation, and therefore, Mr. Speaker and Ladies and Gentlemen of the House, I do move suspension of Rule 53a and the immediate consideration and adoption of House Joint Resolution 97."

Hon. W. Robert Blair: "All right, is there objection? All right, hearing no objection, then consent will be given to suspend the rule and now the gentleman from Cook, Mr. Hyde, with regard to the resolution."

Henry J. Hyde: "Well, Mr. Speaker, ah, without reiterating what I just said, I ah feel that the Illinois Legislative Investigating Commission is the appropriate agency to investigate this matter. There is a very detailed and in-depth investigation in process, but the emphasis that they might place could be different from our emphasis, since we do have a definite interest in intra-state commuter airlines, and so since the Legislative Investigating Commission is bi-participant and adequately staffed, I would respectfully move adoption of House Joint Resolution 97."

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

Clyde L. Choate: "Well, Mr. Speaker and Ladies and Gentlemen,



certainly I know that we are all saddened about the happenings of last week, however, it's awful easy sometimes to close the barn door after the horse has escaped, so to speak, but I hope that none of the members or any of the news media or anyone else of this nature would think that this is what resolution is all about. I've heard many rumors, incidentally, since the res-, since the happenings of last week, and if there's any way in this world that this legislature through its guided wisdom can help prevent a happening of this nature in the future, then certainly I know that all of us agree that we should do whatever is possible. I have confidence in the commission that is going to look into this. I have confidence that in all probability they're going to strengthen some of the areas of supervision and licensing as far as carriers of this nature are concerned in the state. As I said, some of the rumors that I've had brought to me since last week, since this happening, are disturbing indeed, and believe me, I am going to report some those rumors to this investigating commission, and Mr. Speaker, I would hope that all of the members would join with you and I and our Assistant Leaders in support of this resolution, and I would hope then that the Investigating Committee would get to work as soon as possible, and I would hope that also they find nothing dilatory as tactics as far as anyone is concerned, or anything wrong, but I would hope also that in certain areas we can improve safety procedures, we can improve the code of authorizing



transportation of this nature and make it a more feasible happening in the State."

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

John S. Matijevich: "Mr. Speaker, I wonder if the Majority Leader would yield to a question that concerns me?"

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

John S. Matijevich: "Ah, Representative Hyde, I recall when I was a freshman, I I wanted to introduce a bill relating to the use of alcoholic liquor by pilots or co-pilots, and I was informed at that time that it was within the jurisdiction of the F.A.A., and I don't know the exact wording of the resolution, but I hope that it would extend beyond the commercial carrier so that this investigative body could look into the problem of pilots of light aircraft imbibing in alcoholic liquors and endangering the lives of themselves and others, and I was wondering if this, the resolution could still be construed to broaden it in that regard."

Henry J. Hyde: "Well, Sir, the resolution leads reads to investigate the operations of all intra-state airline carriers in this state, including regulation thereof by governmental agency. I should think ancillary to that some consideration should be given to that phase of the investigation. I don't know about regulating private airlines or private planes, but ah ah it seems related and I'm sure the Legislative Investigating Committee will look into that."

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



ningham."

Roscoe D. Cunningham: "Would the sponsor yield to another question on this matter?"

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

Roscoe D. Cunningham: "I was under the impression that the F.A.A. regulated intra-state to the same degree that they do any other carrier, is not this true?"

Henry J. Hyde: "The information I have is which is incomplete is that the F.A.A. does have primary responsibility in this field, however, the responsibility of other regulatory agencies may be overlapping and it may be unclear and this is the thrust of this investigation."

Roscoe D. Cunningham: "Well, would it not appear to be a complete duplication of F.A.A. efforts and an expression of lack of confidence in their effort?"

Henry J. Hyde: "No, sir, the legislative investigating commission, I am confident, will not duplicate, but will cooperate with the F.A.A. and determine what their findings are and then possibly take it from there and it may well go along parallel courses, for instance, the Illinois Commerce Commission, the C.A.B., but I'm sure they won't duplicate it."

Roscoe D. Cunningham: "Well, which groups would have the priority and take precedents in this investigation. Would our group go first or would they or simultaneously?"

Henry J. Hyde: "Ah, there is no inhabitation on our part on our group going ahead and investigating as it chooses. However,



wisdom would dictate that the Legislative Investigating Commission would investigate in cooperation with federal authorities who have a lot of experts and resources at their command that our committee of necessity would not, but I see a cooperative productive effort rather than one in confrontation or contradiction."

Hon. W. Robert Blair: "Any further discussion? The question is on the adoption of the resolution, all those in favor say 'Yeas', and the opposed say 'No', and the 'Yeas' have it and the resolution is adopted. Committee reports."

Fredric B. Selcke: "Mr. Randolph, from the Committee on Revenue, reported the following Committee Bill, House Bill 3734, being a bill for 'An Act to add Section 71a to the 'Revenue Act of 1939', filed May 17, 1939, as amended', and recommended that it do pass."

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

Paul J. Randolph: "Mr. Speaker, Members of the House, I move that House Rule 45 be suspended, so House Bill 3734 can be read the first time and advanced to second without re-referring to the Revenue Committee."

Hon. W. Robert Blair: "Is this a substitute for an original bill?"

Paul J. Randolph: "This is a substitute for four other bills that were in the Revenue, this is not a this is a committee bill, not a substitute for another bill."

Hon. W. Robert Blair: "Well, you're going to have to address yourself to Rule 32c because the the last date for intro-



duction of bills to be considered prior to January 1, 1972, was October the 14th. I would suggest that you address yourself to that rule and and the rule to advance the bill to the order of second reading without reference to committee."

Paul J. Randolph: "Then I move that Rule 32c be suspended for the introduction of this bill."

Hon. W. Robert Blair: "All right, the gentleman from Union, Mr. Choate."

Clyde L. Choate: "Well, Mr. Speaker, I thought it had been half way customary in this House before a member introduced or ask for the rule to be suspended to advance a bill to the order of second reading, that he consulted the leadership on both sides to see if there was going to be any objection, before he made such a motion. Now I don't even know what in the world House Bill 3734 is all about. I would suggest that the gentleman hold his motion until he does have an opportunity to come over and let us talk about it."

Hon. W. Robert Blair: "I think that's a fruitful suggestion."

Clyde L. Choate: "Thank you."

Hon. W. Robert Blair: "We'll take it out of the record. All right, while we're getting that matter cleared, I would ask the members to see that on the calendar on Page 1 appears House Bills second reading, first legislative day, as you know, those will automatically advance to second reading for tomorrow. Any members that desire house bills on second



reading to be con- read a second time today and are going to have to ask the Chair that that be done. Likewise, any members that have house bills on third reading that want those considered today should address the Chair about those. And on the Amendatory Vetoes, concurrences with the Senate, and the motions that have been filed thereto, if any of the House sponsors as now indicated on page 2 on the calendar, desire to have those called today, if they likewise would advise the Chair. I caution you that Friday of this week is the last day under the rules for House Bills to pass out of the House. House bills second reading, House Bill 3732.

Fredric B. Selcke: "House Bill 3732. A bill for an act to amend Section 401, 409, 1501, 1502 and 1505 of the 'Un-employment Compensation Act'. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Any amendments from the floor? Third reading. All right, now we're leave of the House, now back to we're now back to introduction and first reading of House bills and the Chair has recognized the gentleman from Cook, Mr. Randolph, with regard to suspending Rules 32c and Rule 38 so that House Bill 3734 may be read, all right, the gentleman from Cook, Mr. Randolph."

Paul J. Randolph: "Ah, Mr. Speaker, I'm sure we've reached an agreement now. I've asked for the suspension of Rule 45 so I can substitute this bill the present bill for pursuant to Rule 45, substitute bill for House Bill 3546. All right go up and tell him."



Hon. W. Robert Blair: "All right, that's been done."

Paul J. Randolph: "Now I move that the bill be read the first time and advanced to second reading without reference to committee."

Hon. W. Robert Blair: "Well, you have to go back to 32c first."

Paul J. Randolph: "Then I move 32c be suspended for the bill to be read the first time and advanced to second without reference."

Hon. W. Robert Blair: "No, no, just 32c, that's the last day for introduction of bills to be considered by the House prior to January 1, 1972."

Paul J. Randolph: "32b and c then."

Hon. W. Robert Blair: "32c."

Paul J. Randolph: "32c then."

Hon. W. Robert Blair: "All right, then is there con-, the gentleman from Cook, Mr. Shea."

Gerald W. Shea: "Mr. Speaker, a point of parliamentary inquiry. The bill Mr. Randolph is attempting to get before this House, as I understand it, is a substitute bill coming from the Revenue Committee with regards to four other pieces of legislation that were heard by that Committee. Would not the proper motion be that that bill report be reported out of committee as a substitute bill. That the committee report say that that bill came out, the substitute bill came out do pass and that a suspension of the rules that the bill that the committee report may be read and that the bill be



put on the calendar in the order of second reading."

Hon. W. Robert Blair: "We were handling it in the fashion that is in accordance with the rules, which is going to accomplish the same thing that you're talking about, but the fact is that when there is a substitute ah a bill reported out, that without suspension of the rules, it's read a first time and referred back to the committee so that proper notices can be given and the bill heard again in committee. Now, ur, the ah sponsor or the Chairman of the Revenue Committee is attempting to avoid having that happen, and first he's moving with regard to 32c, that's the last day for introductions of bills on October 14, that the rule be waived with regard to this particular bill, and then he's going to move to suspend the provisions of 38 so it can be read a first time and advanced to second reading without reference to a committee, and I think that would clearly take care of the situation. All right, is there unanimous, is there objection to the suspension of 32c for the purpose indicated? Ah, if not, ah, then that rule will be waived and now the gentleman moves to suspend the provisions of Rule 38 so that this House Bill 3734 may be read a first time and advanced to the order of second reading without reference to committee. Is there objection? Hearing none, the all right, read the bill."

Fredric B. Selcke: "House Bill 3734, Revenue Committee sponsorship. An act to add Section 71a to the 'Revenue Act of 1939'. First reading of the bill."



Hon. W. Robert Blair: "Second reading. All right, on House Bills third reading. House Bill 3638."

Fredric B. Selcke: "House Bill 3638, an act to amend Section 28-4 of 'The Election Code'. Third reading of the bill."

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

Eugene F. Schlickman: "Mr. Speaker. . ."

Hon. W. Robert Blair: "We're on third reading now, gentlemen."

Eugene F. Schlickman: "Mr. Speaker and Ladies and Gentlemen of the House, in the Spring of this year, the legislature passed House Bill 3017, establishing a uniform referendum procedure to implement Article VII of the 1970 Constitution. That bill passed the legislature, was approved by the Governor, and is now a law. Since its approval, it has been discovered that a word was missing, the word 'equal' on line 17, page 1 of the bill. In this line and the accompanying lines is the requirement for the number of signatures required to be on a petition to initiate a referendum. Without the word the sentence, the line read 'number of qualified electors to or greater than ten'. It should have read 'number of qualified electors equal to or greater than ten per cent'. House Bill 3638 simply corrects a clerical error that was committed earlier in the session. There is an effective date that would make the law, or there's a provision in Section 2 that would make this bill a law upon its approval by the Governor, thereby requiring 107 votes.



I solicit your votes."

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

Gerald W. Shea: "Will the gentleman yield for a question? Could you tell me why there was not an amendatory veto in this bill?"

Eugene F. Schlickman: "I have no idea, except that I would speculate, Representative, that the Governor desired to have this referendum procedure made available to units of local government as quickly as possible, and not wait until this clerical omission could be corrected. By the omission of the word, the bill was still operative, the procedures for implementing Article VII were available."

Gerald W. Shea: "Well, well, I'm just curious, did he have a message accompanying this bill at the time it was signed?"

Eugene F. Schlickman: "Representative I don't know that the Governor accompanied his approval of House Bill 3017 with a message."

Gerald W. Shea: "I'm not aware, I'm. . ."

Eugene F. Schlickman: "I'm unaware of any message, and as I say by this bill, all we're doing is correcting a clerical error by the insertion of the word 'equal' on line 17, a word that did appear at the time of the introduction of the bill, but because an amendment was inadvertently dropped."

Hon. W. Robert Blair: "Further discussion? The gentleman care to close? All right, the question is shall House Bill 3638 pass? All those in favor vote 'Yeas', the



opposed 'No'. Have all voted who wished? The Clerk will take the record. On this question, there are 147 'Yeas', and no 'Nays' and this bill having received the constitutional majority is hereby declared passed. All right, with leave of the House, we'll go back to introduction. All right, ah, House Bill 3735 has been filed with the Clerk and it's the Chair's understanding that the gentleman from Champaign, Mr. Clabaugh, desires to be recognized for the purposes of a motion. The gentleman from Champaign, Mr. Clabaugh."

Charles W. Clabaugh: "Mr. Speaker and Members of the House, I would ask this House to give unanimous consent to suspension of Rule 32c, I believe that I might introduce a bill to correct an error that we made in the drafting of a bill at the last session. If I have that leave, then I shall make a further motion."

Hon. W. Robert Blair: "All right, is there objection? All right, hearing none, then consent will be given to waive the provisions of 32c. Now, all right, read the bill a first time."

Fredric B. Selcke: "House Bill 3735, Clabaugh, et.al. Bill for an act to amend 'The School Code'. First reading of the bill."

Hon. W. Robert Blair: "All right, the gentleman from Champaign, Mr. Clabaugh."

Charles W. Clabaugh: "Mr. Speaker, I have spoken to the leadership on both sides, they have no objection to the suspension



of Rule 38, I believe, that this bill may be heard, may be advanced to second reading without reference to committee. I should tell you what the purpose of the bill is. At the last session of the legislature, we passed an act in which we thought we had complied with one man one vote in two sections of the 'School Code' providing for the formation of a community consolidated or unit district. The facts are that we left out one word which simply nullified that whole section of the code, and this bill, that that error was discovered by the Office of the Superintendent of Public Instruction, and they called my attention to it. And the same sponsors that were on that bill before are on it again. We had left out the word 'voting' and all this does is simply provides that a majority of the voters voting in the election, whereas before we had just said a majority of the voters, which you know would have made it impossible. And now, Mr. Speaker, I would like unanimous consent to advance this bill to second reading without reference to committee."

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

Gerald W. Shea: "Would the gentleman yield for question?"

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

Gerald W. Shea: "Mr. Clabaugh, could have the Governor solved this problem by the use of his amendatory veto power?"

Charles W. Clabaugh: "Yes, I think he would if he had known that the intent of the sponsors of the bill was not carried out by the provisions of the bill. Now, we, this bill was drawn by a man who had served for four years as a legal



counsel to a superintendent and I've been handling these for many years, and I didn't catch this omission and we had no notice from the Governor's Office about it, and it could have been changed by an amendatory veto, but that's gone over the dam now and this is the only way we can do this job, so I would, Mr. Speaker, ask for. . ."

Gerald W. Shea: "Thank you."

Charles W. Clabaugh: "ask for unanimous consent for suspension of the rule."

Hon. W. Robert Blair: "All right, if there be no objection, then consent will be given to suspend the provisions of Rule 38 to have the bill advanced to the order of second reading without reference to a committee. All right, second reading. Ah, I understand that there's a similar request by the gentleman from Wayne, Mr. Blades."

Ben C. Blades: "Yes."

Hon. W. Robert Blair: "Ah, all right, he has left on the Clerk's desk, House Bill 3736, and with regard to that bill, the gentleman from Wayne, Mr. Blades."

Ben C. Blades: "Mr. Speaker, Ladies and Gentlemen of the House, I respectfully request the unanimous consent of the House to suspend Rule 32c for the purpose of introducing this bill, 3736. What has happened; this is to replace the bill in relation to coroners' salaries in the small counties in the State of Illinois."

Hon. W. Robert Blair: "Discussion? The Clerk, the gentleman from Randolph, Mr. Holloway."



James D. Holloway: "I'd like to ask the sponsor, if he would, to explain how it does affect the coroners' offices in smaller counties."

Ben C. Blades: "Ah, yes, Representative Holloway, the other bill I introduced was a shell bill, I couldn't get one printed at the time, as to the abolishing of the coroners' office. This bill replaces that bill and provides that the counties under 1,000,000 population, the local board will set the salary and it can be on a per diem basis instead of a salary. At the present time under the present constitution, next December the 1st, the coroners' office becomes a salaried office of not less than \$8,500.00 a year, regardless of the small counties. On up, to \$10,000.00 and \$12,000.00 a year. Now, this allows the local county board to put it on a per diem basis."

Hon. W. Robert Blair: "The the the. . ."

James D. Holloway: "What could possibly be the lowest salary set for this coroner on a per diem basis?"

Ben C. Blades: "Not less than \$25.00 per day, nor more than \$50.00 per day."

James D. Holloway: "What does the 'per day' mean? Does he have to do something that particular day? Or what defines what whether he gets that day or not?"

Ben C. Blades: "Anything pertaining to the duties of the coroner in relation to a case, it doesn't have to be a any work that he might do in relation to with entitling, to the salary."



James D. Holloway: "Conceivably then, they the minimum could be seven days a week with the minimum of \$25.00 a day."

Ben C. Blades: "Well it could be, yes, but it's possible, but hardly probable. What you're getting at it's not necessary to have an inquest in order to get the salary as proposed."

James D. Holloway: "Well, I know that there's a problem that exists here, but it may be conceivable that they would or could and I probably think they would take seven days a week at so much a day."

Ben C. Blades: "Well this will be up to the local county board to put the restrictions on it in whichever way they might see. That is conceivable now under the fee salary, but I don't know of any one of them that does it."

James D. Holloway: "Thank you."

Hon. W. Robert Blair: "The gentleman from Bureau, Mr. Barry."

Tobias Barry: "Would the sponsor yield to a question? Does your bill allow to the appointment or election of coroners?"

Ben C. Blades: "Yes, it allows for the election of the coroners."

Tobias Barry: "Does it allow for the appointment of coroners?"

Ben C. Blades: "No, not necessarily."

Tobias Barry: "It does not go that far?"

Ben C. Blades: "No, this merely deals with the salary."

Tobias Barry: "Thank you."

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

Harry Yourell: "Would the gentleman yield to just one question?"



Ben, does this have anything to do with the movement in the State of Illinois in some areas to eliminate the office of coroner?"

Ben C. Blades: "Ah, no, the other bill that I put in Bus, was merely a shell so that we could do something about it. Let me give you an illustration. In my county last year, county of Wayne, which is a little less than 20,000, on the fee basis, we spent something like \$1,200.00. Now, coming December the 1st under the constitution, the salary for that office will go to \$9,000.00 a year, which is absolutely ridiculous. Other counties, some counties spent as much as \$400.00 and \$500.00 a year. Johnson County, Pope County, Hardin County, as much as \$400.00 a year. Next December the 1st, they have to go to the salary of \$8,500.00 a year. As a matter of fact, in Pope County that's half of their county budget and they haven't got the money to pay it."

Hon. W. Robert Blair: "All right, any further dis-, the gentleman from Henderson, Mr. Neff."

Clarence E. Neff: "Ah, Ben, if I understand your bill right, that this is a has a minimum wage on a salary on the coroner, but you don't have anything in there that you could use as fee basis."

Ben C. Blades: "I didn't understand the question."

Clarence E. Neff: "Ah, in your bill you can't use the fee basis as we've had in the past, many of the small counties have been using."

Ben C. Blades: "No, that's not permissive under the new con-



stitution."

Clarence E. Neff: "That isn't permissive, that's, I'm a little bit like a one of the other gentlemen that came up here, I'm afraid that under this type of bill that we'll end up for trips now, that and I live in a small county, too, that we're paying \$5.00 to \$10.00 have been in the past, that every time that they go out on a small item it'll be another \$25.00, and and even though this \$8,500.00 to \$9,000.00 that we're stuck with in these little counties, that we may be paying almost that much, but there's no way under the constitution that we could set this under a fee system, if I understand you right."

Ben C. Blades: "That is correct. Under the new constitution, it abolishes it from being under the fees system. Now the local county board can ride herd on this, it can say it's their job, it's their duty, to to. . ."

Clarence E. Neff: "Thank you."

Hon. W. Robert Blair: "Any further discussion? The gentleman from Wayne, Mr. Blades, . . ."

Ben C. Blades: "I respectfully request unanimous. . ."

Hon. W. Robert Blair: ". . .has moved to has asked for unanimous consent to suspend the provisions of Rule 32c. All right, is there leave? All right, leave's been granted. Read the bill a first time."

Fredric B. Selcke: "House Bill 3736, Blades, et.al. Bill for an act to amend 'The County Officers Salary Act'. First reading of the Bill."



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

Robert S. Juckett: "Mr. Speaker, on Wednesday of last week, The Executive Committee met and we recessed until today, immediately following the session. So I would like at this time to suspend the Rule 32c in that we are considering House Bills and that rule provided that all House Bills had to be reported out of the substitutive committees as of Saturday and I would like permission for the Executive Committee to hear House Bills 152, 1328, 3642, 3643, 3661, as they were posted last week and also House Bill 3736 which was just introduced."

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

John S. Matijevich: "Mr. Speaker and Members of the House, I I have no objection to this if we have either the printed bill or else a copy of the bill as it comes out of the Reference Bureau. We met last week and we didn't have any bills, and I think it's unfair to the tax payers and unfair to all of us here. We are moving out bills that we have no copies of, and I I would have no objection if, when we do meet this afternoon, I do have copies of the bills in front of me."

Hon. W. Robert Blair: "Is there objection? All right, leave will be granted. For what purpose does the gentleman from Cook, Mr. Regner rise?"

David J. Regner: "Mr. Speaker and Ladies and Gentlemen of



the House, three of the bills that were just mentioned for hearing in the Executive Committee by Representative Juckett would involve appropriations and should be re-referred to the Appropriation Committee. I therefore would like to move to suspend Rule 17, so that immediately after the Executive Committee takes action today and delivers those bills to Appropriations, which will also be meeting, that we could hear those in the Appropriation Committee. Those three bills are 3642, 3643 and 3661."

Hon. W. Robert Blair: "Is there objection? All right, leave will be granted to hear those bills on re-referral on which they are passed out of Executive. All right, there are a series of three bills, 3737, 3738 and 3739 which have been filed with the Clerk on which I understand the gentleman from Cook, Mr. Harold Washington, desires recognition."

Harold Washington: "Mr. Speaker and Members of the House, I ask unanimous consent to suspend Rule 32c to introduce three bills, 3737, 3738 and 3739. They are merely companion bills of a technical nature that go with the 'Code of Corrections'. The whole 'Code of Corrections' package passed out of the Judiciary Committee unanimously last Thursday and these are simply companion bills and I ask leave to suspend House Rule 32c."

Hon. W. Robert Blair: "Is there objection? All right, leave will be granted to suspend the provisions of 32c. Now, the gentleman. . . all read the bill a first time."

Harold Washington: "Mr. Speaker. . ."



Fredric B. Selcke: "House Bill 3737, Harold Washington, et. al. Amends 'The Illinois Controlled Substances Act'. First reading of the bill. House Bill 3738, Washington, et.al. Amends 'The Cannabis Control Act'. First reading of the bill. House Bill 3739, Washington, et.al. An act to amend Section 2 of 'An Act to prohibit the solicitation or inducement of sale or purchase of real estate on the basis of race, color, religion or national origin'. First reading of the bill."

Hon. W. Robert Blair: "All right. The gentleman from Cook, Mr. Harold Washington."

Harold Washington: "Well, Mr. Speaker and Ladies and Gentlemen of the House, I now ask unanimous consent to waive rule, to suspend Rule 38 to by-pass committee and to advance to the order of second reading without reference to a committee the three bills that were just read, 3737, 3738 and 3739. As I said before, the other package, the package of bills was heard in the Judiciary Committee, there was no decent from those bills and they are now in the first legislative day, they are of physical nature."

Hon. W. Robert Blair: "All right, is there any objection to the suspension of Rule 38? All right. The these three bills will be advanced, having been read a first time, will be advanced to the order of second reading without reference to a committee. Ah, on the House Bills third reading, House Bill 3690."

Fredric B. Selcke: "House Bill 3690. A bill for 'An act to



amend Sections 2 and 3 and the title of and to add Section 7 to an act concerning the application for return of and future administration of assets of the Illinois Rural Rehabilitation Corporation'. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Clinton, Mr. Harpstrite."

Ben C. Harpstrite: "Mr. Speaker and Members of the House, House Bill 3790 and 3791 is a companion bill. Mr. Speaker, could we have 3691 read?"

Hon. W. Robert Blair: "Yes, if there's not objection, we'll have 3691 read a third time."

Fredric B. Selcke: "House Bill 3691. A bill for 'An act to amend Section 1 of An Act in relation to the receipt, custody and disbursement of money allotted by the United States of America or any agency thereof for use in this State'. Third reading of the bill."

Hon. W. Robert Blair: "All right, the gentleman from Clinton, Mr. Harpstrite."

Ben C. Harpstrite: "Mr. Speaker and Ladies and Gentlemen of the House, these two bills were introduced in the, Thank you, Mr. Speaker, in the last session of the House. These are the rule rehabilitation bills. They will bring monies back from the United States Treasurer to the State of Illinois. This money will not be available after January 1, I would hope that you would support these bills. They passed 125 to nothing in the Spring session, and I ask for your support."



Hon. W. Robert Blair: "Further discussion? The question is shall House Bill 3690 and House Bill 3691 pass with a three-fifths or 107 vote as an early effective date. So those in favor vote 'Yeas' and the Clerk will take the record. Have all voted who wished? The Clerk will take the record. On this question there are 142 'Yeas' and no 'Nays' and this bill, both of these bills having received a constitutional three-fifths vote are hereby declared passed. 3556."

Fredric B. Selcke: "House Bill 3556. A bill for 'An Act making an appropriation to Michael Syracuse'. Third reading of the bill."

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

Henry J. Hyde: "Mr. Speaker and Ladies and Gentlemen of the House, this bill is co-sponsored by Representatives Kosinski and Capparelli from the Sixteenth District along with myself. This is an appropriation of \$164.00 to a World War I veteran who did not get his bonus after World War I, and I respectfully move for its passage."

Hon. W. Robert Blair: "Is there any discussion? All right, the question is shall House Bill 3556 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 140 'Yeas' and the 'Nays' are 1 and this bill having received the constitutional majority is hereby declared passed. Graham 'Yeas', Elwood Graham 'Yeas'. With leave of the House, we'll go back to the order of House Bills second reading. House Bill 3653."



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

Hon. W. Robert Blair: "We'll take that out of the record.

For what purpose does the gentleman from Cook, Mr. Regner, rise?"

David J. Regner: "Ah, Mr. Speaker and Ladies and Gentlemen of the House, it's just come to my attention and I was discussing it with Representative Rose and Representative Lechowicz, the Minority Spokesman of Appropriations Committee, that House Bill 3039 appears on the calendar on second reading first legislative day. This does have an appropriation on it and should therefore be heard by the Appropriations Committee. And I would now like to move the suspension of Rule 17 so that the Appropriations Committee can hear House Bill 3039 in committee this afternoon."

Hon. W. Robert Blair: "Are there any objections? Hearing none, the appropriate rule will be suspended so that House Bill 3039 may be heard in the Appropriations Committee this afternoon. I'd like to remind the members once again if you have bills on third reading, please come up to the podium and let us know if you want us to call them or not; this will be the last week that we can hear these bills. Representative Shea, for what purpose do you rise, sir?"

Gerald W. Shea: "Mr. Speaker, a point of parliamentary inquiry please."

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

Gerald W. Shea: "On the calendar last week appeared House



Bill or House Bill 1676. This was a bill to fund the junior colleges. In that bill, the Governor made an amendatory veto, in that he reduced in the language of the bill, changed an amount from \$19.00 to \$15.50. To the best of my knowledge, the sponsor of that bill, Dr. Shapiro, did not call that amendatory veto. I am wondering if the Clerk has since pursuant to the rules transmitted to the Governor the appropriations so that he may either sign it or veto it?"

Hon. W. Robert Blair: "Representative Shea, the Chair will make inquiry of the Clerk's Office so that your question can be answered. Representative Shea, The Clerk's Office has informed me, that pursuant to the appropriate rule, it was sent down to the Secretary of State's office. Representative Shea, for what purpose do you rise, sir?"

Gerald W. Shea: "Mr. Speaker, my understanding of the language of the bill, was that in the body of the bill, the Governor reduced from \$19.00 to \$15.00 words and phrases that had nothing to do with the appropriation. That that was an amendment to the form of the bill. Under our rules, that bill should not have gone to the Secretary of State's Office, it should have gone back to the Governor, wherein he could determine if he wanted to sign the bill or veto the bill."

Hon. W. Robert Blair: "Representative Shea, the Chair has been informed that on the particular bill in which you elude, that it was not an amendatory veto but rather was a reduction veto, and Representative Shea for what purpose do you



rise?"

Gerald W. Shea: "Well, Mr. Speaker, ah, I wished you'd check with your parliamentarian, in the fact that the language that the Governor changed in the bill had absolutely nothing to do with the appropriation, but changed a formula. Now, if by changing the formula, this is not an amendatory veto, I would like a ruling from the Chair then, that the change in the school formula by the Governor is not considered an amendatory veto of that bill."

Hon. W. Robert Blair: "Representative Shea, with your leave, we'll have to check the message a little further, and I will consult with my parliamentarian. In the mean time, I would like to have leave of the House to go back to. . ."

Gerald W. Shea: "Well, Mr. Speaker, may I read with regard to reduction vetoes and it says 'the Governor may reduce or veto any item of appropriation on a bill presented to him. Portions of a bill not reduced or vetoed shall become law. An item veto shall be returned to the House in which it originated'. Now, they're talking about amounts of dollars and cents, wherein, and I will read to you from the purposes of the record, 'the Governor changed specific language in the bill. To insure consistency in action and gubernatorial intent, I herewith reduce' and he changes language not in the appropriation but in the language of the bill, he strikes \$19.00 and inserts in lieu thereof \$15.50. It had absolutely nothing to do with the dollars appropriated, it was an absolute change, and the bill itself, and the



substantiate language of the bill. Now if this was not an amendatory veto, I don't understand it, and this bill, since it was not called, it was not approved by 89 members of this chamber, under our rules, that bill should be returned to the Governor, wherein, he may choose to sign it and let it become law, or wherein, he may veto it."

Hon. W. Robert Blair: "Representative Shea, we're calling for the a a message in its entirety and with your permission, and leave of the House, I'd like to go to the order of House Bills third reading and we'll come back to your point of order."

Gerald W. Shea: "Thank you."

Hon. W. Robert Blair: "On the order of House Bills third reading, appears House Bill 1733."

Fredric B. Selcke: "House Bill 1733. A bill for 'An Act to amend Section 7a of an act to provide for safeguarding the public health by vesting certain measures of control and supervision in the Department of Public Health over public water supplies in the State'. Third reading of the bill."

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

W. J. Murphy: "Mr. Speaker and Ladies and Gentlemen of the House, what this bill does is take the mandatory ruling out of fluoride of water in municipalities. There's a lot of municipalities in this State that still does not have it, and we did not provide any money for them to do it. There's now great concern on the part of many of the questionable benefits of it, and all this does is give them the freedom



of choice of whether or not they want to do it, and I would very sincerely ask for your support of this bill granting them home rule and the freedom of choice."

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

David C. Shapiro: "Mr. Speaker, Ladies and Gentlemen of the House, House Bill 1733 is a bill that would remove the mandatory fluoridation of water supplies throughout the State. This bill has been in effect for several years. In regardless to what you may think of the home rule action of our local government, I want to impress upon you that the treatment of water, which includes the fluoridation of water supplies, there are many aspects of it which are mandatory, clorination for one, the addition of flocculents to remove particles, sediments, and so forth. I'm not going into a long dissertation on this particular bill, the mandatory fluoridation of water supplies has lead to the good dental health of many of our citizens that would not have it otherwise, and I ask you to defeat the bill."

Hon. W. Robert Blair: "Is there further discussion? If not, the gentleman from Lake, Representative Murphy to close the debate."

W. J. Murphy: "I still say let's give the folks a freedom of choice so that at least you can have a good high ball with the old drinking water in the old home town. I ask for your support."

Hon. W. Robert Blair: "The question is shall House Bill 1733



pass? All those in favor signify by voting 'Yeas', those opposed by voting 'No'. Have all voted who wished? Take the record. Representative Murphy, for what purpose do you rise, sir?"

W. J. Murphy: "I want to explain my vote."

Hon. W. Robert Blair: "Proceed, sir."

W. J. Murphy: "I I'd like to have you fellas pay a little more attention to this. I don't want to get into a scientific discussion on fluoridation, but I do say to you that there are many schools of thoughts, even among the dentists and among the medical professions, on whether or not fluoridation is actually good and safe. They do know that it is not safe for anyone, for instance, who has a kidney disease of any kind. Other medical doctors say that it is contributing factors to other diseases because of the fact that the body can only absorb one gpm. of fluoridation. They now know that we get this from many other sources, including vegetables, including the air, besides drinking water. This bill is just allowing your home town to make its own choice of whether or not they want it and I'd ask for some more green votes on this bill, please."

Hon. W. Robert Blair: "Have all voted who wished? Take the record. Representative, record Representative Dan O'Brien as voting 'No'. Harber Hall, 'Yeas'. Choate, 'Yeas'. All right, gentlemen, we'll take a new roll call on this. The question is shall House Bill 1733 pass? All those in favor signify by voting 'Yeas', the opposed by voting 'No'."



Have all voted who wished? Take the record. Representative Murphy, for what purpose do you rise, sir?"

W. J. Murphy: "A poll of the absentees, please."

Hon. W. Robert Blair: "The gentleman has requested a poll of the absentees. Will the members please be in their seats, and will the Clerk proceed to read the names of the absentees."

Fredric B. Selcke: "Alsup, Arrigo, Borchers, Boyle, Bradley, Brummet, Caldwell, Calvo, Carroll, Richard Carter, Chapman, Clabaugh, Colitz, Otis Collins, P. W. Collins, Conolly, Corbett, Roscoe Cunningham, Day, Downes, Duff, Ewell, Fleck, Flinn, Garmisa, Gibbs, Giorgi, Glass, Hamilton, Hanahan, Henss, Gene Hoffman, Ron Hoffman, Holloway, Houde, Hyde, Jacobs, Jones, Kahoun, Katz, Keller, Klosak, Krause, Laurino, Lehman, Leon, Lindberg, Ed Madigan, . . ."

Hon. W. Robert Blair: "Record Mr. Madigan as 'Yeas'."

Fredric B. Selcke: "M. Madigan, Mann, Maragos, McDermott, McDevitt, McGah, McLendon, McMaster, McPartlin, Kenny Miller, Peter Miller, Moore, George O'Brien, O'Hallaren, Palmer, . . ."

Hon. W. Robert Blair: "Record Palmer 'Yeas'."

Fredric B. Selcke: "Philip, Rayson, Redmond, Regner, Rose, Scariano, Schoeberlein, Sevcik, Shea, Simmons, . . ."

Hon. W. Robert Blair: "Schoeberlein 'Yeas'."

Fredric B. Selcke: "Smith, Stedelin, Telcser, Taylor, Jack Thompson, R. Thompson, Tipsword, Tuerk, Genoa Washington, Harold Washington, Welsh, B. B. Wolfe, Yourell, Zlatnik,



Mr. Speaker."

Hon. W. Robert Blair: "Record Representative Scariano as voting 'No'. On this question, the 'Yeas' are 57 and the 'Nays' are 37 and this question having failed to receive the constitutional majority is hereby declared lost. House Bill 2460."

Fredric B. Selcke: "House Bill 2460. An act to amend Section 18-303 of 'The Illinois Vehicle Code'. Third reading of the bill."

Hon. W. Robert Blair: "The gentleman from Peoria, Representative Carrigan."

James D. Carrigan: "Mr. Speaker and Ladies and Gentlemen of the House, House Bill 2460 relates only to livestock trucks operating in Illinois under the Illinois Commerce Commission. It would exempt interstate livestock trucks from this regulation. The intent of this bill is to aid our stock yards in Illinois and to bring business to Illinois yards competing with yards in other states. Many other states do not regulate for higher livestock trucks and this bill will benefit our new stockyards in the Joliet, Peoria and East St. Louis area. I'll appreciate your vote."

Hon. W. Robert Blair: "Is there any discussion? If not, the question is shall House Bill 2460 pass. All those in favor signify by voting 'Yeas', the opposed by voting 'No'. Have all voted who wished? Take the record. Duff 'Yeas'. On this question the 'Yeas' are 127, the 'Nays' are 0 and this bill having received the constitutional majority is hereby



declared passed. With leave of the House, we'll go to the order of items on the Speaker's table. On the Speaker's table appears HJR94. For which purpose does the gentleman from Moline, Representative Henss is recognized?"

Donald A. Henss: "Ah, . . ."

Hon. W. Robert Blair: "Ah, Representative Henss, the Clerk will have to read that first."

Fredric B. Selcke: "House Joint Resolution 94, Henss, et.al. Ah, . . ."

Hon. W. Robert Blair: "The gentleman from Moline, Representative Henss will explain the resolution."

Donald A. Henss: "Mr. Speaker and Ladies and Gentlemen of the House, this resolution asks the Board of Higher Education to prepare legislation which we hope to have presented to us for introduction in the Spring session. This legislation would permanently establish the quad-city graduate center, which is now in its third year of operation, and it would establish it as an educational resource of this state and it would extend this type of cooperative program to other areas of the state. The resolution specifically mentions the four areas which are designated in Phase II of the master plan, Peoria, Chicago, Quad-Cities and Rockford. It has by-participant sponsorship, is supported by the Board of Higher Education, it was considered by the Higher Education Committee and received a vote of 12 to nothing. I would appreciate your support."

Hon. W. Robert Blair: "Is there any discussion? All right,



the question is shall HJR94 pass? All those in favor will signify by saying 'Yeas', opposed 'No'. The 'Yeas' have it and the resolution is passed. Senate Bills second reading. Senate Bill 1268."

Fredric B. Selcke: "Senate Bill 1268. An act to provide for the ordinary and contingent expenses of the Illinois Public Employees Pension Laws Commission. Second reading of the bill. No committee amendments."

Hon. W. Robert Blair: "Are there any amendments from the floor? Third reading. All right, on the order of Vetoes - Amendatory Vetoes - Concurrence Motion appears a motion with regard to Senate Bill 1096 on. . ."

Fredric B. Selcke: "Motion. I move that the amendment adopted by the Senate to engrossed Senate Bill 1096 be adopted in acceptance of the Governor's specific recommendation for change and that the House concur with the action of the Senate. Richard Hart."

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

Richard O. Hart: "Mr. Speaker and Ladies and Gentlemen of the House, this bill of Senator Bruce's was to amend 'The Personnel Code' to require the Civil Service Commission to render a final decision within sixty days. It also provided that any outside employment would not be considered. And the Governor recommended that that later provision with regard to the not considering of outside income be stricken from the bill. Senate Bruce has moved in the Senate that the Senate accept the recommendation of the Governor and has



asked me to make a similar motion in the House, and I would appreciate the concurrence of the House in the amendatory language."

Hon. W. Robert Blair: "Is there further discussion? All right, the question is shall the House concur in the in the motion to Senate Bill 1096, which is to accept the Governor's specific recommendation for change and all those in favor will vote 'Yeas' and the opposed 'No', and it takes 89 votes. Have all voted who wished? The Clerk will take the record. On this question, there are 141 'Yeas' and no 'Nays' and the House concurs in the Senate action. Ah, Senate Bill 1098."

Fredric B. Selcke: "Motion. Pursuant to Paragraph (e) of Section 9 of Article IV of the Constitution of 1970, I move that the House concur with the Senate in the specific recommendation for change to Senate Bill 45-, wait a minute. What number are we supposed to be on?"

Hon. W. Robert Blair: "Is there. . ."

Fredric B. Selcke: "Wait just a minute, Mr. Speaker."

Hon. W. Robert Blair: "Is there further discussion? Seems to be some confusion, ah, we have 1098 and on the outside there is a notation by that man, McPartlin, concerning 458, so I suggest that we look at this closely. All right, it's been corrected now to 1098."

Fredric B. Selcke: "Pursuant to Paragraph (e) of Section 9 of Article IV of the Constitution of 1970, I move that the House concur with the Senate in the specific recommendation



for change to Senate Bill 1098 as set forth in the Governor's message of September 23, 1971, Robert McPartlin."

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

Gerald W. Shea: "Mr. Speaker, wasn't Senate Bill 1098, I believe that was handled by Representative McDevitt here, wasn't it?"

Hon. W. Robert Blair: "The calendar shows McPartlin. It revises the salary schedule for judges and associate judges."

Gerald W. Shea: "I believe Representative McDevitt who was Chairman of the Judicial Advisory Council was the chief sponsor of the bill when it was in the House."

Hon. W. Robert Blair: "All right, he's not here, so we'll take it out of the record. Yeah, take it out of the record. Senate Bill 177."

Fredric B. Selcke: "Motion. Pursuant to Paragraph (e) of Section 9 of Article IV of the Constitution of 1970, I move that the House concur with the Senate in the specific recommendation for change to Senate Bill 177 as set forth in the Governor's message of August 11, 1971, Arthur Telcser."

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

Arthur A. Telcser: "Mr. Speaker and Ladies and Gentlemen of the House, the Governor's amendment relative to Senate Bill 177 puts that bill in exact conformity with House Bill 787 which we passed out during the regular portion of this year's session. The only difference between Senate Bill 177 as amended by the Governor and House Bill 787 is that there



would be some labeling requirements to put our state law in conformity with federal law. I now move, Mr. Speaker, that the House concur with the Senate action relative to the Governor's amendments to Senate Bill 177."

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

Gerald W. Shea: "Ah, will the sponsor yield to a question?"

Arthur A. Telcser: "Yeah, go ahead Jerry."

Gerald W. Shea: "Mr. Speaker, I ask if the sponsor would yield to a question?"

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

Gerald W. Shea: "Representative, it's my understanding that the bills passed by this House sponsored by members of the Illinois Legislative Investigating Commission were signed into law by the Governor. Now, would you explain, if I might, what in this bill seems to indicate that the offenders, even though over 18, may be treated in conformity to the Juvenile Court Act, which lets them be treated as either dependent or neglected, or let them be wards of the state. Now, if you would be kind enough to explain to me where this fits in to the drug problem, I'd be, I don't understand what we're doing very frankly."

Arthur A. Telcser: "Well, Representative Shea, perhaps we should discuss this together. I'm not quite clear as to what your question was really. Would you care to discuss this and take it out of the record?"

Hon. W. Robert Blair: "All right, we'll take it out of the record. May we have a member of the California legislature



here today, Mike Cullen, who is Chairman of the Assembly Committee on Efficiency and Cost Control, I'd like to introduce Mike."

Mike Cullen: "Thank you, Mr. Speaker and Members. I hope I'd be able to welcome you to the National Legislative Leaders Conference, at San Diego that commences on November 16th. I think we'll be able to show you a good time and there's a lot of activities for the kids out there, too. Thank you again."

Hon. W. Robert Blair: "Thank you, Mike, and he has with him John Billett, who's a Senior Consultant on the Committee on Efficiency and Cost Control. For what purpose does the gentleman from Cook, Mr. Fleck rise?"

Charles J. Fleck: "A point of inquiry, Mr. Speaker. Has the Clerk distributed the Governor's recommendations to these Senate Bills that we're voting on? I don't have any copies on my desk."

Hon. W. Robert Blair: "The Clerk advises me that with regard to amendatory vetoes concurrence motions that they that the that those matters have been distributed and should be on your desk, and if they're not, they'll have a page bring them back to you. All right, on the calendar on the Speaker's table on the order of motions appears a motion with regard to House Bill 3063."

Fredric B. Selcke: "Motion. Pursuant to Rule 79, I move that the Committee on Public Welfare be discharged from further consideration of House Bill 3063 and that it be placed on



the calendar in the order of House Bills on second reading.

Signed, Eugene M. Barnes."

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

Eugene M. Barnes: "Mr. Speaker and Members of the House, House Bill 3063 was to be heard this past week in the Welfare Committee and due to the and due to the indeficiency of getting a form at that particular committee, we were not able to have the bill heard. So I have cleared it with the Chairman of that Committee and the leadership on both sides of the House, to have the bill discharged from that Committee and moved advanced to second reading."

Hon. W. Robert Blair: "This requires a roll call vote of 89 votes, so 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 129 'Yeas' and no 'Nays' and the motion carries. All right, the bill will appear on the order of second reading tomorrow. Now, the gentleman from DuPage on Senate Bill 3064. The Clerk will read it."

Fredric B. Selcke: "Motion. Pursuant to Rule 79, I move that the Committee on Public Welfare be discharged from further consideration of House Bill 3064 and that it be placed on the calendar in the order of House Bills on second reading. Signed, Representative Schneider."

Hon. W. Robert Blair: "The gentleman from DuPage, Representative Schneider."

J. Glenn Schneider: "Thank you, Mr. Speaker. This bill is in



effect the a bill which shares the same problem that Representative Barnes' did. We were unable to conduct business in the Public Welfare Committee because of a lack of a form. I ask that we also suspend the necessary rules to allow this bill be moved be moved to the order of second reading without committee hearing."

Hon. W. Robert Blair: "Discussion? This requires affirmative vote of 89. All those in favor vote 'Yeas' and the opposed 'No'. Have all voted who wished? The Clerk will take the record. Hirschfeld, 'Yeas'. J. J. Wolf, 'Yeas'. Lauterbach, 'Yeas'. On this question there are 134 'Yeas' and no 'Nays' and the motion carries. It'll appear on the order of second reading tomorrow. The gentleman from Lake, Mr. Conolly, for what purpose do you rise?"

John H. Conolly: "Mr. Speaker, I'd like the same motion on House Bill 2795 through 2799. I was there to have the bills heard."

Hon. W. Robert Blair: "Well, those do not appear on the calendar, on the motions, so where in order to do that, you'd have to move to suspend the provisions of Rule 79. These last two motions have been in accordance with the provisions of Rule 79, which provides for written motions to be filed and for those to appear on the calendar. I take it that you did not file such motions and, well, you'll have to move. . ."

John H. Conolly: "Well, with the, is there any objection?"

Hon. W. Robert Blair: "All right, hearing no objection, but



seeing one, the Chair recognizes the gentleman from Cook, Mr. Shea."

Gerald W. Shea: "Well, Mr. Speaker, I as I read the bills or at least the numbers that he talked about, it seems that these would be attempting to take away from units of home rules, from home rules powers, and I certainly object to those bills coming to the floor without being heard in the committee."

John H. Conolly: "Well, as you know, these bills were of similar bills were heard in committees and are now in second reading and I'm sure the outcome would have been the same, and I didn't know that they were controversial, so, . . ."

Gerald W. Shea: "Well, do you want to take them out of the record, John?"

John H. Conolly: "You are objecting to my advancing these?"

Gerald W. Shea: "You are absolutely right."

John H. Conolly: "All right, then I'll withdraw my motion."

Hon. W. Robert Blair: "All right: For what purpose does the gentleman from Cook, Mr. Krause rise?"

James G. Krause: "St. Clair."

Hon. W. Robert Blair: "For what purpose does the gentleman from St. Clair, Mr. Krause rise?"

James G. Krause: "Well, Mr. Speaker and Ladies and Gentlemen of the House, I'd like to take this opportunity to introduce the new mayor of the city of East St. Louis, Mayor Williams, who's sitting in the gallery up here and City



Commissioner, Edward Horrigan, who's sitting in the gallery over here."

Hon. W. Robert Blair: "Resolutions. Agreed resolutions."

Fredric B. Selcke: "House Resolution 425, Juckett, et.al. House Resolution 426, Hyde, et.al. House Resolution 428, Pappas, et.al."

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

Henry J. Hyde: "Mr. Speaker, Ladies and Gentlemen of the House, the agreed resolutions 425 is a memorial resolution honoring the late Tim Selleck, who was a former intern in this body, and legislative representative of the Illinois State Medical Society, who passed away on the recent airplane crash. House Resolution 428 expressed deep gratitude to the brave Mexican-American men of 'Hero Street' in Silvis, Illinois, who have fought and defended our country on foreign soil. House Resolution 426, if I may read this resolution, Mr. Speaker. 'Whereas, October 22, 1971, marked the birthday of our young, handsome, energetic and gifted Speaker, the Honorable W. Robert Blair; and, Whereas Speaker Blair has demonstrated each legislative day, to our deep appreciation and great profit, the wealth of talents with which nature endowed him on this anniversary of this day 41 years ago, and his development of those gifts to their high potential through education, industry, and spirit, which is the American ideal in this land of opportunity - opportunity to develop in mind and spirit to one's highest potential of self-improvement and service to others; and,



Whereas, our illustrious Speaker in addition to winning richly deserved accolades from this body has won the heart of a fair lady; his wife, Patricia, and is the beloved father of their three children, Steven, Mark and Susan; therefore, be it resolved by the House of Representatives of the Seventy-seventh General Assembly of the State of Illinois, that we heartily congratulate our highly respected Speaker, the Honorable W. Robert Blair, on this happy occasion which marks his 41st birthday, only one year after live begins it has been said, i.e. at 40, which just happens to coordinate the period of his life with the period of his Speakership and makes him, so to speak, 'our baby', and we couldn't be prouder; that we wish him many more years of robust health, unlimited development of his great gifts of leadership and productive public services; and that a suitable copy of this resolution be presented to him with our resounding wish for a Happy Birthday'. I move adoption of the agreed resolutions."

Hon. W. Robert Blair: "Did you say agreed?"

Henry J. Hyde: "I might say, Mr. Speaker, that the intern that drafted that last resolution has been fired."

Hon. W. Robert Blair: "I'll hire him back."

Henry J. Hyde: "Good enough."

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

Harry Yourell: "Could we have a roll call on that last resolution?"

Hon. W. Robert Blair: "I think that'd be out of order, would



it not, Mr. Hyde?"

Henry J. Hyde: "No chance."

Hon. W. Robert Blair: "No chance policy."

Harry Yourell: "Okay."

Hon. W. Robert Blair: "Okay, all those in favor of the adoption of the agreed resolutions list say 'Yeas', the opposed 'Nay' and the 'Yeas' have it and the agreed resolutions list is adopted. Further resolutions."

Fredric B. Selcke: "427, Borchers, et.al."

Hon. W. Robert Blair: "Executive. The gentleman from Cook, Mr. Davis, for what purpose do you rise?"

Corneal A. Davis: "Ah, Mr. Speaker and Ladies and Gentlemen of the House, I rise to make an announcement and I want to preface this announcement by saying that it is the agreement of the leadership of both parties and I want to thank the speaker of the House for his consideration in permitting this historic evening to happen. Now, I'm sure that most of you have been deceived by people of who've said that because of the transfer of \$21,000,000.00 certain hospitals in neighborhoods which ill-afford to have them closed, would have them closed. Certain hardships would be worked upon the poor people. Well, I want you to know that the Speaker of the House, and I am grateful to him for it, has consented to have Mr. Edward T. Weaver, Director of Department of Public Aid and Advisory Committee to come to the floor of the House to discuss these problems with you and to tell what affect this transfer will have on persons presently



unemployed including returning veterans and the possible closing of certain hospitals so that all possible solutions to this urgent problem can be brought forward and evaluated openly and critical. I'm sure all of you will be interested in hearing what the Director has to say about it, because I'm sure you have been lobbied by various people from your district, and again at 3:00 P.M. tomorrow afternoon, the Director, Mr. Weaver with the Advisory Committee. You can have your friends come and propose their questions or you can ask questions of that committee and see if we can't resolve this problem that threatens to erupt in most of our cities, and even in not only in the large municipalities but in the small municipalities of the State. Thank you, Mr. Speaker, for allowing me to make this announcement and I sincerely appreciate your kindness."

Hon. W. Robert Blair: "All right, the Public Aid Commission will be holding a meeting on the House floor tomorrow afternoon at the hour of 3:00 P.M. to cover the areas described by Mr. Davis. All right, the gentleman from Cook, Mr. Hyde."

Henry J. Hyde: "Mr. Speaker, Ladies and Gentlemen of this House, I now move that this House do stand in recess until the hour of 11:00 A.M. on Wednesday, October 27, 1971."

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

Gerald W. Shea: "Mr. Speaker, while the temporary speaker was in the Chair, I requested of him with regard to House Bill 1676, which was an appropriation bill, which it was my interpretation it had some amendatory language in it,



if that bill had been returned to the Governor so he could either veto it or sign it into law, pursuant to the rules of this House. Now, I ask the temporary Speaker if that had been done and made a parliamentary inquiry with regard to it, and I was wondering if I might have an answer from the Speaker."

Hon. W. Robert Blair: "You may as soon as we have ascertained just what has happened."

Gerald W. Shea: "Thank you."

Hon. W. Robert Blair: "All those in favor of the motion to adjourn will say 'Yeas', the opposed 'Nay'. We'll be back in at 11:00 A.M. tomorrow morning."

Adjourn at 3:29 O'Clock P.M.

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