

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

15th Legislative Day

March 14, 1985

Speaker Greiman: "The hour of 1:00 having arrived, the House will now be in Session. The Chaplain for today will be the Reverend Joseph Miller, Pastor of St. Peter and Paul Catholic Church in Springfield. Father Miller is a guest of Representative Michael Curran. Will the guests in the gallery please rise and join us in the invocation? Father Miller."

Father Miller: "Let us bow our heads in prayer. Oh, God, we ask Your blessing on this Assembly and its Members and we beg You to enlighten their minds and to move their wills so that they may make right decisions concerning the governance and the welfare of this great State of Illinois. May the spirit of justice, charity and prudence, rule the hearts of these Legislators so that the people they represent may be well governed and may be able to live in this state in peace, security and prosperity, and that the State of Illinois may be deemed to be one of the more enlightened and better governed of the states of our Union. We ask Your blessing on all here present and on all the people of this state in which we have the privilege and the good fortune to live. We ask this in the name of the God of us all. Amen."

Speaker Greiman: "The Gentlemen from McLean, Representative Ropp, will lead us in the pledge to the flag."

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 Greiman: "Roll Call for Attendance. Yes. Mr. Matijevich, for what purpose do you seek recognition?"

Matijevich: "Let the record show Representative Berrios as an excused absence."

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Speaker Greiman: "Alright. Let the record so show, but will... let me close off the board first. Mr. Clerk, take the record. 114 Members having answered to the call of the quorum, a quorum is present. Mr. Berrios has been excused. Mr. Piel, do you have any excused absences this morning?"

Piel: "Yes, Mr. Speaker, would the record show that Representative Virginia Frederick has an excused absence, please?"

Speaker Greiman: "Let the record so reflect. Thank you. Committee Reports."

Clerk O'Brien: "Representative Cullerton, Chairman of the Committee on Judiciary II, to which the following Bills were referred, action take March 14, 1985, reported the same back with the following recommendations: 'Do pass' House Bills 428 and 456; 'do pass as amended' House Bill 291. Representative Van Dwyne, Chairman of the Committee on Counties and Townships, to which the following Bills were referred, action taken March 13, 1985, reported the same back with the following recommendations: 'Do pass' House Bills 449 and 486; 'do pass as amended' House Bill 25. Representative Farley, Chairman of the Committee on Labor and Commerce, to which the following Bills were referred, action taken March 13, 1985, reported the same back with the following recommendations: 'Do pass' House Bills 159 and 160."

Speaker Greiman: "Introduction of Bills. First Reading."

Clerk O'Brien: "House Bill 722, offered by Representative McGann - Pullen - Keane - Capparelli and McAuliffe, a Bill for an Act to amend Sections of the Hospital Licensing Act. First Reading of the Bill. House Bill 723, Matijevich - et al, a Bill for an Act to guarantee collective bargaining rights for firefighters. First Reading of the Bill. House Bill 724, offered by Representative Bullock - et al, a Bill for

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an Act in relation to contractual firefighting services. First Reading of the Bill. House Bill 725, offered by Representative White - Bowman - Levin - Currie and Braun, a Bill for an Act to establish in the Illinois Department of Public Health a program for the care of persons suffering from acquired immune deficiency syndrome. First Reading of the Bill. House Bill 726, offered by Representative Sutker - et al, a Bill for an Act to amend Sections of the Revenue Act. First Reading of the Bill. House Bill 727, offered by Representative Capparelli and McAuliffe - et al, a Bill for an Act to amend Sections of the Illinois Pension Code. First Reading of the Bill. House Bill 728, offered by Representative Capparelli and McGann - et al, a Bill for an Act to amend Sections of the Illinois Pension Code. First Reading of the Bill. House Bill 729, offered by Capparelli - McGann and Terzich - et al, a Bill for an Act to amend Sections of the Illinois Pension Code. First Reading of the Bill. House Bill 730, offered by Representative Terzich - et al, a Bill for an Act to amend Sections of the Illinois Pension Code. First Reading of the Bill. House Bill 731, offered by Representative McGann - et al, a Bill for an Act to amend Sections of the Illinois Pension Code. First Reading of the Bill. House Bill 732, offered by Representative Berrios - et al, a Bill for an Act to amend Sections of the Illinois Pension Code. First Reading of the Bill. House Bill 734. House Bill 733, Hensel, a Bill for an Act to amend Sections of the Revenue Act. First Reading of the Bill. House Bill 734, Hensel - et al, a Bill for an Act to amend Sections of the Township Law. First Reading of the Bill. House Bill 735, offered by Representative Hensel, a Bill for an Act to amend Sections of the Revenue Act. First Reading of the Bill. House Bill 736, offered by Representative Krska - et al, a Bill for an

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Act to amend Sections of the Illinois Pension Code. First Reading of the Bill. House Bill 737, offered by Representative Countryman - et al, a Bill for an Act to amend Sections of the Liquor Control Act. First Reading of the Bill. House Bill 738, offered by Representative Countryman - et al, a Bill for an Act to amend Sections of the Liquor Control Act. First Reading of the Bill. House Bill 739, offered by Representative Parcels - et al, a Bill for an Act to amend Sections of the Illinois Public Library District Act. First Reading of the Bill."

Speaker Greiman: "Committee Reports."

Clerk O'Brien: "Representative Hannig, Chairman of the Committee on Select Committee on Veterans' Affairs, to which the following Bills were referred, action take March 14, 1985, reported the same back with the following recommendation: 'Do pass Short Debate Calendar' House Bills 273 and 369."

Speaker Greiman: "Introduction of Bills. First Reading."

Clerk O'Brien: "House Bill 740, offered by Representative Breslin, a Bill for an Act to amend Sections of the Illinois Vehicle Code. First Reading of the Bill."

Speaker Greiman: "Consent Calendar Third Reading, Second Day."

Clerk O'Brien: "Consent Calendar Third Reading, Second Day, page four of your Calendar. House Bill 38, a Bill for an Act to amend the Law Enforcement Officers, Civil Defense Workers, Civil Air Patrol Members, Paramedics and Firemen's Compensation Act. Third Reading of the Bill. House Bill 39, a Bill for an Act authorizing reorganization of certain sanitary districts. Third Reading of the Bill. Senate (sic) Bill 69, a Bill for an Act to amend the Illinois Vehicle Code. Third Reading of the Bill. Senate (sic) Bill 71, a Bill for an Act to amend the Election Code. Third Reading of the Bill. Senate (sic) Bill 88, a Bill for... Corrections. These are House Bills. House Bill 38.

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House Bill 39. House Bill 69. House Bill 71. And House Bill 89, a Bill for an Act to amend the Soil and Water Conservation District Act. Third Reading of the Bill. House Bill 116, a Bill for an Act designating Retired Teachers' Week. Third Reading of the Bill. House Bill 167, a Bill for an Act to amend Sections of the Township Law. Third Reading of the Bill. House Bill 212, a Bill for an Act to amend Sections of the School Code. Third Reading of the Bill. And House Bill 252, a Bill for an Act to amend Sections of the Senior Citizens and Disabled Persons Property Tax Relief and Pharmaceutical Assistance Act. Third Reading of the Bill."

Speaker Greiman: "Alright. Ladies and Gentlemen of the House, we are presently considering the Consent Calendar Third Reading. We are... at the moment where we vote on this often on the last day of the week. I say this for the new Members. Some of the old Members, hopefully, now understand the process, but for you new Members, some of whom will be voting for the first time on the Consent Calendar, we... we... it makes... It winds it way through the Calendar. First, Second Reading and stays there, then Second Reading, Second Day and then comes on Third Reading and stays in the Third Reading, so that it is on the Calendar for a considerable length of time, giving you an opportunity, first, to look at it, secondly, to knock it off the Calendar if you care to. So that we are now presently about to vote on it. And I just wanted to bring this to the attention of our newer Members. Okay. Alright. Therefore, on page four on the Consent Calendar, there having been the Third Reading, Second Day, the question is, 'Shall these Bills pass?' All those in favor signify by voting 'aye', those opposed vote 'no'. Voting is now open. Have all voted who wish? Have all voted who

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wish? Mr. Clerk, take the record. On these Bills there are 106 voting 'aye', none voting 'no', 1 voting 'present'. And these Bills, having received the Constitutional Majority, are hereby declared passed. On page two of the Calendar appears House Bills Second Reading. On the Order of House Bills Second Reading appears House Bill 40. Out of the record. On the Order of House Bills Second Reading appears House Bill 49. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 49."

Speaker Greiman: "Out of the record, Mr. Clerk. On the Order of House Bills Second Reading appears House Bill 150. Out of the record. On the Order of House Bills Second Reading appears House Bill 177. Mr. Giglio. Out of the record. On the Order of House Bills Second Reading appears House Bill 188. Out of the record. And on the Order of House Bills Second Reading appears House Bill 370. Ms. Barnes. Out of the record. Okay. Introduction and First Reading."

Clerk O'Brien: "House Bill 741, offered by Representative Zwick - et al, a Bill for an Act to amend Sections of the Illinois Credit Union Act. First Reading of the Bill. House Bill 742, offered by Representative Leverenz, a Bill for an Act to amend Sections of the Crime Victims' Compensation Act. First Reading of the Bill. House Bill 743, offered by Representative Leverenz, a Bill for an Act to amend Sections of the Civil Administrative Code. First Reading of the Bill. House Bill 744, offered by Representative Countryman, a Bill for an Act to amend Sections of an Act to provide for safeguarding of public health by vesting certain measures of control and supervision in the Department of Public Health over public water supplies in the state. First Reading of the Bill."

Speaker Greiman: "On page three of the Calendar under the Order of House Bills Third Reading, Short Debate appears House

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Bill 99. Mr. Steczo. Out of the record. On House Bills
Third Reading Short Debate appears House Bill 129. Mr.
Hannig, do you wish to proceed? Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 129, a Bill for an Act to amend
Sections of an Act in relation to fire protection
districts. Third Reading of the Bill."

Speaker Greiman: "The Gentleman from Macoupin, Mr. Hannig."

Hannig: "Yes, thank you, Mr. Speaker, Members of the House. This
Bill was introduced to try to clarify a problem that can
exist when a municipality annexes territory. There can be
some question in some cases as to when or how the fire
protection of that district is to be handled. This simply
clarifies that language. It was brought to my attention by
the Illinois Fire Association people. They asked me to
introduce it. It passed out of Committee unanimously and I
would ask for your support."

Speaker Greiman: "The Gentleman from Macoupin has moved for the
passage of House Bill 129. Does anyone stand in
opposition? The Gentleman from DuPage, Mr. McCracken."

McCracken: "Thank you, Mr. Speaker. Will the Sponsor yield?"

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

McCracken: "I don't have an objection, but it's more of a
technical concern, Representative Hannig. I wonder if your
Amendment #2 should have placed the clause 'or another fire
protection district' somewhere other than immediately after
'town'. And the reason I say that is this... I should have
caught this yesterday. The reason I say that is because I
think 'town' is modified by the phrase 'provides fire
protection' in the current Bill. And I think that you want
to place the amendatory language after that entire phrase."

Hannig: "I would..."

McCracken: "May I... Do you want to hold this and..."

Hannig: "I would simply say that... Yes. I have... There is no

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hurry on this Bill. If you have to... If you think that we should amend it further, I'll be happy to take it out of the record and talk to you."

McCracken: "Alright. Then I'll get it right over to you."

Speaker Greiman: "Out of the record. On the Order of House Bills Third Reading, Short Debate Calendar appears House Bill 253. Mr. O'Connell, do you wish to proceed on 253? Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 253, a Bill for an Act to amend Sections of the Illinois Municipal Code. Third Reading of the Bill."

Speaker Greiman: "The Chair recognizes the Gentleman from Cook, Mr. O'Connell."

O'Connell: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This Bill provides an added exception to the contiguity requirements for annexation purposes of municipalities. Presently, under Chapter 24 in Section 7, division 7 rather, there is only one exception for annexing a parcel of property which is not contiguous to a municipality and that is the exception if a railroad right-of-way exists between the parcel to be annexed and the annexing municipality. In this situation we have added two exceptions. One, is that if a forest preserve district lies between the annexing and the annexed property, it would represent an exception. Similarly, if there is a public utility right-of-way, that would also be considered an exception to the annexation provisions. The Bill received no opposition in Committee. It is restrictive in nature, and I would ask for your favorable support. Be happy to answer any questions."

Speaker Greiman: "The Gentleman from Cook has moved for the passage of House Bill 253. And on that, does anyone stand in opposition? No one seeking recognition, the question

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is, 'Shall this Bill pass?' All those in favor signify by voting 'aye', those opposed vote 'no'. Voting is now open. This is final action. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question, there are 107 voting 'aye', 4 voting 'no', none voting 'present'. This Bill, having received the Constitutional Majority, is hereby declared passed. On the Order of House Bills Third Reading, Short Debate appears House Bill 284. Mr. Terzich, do you wish to proceed on that Bill? Mr. Terzich."

Terzich: "Yes, Mr. Speaker, Ladies and Gentlemen of the House."

Speaker Greiman: "No. Mr. Terzich... Excuse me, Mr. Terzich. Mr. Clerk, read the Bill."

Clerk O'Brien: "House Bill 284, a Bill for an Act to repeal Section 5 of an Act to establish Northeastern Illinois University, providing for its operation, management, control and maintenance. Third Reading of the Bill."

Speaker Greiman: "The Gentleman from Cook, Mr. Terzich."

Terzich: "Yes, Mr. Speaker, House Bill 284 repeals the Section of the Northeastern Illinois University Act that provided for parental or truant schools and is now obsolete. It comes from the Law Revision Commission. It just takes out obsolete language, and I'd appreciate your support."

Speaker Greiman: "The Gentleman from Cook, Mr. Terzich, has moved for the passage of House Bill 284. Does anyone stand in opposition? There being no one, the question is, 'Shall this Bill pass? All those in favor signify by voting 'aye', those opposed vote 'no'. Voting is now open. This is final action. Have all voted who wish? Have all voted who wish? Mr. Clerk, take the record. On this question, there are 107 voting 'aye', none voting 'no', none voting 'present'. And this Bill, having received the Constitutional Majority, is hereby declared passed. On the

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Order of House Bills Third Reading appears House Bill 23. Out of the record. On the Order of House Bills Third Reading appears House Bill 87. Mr. Bowman? Mr. Piel, for what purpose do you seek recognition?"

Piel: "Mr. Speaker, Representative Kubik is having some problems with his switch. He's trying to vote and his switch is not working."

Speaker Greiman: "We'll... We'll have it checked."

Piel: "Okay, but he wanted to vote on that last Bill."

Speaker Greiman: "Alright. Well, I'll try and recognize him if his switch isn't showing here. On page three of the Calendar, on the Order of House Bills Third Reading, appears House Bill 146. Out of the record. On the Order of House Bills Third Reading appears House Bill 156. Mrs. Satterthwaite. Ms. Satterthwaite. Out of the record. On the Order of House Bills Third Reading appears House Bill 195. Mrs. Satterthwaite. Out of the record. On the Order of House Bills Third Reading appears House Bill 217. Mr. Klemm. Out of the record. On the Order of House Bills Third Reading appears House Bill 332. Ms. Koehler. Out of the record. On the Order of House Bills Third Reading appears House Bill 485. Out of the record. Consent Calendar Second Reading, Second Day."

Clerk O'Brien: "Consent Calendar Second Reading, Second Day, page four of your Calendar. House Bill 182, a Bill for an Act to amend the Illinois Municipal Code. Second Reading of the Bill. House Bill 210, a Bill for an Act to amend Sections of an Act to revise the law in relation to fences. Second Reading of the Bill. House Bill 222, a Bill for an Act to amend Sections of the Township Law. Second Reading of the Bill. And House Bill 247, a Bill for an Act to amend Sections of the Illinois Pension Code. Second Reading of the Bill."

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Speaker Greiman: "Third Reading. Speaker's... On the... Speaker's Table... On the Order of Speaker's Table appears House Resolution 119. Mr. Clerk, read the Resolution."

Clerk Leone: "House Resolution 119, offered by Representative Olson and Hoffman. Whereas, the institution of marriage is one of the cornerstones upon which our society is built and; whereas, it has come to the attention of this Body that our distinguished colleague, the Honorable Representative Fred J. Tuerk, and his lovely wife, Mary, will celebrate their 40th anniversary on March 17, 1985, whereas, this happy union began on March 17, 1945 in Des Moines, Iowa, where Fred Tuerk and Mary Kieffer were united in holy matrimony and; whereas, their harmonious and enduring marriage has been blessed with eight children, Mary Ann Condon, Terri Tuerk, William Tuerk, John Tuerk, Barbara McDermott, Ellen Tuerk, Margaret Tuerk, and Tina O'Keefe, and four grandchildren, all of whom have brought Representative and Mrs. Tuerk an amount of joy to be surpassed only by the happiness this fine and hard-working couple have in their turn brought others, whereas, Representative Tuerk, a native of Peoria, began his tenure in the Illinois House of Representatives in 1969 and ably represents the constituents of the 93rd District, where he benefits all the citizens of this state with his legislative expertise, serving on numerous Committees, including Appropriations, Labor and Commerce and Public Utilities; whereas, notable and exemplary citizens of Peoria, where Representative Tuerk was employed by Caterpillar in a management capacity for 34 years until his retirement in 1981 and where Mary Tuerk pursues her avocations of needlework, art and music. The couple were actively involved in a myriad of civic and social organizations and the Catholic Study Club, and they were

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devout members of the St. Vincent DePaul Catholic Church; whereas, the attainment of this honorable milestone attests to the enduring strength of their marriage and is properly a joyful occasion worthy of note by the State of Illinois. Therefore, be it resolved by the House of Representatives of the 84th General Assembly of the State of Illinois, that we extend our heartiest congratulations to our distinguished colleague, Representative Fred J. Tuerk, and his wife, Mary, on their celebration of their 40th wedding anniversary and be it further resolved that suitable copies of this Preamble and Resolution be presented to Representative and Mrs. Fred J. Tuerk with our wishes for unbroken happiness in the future."

Speaker Greiman: "The Gentleman from Lee, Mr. Olson."

Olson: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I would ask that all Members of the House join in this Resolution to our esteemed colleague from Peoria who has served this House well and graciously and serves as a good mentor to all of us young Legislators."

Speaker Greiman: "The Gentleman from DuPage, Mr. Hoffman."

Hoffman: "Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. My good friend and yours, Fred Tuerk, is celebrating 40 years of wedded bliss. You know Fred. I know Mary and I think that she deserves a great deal of credit for 40 years of marriage to Fred Tuerk and here he is. Let's give Fred a hand. Hey, Fred. That's for Mary, too. She really deserves that hand."

Speaker Greiman: "The Gentleman has moved for the adoption of House Resolution 119. All in favor signify by saying 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. Happy anniversary. Mr... Gentleman from Peoria, Mr. Tuerk."

Tuerk: "Well, Mr. Speaker, Members of the House, I guess the best

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thing to say is you're touched by such generosity, the Membership offering us congratulations on a day which will be marked with some family spirit and so forth. Forty years has gone pretty fast. You wouldn't think I was married that long since I'm about 48 now, but sometimes we, in Peoria, get married pretty young. But, I do appreciate the fact that you people have remembered that, and I'm sure my wife, Mary, will appreciate it, too. Thank you very much."

Speaker Greiman: "Thank you. The Chair notes that today is the birthday of the Chief of Staff, Gary Lapaille. No one has offered a Resolution because it's doubtful one could have passed. Alright. Further Agreed Resolutions."

Clerk O'Brien: "House Resolution 121, offered by Representative Flowers."

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

Matijevich: "Resolution 121, Representative Flowers, commends Lorraine Johnson. I move the adoption of the Agreed Resolution."

Speaker Greiman: "The Gentleman from Lake moves for the adoption of the Agreed Resolution. All those in favor signify by saying 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have it. The Resolution is adopted. Death Resolution."

Clerk O'Brien: "House Resolution 120, offered by Representative Wyvetter Younge, with respect to the memory of Mr. Alvin A. Tolden, Sr."

Speaker Greiman: "Mr. Matijevich moves for the adoption of the Death Resolution. All those in favor signify by saying 'aye', those opposed 'no'. In the opinion of the Chair, the 'ayes' have it, and the Resolution is adopted. For what purpose does the Gentleman from Will, Mr. Van Duyne, seek recognition?"

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Van Duyne: "Yes, thank you, Mr. Speaker. Just a quick reminder that immediately upon adjournment, the House Counties and Townships Committee is going to convene where you're sitting at on the floor. So, I want to remind all Members of the Committee to remain and also to invite any of the other Members of the House that want to stay by and maybe listen to some pearls of wisdom from their County Board Chairmen. So, that will be immediately upon adjournment."

Speaker Greiman: "The Gentleman from Cook, Mr. Vitek."

Vitek: "A point of personal privilege, Mr. Speaker. We have a Member on the floor here that we all loved. He was the Speaker for many years with us and the guy that sworn me in in 1975 when I had retired. The Honorable Bill Redmond. I think he deserves a hand."

Speaker Greiman: "We welcome the Speaker, former Speaker of the House, Bill Redmond. The Chair recognizes the Gentleman from Madison, Mr. McPike, for the Adjournment Resolution. Mr. McPike moves that the House do stand adjourned until 12:00, Tuesday, March 19, 1985, allowing the Clerk five minutes perfunctory time for First Readings. 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 until 12:00, March 19."

Clerk O'Brien: "Introduction and First Reading of Bills. House Bill 745, offered by Representative Nautino - et al, a Bill for an Act to amend Sections of the Liquor Control Act. First Reading of the Bill. House Bill 746, offered by Representative Regan - et al, a Bill for an Act to amend Sections of the Unemployment Insurance Act. First Reading of the Bill. If there is no further introductions... No further introductions? The House stands adjourned."

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