

STATE OF ILLINOIS
84th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

9th Legislative Day

February 28, 1985

Speaker McPike: "The House will come to order. The House will come to order. The Members will be in their seats. The Chaplain for today will be Pastor Edward Mdarukua from Kilimanjaro, Tanganyika. Pastor Mdarukua is a Lutheran minister exchange program and is a guest of Assistant Minority Leader Tom Ewing. Will the guests in the balcony please rise and join us in the invocation?"

Pastor Mdarukua: "Let us pray. Heavenly Father, we thank You for Your love to the world that You created, the world and all creatures. We thank You that You take care of Your world day by day. We thank You for sending Your only begotten Son to the world to save the world. We thank You for the nice government You gave us. Lord God... Your sons... Lord God, Your sons and daughters are gathering here ready to start their meeting. Guide them in all discussions and in all resolutions. Let the whole meeting be under Your guidance. Bless those who hold governmental office in the State of Illinois. Grant them the spirit of wisdom, kindness and justice in their work. Through Jesus Christ, our Lord. Amen."

Speaker McPike: "Led in the Pledge of Allegiance by Representative Ropp."

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

Speaker McPike: "Roll Call for Attendance. Take the Roll, Mr. Clerk. 116 Members answering the Roll Call, a quorum is present. The Chair recognizes Representative Ropp for an..."

Ropp: "Thank... Thank you, Mr. Speaker."

Speaker McPike: "...explanation of..."

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Ropp: "Yes, Sir, I have a point of personal privilege, I suppose. It was my pleasure to... along with several other Representatives; Bruce Richmond, and Representative Christensen and Representative Wait, to represent the State of Illinois at the National Council of State Legislators this last week in Washington, D.C., expressing our concern for the plight of American agriculture. And it's most fitting, Mr. Speaker, since you're in the Chair and I might direct this at you because your interest in agriculture, to state that we had the pleasure of appearing before the Rural Caucus Committee. And I was quoted as saying, which I did was, in regards to the plight of American agriculture, that the next time you're hungry you might want to try eating an aircraft carrier. So in regards to that, Representative Didrickson and Churchill and probably others have made it possible for us to eat an aircraft carrier today. And I welcome everyone to come over and have a piece of this aircraft carrier which says, 'You're not supposed to eat,' as you can see the diagonal line in it. And I want to thank them very much for this recognition at this time, and you're all welcome to come and have a piece of aircraft carrier that you're not going to eat."

Speaker McPike: "Were you able to sell any dairy products while you were out there?"

Ropp: "Yes, I was able to amend to the National Council Resolutions that will be going before Congress to increase the solids, not fat, in 2% milk and skim milk. And I'll be happy to have your support when that comes up again earlier this spring Session."

Speaker McPike: "Representative Ropp, I'll speak on the Bill."

Ropp: "Thank you. I hope you're in the Chair then."

Speaker McPike: "Representative Greiman, do you have... the

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excused absences? Representative Greiman."

Greiman: "Thank you, Mr. Speaker. Let the record show that Representatives Panayotovich and Braun are excused today."

Speaker McPike: "Thank you.... Reports."

Clerk O'Brien: "Representative Van Duyn, Chairman of the Committee on Counties and Townships, to which the following Bills were referred, action taken February 27, 1985, reported the same back with the following recommendations: 'Do pass Short Debate' House Bill 137; 'do pass Consent Calendar' House Bill 39; 'do pass as amended Consent Calendar' House Bill 167. Representative Levin, Chairman of the Committee on Public Utilities to which the following Resolution was referred, action taken February 27, 1985, reported the same back with the following recommendation: 'Be adopted' House Joint Resolution #2. Representative Ronan, Chairman of the Committee on Transportation and Motor Vehicles to which the following Bills were referred, action taken February 27, 1985, reported the same back with the following recommendation: 'Do pass' House Bill 150; 'do pass as amended' House Bill 13; 'do pass as amended Consent Calendar' House Bill 69. Representative Satterthwaite, Chairman of the Committee on Higher Education, to which the following Bill was referred, action taken February 28, 1985, reported the same back with the following recommendation: 'Do pass' House Bill 195. Representative Wyvetter Younge, Chairman of the Committee on Urban Redevelopment, to which the following Bill was referred, action taken February 28, 1985, reported the same back with the following recommendation: 'Do pass as amended' House Bill 49; 'tabled in Committee' House Bill 191."

Speaker Greiman: "Representative Greiman in the Chair. House will come to order. On the Order of Speaker's Table appears House Joint Resolution 2, Mr. Clerk."

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Clerk O'Brien: "House Joint Resolution #2 creates a Joint Committee on Public Utility Regulation. Public Utilities Committee recommends 'be adopted'."

Speaker Greiman: "And on that, the Gentleman from Cook, Mr. Levin."

Levin: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, on behalf of Representatives Madigan, Daniels, myself and Hastert, I urge that we do adopt House Joint Resolution #2. This Resolution continues the existence of the Joint Committee on Public Utility Reform which was established at the end of the last General Assembly and which technically expired at the end of the the 83rd General Assembly. It continues the Committee in existence until June 30th. It provides for the appointment of two Legislative Members by each of the Leaders as well as one public member by each of the Leaders with the Director of the Governor's Office of Planning to also sit on the Committee. It provides that the Joint Committee will report its recommendations to the General Assembly by April 1, 1985. I think most of you know that the Committee has been very active in the last few weeks, has held, I think, approximately nine hearings and has focused on, you know, the nine major subject areas as far as the expiration of the Public Utility Act that we're going to have to deal with. In terms of number of hours, the Committee has met probably in excess of fifty or sixty hours just to hear testimony from the industry, from the Chairman of the Commerce Commission, from the consumer groups and others that are interested. And I think that it's going to turn out a good report. It's a... This is, I think, a good example of how to deal with what is really a very tough situation and that is the tremendously complex rewrite of the Public Utility Act which, as I think most of you know,

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was initially adopted over 70 years ago. So there's a lot that has occurred since then. But this Committee... this Joint Committee, with your approval of this Resolution, will be able to come back with, I think, some real solid recommendations that this Legislature will be able to consider, and I urge the adoption of House Joint Resolution #2."

Speaker Greiman: "The... Yes, for what purpose does the Gentleman from Cook, Mr. Vitek, seek recognition?"

Vitek: "Question of the Sponsor, Mr. Levin."

Speaker Greiman: "Well, let me first just put the question if I could, Mr. Vitek."

Vitek: "Oh, alright. I'm sorry."

Speaker Greiman: "The Gentleman from Cook, Mr. Levin, has moved for the adoption of House Joint Resolution 2. And on that, is there any discussion? The Gentleman from Cook, Mr. Vitek."

Vitek: "A question."

Speaker Greiman: "Indicates he'll yield for a question."

Vitek: "I read the last sentence, 'Resolved the Joint Committee shall cease to exist as of June 30, 1985.' Correct?"

Levin: "That's correct."

Vitek: "Alright. That's all I wanted to know."

Speaker Greiman: "The Gentleman from Kendall, Mr. Hastert."

Hastert: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I think the Sponsor of this Resolution, Representative Levin, outlined the purpose of this Committee. As you know, again, let me reiterate, that the Public Utility Act will cease to exist on December 31st of this year. It's our charge in this Committee to examine that Act, to recommend changes if changes should be recommended or there's evidence changes should take place and place a Bill before this Committee and a report before

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the General Assembly on... by this April. We ask that you ask... extend the life of this Committee. It will automatically sunset on June 30th of this year and ask for your favorable vote."

Speaker Greiman: "Further discussion? There being none, the question is, 'Shall the House adopt House Joint Resolution 2?' All those in favor signify by voting 'aye', those opposed vote 'no'. Voting is now open. It takes 60 votes to pass. Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question, there are 111 voting 'aye', none voting 'no', none voting 'present'. And the House does adopt House Joint Resolution 2... Resolutions."

Clerk O'Brien: "House Resolution 65, offered by Representative McMaster; 66, by Madigan and McGann; 67, by McGann and Madigan; 68, offered by Representative Currie; House Resolution 69, offered by Representative Tate; 71, by Representative Oblinger; 72, offered by Representative Hicks; 73, offered by Representatives Wolf, McPike and Madigan."

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

Matijevich: "House Resolution 65, McMaster, celebrates the 90th anniversary of the birthday of Mary Huizenga; House Resolution 66, Madigan - McGann, commends Tom Harrington on his act of heroism; House Resolution 67, McGann - Madigan, commends Gene Baffoe on his act of heroism; House Resolution 68, the 25th anniversary of the Gilbert & Sullivan Opera Company by Barb Currie; House Resolution 69, Mike Tate, relates to the uniformity in non-resident hunting license fees; House Resolution 71, Oblinger, congratulates the Illinois Association of Water Pollution Control Operators; House Resolution 72, Hicks, recognizes

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the work of the Mount Vernon Police Department; House Resolution 73, Wolf, commends Tom Schilling, a business manager of a pipefitters local."

Clerk O'Brien: "Also Senate Joint Resolution 12 offered by Representative Wolf and McPike; Senate Joint Resolution 14 offered by Representative Panayotovich; Senate Joint Resolution 15 offered by Representative Christensen; and Senate Joint Resolution 17 sponsored by Representative Pullen."

Speaker Greiman: "The Gentleman from Lake, Mr. Matijevich."

Matijevich: "HJR (sic - Senate Joint Resolution) 12, Wolf - McPike, acknowledges the work of the Edward Gjertsen and Rosemary Kaiser for their outstanding work; House... SJR 14, Panayotovich, congratulates the Annunciata Cub Scout... Cub Scout Troop 3773; SJR 15, Christensen, gives concern for the missing in action; SJR 17, Pullen, congratulates Hugh Muncy for being selected 'Retail Man of the Year'. Speaker, I move the adoption of the Agreed Resolutions."

Speaker Greiman: "The Gentleman from Lake, Mr. Matijevich, has moved for the adoption of the Agreed Resolutions. All in favor signify by saying 'aye', those opposed 'nay'. In the opinion of the Chair, the 'ayes' have it, and the Resolutions are adopted. General Resolutions."

Clerk O'Brien: "House Resolution 70, offered by Representatives Tate and Hicks."

Speaker Greiman: "Committee on Assignment. Mr. Clerk, on the Adjournment Resolution, Senate Joint Resolution 18. Mr. McPike. Mr. McPike moves for the adoption of Senate Joint Resolution 18. Mr. Clerk, read the Resolution."

Clerk O'Brien: "Senate Joint Resolution 18. Resolved by the Senate of the 84th General Assembly of the State of Illinois, the Senate... the House of Representatives concurring herein, that when the two Houses adjourn on

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Thursday, February 28, 1985, that they stand adjourned until Tuesday, March 5, 1985, at 12:00 noon."

Speaker Greiman: "All those in favor of the adoption of the Adjournment Resolution signify by saying 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have it, and Senate Joint Resolution 18 is adopted. Allowing the Clerk 45 minutes for Perfunctory Session, Mr. McPike moves that the House does now stand adjourned. All those in favor signify by saying 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have it, and the House stands adjourned leaving the... allowing the Clerk 45 minutes for Perfunctory Session. So that all the Members will be properly apprised, we return on Tuesday, March 5, at 12 noon, 12:00."

Clerk Leone: "Introduction and First Reading of House Bills. House Bill 391, O'Connell - McGann, a Bill for a Act in relationship to the removal of pituitary glands from bodies upon which an autopsy has been performed. First Reading of the Bill. House Bill 392, O'Connell, a Bill for an Act to amend Sections of the Illinois Public Aid Code. First Reading of the Bill. House Bill 393, John Dunn, a Bill for an Act to amend Sections of the Narcotics Profit Forfeiture Act. First Reading of the Bill. House Bill 394, Barnes, a Bill for an Act to add Sections to the Illinois Public Aid Code and to the Illinois Administrative Procedure Act. First Reading of the Bill. House Bill 395, Mays, a Bill for an Act to amend Sections of the Unemployment Insurance Act. First Reading of the Bill. House Bill 396, Mays, a Bill for an Act in relationship to the recoupment of unemployment insurance benefits from persons ineligible for such benefits. First Reading of the Bill. House Bill 397, McGann - et al, a Bill for an Act to amend Sections of the Illinois Pension Code. First Reading

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of the Bill. House Bill 398, McGann - et al, a Bill for an Act to amend Sections of the Illinois Pension Code. First Reading of the Bill. House Bill 399, McGann - et al, a Bill for an Act to amend Sections of the Illinois Pension Code. First Reading of the Bill. House Bill 401, Keane... 400, Keane, a Bill for an Act to amend Sections of the Revenue Act. First Reading of the Bill. House Bill 401, Keane, a Bill for an Act to add Sections to the Illinois Library Systems Act. First Reading of the Bill. House Bill 402, DeJaegher - et al, a Bill for an Act to amend Sections of the Illinois Pension Code. First Reading of the Bill. House Bill 403, Currie - Frederick, a Bill for an Act to amend Sections of the Illinois Marriage and Dissolution of Marriage Act. First Reading of the Bill. House Bill 404, Tate, a Bill for an Act to amend Sections of the Private Detective and Privacy Security Act. First Reading of the Bill. House Bill 405, Tate - Hicks, a Bill for an Act prohibiting local governments from regulating hunting and fishing. First Reading of the Bill. House Bill 406, McCracken, a Bill for an Act to add Sections to the Illinois Municipal Code. First Reading of the Bill. House Bill 407, Mays, a Bill for an Act to amend Sections of the Workers' Compensation Act. First Reading of the Bill. House Bill 408, Hicks - et al, a Bill for an Act to amend Sections of an Act relating to the acquisition, possession, transfer of firearms and firearm ammunition and provide penalty for the violation thereof. First Reading of the Bill. House Bill 409, Frederick - et al, a Bill for an Act to add Sections to the School Code. First Reading of the Bill. House Bill 410, Johnson - et al, a Bill for an Act to prohibit municipalities and counties from regulating or taxing firearms and firearm ammunition. First Reading of the Bill. Continuing with the

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Introduction of First Reading of Bills. House Bill 411, McGann - et al, a Bill for an Act to amend Sections of the Illinois Pension Code. First Reading of the Bill. House Bill 412, O'Connell, a Bill for an Act making appropriations to the Department of Commerce and Community Affairs. First Reading of the Bill. House Bill 413, O'Connell, a Bill for an Act to add Sections to the Illinois Insurance Code. First Reading of the Bill. House Bill 414, Ropp - et al, a Bill for an Act concerning truancy and amending Acts herein named. First Reading of the Bill. House Bill 415, O'Connell, a Bill for an Act to add Sections to the School Code. First Reading of the Bill. House Bill 416, Capparelli - Cullerton - McGann - et al, a Bill for an Act to amend Sections of the Illinois Pension Code. First Reading of the Bill. House Bill 417, Capparelli - Berrios - et al, a Bill for an Act to add Sections to an Act concerning public utilities. First Reading of the Bill. House Bill 418, Capparelli - Barnes - et al, a Bill for an Act making appropriations for the Metropolitan Fair and Exposition Authority Reconstruction Fund to the Metropolitan Fair and Exposition Authority. First Reading of the Bill. House Bill 419, Cullerton, a Bill for an Act to amend Sections of the Foreign Banking Office Act. First Reading of the Bill. House Bill 420, Van Duyne - et al, a Bill for an Act relating to the conducting of pull tabs and jar games by certain non-profit organizations and requiring licensing and prescribing regulations therefore. First Reading of the Bill. House Bill 421, Van Duyne - et al, a Bill for an Act to amend Sections of the Bingo License and Tax Act. First Reading of the Bill. House Bill 422, Van Duyne - et al, a Bill for an Act to amend Sections of the Bingo License and Tax Act. First Reading of the Bill. House Bill 423, Van Duyne - et

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al, a Bill for an Act concerning the bail costs and fines established for minor traffic... offenses. First Reading of the Bill. House Bill 424, Van Duyne - et al, a Bill for an Act to amend Sections of the Bingo License and Tax Act. First Reading of the Bill. House Bill 425, Currie - et al, a Bill for an Act to create the Task Force on Pay Equality (sic - Equity). First Reading of the Bill. House Bill 426, Currie, a Bill for an Act making appropriations for the ordinary and contingent expenses of the Task Force on Pay Equity. First Reading of the Bill. House Bill 427, Ropp, a Bill for an Act to add Sections to the Illinois Income Tax Act. First Reading of the Bill. House Bill 428, Matijevich - et al, a Bill for an Act to amend Sections of the Code of Criminal Procedure. First Reading of the Bill. House Bill 429, Matijevich - et al, a Bill for an Act to add Sections to the Code of Civil Procedure. First Reading of the Bill. House Bill 430, Matijevich - et al, a Bill for an Act to amend Sections of the Illinois Vehicle Code. First Reading of the Bill. House Bill 431, Ropp - et al, a Bill for an Act to amend Sections of the State Fair Act. First Reading of the Bill. House Bill 432, Cullerton - Capparelli - et al, a Bill for an Act to add Sections to the Illinois Pension Code. First Reading of the Bill. House Bill 433, Berrios - et al, a Bill for an Act to amend Sections of the Illinois Insurance Code. First Reading of the Bill. House Bill 434, Berrios - et al, a Bill for an Act to amend Sections of the Illinois Notary Public Act. First Reading of the Bill. House Bill 435, Pangle - et al, a Bill for an Act to provide for the lottery of education games and to amend certain Acts herein named. First Reading of the Bill. House Bill 436, Flinn - et al, a Bill for... a Bill for an Act to repeal the Vehicle Emissions Inspection Law. First Reading of the

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Bill. House Bill 437, Keane - McPike, a Bill for an Act in relationship to enforcing the qualifications of township and multiple township assessors. First Reading of the Bill. House Bill 438, Cullerton, a Bill for an Act to add Sections to an Act concerning jurors. First Reading of the Bill. House Bill 439, Curran, a Bill for an Act to amend Sections of the Illinois Income Tax Act. First Reading of the Bill. House Bill 440, McGann - et al, a Bill for an Act to amend Sections of the Illinois Pension Code and the State Mandates Act. First Reading of the Bill. House Bill 441, Saltsman, a Bill for an Act to amend Sections of the Illinois Pension Code. First Reading of the Bill. House Bill 442, Younge, a Bill for an Act to add Sections to the Illinois Public Aid Code. First Reading of the Bill. House Bill 443, Younge, a Bill for an Act in relationship to the termination of gas or electric service by public utilities. First Reading of the Bill. House Bill 444, Younge, a Bill for an Act making appropriations to the Department of Public Aid. First Reading of the Bill. House Bill 445, Younge, a Bill for an Act to amend Sections of the Revenue Act. First Reading of the Bill. House Bill 446, Younge, a Bill for an Act to create an Exposition and Auditorium Authority in East St. Louis. First Reading of the Bill. House Bill 447, Giglio - et al, a Bill for an Act to amend Sections of the Use Tax Act. First Reading of the Bill. House Bill 448, Giglio - et al, a Bill for an Act to amend Sections of the Illinois Public Aid Code. First Reading of the Bill. House Bill 449, Giglio - Steczko, a Bill for an Act to amend Sections of the Township Law. First Reading of the Bill. House Bill 450, Mulcahey, a Bill for an Act to amend Sections of the School Code. First Reading of the Bill. House Bill 451, Mulcahey, a Bill for an Act to amend Sections of the School Code.

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First Reading of the Bill. House Bill 452, Virginia Frederick - et al, a Bill for an Act to amend Sections of the Criminal Code. First Reading of the Bill. House Bill 453, Levin - Currie, a Bill for an Act to amend Sections of the Illinois Human Rights Act. First Reading of the Bill. House Bill 454, Levin - Currie, a Bill for an Act to amend Sections of the Illinois Human Rights Act. First Reading of the Bill. House Bill 455, Levin - Currie, a Bill for an Act to amend Sections of the Freedom of Information Act. First Reading of the Bill. House Bill 456, Mulcahey, a Bill for an Act to amend Sections of the Unified Code of Corrections. First Reading of the Bill. House Bill 457, Zwick - et al, a Bill for an Act to amend Sections of the Uniform Commercial Code. First Reading of the Bill. House Bill 458, Terzich - et al, a Bill for an Act in relationship to programs to assist individuals to stop smoking. First Reading of the Bill. House Bill 459, Terzich - et al, a Bill for an Act to amend Sections of the Property Fire Loss Act. First Reading of the Bill. House Bill 460, LeFlore, a Bill for an Act relating to the filing date for returns of certain state taxes. First Reading of the Bill. House Bill 461, LeFlore, a Bill for an Act in relationship to the filing date for returns of certain taxes. First Reading of the Bill. House Bill 462, Oblinger, a Bill for an Act to phase out State Occupation and Use Tax on food consumed on the premises. First Reading of the Bill. House Bill 463, Pullen - et al, a Bill for an Act to amend Sections of the Criminal Code. First Reading of the Bill. House Bill 464, Terzich, a Bill for an Act to amend Sections of the Metropolitan Civic Center Support Act. First Reading of the Bill. House Bill 465, Sam Vinson, a Bill for an Act concerning the provisions and notes on legislation authorizing the

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conveyance or lease of real estate owned by the state.
First Reading of the Bill. House Bill 466, Mautino - et
al, a Bill for an Act to amend Sections of the Illinois
Bank Holding Company Act. First Reading of the Bill."

Clerk O'Brien: "Further Introductions. House Bill 467, offered
by Representative Steczo, a Bill for Act to amend Sections
of the Illinois Municipal Code. First Reading of the Bill.
There being no further business, the House now stands
adjourned."

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