

Doorkeeper: "All persons not entitled to the House floor please retire to the gallery."

Speaker Redmond: "House will come to order. Members please be in their seats. Led in prayer by Reverend Krueger, the House Chaplain."

Reverend Krueger: "In the name of the Father, Son and Holy Ghost. Amen."

O Lord, bless this House to Thy service this day. Amen. We've been asked to remember Belva Hill, wife of Representative Jack Hill, to be remembered in our prayers this morning. She's going to undergo surgery tomorrow morning. Let us pray. Loving Father, we entrust Belva to your care this day. Guide with wisdom and skill the minds and hands of those who minister in your Name and grant that every cause of illness be removed; she may be restored to soundness of health and learn to live in more perfect harmony with you and with her fellow man through Jesus Christ. Amen.

Thomas Paine said in 1776 the world is my country and all mankind are my brethern. Let us pray. Almighty God, we ask that Thou wouldst be present this day with the Legislators here assembled and fill within them a love for all Thy children; with all the efforts in behalf of this State may be beneficial to them and pleasing unto Thee through Jesus Christ our Lord. Amen.

Speaker Redmond: "Call for attendance. Representative Shea."

Shea: "Mr. Speaker, I'd like to take this opportunity to introduce a class from the St. Pius School in the city of Chicago, ah, they're in the balcony, they're represented by a former colleague of ours now in the Senate, Senator D'Arco, Representative Domico, Representative Huff and Representative Stearney. And if they'd stand up so we could give them a hand, please. Now, Mr. Speaker, I would ask that we have leave of the House to have the Committee on Appropriations #2 continue their hearing while the House is in Session."

Speaker Redmond: "Any objections? Hearing none leave is granted. Representative Shea, I understand that Public Utilities also..."

Shea: "I would also make that motion for the Committee on Public Utilities."



Speaker Redmond: "Any objections? Hearing none leave is granted.

...This afternoon by having a former colleague, comment I don't know whether there's any significance to the fact that he has his around the Appropriations Chairman Committee but George Lindberg former member has graced these Chambers. He's very friendly with the Chairman of Appropriations. I don't know what that means. Representative Madigan."

Madigan: "Mr. Speaker, would the record show that Representative Huff is excused?"

Speaker Redmond: "Any objection? Hearing none the record will so show. Senate Bills First Reading."

Clerk O'Brien: "Senate Bill 1685. Dan Houlihan. A Bill for an act making appropriation to the ordinary and contingent expense to the Judicial Advisory Council. First Reading of the Bill. Senate Bill 1939...."

Speaker Redmond: "Representative Madigan."

Madigan: "Mr. Speaker, in regard to the absence of the Mr. Huff, would the record show that his absence is excused contrary to the Roll Call that we are about to take."

Speaker Redmond: "The record will so show. Proceed Mr..."

Clerk O'Brien: "Senate Bill 1939. Tom Hanahan. A Bill for an act making appropriation to the ordinary and contingent expense to the University Civil Service Merit Board. First Reading of the Bill."

Speaker Redmond: "Resolutions Representative Madigan."

Clerk O'Brien: "House Resolution 845. Luft. House Resolution 847, Steele. House Resolution 848, Riccolo. House Resolution 850, Ryan. House Resolution 851, Ryan. House Resolution 852, Ryan."

Speaker Redmond: "Representative Madigan."

Madigan: "Mr. Speaker, House Resolution 845 congratulates Mr. and Mrs. Walton on the observance of their silver wedding anniversary. House Resolution 847 congratulates Mrs. Brooks McCormack of Chicago upon retirement after serving two years as Republican National Committee-woman from Illinois. House Resolution 845 congratulates Harold Hubbell, District Planning Engineer of the Ottawa District of the Department of Transportation upon his retirement after more than



35 years with the Illinois Department of Transportation. House Resolution 850 congratulates Mr. Herman Spiegel of Kankakee upon his retirement and also upon his 65th birthday. And House Resolution 851 congratulates Jack Grabalein who is the president and owner of the Byron Johnson Office Products. And House Resolution 852 congratulates the founders Rand Scheiding and Charles Waggoner of the Roper Corporation in the city of Kankakee. Mr. Speaker, I move the adoption of the Resolutions."

Speaker Redmond: "Question is on the Gentleman's motion to adopt the Resolutions. All in favor indicate by saying aye. Aye. Opposed, no. The ayes have it. The Resolution is adopted. Any further resolutions?"

Clerk O'Brien: "House Resolution 846 and 849."

Speaker Redmond: "Committee on Assignments. Representative Washburn, do you seek recognition with respect to Representative Peters?"

Washburn: "Yes, thank you, Mr. Speaker. Would the record show that Representative Peters continues to be absent due to hospitalization."

Speaker Redmond: "How about J. David Jones? Any objections to the record showing that Representative Peters is excused for illness? Hearing no objections the record will so show. Representative Madigan... Representative Giglio, is he still ill? Representative Madigan."

Madigan: "Yes, he is, Mr. Speaker, and the record shows Representative Giglio excused because of illness."

Speaker Redmond: "Any objections? The record will so show. House Bills Second Reading. House Bills Second Reading appears House Bill 3566. Representative Getty."

Clerk O'Brien: "House Bill 3566. A Bill for an act to restrict the manufacturer's sale in use of..."

Getty: "It's poly chlorinated biphenyl."

Clerk O'Brien: "Thank you. In certain items contained therein. Second Reading of the Bill. One Committee Amendment. Amends House Bill 3566 on page 2 line 4 and so forth."

Getty: "Mr. Speaker, Ladies and Gentlemen of the House, Committee Amendment #1 would seek to set down the specific timetable for



the reduction and abolition of the use of PCBs. It was an agreed amendment that was worked out after subcommittee hearings with interested parties both proponents and opponents and, uh, who ended up removing their opposition after that Amendment. And I would move for adoption of that Amendment."

Speaker Redmond: "Question is on the adoption...Representative Shea."

Shea: "Will the Sponsor yield for a question?"

Speaker Redmond: "He will."

Shea: "Would you pronounce that word one more time?"

Getty: "Poly Chlorinated Biphenyls."

Speaker Redmond: "Mr. Clerk, will you repeat after him?"

Clerk O'Brien: "PCB."

Shea: "What does it mean?"

Getty: "Poly Chlorinated Biphenyls commonly known as PCB is a...is a toxic substance which is used as a lubricant which has in the last six years has been found to become a very toxic and injurious to both human and animal wildlife and it is called for to be abolished because of this. Now, I'm not a chemist but what it is it's a construction of two...molecules of hydrogen with a certain amount of chlorine..."

Shea: "I'll yield."

Getty: "...Beyond that I can't go too much further."

Shea: "My daughter is taking chemistry and when you start molecules it's all over."

Speaker Redmond: "Any further discussion? Question is on the adoption of the Amendment. All in favor indicate by saying aye. Aye. Opposed, no. The aye's have it. The Amendment is adopted. Any further amendments?"

Clerk O'Brien: "No further amendments."

Speaker Redmond: "Third Reading. 3629."

Clerk Selcke: "House Bill 3629. A Bill for an act directing the Department of Conservation to convey certain real property in Tazewell County. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any amendments from the floor?"

Clerk Selcke: "None."



Speaker Redmond: "Third Reading. 3630."

Clerk O'Brien: "House Bill 3630..."

Speaker Redmond: "Representative Von Boeckman on the floor here?"

Take that out of the record. 3677. Representative McCourt. 3677."

Clerk O'Brien: "House Bill 3677. A Bill for an act to amend the Public Community College Act. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Any amendments from the floor?"

Speaker Redmond: "Third Reading. 3618 out of the record at the request of the Sponsor. 3819."

Clerk O'Brien: "House Bill 3819...."

Speaker Redmond: "Representative... Representative Lechowicz, do you... out of the record, request of the Sponsor. 3848."

Clerk O'Brien: "House Bill 3848. A Committee on Elementary and Secondary Education. A Bill for an act to amend the school code. Second Reading of the Bill. No Committee Amendments."

Speaker Redmond: "Whose Amendment is it? Representative Berman? 3851."

Clerk O'Brien: "House Bill 3851. A Bill for an act to amend the Environmental Protection Act. Second Reading of the Bill. Committee Amendment #1 was tabled in Committee. Committee Amendment #2 amends House Bill 3851 by deleting everything after the enacting clause and inserting in lieu thereof the following: Section 1 and so forth."

Speaker Redmond: "Representative Pierce, is it? 3851."

Pierce: "Ah, Mr. Speaker, I am... I agreed yesterday to hold that Bill on Second Reading for a day or two for Representative Mahar who I don't see on the floor and perhaps Representative Yourell to offer amendments. The Committee Amendment was adopted but because they're not here I'll hold it 'til tomorrow. I'll give them 'til tomorrow to come up with something so take this out of the record."

Speaker Redmond: "Out of the record. 3858."

Clerk O'Brien: "House Bill 3858. A Bill for an act in relation to the Illinois State Fair. Second Reading of the Bill. Two Committee Amendments. Amendment #1 amends House Bill 3858 on page 1 by deleting lines 14 and 15 and so forth."

Speaker Redmond: "Representative Schisler."



Schisler: "Mr. Speaker, Ladies and Gentlemen of the House, I want to just say one thing before we start with this Bill. It is a Committee Bill, been a lot of work go into this Bill. We've compiled a Richmond-Hart Bill and Representative Davis' Bill and uh Representative Brinkmeier has been an exceptionally hard worker on this piece of legislation I want him to handle it."

Speaker Redmond: "You're yielding to..."

Schisler: "I yield to Representative Brinkmeier."

Speaker Redmond: "Representative Brinkmeier. I can't see you Representative Brinkmeier."

Brinkmeier: "Ah, Mr. Speaker, Members of the House, Amendment #1 is a Committee Amendment and it incorporates a number of proposals into one amendment so if I may have your attention I'd like to briefly run down these changes from the initial Bill. Ah, one thing that we added one portion is that..."

Speaker Redmond: "Give the gentleman order please."

Brinkmeier: "No members of the Illinois General Assembly would be authorized to serve on the State Fair Board. We also provide that in the interim board that each of the three executive officers appoint one person from each of the following five Supreme Court Judicial Districts thereby guaranteeing geographic representation. In other words we'd be assured of at least three members of that board coming from each one of the judicial districts. We also move the start up date change that to read that it would start up as of September 1, '76 or when the Bill becomes law whichever is later. We also are recommending that we abolish the six executive officers as ex-officio members. Basically these are the changes that we have incorporated into this First Committee Amendment #1 and I would urge its adoption."

Speaker Redmond: "Any questions? Question is on the adoption of Amendment #1. Those in favor of the adoption indicate by saying aye. Aye. Opposed no. The ayes have it. The Amendment is adopted. Any further amendments?"

Clerk O'Brien: "Committee Amendment #2. Amends House Bill 3858 on page 1 line 23 by inserting after year the following, terms and so forth."

Speaker Redmond: "Representative Brinkmeier."



Brinkmeier: "Yes, I'm looking for that Amendment, sir, I thought we had incorporated that into the other, uh, Representative Rigney, do you, are you familiar with this language? I'd like to yield to Representative Rigney if this is his Amendment."

Speaker Redmond: "Representative Rigney, you desire to address yourself to the Amendment?"

Rigney: "Well, Mr. Speaker, this was an Amendment that I had tacked on in Committee, ah, what it provides for is that the Governor shall remove a board member if that board member no longer resides in the district from which he was appointed. One of the requirements is for appointment that you be a resident of the district and I think it's only logical that if you no longer reside in the district you should be removed from the board."

Speaker Redmond: "Any questions? Question is on the adoption of Amendment #2. Those in favor indicate by saying aye. Aye. Opposed no. The ayes have it and the Amendment is adopted. Any further amendments? Representative Hart."

Hart: "Ah, Mr. Speaker...I cosponsored a bill, cosponsored a bill with Representative Richmond on the state fair and as part of the agreement on this Committee Bill Representative Richmond and I agreed to table our bill. But I...a further part of our agreement was that the Committee sponsor...the Committee sponsorship of the Bill would be jointly shown on the calendar as Brinkmeier and Richmond. And I'd like the record to so indicate."

Speaker Redmond: "Any objections? The record will so show. Any further amendments?"

Clerk O'Brien: "Floor Amendment #3. Brinkmeier. Amends House Bill 3858 on page 1 line 14 by deleting the six executive officers and so forth."

Brinkmeier: "Again, Mr. Speaker, Members of the House, it's my understanding that was incorporated in...in Amendment #1 so I would urge the adoption of Amendment #3."

Speaker Redmond: "Any discussion? Representative Rigney."

Rigney: "Wouldn't it be correct to table the Amendment?"

Brinkmeier: "Presume so it seems to me it's superfluous because it's already incorporated in the Amendment #1."



Speaker Redmond: "Representative Brinkmeier."

Brinkmeier: "Mr...Mr. Speaker, I would urge that we...I would move that we table Amendment #3 rather than adopt."

Speaker Redmond: "Any discussion? Representative Rigney? Gentleman has moved that the Amendment #3 be tabled. Any objections? Hearing none Amendment #3 is tabled. Any further amendments?"

Clerk O'Brien: "Amendment #4. Friedrich. Amend House Bill 3858 on page 1 line 23 by deleting Governor and inserting in lieu thereof Lieutenant Governor and so forth."

Speaker Redmond: "Representative Friedrich."

Friedrich: "Mr...Mr. Speaker, Members of the House, I have had this provision all along that the executive branch should be run by the executive branch where you could pinpoint responsibility. At the Constitutional Convention we removed the obligation of serving as President of the Senate from the Lieutenant Governor but added to the fact that he could be given duties as prescribed by law. This is the only provision in the Constitution with regard to the Secretary of State by the way and he's been given numerous duties. Through the years we have had some outstanding men as lieutenant governors and I feel that this is a responsibility which lieutenant governor could handle and he would be...be a statewide elected officer who would be responsible directly to the people in this very important event. So this...basically all this does is give the responsibility to the lieutenant governor for operating the fair including appointing the superintendent. I move the adoption."

Speaker Redmond: "Any question? Representative Rigney."

Rigney: "Well, Mr. Speaker, I hate to rise against one of my colleagues' amendments, could I have a little attention, Mr. Speaker? Mr. Speaker. Mr. Speaker, could we have a little attention on this?"

Speaker Redmond: "Give the gentleman attention."

Rigney: "Now throughout this Bill I think the Committee has been very united in what we have done and really I think this is probably the only one little area of disagreement among the Committee Members ourselves. What Representative Friedrich is attempting to do is assign the responsibility for the state fair agency to the lieu-



tenant governor rather than the governor. I think perhaps we could all think of several reasons why this would not be in the best interests of the state to follow this course of action. I would merely like to remind you that it is the governor of this state who has the budgetary responsibilities and very frankly as a person in the agricultural sector of this state knowing sometimes the relationship between the governor and the lieutenant governor I would kind of hate to see the lieutenant governor charged with the responsibility of running our state fair and the governor with the man on the purse strings. Ah, I think we should follow along with what the Committee has recommended. I would point out to you that Representative Friedrich's idea has had a hearing in the Committee and frankly I don't believe that anyone supported him in his position in the Committee. So although it's not the sort of issue that I'm going to get terribly upset about I do feel if we are concerned about the best interests of the state fair we will leave that ultimate appointing power with the governor of this state."

Speaker Redmond: "Representative Hart."

Hart: "I would raise the point of order as to whether or not Amendment #4 is in proper form having adopted Amendment #1 and 2?"

Speaker Redmond: "Representative Friedrich."

Friedrich: "If it isn't we need a new Reference Bureau because I told them Amendment #1 was going to be adopted."

Hart: "Okay. Well, I...it didn't appear to be upon first glance..."

Speaker Redmond: "Representative Brinkmeier."

Brinkmeier: "Mr. Speaker and Members of the House, I would like to concur with the statements made by Representative Rigney. Ah, I... seem to me that by delegating these powers to lieutenant governor we are going to retain some of the aspects of the present system that we definitely are on record as not supporting. So I would concur with...with Representative Rigney in...in opposing to this Amendment."

Friedrich: "May I close, Mr. Speaker?"

Speaker Redmond: "Representative Friedrich the parliamentarian is looking at the Amendment in the Bill. Mr. Hart, would you pinpoint



your conflict as you see it so that we can..."

Hart: "On line 25, I wasn't sure that they were compatible, they may be, I...it just didn't appear to be."

Speaker Redmond: "Page 1 line 25?"

Hart: "I believe that's right where line 25 was changed in Amendment #1 whether or not Amendment #4 could be worked into line 25."

Speaker Redmond: "Representative Madigan. Changed his mind. Take this out of the record for a moment. Will you go back and talk to Dick and see... We'll take 3858 out of the record so that the parliamentarian can confer with Representative Hart. 3908. Representative Taylor."

Clerk O'Brien: "House Bill 3908. A Bill for an act to provide for designation of flood plains. Second Reading of the Bill. No Committee amendments."

Speaker Redmond: "Any amendments from the floor?"

Taylor: "Mr. Speaker, Members of the House, I do think that there's some amendments and I'd like to turn this over to Representative Jack William who has the amendment for House Bill 3908."

Speaker Redmond: "Representative Taylor yields to Representative Williams."

Clerk O'Brien: "Amendment #1. Williams. Amends House Bill 3908 on page 2 line 18 and so forth."

Speaker Redmond: "Representative Williams."

William: "Thank you, Mr. Speaker, Members of the House, Amendment #1 was to put the Bill in the posture that it came out as a Committee Bill. There was a...a question, an inquiry there from Representative Schlickman on the interpretation of some of the language so I move at this time to table Amendment #1 to have Amendment 3 coming up later on."

Speaker Redmond: "Any objections to tabling Amendment #1. Hearing none, Amendment #1 is tabled. Any further amendments?"

Clerk O'Brien: "Amendment #2. Ewing. Amends House Bill 3908 on page 7 by deleting line 1 through 5 and inserting in lieu thereof the following, section 8."

Speaker Redmond: "Representative Ewing."

Ewing: "Mr. Speaker, I'd like to...I'd like to table that Amendment please."



Speaker Redmond: "Any objection? Hearing none Amendment #2 is tabled.

Any further amendments?"

Clerk O'Brien: "Amendment #3. Williams. Amends House Bill 3908 on page 2 line 18 and so forth."

Speaker Redmond: "Who's the Sponsor of the Amendment? Representative Taylor, or Williams, rather."

Williams: "Mr. Speaker, Members of the House, Amendment #3 contains the language of Amendment #1 which puts actually the Bill into the posture that it passed out as a committee bill. What the Amendment does is it exempt a power line, ah, actually, you know to be put up in flood plains. It...it does in no....a permit shall be issued by the department without the approval of the local agencies having the jurisdiction in the flood plain which means this is a local government, uh, would have jurisdiction there if it equals or exceeds the state there and the Agricultural Section IX it excludes agriculture production and the performance of related farming activities they are excluded from regulations under this Act. And this was the language of Representative Schlickman wanted in there and we do it in there and I would move for the adoption of Amendment #3."

Speaker Redmond: "Any discussion? Question is on the adoption of Amendment #3. Those in favor indicate by saying aye. Opposed no. The aye's have it. The Amendment's adopted. Any further amendments?"

Clerk O'Brien: "No further amendments."

Speaker Redmond: "Third Reading. Refer back to House Bill 3858. We are considering Amendment #4 I believe. Is that correct? Representative Friedrich. Amendment 4 is it Representative Friedrich?"

Friedrich: "That's right."

Speaker Redmond: "Representative Friedrich on Amendment #4."

Friedrich: "Okay. Not...let me say real briefly and I'm not going to belabor this because we have talked about it a great deal in Committee and we talked about it on the floor in relation to other matters. I believe in government being run by elected officials who are responsible directly to the people. And I have found out and I think you have found out this government by appointment is not very great. When you go to try to place responsibility you never can find anybody



and the people are not very responsive. This is an effort on my part to make this very important event in state government responsible to a man who is elected directly by the people and I won't belabor it any further."

Speaker Redmond: "Question is on the adoption of Amendment #4. Those in favor vote aye. Opposed vote no. Have all voted who wish? Have all voted who wish? All voted who wish? Clerk will take the record. On this question there are 16 ayes, 55 no and the motion fails. Any further amendment?"

Clerk O'Brien: "Floor Amendment #5. Friedrich. Amends House Bill 3858 on page 1 line 27 and so forth."

Speaker Redmond: "Representative Friedrich."

Friedrich: "This I will not belabor long either. The Bill as it is... presently stands says there'll be a fifteen member board; ten nominated by agricultural district and five appointed by the governor. This merely says that one of those appointed by the governor shall be the lieutenant governor; he shall act as chairman of the advisory board...of the state fair board. This again is an attempt on my part to put an elected official in a position of responsibility and I urge your support."

Speaker Redmond: "Representative Brinkmeier."

Brinkmeier: "Mr. Speaker, Members of the House, I can appreciate the sincerity with which this Amendment is offered but for reasons expressed earlier I would urge that we oppose this Amendment."

Speaker Redmond: "Any further discussion? Representative Friedrich to close."

Friedrich: "Well, it begins to look as if the people in this Body have no confidence in government...by officials elected by the people and certainly of a fifteen board it would not hurt to have one person who was elected statewide to be on this very important thing. If you have no confidence in elected officials then of course you should vote no. I personally think that even with all the problems that we have that we have the best system of government on earth. And we start having government by appointment it's going down the drain. But here's an attempt to pinpoint a little bit of respon-



sibility on someone who is voted on by all of the people of the state of Illinois."

Speaker Redmond: "Representative Holewinski, for what purpose do you rise?"

Holewinski: "Mr. Speaker,....I ask clarification. I'm looking at Amendment #5 to 3858 and it doesn't refer to the subject matter we're discussing now. Ah..."

Friedrich: "It refers to state fair board."

Holewinski: "Well, the Amendment I have in my hand that says Amendment #5 to House Bill 3858 refers to receiving \$50 each day for..."

Friedrich: "You don't have the right one, then."

Holewinski: "Is it incorrectly numbered then?"

Friedrich: "I don't know. I have Amendment #5 in front of me and it amends 3858 on page 1 line 27, line 33 and so on."

Speaker Redmond: "Representative Waddell."

Waddell: "Mr. Speaker, that's Amendment #7 that Mr. Holewinski has."

Holewinski: "Well, Mr. Speaker, the Amendments that have been circulated to the Membership are incorrectly numbered."

Speaker Redmond: "Representative Schlickman."

Schlickman: "Just to clarify the situation...Amendment #5 and Amendment #7 are identical so we just discard Amendment #5 by Waddell because that's identical to Amendment #7 by Waddell."

Speaker Redmond: "Question is on the adoption of the Amendment. Those in favor vote aye those opposed vote no. While we're voting we have time to welcome the prodigal son of the House of Representatives the former member of the House, Represen...former Representative Alan Dixon. Have all voted who wish? Clerk will take the record. On this question there are 17 ayes and 28 no and the motion failed. Any further amendment? Representative Cunningham."

Cunningham: "Why would you call him a prodigal son, there are a lot of worse people who have gone through here?"

Speaker Redmond: "Well, he...he left the House and I think rigor mortis is setting in and he wants to come back and repent."

Clerk O'Brien: "Floor Amendment #6..."

Speaker Redmond: "Representative Washburn, for what purpose do you rise?"

Washburn: "I thought you were through with this Bill, Mr. Speaker, but



if I might I would like to take just a couple of seconds of the House while I do have the microphone. For the past year Mr. Dave Waltrip has served very ably, diligently as a legislative aide for Representative Rose from Jacksonville. Now Dave Waltrip is from Jacksonville, he graduated from MacMurray College just last Sunday and on that same date he was commissioned a second lieutenant in the United States Marine Corp. Dave will report to Quantico, Virginia...Virginia on June the 1st. So Second Lieutenant Dave Waltrip I speak for every Member of this House when I send you our congratulations and our very best wishes. Dave, where are you?"

Speaker Redmond: "Any further amendments?"

Clerk O'Brien: "Floor Amendment #6, Rigney. Amends House Bill 3858 on page 3 line 12 and so forth."

Speaker Redmond: "Representative Rigney."

Rigney: "Well, Mr. Speaker, unless you think that Representative Friedrich and I never agree on anything I hasten to give credit where credit is due here. This is Representative...Friedrich's Amendment that I have introduced. What it does very simply is give the governor some grounds to reject a nominee that he may not approve of that has been made at one of these district caucuses. As the Bill stands right now the governor has no choice whatsoever in the selection of these ten people that are nominated by the district caucus. I think that's a little oversight in the Bill. I think we need this Amendment."

Speaker Redmond: "Any discussion? Gentleman has moved the adoption of Amendment #6. Representative Brinkmeier."

Brinkmeier: "Yes. I too would urge the adoption of this Amendment and I'd like to add to what has already been said is that it probably and very possibly will eliminate some question of constitutionality by adding this Amendment and I would urge its adoption."

Speaker Redmond: "Gentleman has moved the adoption of Amendment #6. All in favor of the motion indicate by saying aye. Aye. Opposed no. The aye's have it. Amendment's adopted. Any further amendment?"

Clerk O'Brien: "Floor Amendment #7. Waddell. Amends House Bill 3858 on page 2 by deleting line 20 and so forth."



Speaker Redmond: "Representative Waddell."

Waddell: "...Speaker and Ladies and Gentlemen of the House, Amendment #7 addresses itself to the amount that each one of the board members shall be paid each day. This amount of \$50 as a limit for each day is twice the amount that is being currently paid by the State of Indiana for the same and similar job. I move its adoption."

Speaker Redmond: "Gentleman has moved the adoption of Amendment #7 to House Bill 3858. All in favor of the motion indicate by saying aye. Aye. Opposed no. The ayes have it. Unable to determine. All those in favor of the motion to adopt Amendment #7 vote aye and opposed vote no. Representative Hart."

Hart: "Ah, Mr. Speaker, Ladies and Gentlemen of the House, in explaining my no vote on this, uh, Amendment, uh, in the House Agriculture Committee meeting this and other amendment limiting the original provisions of the Bill as far as the per diem of the board members was considered and rejected. Ah, we're talking, we're talking about a board that's going to have a lot of responsibility here to establish a new and meaningful and successful state fair association. And state fair is going to be a vital part of this state in the coming years under this board. And certainly to me \$50 a day to pay for this responsibility is a very small amount. What Representative Waddell is attempting to do here by this Amendment and I hope those who are voting for it understand why they are voting it is attempting to reduce the amount that we're going to pay these people from \$50 a day to \$20 a day. And I question whether or not that's wise in view of the duties that we're going to be asking these people to perform and the responsibility which we're going to ask them to assume. We're going to try to get people knowledgeable and experienced to work with the interim...on the interim board. And I certainly think that \$50 a day is a reasonable amount and I would urge the rejection of this Amendment."

Speaker Redmond: "...Representative Friedrich."

Friedrich: "I would remind you that you have just voted to put fifteen people on a board who can call a meeting anytime they want to, that's \$750 a day at \$50 a day. And the...the people who have explained



this board business to us say well these guys are expected up here most of the time and make this fair work. They're going to be out there all the time at \$750 a day, just remember that."

Speaker Redmond: "Representative Brinkmeier."

Brinkmeier: "Mr. Speaker, would the Sponsor of this Amendment yield for one question? I would like, I would like some clarification. I too am confused with the numbering on these Amendments. Would you once more go through that Amendment? Is it, are you reducing it down to \$25 a day?"

Waddell: "No, sir. Just exactly what it says. It says receive \$50 for each day's attendance and participation of any meeting."

Brinkmeier: "Thank you."

Speaker Redmond: "Have all voted who wish? Representative McGrew."

McGrew: "Thank you very much, Mr. Speaker, I too would like to join Representative Hart in asking for a no vote. Frankly what we're doing is establishing the well earned...following the well earned precedent here that we establish a maximum and that every Session hereafter will have a Bill in to raise that maximum to \$60-70-80, a hundred what...whatever the case may be. I think they have the responsibility and knowledge to set that salary themselves and I'd ask for a no vote."

Speaker Redmond: "Have all voted who wish? Clerk will take the record. On this question there's 65 ayes and 20 no. And the motion carries and the Amendment's adopted. Any further amendments?"

Clerk Selcke: "No further amendments."

Speaker Redmond: "Third Reading. Am I correct now that the sponsorship has asked - will be Brinkmeier and Richmond. Is that correct? Representative...House Bills Second Reading. House Bill 3630."

Clerk O'Brien: "House Bill 3630. A Bill for an act directing the State of Illinois Department of Conservation to convey certain real property in Tazewell County. Second Reading of the Bill. One Committee Amendment. Amends House Bill 3630 on page 3 line 13 and so forth."

Speaker Redmond: "Representative Von Boeckman."

Von Boeckman: "Mr. Speaker and Ladies and Gentlemen of the House, the



Amendment, all it does is clarify the legal description of the property."

Speaker Redmond: "Any discussion? Gentleman has moved the adoption of Amendment #1. All in favor of the motion indicate by saying aye. Aye. Opposed no. The ayes have it. The Amendment's adopted. Any further Amendments?"

Clerk O'Brien: "No further amendments."

Speaker Redmond: "No further amendments. Third Reading. Committee Reports."

Clerk O'Brien: "Representative Yourell, Chairman on the Committee on Counties and Townships which the following Bills referred. Action taken May 26, 1976 reported the same back with the following recommendation: Do Pass House Bill 3611. Representative Yourell, Chairman on the Committee on Counties and Townships reported the following Committee Bill for introduction: House Bill 3955. Action taken May 26, 1976. Representative Yourell Chairman of the Committee on Counties and Townships reported the following Committee Bill for introduction: House Bill 3956. Action taken May 26, 1976. "

Speaker Redmond: "Introduction First Reading."

Clerk O'Brien: "House Bill 3955. Committee on Counties and Townships. A Bill for an act to amend the Environmental Protection Act. First Reading of the Bill. House Bill 3956. Committee on Counties and Townships. A Bill for an act to amend sections of an act to revise the law in relation to township organization. First Reading of the Bill."

Speaker Redmond: "Senate Bills First Reading."

Clerk O'Brien: "Senate Bill 1523. Stubblefield. A Bill for an act to amend the Revenue Act. First Reading of the Bill. Senate Bill 1524. Stubblefield. A Bill for an act to provide for grants to school districts. First Reading of the Bill. Senate Bill 1567. Schuneman. A Bill for an act to amend the State Employee's Group Insurance Act. First Reading of the Bill. Senate Bill 1593. Schuneman. A Bill for an act making appropriation to State Employee's Group Advisory Committee. First Reading of the Bill."



Senate Bill 1799. Schuneman. A Bill for an act to amend the State Employee's Group Insurance Act. First Reading of the Bill. Senate Bill 1800. Schuneman. A Bill for an act to amend the State Employee's Group Insurance Act. First Reading of the Bill. Senate Bill 1803. Schuneman. A Bill for an act to amend the State Employee's Group Insurance Act. First Reading of the Bill. Senate Bill 1804. Schuneman. A Bill for an act to amend the State Employee's Group Insurance Act. First Reading of the Bill. Senate Bill 1806. Schuneman. A Bill for an act to amend the Illinois Insurance Code. First Reading of the Bill. Senate Bill 1853. Maragos. A Bill for an act to amend the Illinois Income Tax Act. First Reading of the Bill. Senate Bill 1854. Maragos. A Bill for an act to amend the Revenue Act. First Reading of the Bill. Senate Bill 1869. Lechowicz. A Bill for an act making appropriations to the furnishing of the legislative staff. First Reading of the Bill. Senate Bill 1937. Lechowicz. A Bill for an act making supplemental appropriation to the ordinary and contingent expenses to the Department of Revenue. First Reading of the Bill."

Speaker Redmond: "Representative Madigan, for what purpose do you rise?"

Madigan: "Purpose of an announcement, Mr. Speaker. Seated in the gallery to the rear of the Chamber is the graduating class of the Giles School in District 80 in Norridge, Illinois. They're accompanied by their teacher, Mr. Ben Rechney and they're from the Sixteenth Legislative District represented by Representatives Kosinski, Capparelli and McAuliffe and they're in the rear gallery."

Speaker Redmond: "1685. Have we got anybody there? ...Bring the first team into the Chair. First team."

Clerk O'Brien: "Representative Corneal Davis in the Chair."

Speaker Davis: "House Bills Third Reading. On the calendar on Third Reading is House Bill 3036. Representative Taylor."

Clerk O'Brien: "House Bill 3036. A Bill for an act relating to the Chicago Regional Port District Act. First...Third Reading of the Bill."



Speaker Davis: "...Record, Representative Taylor. All right. Take it out of the record. On the calendar House Bills Third Reading is House Bill 3245. Representative Farley. Take it out of the record. calendar on Third Reading is House Bill 3246. Take it out of the record. Take it out of the record Representative....? Yeah. All right. Calendar on Third Reading is House Bill 3302. Representative Cunningham. Read it, Clerk."

Clerk O'Brien: "House Bill 3302. A Bill for an act making an appropriation to the Department of Conservation. Third Reading of the Bill."

Speaker Davis: "Gentleman from Lawrence, Mr. Cunningham."

Cunningham: "Well, Mr. Speaker and Ladies and Gentlemen of the House, this is a very small Bill it's \$250,000 but it's very important to the people who live in Crawford County which happens to be one of the principal counties in the 54th District. Representatives Keller, O'Daniel and I felt that the State of Illinois had enough of an interest in the well being of those fine citizens that they would wish to invest \$250,000 for the recreational development. Now I acknowledge at the outset that it's not in the budget, it did pass this House twice before. I was told last year after it passed the House that if it had been from the Capital Development Bond section that it would have been approved by the second floor. Many of you have expressed to me the doubt that we could ever build a dam and build a lake for \$250,000. I assure you by all that's holy that we will never come back here before this General Assembly and ask for any more money. There is now presently owned by the State of Illinois of 760 acres I believe of land that's ideally suited to the location of this dam. All is needed is a small earthen dam to...to hold back the water; it'll create a dam that's 40 some acres; there's no opposition from the 'Sierra' Club; from any force on earth that I'm aware of. We urge that it's entitled to your aye vote with a good deal of enthusiasm. Representatives Keller, O'Daniel and I will greatly appreciate your kindness."

Speaker Davis: "Chair recognizes the Gentleman from Cook, Represent-



tative Lechowicz."

Lechowicz: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House, I stand in opposition to House Bill 3302. ...When this Bill came out of Committee for Appropriations I it came out with the understanding that it would not be called on Third Reading. And we made a commitment, we let the Sponsor go out and get his press releases as far as getting the Bill out of Committee but in turn it was understood by everybody in that Committee including the Sponsor, I might add, that the Bill would not be called on Third Reading. Unfortunately the Sponsor has decided on a different course of action and in turn has called House Bill 3302 today for passage of \$250,000 from the Capital Development Bond Fund for the creation of a lake in Crawford County. May I point out to the Membership that the Department of Conservation did oppose this Bill and they oppose it for some valid reasons. They pointed out that within a proximity of 15 miles there are two lakes already in that county. And they also point out if you take a look at House Bill 3302 this legislation does not specify the exact location of the proposed lake in Crawford County and one of the possible locations for the lake would be at the Crawford County Conservation Area. This area is owned by the Department of Conservation and is primarily used as a wild-life habitat which is open to hunting. The area was acquired in 1961 and is comprised of approximately 672 acres...acres parceled in the following manner: 283 acres in timber, 290 acres of cultivated for wildlife, 89 acres of overgrown brush and 1 creek. This item was amended in the final version of the Department fiscal '76 appropriation bill but was vetoed by the Governor because of priority and a lack of funds. If the Crawford County Conservation Area is not proposed location of the lake then it is questionable as to how only \$250,000 could provide for the land acquisition and other related cost. May I also point out that the Sponsor's own agreement this Bill was not supposed to be called and in turn we do not have the money, the lake is not needed and I would strongly recommend a no vote."

Speaker Davis: "Chair recognizes the Gentleman from Wayne,



Representative O'Daniel, cosponsor of the Bill."

O'Daniel: "Mr. Speaker, Members of the House, uh, I think this is a good Bill but I don't think we can do anything with the Bill 'til Representative Cunningham and Chairman Lechowicz work out an agreement because they did have an agreement that the Bill wouldn't be called until they did work out an agree...wouldn't be called on the floor so as bad as I would like to see the Bill move through the House I think they'll have to work out a problem before we can do anything with it. Thank you."

Speaker Davis: "Chair recognizes the Gentleman from Cook, Representative Madison."

Madison: "Thank you very much, Mr. Speaker, will the Sponsor yield to a question or two? Ah, Representative Cunningham, am I to understand that this Bill came out of Appropriations I Committee for press purposes?"

Cunningham: "Perish the thought in that situation. Someone has written all is yellow to the jaundiced eye. That was purely a figment of the imagination of the Chairman of the Appropriations Committee. It was in the agreement never to call it. The agreement was it would be held for negotiations and I'll discuss those on the close."

Madison: "Well, Representative Cunningham, then let me ask you about the lake itself. Have you identified the land where the lake is to be built?"

Cunningham: "Absolutely. There's 740 acres owned by the Department of Conservation, it's located four and one-half miles north of the city of Robinson and it's more than 25 miles from any existing facility contrary to the Chairman's off of the top of the head guess a moment ago."

Madison: "Well, is there any particular reason why the geographical location of the lake is not identified in the Bill?"

Cunningham: "Imperfection on the part of the Legislative Reference Bureau for which I apologize to you."

Madison: "Is there any particular reason if we pass this Bill why that lake cannot be built somewhere else?"

Cunningham: "Common sense will preclude it. There's only one place



it can be built for this economy. \$250,000 shouldn't strangle a Chicago voter."

Madison: "Thank you, Mr..."

Cunningham: "Any time. Any time."

Speaker Davis: "Any further questions? Chair recognizes...are you... you through Representative Madison? All right. Chair recognizes the gentleman from Cook, Representative Leverenz."

Leverenz: "Thank you, Mr. Speaker, will the Sponsor yield?"

Cunningham: "Yes."

Speaker Davis: "He indicates he'll yield."

Leverenz: "I understand, is it true that this is all the money that is being appropriated for a recreation project?"

Cunningham: "Absolutely and we'll never come back to ask for another dime. Supplemental or additional or tertiary or whatever you want to call it."

Leverenz: "Is it...is it true that this will take up a large portion of your county?"

Cunningham: "I'm not going to mention what brought you to our county."

Leverenz: "Thank you, Mr. Speaker, Mr. Sponsor of the Bill."

Speaker Davis: "Chair recognizes the gentleman from Cook, Representative Madigan, the Majority Leader."

Madigan: "Mr. Speaker, for purposes of an announcement I wish to introduce a group of...a group of students seated in the rear gallery they're from the Shubert School located in the 18th District, they're accompanied by their principle, Dr. Frank J. DePaul and their 8th grade teacher, Mr. Eugene Schnarr, and they are residents of the district represented by Representative Downs, McPartlin and DiPrima. And, Mr. Speaker, I'm informed that this school also lies within the legislative district represented by Representative Lechowicz, Holewinski and Leon."

Speaker Davis: "The Chair recognizes the gentleman from McLean, Representative Deavers."

Deavers: "Mr. Speaker, will the Sponsor yield for a question?"

Speaker Davis: "He indicates he will."

Deavers: "Roscoe what are we going to name this lake?"



Cunningham: "Well, we're open for suggestions. Ah, I really thought we'd name it in honor of the Speaker and-but that puts me in a dilemma because we have this, we have the Speaker there now so we may call it the Redmond-Davis Lake and..."

Deavers: "That's what I was wondering, you said it was open for negotiation, I think if I was you I'd go and negotiate with Lechowicz, ah, I don't know of any Lake Lechowicz that we have or anything but I think you might have a fighting chance if you name it Lechowicz-Choate-Redmond-Cunningham and Deavers I might support it."

Cunningham: "I named the square in Lawrenceville in his honor but it didn't do any good."

Speaker Davis: "Chair recognizes the gentleman from Cook, Representative Byers from Madison. Gentleman from Madison, Representative Byers."

Byers: "Mr...Mr. Chairman, I move the previous question."

Speaker Davis: "Question is shall the main question be put. All in favor will let us know by please saying aye. The opposes... The ayes have it. So ordered. The Gentleman...the distinguished Gentleman Representative Roscoe Cunningham will now close."

Cunningham: "Well, Mr. Speaker and Ladies and Gentlemen of the House, someone has said that the price of anything is the amount of life that must be exchanged for it. I could guarantee a 140 votes on that board right quick for this Bill but the price was too high. It's wrong that everything be in that...in that frame...in that category. I was given three choices, I'll not give 'em out to you what they were, a-b-and-c, but that would have brought a 140 votes. Now's the time for each cub to stand on its own bottom and everybody vote as their conscience indicates and I say to... I do hope you won't have a resolution tomorrow from...for me, your...your Messianic...your Messianic complex is more than the party can bear...but the people of the 54th District and of Crawford County will appreciate an aye vote, they deserve it."

Speaker Davis: "The question is shall House Bill 3302 pass - just a minute, Representative Totten do you want to be recognized for the purpose of explaining your vote? ...Question is shall House



Bill 3302 pass. All those in favor will vote aye, the opposed nay. The Chair recognizes Representative, Gentleman from Cook, Representative Totten, to explain his vote."

Totten: "Thank you, Mr. Speaker and Members of the General Assembly.

It is true as the Chairman of the Appropriations Committee has pointed out that this Bill was to be hold...be held on Third Reading prior to some negotiation but let me point out to the Members of the General Assembly that those negotiations which have existed in the Appropriations I Committee have become very precocious as far as the perceptiveness of the Representative from Lawrenceville. His vote has been...his vote has been counted and tallied while the Chairman has negotiated with him and those votes have...created a very precocious pimple on the pachyderm's pelvis in our Committee. And I think that those negotiations are now time to be ceased and that this Bill should receive the necessary votes so the pachyderms can survive."

Speaker Davis: "The Chair recognizes the distinguished Gentleman, former alderman from Peoria who entertains the Chair very highly when it comes to his city, the distinguished Gentleman from Peoria, Representative Mudd."

Mudd: "Thank you Mr. Speaker, I certainly in all good conscience vote against this Bill and I know that the red lights that are indicated up there are there because of...of prior statements in regards to this Bill. And I would hope that Roscoe is going to take the necessary action to hear this Bill again but I would hope during the meantime that negotiations continue. This is a...a situation compromise that we all enter into at this time of year and I hope we get some favorable so I'll vote present and hope that we can see more green lights the next time we see this Bill."

Speaker Davis: "Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk, will you take the record? On this question, what purpose does the gentleman arise?"

Cunningham: "Might this be put on postponed consideration for another day?"

Speaker Davis: "Postponed consideration. On the calendar House..."



what purpose does the Gentleman arise?"

Totten: "An inquiry of the Chair. I wonder if that could be put on postponed negotiation rather than consideration?"

Speaker Davis: "I don't have any room here for negotiation, but I'll put it on postponed consideration. Ah, on the calendar appears House Bill 3376. The Chair recognizes Representative Chapman, the Sponsor of the Bill. Want to call it Representative Chapman? Out of the record...take it out of the record. On the calendar appears House Bill 3431, Representative Boyle, is he there? Take it out of the record. On the calendar appears House Bill on Third Reading appears 3486, Representative McMasters. Take it out of the record? Out of the record. On the calendar appears House Bill 3505 on Third Reading. Representative Birchler. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 305. A Bill for an act to amend the Illinois Egg and Egg Products Act. Third Reading of the Bill."

Speaker Davis: "Chair recognizes, Sponsor, Representative Birchler."

Birchler: "Thank you, Mr. Speaker, this Bill is for the purpose of amending the Bill that was passed the last Session in the last days and it amends the Illinois Egg and Egg Products Act so that little farmers and ma and pa stores can stay in business. The Bill was supported by the Agriculture Department, by the Farm Bureau and by many, many people in small towns that buy one or two dozen eggs a week from the local farmer. There were no dissenting votes in the Committee on this and I ask that we give a favorable to correct the egg bill."

Speaker Davis: "Any discussion? If not the question is shall the Bill pass. Shall House Bill 3505 pass? All in favor will vote aye, the opposer no. House Bill...Clerk... Is Schlickman's light on? Have all voted who wish? Have all voted who wish? Have all voted who wish? Mr. Clerk, those...who said aye? Have all voted who wish? Mr. Clerk, take the record. D'Arco, aye. Who's that...D'Arco, aye, here. On this question 140 ayes, 5 no's, 6 present. And the Bill having received the majority will...The Bill having received the constitutional majority is hereby declared passed. On the calendar on Third Reading is House Bill 3541. Representative Ryan."



Clerk Selcke: "House Bill 3541. A Bill for an act..."

Speaker Davis: "Ryan and Friedrich want it out of the record. Take it out of the record. On the calendar appears House Bill 3559. Representative Madigan."

Clerk Selcke: "House Bill 3559. A Bill for an act to amend section 9.6a of an act to create sanitary district and so forth. Third Reading of the Bill."

Speaker Davis: "Chair recognizes Majority Leader, Representative Madigan."

Madigan: "Mr. Speaker, before we proceed to the Bill, I would like to rise for purposes of an announcement to..."

Speaker Davis: "Proceed."

Madigan: "...Another group of students from the Schubert School in Chicago with their principal, Dr. DePaul and their teacher, Mr. Schnarr, and as I stated earlier they are from the districts represented by Representatives Downs, DiPrima and McPartlin and also Representatives Lechowicz, Holewinski and Leon and I might add that the son of Representative Lechowicz attends this school. So they're seated in the rear gallery. Mr. Speaker, on House Bill 3559, this Bill would change the maximum nonreferendum bonding authority of the Chicago Metropolitan Sanitary District from \$380,000,000 to 3% of the equalized assessed valuation which in effect would increase the bond authorization level for the district by approximately \$350,000,000. The purpose of this Bill is to place the district in a position where it can show that it is able to provide local matching funds for ongoing pollution abatement construction programs in conjunction with the federal and state EPA on a 75/25% basis. The need for the Bill at this time is the fact that if the district is unable to show its ability to raise the local matching funds prior to January 1, 1977 not only the Chicago district but all of Illinois will lose approximately \$583,000,000 of grant money which is currently available. I would request a favorable..."

Speaker Davis: "Gentleman from Cook, Representative Bluthardt. Ah, ah, McMasters, Gentleman from Knox, Representative McMasters."

McMaster: "Ah, will the Sponsor yield for a question?"

Speaker Davis: "He indicates he will."



McMaster: "Mr. Madigan, I think we have a situation under EPA, I don't know whether it's an agreement or rule or what, but isn't the grant money for the State of Illinois for pollution control divided up on a 50/50 basis between the Metropolitan Sanitary District and the downstate Illinois?"

Madigan: "Yes, Mr. McMaster, that's according to Illinois EPA rule that there be an equal distribution of state and federal grants between the Chicago Metropolitan Sanitary District and the rest of the state."

McMaster: "Mr. Madigan, then, by this legislation I gather it is your intent to allow the M.S.D. to collect more than 50%, ah, their 50% share of the grant money?"

Madigan: "It would be the result of the legislation that the Chicago Sanitary District would collect more of the 50% at this time because the Chicago District is prepared to move ahead and in a position to receive the...the grant money whereas the other sanitary districts in the state at this time are not so prepared or able to receive the money. Ah, the State EPA rules provide further that if one portion of the state at one particular time receives more than the 50/50 split then what is not available to the other portion of the state shall be made up at some time in the future so that the net result over a period of years will again be an even 50/50 distribution. The Chicago Sanitary District has agreed to me and I conveyed it to you and I convey it to the House that they are more than willing and anxious to abide by that Illinois EPA rule and it will abide by an informal agreement of 50/50 between the Chicago District and the rest of the state."

McMaster: "Then I think my next question, Mr. Madigan, is do you have the agreement from the EPA that they will exceed this 50% split in this case?"

Madigan: "Mr. McMaster, it is my understanding that the EPA will proceed at this time to make this money available to the Chicago District, at this time."

McMaster: "Thank you, Mr. Madigan."

Speaker Davis: "Gentleman from Cook, Representative Bluthardt, do you wish to be recognized?"



Bluthardt: "Yes, Mr. Speaker, I'd like to propound a few questions to the Sponsor if he'll yield?"

Speaker Davis: "Gentleman indicates he'll yield."

Bluthardt: "Mike, I'm concerned about the nonreferendum effect of this Bill and I...the Bill is sitting right next...kind of hiding, he's also concerned about it because he harassed me and his colleagues just recently about nonreferendum tax increases which really were minimal. This one is a monster though. Ah, I would agree that the purpose is laudatory but the amount, could you tell me how much, how many million dollars additional this could bring in with the issuance of G.O. bonds without referendum over the \$380,000,000 that we authorized in 1969?"

Madigan: "Well, uh, the Bill would provide, Representative Bluthardt, not for a tax increase but for an increase in the bond authorization level of approximately \$350,000,000."

Bluthardt: "It would provide an increase of up to \$350,000,000 by the sale of revenue bonds, ah, general obligation bonds. And how are you going to pay for those but to levy a tax without referendum to pay for them. So it is an increase in taxes without referendum, is it not?"

Madigan: "No, I disagree with you because the question of a tax increase would depend upon the scheduling of the sale of the bonds. The district currently has obligated itself to approximately \$380,000,000 in bonds pursuant to a 1969 authorization of the Legislature. These bonds are being redeemed as we move along. So that if the construction requirements of the district couple with the approval of the federal and the state EPA is such that construction does not proceed except in an orderly fashion down the years then by the time new issues are sold the old issues will have been retired and the current tax levy will be more than sufficient to pay the cost of the bonds."

Bluthardt: "Mike, you have an authority of \$380,000,000, when I say you the sanitary district of greater Cook County, has the maximum authorization of \$380,000,000 and you're now asking for 3% of the assessed valuation and by my computation that's \$685,000,000 that you may be allowed to issue the Sanitary District without a referendum. Now if



they issue those additional bonds it's going to mean a tremendous tax increase to the people of Cook County being served by the Sanitary District. I don't see how you can get around that."

Madigan: "Mr. Bluthardt, if I may take this opportunity to correct some misunderstandings that may have occurred because of your last statement, the Bill does provide that the District could issue bonds up to 3% of the equalized assessed valuation and you're correct that that would bring the...the bond level into the neighborhood of 650,000,000 or \$700,000,000. However, \$380,000,000 of that is already issued so that the Bill is not providing for a...a 650 or \$700,000,000 today. It's providing, I believe, for approximately \$350,000,000."

Bluthardt: "Well, my understanding is that the \$380,000,000 have not all been issued. Again, what I'm trying to bring up is that this will increase, according to my information, the taxpayers bill served by the Sanitary District Metropolitan Chicago about 20 cents per hundred. Would you refute that figure?"

Madigan: "My response is what I've already responded. It depends upon the scheduling of the sale of the future bond issues in conjunction with retirement of the current bond issue."

Bluthardt: "Well, Mr. Speaker, I'd like to speak briefly on the Bill. My point, I think, is clear that this does provide for a tremendous...the possible...possibly tremendous increase to the taxpayers of Cook County or at least the taxpayers of the Sanitary District of greater metropolitan Chicago and that's just about 95% of the people of Cook County. And...and...a tax that, uh, amounts to, I think, 20 cents on a hundred dollar assessed valuation. I'd like to point out that just a year ago the same gentleman sponsored two bills that increased the taxing rate of the Sanitary District by close to 40% without referendum and I think that he's a great believer in what that great man on the...fifth floor of Chicago said up here that politicians who holler for referendums are cowards, yet this has been acknowledged of the acceptable way of the politicians and members of the General Assembly for over a hundred years and it seems to me that when you call a referendum the politics of a



coward you're calling the people stupid 'cause, you know, the people just don't want to raise their taxes unless it's absolutely necessary and here we are time and again raising the taxes with the Sanitary District of Cook County and you people who are downstate, you know you're not concerned about it, you've got your commitments you're going to go ahead and keep hounding the taxpayers of Cook County. You oughta go along with us out in the suburbs and say, hey, you've got enough over there in Chicago, you've got enough in the Sanitary District, let's think of the poor taxpayer, let's vote against this Bill."

Speaker Davis: "Ah, Representative Madison. The Chair recognizes the Gentleman from Cook, Representative Madison."

Madison: "Thank you, Mr. Speaker, would the Sponsor yield for a question?"

Speaker Davis: "He indicates he'll yield."

Madison: "Representative Madigan, I, too, am concerned about the non-referendum aspect of your Bill. Is there any particular reason why you choose to go the nonreferendum route in terms of the bonding authority?"

Madigan: "Representative Madison, it's been the practice of the Sanitary District to proceed on a nonreferendum basis as authorized by the 1969 Legislature when this Legislature...authorized approximately \$380,000,000 of a bond issue at that time. In conjunction with this particular Bill, the need for quick action is predicated by the availability of the grant money from the federal government. If we do not allow the Chicago Sanitary District to show positively that it can produce the local matching funds prior to January 1, 1977 then that money which is approximately \$583,000,000 will be lost not only to Chicago and Cook County but to the entire State of Illinois. And that's the need for action today without a referendum."

Madison: "Well, Representative Madigan, would not a referendum on the November General Election ballot be proof positive to EPA that the local match funds are there and available in time for the January 1, 1977 deadline?"

Madigan: "The proof positive would be an affirmative vote by this House



and subsequently by the Senate, the question I'm raising is whether or not there is enough time for a referendum on the November General Election ballot for the people of the Chicago Sanitary District of the taxpayers that are included in that area to say very definitely that they want...the Sanitary District to have this bonding authority. Is there enough time?"

Madigan: "Well, I'm not sure, Representative Madison."

Madison: "Thank you."

Speaker Davis: "Chair recognizes the Gentleman from Lake, Representative Deuster."

Deuster: "Mr. Speaker, I move the previous question."

Speaker Davis: "The question is shall the main question be put. All in favor will let it be known by saying aye, the opposes no. The ayes have it. So ordered. The Gentleman from Cook, Representative Madigan, to close."

Madigan: "Mr. Speaker, Ladies and Gentlemen of the House, the Bill would provide simply for increase in the bond authorization level of the Chicago Sanitary District in order to qualify it is a recipient of federal and state grant money for pollution abatement projects. This piece of legislation only applies to the Chicago Metropolitan Sanitary District and in response to certain statements of Representative Bluthardt, I wish to offer statistical evidence as to what was done with the previous \$380,000,000 bond issue as authorized by this General Assembly in 1969. That bond issue was broken down basically into four sections. The first section concerns intercepting sewers and out of a total of \$199,000,000 of bond money, 8,000,000 out of 199 went to Chicago, 8 out of 199 went to Chicago the remainder to the suburbs. For flood control out of 55,000,000 all of it went to the suburbs. For treatment plants out of \$385,000,000 - 158 to Chicago the remainder to the suburbs. For tile and reservoir plants 216,000,000 - 30 to Chicago, 30 out of 216 to Chicago the remainder to the suburbs. So it's a record of the district since 1968 - 1969 is a record of service to the suburban area and I simply offer that to those who heard the recent statements of Representative Bluthardt and I request a favorable



roll call."

Speaker Davis: "Question is shall House Bill 3559 pass. Those in favor will vote aye and the opposes no. The Chair recognizes Representative Rayson is...your...all right. The Chair recognizes for the purpose of explaining his vote Representative Williams. Representative Williams for the purpose of explaining his vote."

Williams: "Mr. Speaker, Members of the House, as I think one of those here on the floor who has been one of the biggest proponents for, flood control project here I would like to stand up and I proudly vote aye for this project. As we well know from the suburban area and with our flooded basements that the Metropolitan Sanitary District will be able to match what has now been approved, what we call the underflow or the deep tunnel project as the federal money is there if we can make the match. And I think if we can speed up the...I...well...if we can speed it up by actually a day where our basements don't have to be flooded then I think this is something that all of us from the suburban area should be able to support. And that....a tunnel project that is coming through is not going to help Chicago, it is going to help the suburban area. And I vote aye and I urge all of my colleagues to vote aye, too. Thank you."

Speaker Davis: "The Chair recognizes the distinguished Majority Leader, Representative Shea."

Shea: "Mr. Speaker and Ladies and Gentlemen of the House, I think this is an extremely important Bill to the people of Cook County and particularly suburban Cook County. One of the problems we have fought constantly in the last ten years that I have been in this Assembly is sufficient funds to take care of the flooding in my area of the county and in the north and south part of the county. This will do much to help alleviate that and I would appreciate the support of my colleagues."

Speaker Davis: "Recognizes the Minority Leader, Representative Walsh, the Gentleman from Cook. Assistant Minority Leader."

Walsh: "Yes, thank you, Mr. Speaker. Mr. Speaker and Ladies and Gentlemen of the House, I just can't pass this opportunity to say that



I think this is a terrible Bill. It's a terrible concept. It ...it moves the Metropolitan Sanitary District into a situation where they are different from almost every other unit of government in that they use the assessed valuation of the district for determining the number of bonds or amount of bonds they may issue. Now this concept is being used only by park districts as far as I and park districts have justified it on the basis that they have projects that apply only locally. The Metropolitan Sanitary District in this effort is a widespread regionwide flood control project which if justified everybody in the district ought to vote for. Now what it does and what we are doing to the people who live in Cook County and a part of DuPage County within the Metropolitan Sanitary District is as Representative Bluthardt pointed out, we are imposing on them if they have a \$10,000 home a \$20 additional tax. Most people in Cook County that is of considerable more value than that. Now we are also imposing on the people of the Metropolitan Sanitary District for each man, woman and child, we are imposing on them a...an additional indebtedness, this is additional of \$60, now that's not \$60 a family, that's \$60 for every man, woman and child. Now I would submit, Mr. Speaker, that I would not do this to someone from Crawford County. I wouldn't do it to someone from Lawrence County and I would hope that those people and of the other counties in the state would not do this to me and to the people that I represent. I think this is a bad concept. It's too darn much money for us to give them without a...a any input from the people and I would plead with you to vote no."

Speaker Davis: "Representative Meyer."

Meyer: "Thank you, Mr. Speaker. I'm reminded of former Representative C. L. McCormick's statement as he so often said from the back of the Chambers, back here, if you all just let us alone we can do our thing and everything will be fine. For you downstaters if you don't permit the Sanitary District to do its thing, it's going to continue to do its thing and it's going to send its stuff right down there untreated. This is money for the underflow in the deep tunnel project which is going to benefit the western suburbs and particularly



the northern suburbs. Unfortunately, south Cook County is on the third planning phase and our basements are going to be flooded until the bitter end of this...this project. And quite frankly the Sanitary District is going to have to come back for another million, hundreds of millions of dollars of authorization because pollution control and flood control cost money. It's pouring concrete. Ladies and Gentlemen, this is a good Bill and I do hope it passes."

Speaker Davis: "Gentlemen from Cook, Representative Collins."

Collins: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House, reference...reference was just made to the Sanitary District doing their thing. Well this Bill certainly does their thing to every taxpayer in the County of Cook. I ask you to consider...this is just the first step...the deep tunnel project which may or may not be a feasible project. But just consider for a moment that the cost of this project is estimated, estimated at an initial cost of \$3,000,000,000. This is \$3,000,000,000 that we're embarking upon with the...with the passage of this Bill. And this Bill, just think, without referendum you are voting to increase the tax burden in the County of Cook without referendum again. I've heard so much concern expressed across the aisle by...on behalf of the taxpayers, the property taxpayers of Cook County, and here you're going to hit them right between the eyes with a 20 cent per hundred tax increase which is a minimum of \$200 a home, I mean \$20 a home, and probably more than that. And these figures are not figures that were pulled out of the air by Mr. Bluthardt or Mr. Walsh or me. These are figures that were...was admitted to us by the Metropolitan Sanitary District itself. I think this is a terrible concept. I'm from Cook County and I care for the taxpayers and I'm sorry that the rest of you don't. This Bill should be resoundingly defeated."

Speaker Davis: "Representative Duff, the Gentleman from Cook."

Duff: "Ah, Mr. Speaker, Ladies and Gentlemen of the House, I probably wouldn't bother to talk on this because it's a hunted life but there's been some...things said that I just really disagree with a...a whole lot and I'd like to comment on 'em. Flood control in



Cook County in the suburbs is one of the most serious problems in government in Illinois today. My own district and many other districts literally don't know what to do about how to handle it. The Metropolitan Sanitary District of Chicago has been the subject of a great deal of my criticism over the last six years and I expect most of that to continue. Nevertheless the Metropolitan Sanitary District of Chicago is literally one of the eight engineering wonders of the world which is handling the environmental and pollution problems of a great metropolitan community, Chicagoland including the area that we live in. This is a concept that is an absolute necessity in my opinion in terms of long range health and growth of the greatest big city in the world and its environment. In the long range concept of government in northeastern Illinois there are very few concepts more important than the development of the deep tunnel project. I do think that it's necessary to point out that there can be legitimate differences of opinion these days on taxes. But if I have to vote for any tax increase in the world and if I wanted to bet on what kind of tax increase my constituents would accept, it would be \$20 a year to make sure their basements didn't flood and they could get to school without getting water over the hood. I do think that it's a good thing that there are enough votes to pass this Bill."

Speaker Davis: "...The Gentleman from Cook, Representative Schlickman."

Schlickman: "Thank you very much, Mr. Speaker. In explaining my no vote I should like to point out to the House that 1969 when the Sanitary District did seek that authority of \$380,000,000 without referendum I voted for it. The reason I voted for it was because there were municipal officials from the suburbs who wanted it. Since then I have not heard one local governmental official asking for it. Really, that isn't the important point. What we should realize today, Mr. Speaker, Members of the House, that we're not voting on an increase by a absolute dollar amount and the authority of the district to issue C.O. bonds without referendum. We're establishing a formula by which that authority will be established. A formula that's based on assessed valuation as you know goes up,



goes up, goes up. And if we do that, Mr. Speaker, Members of the House, we are levelling a major blow at the principle of accountability. Under this Bill, never again probably, will the Metropolitan Sanitary District have to come back to this House and provide an accountability for the services and programs that it has developed and is providing. And where is the accountability at the local level? Practically there is none. So we're giving to a regional agency, a service agency, unlimited bonding authority as the future goes on without any accountability. And on that basis I vote no and urge others."

Speaker Davis: "...Have all voted who wish? Have all voted who wish? Have all voted who wish for the third time. The question is shall House Bill 3559 pass. Those in...those in favor will vote aye and opposes no. Take the record, Mr. Clerk. On this question we have 113 ayes, 37 no's, 16 present. And the...this Bill having received the constitutional majority is hereby declared passed. Chair recognizes Representative Madigan."

Madigan: "For purposes of announcement, Mr. Speaker, seated in the rear gallery is a group of 8th grade students from the George Washington School which is located in the 30th Representative District. They are accompanied by their teachers Kenneth Sheldon and Walter Zilinka and it's from the district represented by Representative Maragos, Giglio and Collins. Will they stand and take a bow?"

Speaker Davis: "On the calendar on Third Reading appears House Bill 3560. Representative Madigan. House Bill 3560."

Clerk Selcke: "House Bill 3560. A Bill for an act to amend section 4 and 7 of the Illinois Securities Law of 1953. Third Reading of the Bill."

Speaker Davis: "Chair recognizes the Gentleman from Cook, Representative Madigan."

Madigan: "Mr. Speaker and Members of the House, House Bill 3560 provides that a registered security dealer may act as a custodian of investment funds securities. Registered security dealers today can act as a custodian of a normal type of security however under our statutes they can not hold in custody the underlying shares



of investment funds. Illinois is one of three states which does not allow this and this Bill would bring Illinois into compliance with the other states of the union."

Speaker Davis: "Any discussion? Any discussion? Representative, Chair recognizes the Gentleman from Cook, Representative Maragos."

Maragos: "Ah, will the Sponsor yield to a question?"

Speaker Davis: "He indicates he will."

Maragos: "What you're saying in effect, Mike, by this action they have a fiduciary capacity while the, uh, securities are in transit or under the control or being transit for one...buyer to the seller, is that correct?"

Madigan: "Could you repeat your question, Representative?"

Maragos: "Yeah. Does it put 'em in a...in a fiduciary capacity?

Is that the purpose of this particular Bill which is not..."

Madigan: "The purpose of the Bill is to allow them to act as fiduciaries just as they do for normal...type of stock and bonds."

Maragos: "Thank you."

Madigan: "And, Mr. Speaker, there is an additional section to this Bill.

Is Representative Grotberg in the Chamber? He...explain that."

Speaker Davis: "Representative Grotberg in the Chamber?..."

Grotberg: "Thank you, Mr. Speaker and Mr. Madigan, the Amendment Mr.

Madigan refers to is the Amendment we placed on this Bill yesterday which amends the same section of the Finance Act and adds the capability of...corporations developed solely for the purpose of re-development of downtown communities in the State of Illinois under the population of 175,000 to, ah, participate in the selling securities to the community in the lot of amounts not more than \$1,000...total of \$1,000 but it lifts the ceiling on how many can participate under ..it's an exemption of the 35 annual limitation allows anyone who wants to begin a downtown renovation to get broad participation within the prevue of the mandates of the Department of Local Government Affairs Urban Renewal, federal and local action general. And that's the basic description of the added Amendment. Thank you."

Speaker Davis: "Chair recognizes the Gentleman from Cook, Representative Greiman."



Greiman: "Thank you Mr. Speaker and Ladies and Gentlemen of the House, ah, I...not to subject the House to the debate that we had yesterday over the Amendment; however, this Amendment and I must say that Representative Madigan's Bill, I find no quarrel with and I would like to vote for it. Unfortunately I'm going to have to vote present on this. Representative Grotberg's Amendment is just poorly drafted. It will give lawyers for the next 20 years good employment in developing class action. I...I think that it...it just has so many questions and so many pitfalls that I honestly don't know how anybody can vote for this. It just has to be redone. There are unanswered questions. Yesterday I heard the Minority Leader stand and talk about the need for urban renewal in small communities. I'm not opposed to that. I don't think anybody here is opposed to that. What I'm opposed to is...is putting in hands of people who are charlatans ah...ah ...the right to sell stock without...without registration or without any kind of adherence to the 'blue sky laws' of Illinois. This what I object to, it...it's a poorly drawn, ill-conceived kind of...of approach to solving a problem that has to be solved. I think we should solve that problem. But I'm going to vote present on this Bill not because the Bill is bad but because the Amendment has made...has...which is not in its subject has destroyed it frankly. And I'm going to vote present and I suggest you do too."

Speaker Davis: "Chair recognizes the Gentleman from Kane, Representative Waddell."

Waddell: "Will the Speaker yield?"

Speaker Davis: "He indicates he will. Which one do you want Grotberg or...or..."

Waddell: "Madigan. In the treatment of investment funds is there any...differentiator...any differentiation made in regards to mutual funds?"

Madigan: "Representative Waddell, I'm not sure that I am able to answer your question. I'm not sure I know the answer. As I understand the Bill that would allow a regular security dealer



to hold the underlying shares of investment funds and I presume that...when you refer to a mutual fund, are you referring to a firm such as Steinrow and Farnham?"

Waddell: "Fidelity, Conglomerate, so on and so forth, how can you isolate one from the other?"

Madigan: "No, I think it is my understanding that this Bill would make provisions for funds which would take your money and then invest it in the market and then every month you would get a return from the fund. That's my understanding of an investment fund. Steinrow and Farnham is one of them."

Waddell: "True, we can hardly get a handle on the other mutual funds."

Madigan: "I'm...I'm told that they are the same thing but with a different name."

Speaker Davis: "Any further discussion? The question is shall House Bill 3560 pass. All in favor will let it be known by voting aye, opposes, no. Take the record, Mr. Clerk. Have all voted who wished? Have all voted who wished? Take the record Mr. Clerk. On this question the ayes are 96, the nays are none, those voting present are 52, the Bill having received the constitutional majority is now declared passed. Collins, aye. On the calendar appears House Bill 3565. Is Representative Choate in the House? Take it out of the record. On the calendar appears House Bill 3605. Representative McMaster? Read the Bill, Mr. Clerk."

Clerk Selcke: "House Bill 3605. A Bill for an Act amending Sections 12.1 of the Service Mine Conservation Reclamation Act. Third Reading of the Bill."

Speaker Davis: "Representative McMaster."

McMaster: "Mr. Speaker, Ladies and Gentlemen of the House, House Bill 3605 does just what it says, provides for the extension of the reporting date of the Aggregate Mining Problems Study Commission from May 2nd of 1976 to July 1 of '77. The reason being that this Commission was required by legislation passed in the previous session of the General Assembly, the appointments were not made to the Commission until they were finally completed in February of this year, we have not had an opportunity to meet as a



Commission. We think there are problems that need to be studied as far as aggregate mining reclamation is concerned and I would urge your support of this piece of legislation."

Speaker Davis: "Any discussion? Any further discussion? If not, the question is shall this Bill pass. The question is shall this Bill pass. All in favor will let it be known by voting aye, the opposer, no. Have all voted who wished? Have all voted who wished? One more time, have all voted who wished? Take the record, Mr. Clerk. On this question we have 137 ayes, 1 nay, 7 voted present, the Bill having received the constitutional majority is hereby declared passed. On the calendar appears on Third Reading House Bill 3606. Read the Bill please."

Clerk Selcke: "House Bill 3606. An Act making appropriation for the Aggregate Mining Problems Study Commission. Third Reading of the Bill."

Speaker Davis: "The Gentleman from Knox, Mr. McMaster."

McMaster: "Mr. Speaker, Ladies and Gentlemen of the House, this is a companion Bill to the previous one, it provides funding of \$10,000 for the Study Commission to operate for the expense of the Commission. I would urge your support."

Speaker Davis: "Any discussion to the companion Bill? Any discussion? The Gentleman from Knox, Representative McGrew."

McGrew: "Thank you very much, Mr. Speaker, would the Gentleman yield?"

McMaster: "Of course."

Speaker Davis: "He indicates he will."

McGrew: "Representative McMaster, precisely what has the Aggregate Mining Problems Study Commission done over the last year?"

McMaster: "Absolutely nothing because we did not have Membership appointed to it, we could not meet and organize and have not met and organized, Sam. By the way, you are a Member of that Commission, I think."

McGrew: "Yes, that is accurate and that is my exact point in saying that thus far it has just been another one of the Commissions of the General Assembly that has been useless and meaningless. We have only a great deal of those and I think this is a good time to



start getting rid of them. I'd urge a no vote."

McMaster: "Sam, let me say that the Commission could not meet, could not function, until we had appointments to it. We did not have until early in February of this year. How could it have functioned?"

McGrew: "That is still several months that we could have done something if something was necessary."

Speaker Davis: "Is there any further discussion? If not, the question is shall this Bill pass. Those in favor will vote aye and the opposes, nay. Take the record Mr. Clerk. Representative McMaster, would you like to explain your vote? No? Have all voted who wished? Have all voted who wished? For the third and last time, Have all voted who wished? Take the record Mr. Clerk. Shea, aye. On this question the ayes are 102, the nays are 12, those voting present are 11, the Bill having received the constitutional majority is now declared passed. On the calendar on Third Reading appears House Bill 3609. Mr. Barnes, Gene? Take it out of the record, I don't see him. 3659, Mr. Brinkmeier. Read the Bill Mr. Clerk."

Clerk Selcke: "House Bill 3659. A Bill for an Act to amend the Illinois Health Facilities Planning Act. Third Reading of the Bill."

Speaker Davis: "The Chair recognizes the Gentleman, Mr. Brinkmeier... from Stephenson."

Brinkmeier: "Mr. Speaker, Members of the House, House Bill 3659 is truly a merely Bill. It's a housecleaning Bill. What it does, it merely changes the language in the Illinois Health Facilities Planning Act so that it conforms with the federal language, Public Law 93641. An example would be the regional offices that you refer to as your B agency under the new language, the federal language, they become S.H.A. Federal Health System Agencies and actually that is all that this Bill does and I would ask for an aye vote."

Speaker Davis: "Is there further discussion? Any further discussion? If not, the question is shall this Bill pass. House Bill 3659 pass. All in favor will let it be known by voting aye, opposes, nay. Have all voted who wished? Have all voted who wished? Have all



voted who wished? Take the record now, Mr. Clerk. When I say take the record before time, Mr. Clerk, that speeds him up. On this question the ayes are 147, the nays are 2, none voting present, the Bill having received the constitutional majority is now declared passed. I thought someone was calling me over here. House Bill 3825, out of the record. 3835. Representative Chapman. Take it out of the record, I don't see her. 3837, the Committee Bill, Representative Chapman is not present. 3838. Anyone else in the Committee want to handle these Bills? Committee on Human Resources. No? Alright. 3856, the Committee on Judiciary. Mr. Katz? The Chair recognizes the distinguished Gentleman from Cook, Representative Katz. Is he there?"

Clerk Selcke: "Not here."

Speaker Davis: "Take it out of the record. 3859, Representative Byers."

Clerk Selcke: "House Bill 3859. A Bill for an Act to make appropriations to certain claims against the State of Illinois in conformity with awards made by the Court of Claims. Third Reading of the Bill."

Speaker Davis: "The Chair recognizes the Gentleman from Cook, Mr. Byers....from Madison, that's right. I still think you..."

Byers: "Thank you Mr. Speaker, this is the House Bill 3859, is an Act to make appropriations for the Court of Claims that have been awarded by the State of Illinois and I would move for favorable passage of this Bill."

Speaker Davis: "Is there discussion? Any discussion? The question is shall this Bill, House Bill 3859 pass. All in favor will let it be known by voting aye. The opposes nay. Have all voted who wished? For the third and last time, have all voted wished? Take the record Mr. Clerk. On this question we have 133 ayes, 3 nays, those voting present are 8 and this Bill having received the constitutional majority is now declared passed. Representative Katz, you want that 871 out of the record, did you say? Yeh, alright. Chapman is not here, 3891. 3892, Representative Mautino."

Mautino: "House Bill 3892. An Act making appropriation to the painting of a portrait of Governor Richard B. Ogilvie. Third Reading of the Bill."



Speaker Davis: "The Gentleman from Bureau, Mr. Mautino."

Mautino: "Thank you very much Mr. Speaker and Members of the House, this legislation was introduced at the request of Secretary of State, Mike Howlett, when he found out that the money had lapsed in the Department of Registration and Education for the portrait of Governor Ogilvie, ex-Governor Ogilvie, we believe was an excellent Governor by the way, and I ask now that we put the money back in the Department of Finance toward the painting of his portrait."

Speaker Davis: "Any discussion? The Gentleman...Representative Matijeovich...the Gentleman from Lake."

Matijeovich: "I was going to make the comment when they make that portrait that in the Governor's hands that he have a copy of Senate Bill, I forgot the number of it, the income tax Bill."

Speaker Davis: "Is there further discussion? If not, the question is shall House Bill 3892 pass. Those...those in favor let it be known by voting aye, opposes, no. Have all voted who wished? All voted who wished? Representative Duff, do you wish to explain...the Gentleman from Cook, Representative Duff."

Duff: "Mr. Speaker, I just think it would be more appropriate if Governor Walker ever has his picture painted that he have that income tax Bill in his hand."

Speaker Davis: "Have all voted who wished? For the third and last time...yeh, vote me in. Take the record, Mr. Clerk. On this question we have 151 ayes, 1 no, and 3 present. The Bill having received the constitutional majority is hereby declared passed. On the record appears House Bill 3893. Representatives Hudson and Brummet. Read the Bill, Mr. Clerk."

Clerk Selcke: "House Bill 3893. An Act making appropriation to the Illinois Commission on Atomic Energy. Third Reading of the Bill."

Speaker Davis: "The Gentleman from DuPage, Representative Hudson."

Hudson: "Thank you very much Mr. Speaker, Ladies and Gentlemen of the House, House Bill 3893 does as amended, does just as stated. It provides for the ordinary and contingent expenses of the



Illinois Commission on Atomic Energy at no increase over last year.

I would ask for your favorable vote."

Speaker Davis: "Discussion? Any discussion? Representative Schlickman, the Gentleman from Cook."

Schlickman: "Would the sponsor yield?"

Speaker Davis: "He indicates he'll yield."

Schlickman: "Since this is for the ordinary and contingent expenses, I would like to inquire as to what the Commission has done with respect to the concern of many citizens relative to nuclear energy facilities."

Hudson: "Yes, Representative Schlickman, in '76 the major programs that we addressed ourselves to were public hearings on transportation of hazardous materials, the introduction of House Bill 1815 on transportation of hazardous materials, which is being heard currently, a study of the need for a State Power Plant Siting Act and public hearings on this matter were held, a development of a State emergency response program to radiation incidents. And I might say that for fiscal '77 and even currently, two Subcommittees have been appointed and are currently studying the physical security at nuclear facilities and transportation of certain shipments of radio active materials. Another Subcommittee will make recommendations on the State emergency response plan. These will include an inspection, hopefully, of each nuclear facility in the State."

Schlickman: "Just one further question. What kind of staff does this Commission have? "

Hudson: "We have one..we have two paid staff members, Representative Schlickman, one being a full time executive director and a secretary."

Schlickman: "Thank you very much."

Speaker Davis: "Representative Mugalian."

Mugalian: "Will the sponsor yield to a question?"

Speaker Davis: "He indicates he'll yield."

Mugalian: "Representative Hudson, I understand that Illinois has more commercial nuclear power plants than any other State in the Union."



What, if anything, has been done by the Atomic Energy Commission to cope with the fact that we have yet, nationally or State-wide, no answer to the problem of permanent storage of highly radio active waste?"

Hudson: "Representative Mugalian, the responsibility, the ultimate responsibility for the storage of nuclear waste rests with the federal government. About the best we can do is to be continuously alert, which the Commission has tried to be, to any incidences that may take place to make a continuing study of the storage facilities in the State of Illinois and to make our recommendations to the General Assembly and at the same time, keep as conversant as we can with what the federal authorities are doing relative to the final action to be taken on the storage of radio-active nuclear waste. This problem, I can assure you is being worked on at the federal level, the answers will be found, there are as you know, many proposals in the offing now. It's a matter of settling down and what the best one is. And that's the best answer I can give you to the question."

Mugalian: "Well my second question sir, if I may, it seems that your answer indicates that very little that the State of Illinois feels that it can do and that it must depend on federal agencies to control our destiny in so far as the further development of nuclear energy, including the breather reactor. Is that correct?"

Hudson: "No, that's not entirely correct. As I say, we, through the people that work with the Commission, let me say this, the Commission, the Illinois Commission on Atomic Energy is not solely responsible in this area. We work and are supported by the Illinois Department of Public Health, the Civil Defense Agency, and others that are investigating and being as alert as possible against incidences of this kind. If you're seeking from me an absolute guarantee that there never will be any risks relevant to the storage of these materials I can't in all honesty give that to you."

Mugalian: "I know that."



Hudson: "There are risks."

Mugalian: "That was not my question. One more question if I may ask.

Is the Commission in question doing anything to consider the economic wisdom of continuing to rely on nuclear power for electric costs?"

Hudson: "Well as I say, we are charged with a continuous study and we are responsible for investigating the economic, social, health, technological impact of atomic energy resources and related facilities on the citizens of this State."

Speaker Davis: "The Chair recognizes the Gentleman from Cook, Representative Maragos, Sam Maragos."

Maragos: "Mr. Speaker and Members of the House, I rise in support of this appropriation. I too, have some concern that the State of Illinois in not into the picture as much as it should be, however, this Commission has delved in this area and it is still delving. I must say that in fairness to the Commission that this year that they have had a full staff member, executive director, in order to operate. I agree with you, Representative Mugalian, that there are many areas of concern and they are beginning, we have scientific staff, and therefore I ask the support of this, which is a rather low budget. We can only recommend after investigating to the legislature and we ask for your support of this particular legislation."

Speaker Davis: "Any further discussion? If not, the question is shall House Bill 3893 pass. Those in favor will vote aye and the opposed no. Have all voted who wished? Vote me aye. Davis, aye. That's right. Have all voted who wished? Take the Roll, Mr. Clerk. On this question the ayes are 122, the nays are 14, those voting present are 9. The Bill having received the constitutional majority is hereby declared passed. What have we got there now? Senate Bills' Third Reading. The upper House. On the order of Third Reading is Senate Bill 1605. Mr. Beaupre are you going to handle this?"

Clerk Selcke: "Senate Bill 1605. An Act to provide for the ordinary and contingent expenses of the Local Governmental Law Enforcement



Officers Training Board. Third Reading of the Bill."

Speaker Davis: "The Gentleman from Kankakee, the distinguished lawyer and a judge to be, how's that for..."

Beaupre: "Thank you Mr. Speaker. Mr. Speaker and Ladies and Gentlemen of the House, this is indeed the appropriation for the Local Governmental Law Enforcement Officers Training Board in the amount of \$2,060,700. The...a...both the Appropriations Committees of the Senate and the House have approved of the line items contained therein and I would ask for your favorable support."

Speaker Davis: "Any discussion? Any further discussion? Representative Schlickman, the Gentleman from Cook."

Schlickman: "Would the sponsor yield?"

Speaker Davis: "He indicates he will."

Schlickman: "Mr. Beaupre, at the bottom of page 1 of the Bill, Section 1-A, and then continuing on to the second page, there's a provision that no more than 50% of the appropriation shall be obligated or expended from the effective date of January of 1977. Now this is for the Local Government Law Enforcement Official Training Board and I wonder why there is this restriction?"

Beaupre: "My understanding is that there was a restriction that was placed on in the Senate Representative Schlickman, and that it was an Amendment that was being added to a number of appropriation Bills in the Appropriation Committee over there. I agree with you, I see no reason for the Amendment, but it was the wisdom of the upper House, as the Speaker called it, to place it on and it's on the Bill."

Schlickman: "May I address myself to the Bill, Mr. Speaker?"

Speaker Davis: "Proceed."

Schlickman: "Mr. Speaker, Members of the House, I apologize for not having raised this matter on Second Reading, but a precedent is being established here and without a justification for the precedent with respect to appropriations, I respectfully suggest that we vote no on this so that it will be put on consideration postponed and thereafter brought back to the order of Second Reading for this restriction to be removed. It seems to me, Mr.



Speaker, and Members of the House, if there cannot be a justification for this kind of restriction, then we should not engage in that kind of restriction. And consequently, I would urge a no vote.

Any further discussion? If not, the question is shall this Bill, 1605 pass. Those in favor will vote aye and opposes, nay.

The Chair recognizes Representative Beaupre to place his vote."

Beaupre: "Mr. Speaker and Ladies and Gentlemen of the House, in explaining my vote, I would like to indicate that that restriction that Representative Schlickman is concerned about does not apply to appropriations that are made as grants and aid to local government agencies and I would hope that we would get enough votes up there to pass. Thank you."

Speaker Davis: "Have all voted who wished? Have all voted who wished? Take the record, Mr. Clerk. On this question 130 ayes, 2 nays, 15 voting present, this Bill having received the constitutional majority is hereby declared passed. Senate Bills' Third Reading, 1634. Representative Sevcik. Take it out of the record? Take it out of the record, he says. 1638, Beaupre, the Gentleman... read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 1638. A Bill for an Act to amend Sections of an Act to provide for the ordinary and contingent expenses of the Department of Local Government Affairs. Third Reading of the Bill."

Speaker Davis: "The Gentleman from Kankakee, Representative Beaupre."

Beaupre: "Mr. Speaker and Ladies and Gentlemen of the House, this is a supplemental appropriation Bill in the amount of \$15,000. If you recall last year, we passed an Act which made a grant to those local assessing offices in the amount of \$300 for each one of the assessing offices that had taken study and training courses and presented, and were presented a certificate of an Illinois Assessors Office Study Program. There was \$167,500 originally appropriated to pay those assessing officers who are trying to improve their skills and to do a better job of assessing. It turned out that there were some fifty-eight assessors who took the training course, who met the prescribed requirements, were



given a certificate, but there wasn't a sufficient appropriation to pay all of them. This is a good government Bill and these gentlemen have passed the course requirements, they are entitled to it under the law and I would ask for your favorable support."

Speaker Davis: "Any discussion? Any discussion? If not, the question is shall Senate Bill 1638 pass. Those in favor will vote aye, opposes, nay. The votes open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record, Mr. Clerk. On this question there are 130 ayes, 3 nays, 10 voting present. The Bill having received the constitutional majority is hereby declared passed. Senate Bill 1639 on Third Reading. The Chair recognizes the Gentleman from Cook, Representative Lechowicz. Read the Bill Mr. Clerk."

Clerk O'Brien: "Senate Bill 1639. A Bill for an Act making appropriation to the Joint Committee on Legislative Information Systems. Third Reading of the Bill."

Speaker Davis: "The Gentleman from Cook, Representative Lechowicz."

Lechowicz: "Thank you Mr. Speaker, Ladies and Gentlemen of the House, Senate Bill 1639 appropriates \$1,199,000 for the fiscal '77 ordinary and contingent expenses of the Legislative Information System. The function of L.I.S. is to review all aspects of legislative procedure which involves the use of information and shall make recommendations to the General Assembly that will enable it to function more effectively through the coordinated use of electronic data processing. Last year's fiscal appropriation was \$1,072,740. The primary area of increase, unfortunately, is in the E.D.P. line item cost of users cost, which was passed on to the Commission from the M.I.D. section of the Department of Finance. This represents \$121,760 of the \$126,000 increase. You...I'll be more than happy to answer any questions if there are any. If not, I'd appreciate an affirmative vote."

Speaker Davis: "Any further discussion? Representative Lechowicz, the Gentleman from Cook....Schlickman."

Schlickman: "Thank you Mr. Speaker, Members of the House, I have no questions to ask, but I simply point out to the Membership that this



appropriation constitutes about a 12% increase over the prior fiscal year and it would seem to me, Mr. Speaker and Members of the House, when we are asking other State agencies and we are asking units of local government, particularly schools, to hold to the levels...a...level of the previous year and in some cases even a reduction, we ought to follow that same rule and consequently, I'm going to vote no."

Speaker Davis: "Any further discussion?"

Lechowicz: "Yeh, Mr. Speaker, I'd like to respond to that because maybe the Gentleman didn't hear me when I pointed out that of the \$126,000 increase, \$121,760 is the increase in the E.D.P. line items that can be attributed to two things. First, the increase in data center rates which we have no control over, that is governed by two factors, cost of the equipment from I.B.M. and the...which is established within M.I.D.'s Department of Finance and secondly, the large volume of legislation journals and etc. for the first year of the 80th General Assembly, believe me, we reviewed this appropriation thoroughly. There is a reduction in services of \$26,600, a reduction in retirement of \$900, a reduction in printing and a reduction in telecommunications and unfortunately, the big item of the increase is the E.D.P. cost from I.B.M. and M.I.D. I'd appreciate an affirmative vote."

Speaker Davis: "Any further discussion? The question is shall Senate Bill 1639 pass. Those in favor will vote aye, those opposes, nay. It's open. Have all voted who wished? Have all voted who wished? Have all voted who wished? Vote me aye. Thank you. Take the record, Mr. Clerk. On this question we have 130 ayes, 10 nays, and 13 voting present. On this Bill having received the constitutional majority, I hereby declare it as having passed. On Third Reading we have Senate Bill 1727. Do you wish to call this, Representative Waddell? Read the Bill Mr. Clerk."

Clerk O'Brien: "Senate Bill 1727. A Bill for an Act to amend the School Code. Third Reading of the Bill."

Speaker Davis: "Representative Waddell, the Chair recognizes Representative Waddell, the Gentleman from Kane.



Waddell: "Mr. Speaker and Ladies and Gentlemen of the House, this Bill concerns itself with an omission of the law whereby previously school districts, unit school districts have been provided that under the law that they can participate in bonding authority and so forth. Chapman and Cutler, however, in reviewing this said that new school districts which were not included under the law, that they must, therefore, have this revision in the law before they could authorize such issues. This Bill had passed the Senate 45 to nothing. It had unanimously passed Rules, it had unanimously passed with a vote of 15 to nothing, Education. And I submit that it is needed and solicit your aye vote."

Speaker Davis: "Any discussion? Any further discussion? The question is shall Senate Bill 1727 pass. Those in favor will vote aye, the opposers, nay. The voting is now open. Vote me aye, Bob, while you're at my desk. Push my button, Bob. Aye, vote me aye. All right. All voted who wished? All voted who wished? Take the record, Mr. Clerk. On this question there are 149 ayes, 1 nay, those voting present are 3. This Bill having received the constitutional majority is hereby declared passed. I'm going to let the ace pitcher take the mound now."

Clerk O'Brien: "Representative Shea in the Chair."

Speaker Shea: "House Bills' Third Reading. On the order of House Bills' Third Reading appears House Bill 3036 and on that, the Gentleman from Cook, Mr. Taylor."

Taylor: "Mr. Clerk...Mr. Speaker and Members of the House, I'd like to have permission to move House Bill 306 back to...3036 back to Second Reading for the purpose of an Amendment."

Speaker Shea: "Is there objection? Hearing none, the Bill will be returned to the order of Second Reading."

Clerk O'Brien: "Amendment #3. Maragos. Amends House Bill 3036, as amended, in Section 4 by deleting all of paragraph 8 and so forth."

Speaker Shea: "The Gentleman from Cook, Mr. Maragos, on Amendment #3."

Maragos: "Mr. Speaker and Members of the House, pursuant to the promise and agreement that I made to Representative Schlickman yesterday



when this was in Second Reading, I am putting on Amendment #3 to overcome the objection of the possibility that the district may have jurisdiction beyond the boundaries that it states in the Act. And therefore, I ask for its adoption."

Speaker Shea: "The Gentleman moves for the adoption of Amendment #3.

Is there discussion? Is there discussion? All in favor of the Amendment say aye. Those opposed, nay. The ayes have it and the Amendment is adopted. Are there further Amendments?"

Clerk O'Brien: "Amendment #4. Maragos. Amends House Bill 3036 as amended in Section 4 by deleting all of paragraph (f) and so forth."

Speaker Shea: "The Gentleman from Cook, Mr. Maragos."

Maragos: "Mr. Speaker, since I had the Amendment #3 put on yesterday, Mr. Schlickman pointed out that he would like to have another Amendment put on with the understanding that if we do he would fully support the Bill at that time and with that understanding, I'll put Amendment #4 and ask for its adoption."

Speaker Shea: "The Gentleman moves for the adoption of Amendment #4. Is there discussion? All those in favor will say aye. The Gentleman from ...Mr. Dunn...all in favor say aye, those opposed, nay and in the opinion of the Chair, the ayes have it and the Amendment is adopted. Are there further Amendments?"

Clerk O'Brien: "No further Amendments."

Speaker Shea: "Third Reading. On the order of House Bills' Third Reading appears House Bill 3245 and on that, the Gentleman from Cook, Mr. Farley. Read the Bill, Mr. Clerk."

Clerk O'Brien: "House Bill 3245. A Bill for an Act to amend an Act to legalize and validate appropriations to tax levy ordinances. Third Reading of the Bill."

Speaker Shea: "Mr. Farley."

Farley: "Thank you Mr. Speaker and Ladies and Gentlemen of the House, with leave of the House, I'd like to have permission to hear 3245 and 3246 together if I could."

Speaker Shea: "The Gentleman asks leave to hear those two Bills together and take one Roll Call. Is there objection? Hearing none, read 3246."



Clerk O'Brien: "House Bill 3246. A Bill for an Act to amend sections of an Act to legalize and validate appropriation Bills for tax levy ordinances. Third Reading of the Bill."

Speaker Shea: "Go ahead Mr. Farley."

Farley: "Thank you Mr. Speaker and Ladies and Gentlemen of the House, 3245 deals with an Act validating the tax levies for the forest preserves and 3246 deals with Cook County. Both of these Bills are to validate appropriations and extensions made by the county to remove tax objections. I would appreciate a favorable Roll Call."

Speaker Shea: "Is there discussion? The question is shall House Bill. the Gentleman from Cook, Mr. Palmer."

Palmer: "If the sponsor would yield for a question?"

Speaker Shea: "He indicates he will."

Palmer: "Why are these necessary? These two Bills."

Farley: "Well it's my understanding that they have been validated in the past and..."

Palmer: "...is this the annual validation?"

Farley: "...yes it is, yes, and it was up to 1969 and what we are asking for here is 1970 up and through 1974."

Palmer: "Are there a lot of cases now pending relative to this, do you know, Bruce?"

Farley: "I don't know exactly how many are pending, but I know it would be a savings of approximately \$200,000."

Palmer: "On both Bills?"

Farley: "Yes."

Palmer: "Thank you."

Speaker Shea: "The Gentleman from Will, Mr. Leinenweber."

Leinenweber: "Thank you Mr. Speaker. A question for the sponsor. Representative Farley, is this just Cook County Forest Preserve and the County of Cook that this applies to."

Farley: "Yes it is, just Cook County."

Leinenweber: "And approximately how many objections will this validate?"

Farley: "I'm not sure of that number, but I was told by the Comptroller



of Cook County that it would be \$200,000 figure."

Leinenweber: "Thank you."

Speaker Shea: "Is there further discussion? The question is shall House Bills 3245 and 3246 pass? All those in favor will vote aye, those opposed will vote nay. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take two records Mr. Clerk. On these questions there are 129 aye votes, 3 nay votes, 5 Members voting present, and House Bill 3245 and House Bill 3246 having received a constitutional majority ...both Bills are hereby declared passed. On the order of House Bills' Third Reading...is Ms. Chapman or Mr. Boyle on the floor? Mr. Jaffe, you are holding your Bill? The Department of Conservation. Public Health? That's Ms. Chapman's, do you want to take that? All right on House Bill 3376, Mr. Barnes will handle it for Ms. Chapman."

Clerk O'Brien: "House Bill 3376. A Bill for an Act to provide for the ordinary and contingent expense of the Department of Public Health. Third Reading of the Bill."

Speaker Shea: "The Gentleman from Coles, Mr. Coffey, do you seek recognition for some reason?"

Coffey: "Yes."

Speaker Shea: "State your reason."

Coffey: "Mr. Speaker, I understood from the sponsor of this Bill, this Bill would be held until what time that Public Health had clarified some problems with its budget and I wondered if he would hold this Bill."

Speaker Shea: "Take it out of the record. Now Mr. Ryan, what about that Bill? We want that out? Mr. Barnes, what about that Library Bill? We are holding that? Allright that completes all of the Third Reading so we'll try to clean up some of the other matters on the calendar. Committee Reports."

Clerk O'Brien: "Representative Washington, Chairman on Judiciary I reported the following Committee Bill for introduction. House Bill 3957. Action taken May 26, 1976. Representative Washington, Chairman of the Committee on Judiciary I reported the following



Committee Bill for introduction, House Bill 3958. Action taken May 26, 1976. Representative Washington, Chairman of the Committee on Judiciary I, reported the following Committee Bill for introduction, House Bill 3959. Action taken May 26, 1976. Representative Matijevich, Chairman of Committee on Executive, to which the following Bills were referred. Action taken May 26, 1976, reported the same back with the following recommendations. Do pass House Bills 3901, 3902. Do not pass, House Bill 3900. Do pass, as amended, and re-referred, House Bills 3533 and 3534. Be adopted House Resolution 803 and House Resolution 806. Representative Yourell, Chairman of the Committee on Counties and Townships to which the following Bill was referred, action taken May 26, 1976, reported the same back with the following recommendations. Do not pass, House Bill 3613."

Speaker Shea: "Introduction and First Reading."

Clerk O'Brien: "House Bill 3957, Committee on Judiciary I. A Bill for an Act in relation to the regulation of medical practice and recovery of injuries through malpractice. First Reading of the Bill. House Bill 3958. Committee on Judiciary I. A Bill for an Act in relation to arbitration in health care malpractice cases. First Reading of the Bill. House Bill 3959. Committee on Judiciary I. A Bill for an Act to amend the Civil Administrative Code. First Reading of the Bill."

Speaker Shea: "On the order of motions. The Gentleman from Cook, Mr. Collins, has an important motion to make."

Collins: "Mr. Speaker, Ladies and Gentlemen of the House, I ask leave to table House Bill 3589. I am the principal sponsor."

Speaker Shea: "Is there objection? Hearing none, leave is granted, and the Bill is tabled. On the order of motions, Mr. Lundy. Do you wish to withdraw that motion on 23...or 2435?"

Lundy: "Mr. Speaker, Members of the House, I'm still waiting to hear from Mr. Kozubowski as to what his plans are with that Bill. He indicated to me he was conferring with some of his colleagues."

Speaker Shea: "The only reason I'm asking you, I'd like to clean up the calendar and you could refile it again."



Lundy: "No, I'd like to take it out of the record at this point if I could. As soon as I talk to Mr. Kozubowski and he lets me know what his plans are then we'll move on."

Speaker Shea: "All right, House Bill 3054 on the motion, call Mr.

VonBoeckman. Where is Mr. VonBoeckman? House Bills 3635, 3636, and 3646, is Mr. Schneider here? Mr. Walsh on House Bills 340, 341 and 342, do you wish to withdraw that motion?"

Walsh: "No sir."

Speaker Shea: "Do you wish to call it?"

Walsh: "No sir, pass it please."

Speaker Shea: "What about on 3640, there's two of them, do you want both?"

Walsh: "Leave them both on there."

Speaker Shea: "Mr. Deavers, do you want to call your motion or do you just want to...turn Mr. Deavers on."

Deavers: "Mr. Speaker, I'd like to move to table the motion at this time."

Speaker Shea: "Do you wish to withdraw it?"

Deavers: "Yes."

Speaker Shea: "The Gentleman moves to withdraw his motion, and it's withdrawn. House Bill 3092, Mr. Berman? He's not here. Mr. Laurino? Is Mr. Laurino...what do you want to do with your motion there? Turn Mr. Laurino on, the Gentleman from Cook."

Laurino: "Mr. Speaker, Ladies and Gentlemen, I'd like to suspend Rule 31(b) to advance to Second Reading with reference to Committee simply for the fact that the Bill was heard in Committee yesterday, it did not receive one dissenting vote and in the essence of time, I believe it deserves a chance to go to Second Reading with reference."

Speaker Shea: "What Committee was it heard in?"

Laurino: "Elections. It had received quite a lengthy discussion on the Bill."

Speaker Shea: "All right the Gentleman moves to table House Bill 3952. Was it reported out of Elections yesterday?"

Laurino: "Yes it was."

Speaker Shea: "It was reported out yesterday."



Laurino: "Correct."

Speaker Shea: "It was introduced as a Committee Bill?"

Laurino: "Correct."

Speaker Shea: "All right, the Gentleman's motion is to take House Bill 3952 and put it on the order of Second Reading, Second Legislative Day, and on that is there any discussion? The Gentleman from Will, Mr. Kempiners."

Kempiners: "Thank you Mr. Speaker, the sponsor of this motion has talked to me about this motion and I am in support of it, we looked at this Bill very closely yesterday in Committee and I would ask that the Members of the House support it."

Speaker Shea: "Is there any further discussion? The Gentleman from Cook, Mr. Schlickman."

Schlickman: "Would the sponsor yield, Mr. Speaker?"

Speaker Shea: "He indicates he will."

Schlickman: "The synopsis of this Bill is not in the digest and we don't have copies, I'm wondering if we have an explanation of the Bill?"

Laurino: "In effect what it does, Gene, is taking the judicial candidates for the November election and putting them on the voting machine as opposed to paper ballots. Gene, I'm not going to call it until it's printed, but I just wanted to take it from Committee and put it on Second Reading."

Speaker Shea: "The Gentleman asks leave of the House, minus Mr. Katz, now do you want to turn Mr. Katz on?"

Katz: "Mr. Speaker, if the Gentleman is not going to proceed ahead, until it has been printed and distributed, then why should we waive rules, why don't we just follow the normal course, put it on Second Reading like every other Bill for two days and we are having so many exceptions here that the exception is going to be the rule. And so I would urge the Gentleman just to proceed in the normal course, there's only one additional day involved and no loss of time and so I would have to reluctantly oppose it unless there is some reason that I'm not aware of in this discussion as to why the rule ought to be waived."



Speaker Shea: "Mr. Katz, under the rules, this Bill came out as a Committee Bill yesterday out of the Committee and was read a first time. Under our rules, it would have to go back, be posted and heard next week, which would mean another week. The Gentleman is seeking to circumvent the second hearing on the Bill."

Katz: "But Mr. Speaker, this Bill that is going to be a Committee Bill is something that someone other than the Gentleman and the Members of that Committee might have an interest in. It seems to me that it ought to be posted and people that are interested in it ought to have a chance to be there and there would still be ample time to handle the Bill at the current session without waiving the rule. I don't see any reason, any necessity, that would require the waiving of it and interfering with the right of other people who may want to be heard on the Bill."

Speaker Shea: "The Gentleman from Cook, Mr. Laurino, renews his motion and this will take 107 votes. All those in favor will vote aye, those opposed will vote nay. Have all voted who wished? This takes 107 votes, Gentlemen. Have all voted who wished? Take the record, Mr. Clerk. On this motion there are 119 ayes, 5 nays, 11 Members voting present, and the Gentleman's motion carries. On the order of motions appears Senate Bill 297 and on that motion the Gentleman from Cook, Mr. Totten."

Totten: "Thank you Mr. Speaker and Members of the House, My motion is to remove from the table and refer back to the Committee on Personnel and Pensions, Senate Bill 297, which was inadvertently tabled because of the forty-five day rule and the Committee Chairman did not get it posted. What I'm asking for is the courtesy to have it referred back to the Committee so that there may be a full hearing and suspension of the appropriate rules to do that."

Speaker Shea: "Might I inquire, Mr. Totten, if we take it from the table, what was its position at the time it was tabled?"

Totten: "It was...it had been on the interim study calendar and had gone through a Subcommittee and passed out of the Subcommittee and it was back in the full Committee. And it was scheduled for a



hearing this week."

Speaker Shea: "Was it tabled pursuant to the forty-five day rule?

You forgot to suspend it last week when we made the announcement. "

Totten: "I was attempting to get a hearing on it."

Speaker Shea: "The Gentleman asks to take Senate Bill 247 from the table ...297 from the table and return it to the Committee on Personnel and Pensions and start its forty-five day life anew. The.. on that motion, the Gentleman from Cook, Mr. Terzich."

Terzich: "Yes Mr. Speaker, I'd like to speak against this here motion. Senate Bill 297, although it was on the interim study calendar and it was moved out of the Subcommittee, that this Bill was on the calendar, there was never any request for this Bill to be called up at the Pension Committee hearings and all of the other Bills that were on the Interim Study Calendar fell by the forty-five day rule and I don't see why this Bill should be restored. With regard to this specific Bill, it deals with volunteer fire fighters, which has been opposed by the Pension Laws Commission, the Fire Fighters Association and also the Civic League and I think it would be well enough just to leave it die. They had the opportunity to call the Bill up during the forty-five days and the request was never made."

Speaker Shea: "Mr. Totten, would you want to take your motion out while you go speak to Mr. Terzich."

Totten: "Mr. Speaker, I had requested of the Chairman about two and one half weeks ago to post the Bill. Mr. McLendon, and when he did honor that request, it had died in Committee. I thought he would post it earlier. I did talk to the Chairman, or to the Vice-Chairman of the Committee, the Minority spokesman regarding the Bill and of course I did not get clearance to proceed with the motion, but I would like to proceed with the motion because I think they will hold steadfast in their position."

Speaker Shea: "All right, sir the Gentleman from Cook, Mr. Totten, moves to take Senate Bill 297 from the table. This will require 107 votes. All in favor will vote aye. Those opposed will vote nay. Have all voted who wished? Have all voted who wished? Take the record, Mr. Clerk. Add Mr. Kempinerssas an aye vote. On this motion



there are 77 ayes, 12 nays, 8 Members voting present and the Gentleman's motion fails. On the order of motions is House Resolution 151. Mr. Mann? Do you want...Mr. Mann, do you want to withdraw the motion?"

Mann: "Just leave it there, I'm not going with it."

Speaker Shea: "House Resolution 642. Mr. Leverenz and on that...is Mr. Leverenz on the floor? Mr. Merlo on House Resolution 734."

Merlo: "Mr. Speaker and Members of the House, House Resolution 734 I, at this time wish to request that it be taken from the Executive Committee and considered. In my opinion, I think it is a matter of great emergency because it does effect the pattern and way of life of many segments of our society here in the State of Illinois. As Chairman of the Insurance Committee, I rise with reluctance and am asking this privilege and I do not wish to imply in any way that I was not...that I was treated unfairly or unjustly by the Chairman of the Executive Committee, John Matijevich, whom I have always held in the highest esteem both as a Gentleman and a fellow Member of this General Assembly, nor any Member of the Committee, but in lieu of the fact that it is of such grave importance to many segments of our society, I would ask the immediate consideration of this Bill."

Speaker Shea: "The Gentleman moves to...on House Resolution 734, was it reported back do not pass from the Committee sir?"

Merlo: "Yes, Mr. Speaker."

Speaker Shea: "Okay, then it is now tabled, it's on the Speaker's table."

Merlo: "That's right."

Speaker Shea: "All right, to take it from the Speaker's table is...takes 89 votes. All those in favor of the Gentleman's motion will vote aye, those opposed to the Gentleman's motion will vote nay and on the discussion, the Gentleman from Cook, a...from Lake, Mr. Matijevich, I'm going to move you into Cook yet, John."

Matijevich: "I've been accused of that before. Mr. Speaker, just to put it on the procedural right track, I'm not sure, Jack, was it reported out do not pass? I thought you had more than enough votes, but not enough to adopt."



Merlo: "You are absolutely right, Representative Matijevich."

Matijevich: "I think the motion should be to discharge the Committee."

Merlo: "That's correct."

Speaker Shea: "All right, then the motion is to discharge the Committee and place on the Speaker's table, and that's my error, all those in favor will vote aye, those opposed will vote nay. It takes 89 votes and Mr. Walsh, for what purpose do you arise, sir?"

Walsh: "Parliamentary inquiry."

Speaker Shea: "Proceed."

Walsh: "It takes 89 votes to remove this from the Speaker's table, how many votes will it take to adopt this Resolution?"

Speaker Shea: "Sir, it's not on the Speaker's table. I was in error."

Walsh: "All right, then to discharge the Executive Committee?"

Speaker Shea: "89."

Walsh: "89 votes. How many votes will it take to adopt?"

Speaker Shea: "I don't have the Resolution in front of me. If it doesn't call for an investigation or it doesn't call for the expenditure of money, it takes a simple majority of those voting."

Walsh: "Let me say this, it called for the creation of a Committee, now presumably that Committee would spend money..."

Speaker Shea: "...then it would take 89 sir."

Walsh: "Well, would you...would you rule...it's important, it seems to me, that you rule now on that because I think there are people who may not want the Executive Committee discharged if it takes a majority of those voting to pass it."

Speaker Shea: "Sir?"

Walsh: "Yes."

Speaker Shea: "Unless the Gentleman's motion is successful, I don't know if the Resolution will hit the floor and it would be a useless and fruitless task to make a ruling until the Bill is out of the...or the Resolution is out of Committee and before the House."

Walsh: "Well if I may be heard on the Gentleman's motion, Mr. Speaker?"



Mr. Speaker and Ladies and Gentlemen...I'm sure it's all right, isn't it? Mr. Speaker and Ladies and Gentlemen of the House, the Gentleman's motion would put a Resolution in position to be passed which would create a Rent Study Committee presumably or purportedly because of the increase in rentals of apartments over the past several years. And more to the point, over the past two years. I submit to you, Mr. Speaker, that if we get into this area, if we as a legislature examine prices of rent, then there are many many other items that we ought to address ourselves to because prices of everything, and I defy the Gentleman who sponsors the Resolution, to name a produce or a service where prices have not risen dramatically in the last two years. I submit to you that rent has not done anything but that which we would expect them to do. I think the free market determines what rents will be and that we have no business at all involving ourselves in a legislative Committee or House Committee to look into the increases in rent. Rents are up for reasons that we all know. Rents are up because prices are up for services to tenants, labor is up, everything is up and partly up and maybe mostly up because of votes..."

Speaker Shea: "...Mr. Walsh, please...Mr. Madigan, for which purpose do you arise?"

Madigan: "Point of parliamentary inquiry, Mr. Speaker. Is this a motion to suspend the rules?"

Speaker Shea: "Yes it is sir."

Madigan: "My point is that Mr. Walsh is out of order, this is a non-debatable motion."

Speaker Shea: "It's a motion to discharge the Committee. Turn Mr. Walsh back on."

Walsh: "It's interesting that the Gentleman from Cook, Representative Madigan, two hours after his great triumph in the issuance of \$300,000,000 in bonds without referendum that will impact directly on real estate taxes and cause rents to further go up, should make the point of order."



Speaker Shea: "I think you are off the subject Mr. Walsh."

Walsh: "I'm right on target, Mr. Speaker."

Speaker Shea: "...the Gentleman..."

Walsh: "...I would, for these reasons, urge that you vote no on the Gentleman's motion..."

Speaker Shea: "...the Gentleman from Logan, Mr. Lauer."

Lauer: "Mr. Speaker, I too, rise to oppose the Gentleman's motion.

It is as Representative Merlo agreed in his preliminary remarks that the Resolution did get a full and fair hearing in the House Executive Committee. It was the decision of the Executive Committee that the Bill not be reported out because there were not sufficient votes to report it out because it does certainly require the expenditure of money. It was suggested that it would be necessary to put together a staff to hold considerable hearings and frankly, it sounded like we were getting into quite a considerable expenditure of money. Ladies and Gentlemen of the House, if the Committee system is going to work, then we are going to have to hear on the floor, recognize the value of the Committee and recognize that the Committees do hold fair, thorough hearings and probably the Committees are pretty much reflective of the attitudes of the 177 Members of the House. If we discharge Committee, we might just as well throw the Committee system out and battle through every Bill here on the floor, hear all the witnesses here on the floor. I would suggest that we defeat the Gentleman's motion and go back to an orderly operation and a sustaining of the Committee system. I strongly request a no vote."

Speaker Shea: "The Gentleman from Cook, Mr. Merlo, to close."

Merlo: "Mr. Speaker and Members of the House, House Resolution 734 calls for the creation of the Legislative Rent Study Committee and this Committee would direct itself to an indepth study of the nature and causes for the recent wave of rental increases. It would further evaluate the extent to which these increased rents can be attributed to higher operating costs such as taxes, labor costs, inflation and construction costs. Or if there is unjustified practices associated with profiteering, it would study the reason



why there is this great shortage in rental apartments. Many management firms have attributed it because of the lack of construction and conversion of apartment buildings to condominiums. If this is true, what we can as legislators suggest or recommend to resolve this problem? Representative Walsh stated, of course, the fact that inflation has to do and it affects every segment or every aspect of our living pattern and this is very true. But I point to him one specific example in Harwood Heights where an individual in letter states, and I quote 'it is our understanding from the news media that rent increases of five to twelve percent was possible. A just amount of increase for the above percentage raised no complaint to us. We are aware of labor, tax, and operating expenses.' I repeat 'we feel the twelve percent raise is no complaint, but we were increased to slightly over fifty percent from \$196 to \$295 a month.' Now this may be justified, however, I think it behooves every Member of this House to know and to find out why these increases take place. I would like to cite some of the realtor companies that are stating very specifically that there is a shortage of rental property and if it's due to construction, perhaps we, as legislators, can suggest a means to inspire or to bring about greater or more construction so the rental units would be more available. Donald Lawrence, President of the National Apartment Association, points out the shortage just isn't in Chicago or Illinois, but it's across the country. All over the country and all over the United States. William B. Salvey, Vice President of Berg-Warner, correctly predicted a severe shortage in rental apartments and said is the trend continues, that there would be 9,400 units a year shortage in rental properties. I think these are matters that we, as legislators, should concern ourselves. I think we have a moral obligation to do something about the problem, at least to be knowledgeable. As to the cost aspect, I am sure that the cost will be minimal. I don't know, I may ask the Speaker if he has additional funds so that we can make the investigation, but if not, I am sure that I have ample reserves



in my own fund that I could use for the purpose of looking in and making a study of this most serious problem. I do honestly and sincerely urge you to vote favorably on this House Resolution 734."

Speaker Shea: "The question is shall House Resolution 34...734 be taken from the Committee on Executive and placed on the Speaker's table. The motion requires 89 votes. All those in favor will vote aye, those opposed will vote nay. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record Mr. Speaker...or Mr. Clerk. On this question there are 75 ayes, 41 nays, 6 Members voting present and the Gentleman's motion fails. On the order...Mr. Mann?"

Mann: "I was seeking to explain my vote, Mr. Speaker, apparently I got up late."

Speaker Shea: "I'm sorry sir. On the order of motions appears Mr. Totten's motion with regard to House-Joint Resolution 32."

Totten: "Thank you Mr. Speaker and Members of the House, House Joint Resolution Constitution 32 was heard in the Revenue Committee and the vote was 9 aye and 6 no and the motion...the Bill did not receive enough votes to come out of Committee. I have therefore filed a motion to discharge the Committee on Revenue so that the Constitutional Amendment can be heard by the full House. I have introduced this Amendment so that the taxpayers of this State will have the right to approve a limit on the total amount of money the legislature and the Governor can raise and spend in any fiscal year. Sooner or later every taxpayer comes to realize that government has an insatiable appetite for tax dollars. I believe that the only way to curb that appetite is to impose a reasonable but inescapable control as a means of achieving that tax discipline. We are sitting on a time bomb, Ladies and Gentlemen of this General Assembly, and anyone who is listening can hear the bomb ticking and it's only a question of when it will go off. In 1966, the State of Illinois spent \$1,000,000 every four hours and eight minutes. In 1974, it took us only one hour and twenty-seven minutes to spend that



same \$1,000,000. In 1976, it is estimate that this State will spend \$1,000,000 every hour and four minutes. And unless we break this trend now, economists predict we will be spending \$1,000,000 every fifteen minutes...."

Speaker Shea: "...Mr. Totten...Mr. Beatty, for what purpose do you arise sir?"

Beatty: "Point of order, Mr. Speaker, I believe that he is speaking on the subject matter rather than the reasons for taking this from the Committee where he had a fair hearing."

Speaker Shea: "You are absolutely right. Mr. Totten, would you address yourself to the motion?"

Totten: "Mr. Speaker, that is what I was attempting to do and why I think that this motion should be heard by the full House for this Bill. I think that this Amendment is our only hope for seeking that discipline and let me point out to the Members of the General Assembly that this Constitutional Amendment would provide that the voters would be voting on tax increases rather than this General Assembly and would have their input to it. I think that this is a most important matter, it's a most important matter because of the fiscal crises that is effecting this State and that the apparent lack of discipline that we are able to impose upon ourselves. I seek the courtesy of having this motion approved so that this Amendment can be heard by the full House."

Speaker Shea: "The Gentleman from Cook, Mr. Maragos, the Chairman of the Committee on Revenue."

Maragos: "Mr. Speaker, Members of the House, I very seldom get up to oppose motions to discharge Committee, but in this case I have to do so because of the fact this Bill did not die once because of the fact that it did not get out of Committee and was for the forty-five day rule, but it died a year ago as well. This Bill...this Resolution has been on the record since May 14, 1975, it was heard once in Committee last year. The Committee did not take it out and in fact, at that time, the sponsor was not to... did not attempt to get it out and was not concerned of the importance



of it at that time. Again however, we took it...we called it back to the Committee this year and again on April 5, we had a further hearing on this matter before the full Committee and again, it failed to pass the Committee. I think this particular piece of legislation has been given adequate consideration and if the Gentleman feels that this topic is important, he can file another Resolution which could be heard at a future time with the Amendment, but I do not think this is a proper procedure and therefore, I ask that we do not discharge the Committee."

Speaker Shea: "The Gentleman from Cook, Mr. Porter."

Porter: "Well Mr. Speaker and Ladies and Gentlemen of the House, this Resolution isn't getting older, it's getting better. We have gone, in Illinois, right to the brink now of being broke. We are facing a tax increase, there is no break anywhere along the line on spending, we'll probably have another tax increase and spend up all that money and then we'll go on to another one. At some point we have to stop, Ladies and Gentlemen of the House, we have to come to grips with the real issue that faces us and that's what's happening to the private sector at the expense of the public sector. Now this Resolution did have a hearing in the Committee, it only fell short because there weren't sufficient Members there and I would urge every Member in the House to vote in favor of the motion."

Speaker Shea: "There are several more people that want to speak to the motion and might I ask that they confine their remarks to the motion? The Gentleman from DuPage, Mr. Daniels."

Daniels: "Yes, Mr. Speaker, Ladies and Gentlemen of the House. I support this motion to discharge Committee. Granted, as one of the previous speakers said, we had this matter heard before the Committee, but how anyone can stand before this House at the present time and say that matters dealing with Revenue are not a prime concern to each and every one of us. I do think that we ought to support this motion. I do think that we ought to have this heard fully by this Body and I do think that we ought to act to put the skids on our financial spending in this State



and consequently, I intend to support this motion and vote in favor of it."

Speaker Shea: "Mr. Stone, for what purpose do you arise?"

Stone: "On a point of order, Mr. Speaker."

Speaker Shea: "State your point."

Stone: "It is my understanding that this motion is not debatable except by the motioner and one opponent."

Speaker Shea: "This is not a motion to suspend, sir, this is a motion to discharge. I wish you were correct. The Gentleman from Bureau, Mr. Mautino."

Mautino: "Thank you Mr. Speaker and Ladies and Gentlemen of the House, although I appear as a co-sponsor of this piece of legislation as many others do, the original concept I had thought to be very well. Since that time and in the hearing of the Revenue Committee, the major factor that came out on it, this piece of legislation, was the fact that by putting a limit on spending, this 6.6%, it in effect is sending back to the local community areas the counties and the townships and the cities of the State of Illinois, the responsibility for funding State programs. So with that thought in mind I would like to explain why I would oppose this motion to come before the floor even though I appear as a co-sponsor."

Speaker Shea: "The Gentleman from Moultrie, Mr. Stone."

Stone: "Mr. Speaker, I move the previous question."

Speaker Shea: "The question is shall the main question be put. All those in favor will say aye, those opposed will say nay. In the opinion of the Chair, the ayes have it and the Gentleman from Cook...is there a request for a Roll Call? Mr. Duff, do you want a Roll Call, are you supported by five Members?"

Duff: "Mr. Speaker, it's apparent that nobody wants a Roll Call, but I think Mr. Stone did a disservice to the Members who have waited to speak by first objecting and when his objection wasn't heard, then being recognized by the Chair for a motion that we all knew was coming."



Speaker Shea: "The Gentleman from Cook, Mr. Totten, to close."

Totten: "Thank you Mr. Speaker and Members of the House. I think Representative Porter put it well when he said that this Resolution has become better with time. It certainly has when we look at the actions of this General Assembly in the past three months. We are apparently not able to keep our appropriation process within the revenue that is available to this State and unless we do not, we are inevitably headed for a tax increase. I don't think there are many Members of this General Assembly who would like to do that and so this Resolution is probably an idea whose time has come, and I think that every Member of this General Assembly if he truly wants to be fiscally responsible and wants to see this State stay within its revenue and does not want to see a tax increase, then this Resolution should be heard immediately and should be voted favorable upon its receipt when it gets to Third Reading and I ask your support if you are fiscally responsible."

Speaker Shea: "The Gentleman from Cook, Mr. Totten, moves to discharge the Committee on Revenue and place on the calendar on the order of Constitutional Amendments First Reading, the House-Joint Resolution Constitutional Amendment #32. All those in favor will vote aye, those opposed will vote no. Second Reading. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record, Mr. Clerk. The Gentleman from Cook, Mr. Totten."

Totten: "I'll have a poll of the absentees please."

Speaker Shea: "The Gentleman has a right under the rules to have the absentees polled. Please poll the absentees, Mr. Clerk. Mr. Schraeder, for what purpose do you arise sir? Would you record Mr. Schraeder as no? Mr. Marovitz? You wish to be recorded as no. Mr. Dámico, you wish to be recorded no. Mr. Leon, no. Mr. Barnes, E. M., no. Mr. Sharp wishes to be recorded as no. Poll the absentees please, Mr. Clerk."

Clerk O'Brien: "Brandt. Capparelli. Capuzi. Chapman. Craig. DiPrima.



Ewell. Gaines. Geo-Karis. Giglio. Hanahan. Hill. Gene Hoffman.
Huff. Kosinski. Lucco. Madison."

Speaker Shea: "Madison, no."

Clerk O'Brien: "Matijevich."

Speaker Shea: "Matijevich, no."

Clerk O'Brien: "McAvoy. McClain. McGrew. Merlo. Meyer. Peters.
Rayson. Riccolo. Schneider. Terzich. Wall. White. Winchester.
Wolf. Mr. Speaker."

Speaker Shea: "Please record Mr. McAvoy as aye. Might I have the
Roll Call sir? Yes, Mr. Totten, for which purpose do you arise?"

Totten: "Mr. Speaker, I'd like to place the motion on postponed
consideration."

Speaker Shea: "Sir, that is not...you could file the motion again, but
it's my understanding that it cannot be placed on postponed
consideration. If you wish, file a new motion."

Totten: "Mr. Speaker, I recollected that yesterday or the day before,
we did place a motion on postponed consideration. I wondered what
would be the difference with this one?"

Speaker Shea: "We placed the Resolution, left it on the Speaker's table,
and I don't believe we did the motion sir. All you got to do is
file a new motion, Mr. Totten. On this question there are 78 ayes,
69 nays, and the Gentleman's motion fails. Now the Gentleman from
Will, Mr. Leinenweber, for the purposes of an announcement.
Turn Mr. Leinenweber on."

Leinenweber: "The Speaker has asked me to advise that there's a 5:30
mass at St. Agnes and he plans to terminate so that anybody wishes
to go to satisfy their obligation for Ascension Thursday may do so."

Speaker Shea: "Committee Reports."

Clerk O'Brien: "Representative Boyles, Chairman of the Committee on
Appropriations II to which the following Bills were referred,
action taken May 26, 1976, reported the same back with the following
recommendations, do pass House Bill 3367, do not pass, Senate Bill
163."

Speaker Shea: "On the Speaker's table appears House-Joint Resolution
93 that we got to late yesterday and there was some confusion and



Mr. Rayson and Mr. Mann took it out of the record, and they'd like to hear it today. House-Joint Resolution 93, but before we get there, Mr. Duff, for which purpose do you seek recognition sir?"

Duff: "Well Mr. Speaker on two points, please. First is a point of order, that last Roll Call we took, Mr. Speaker, I would like to point out in fairness to what I'm going to say included on the green lights every single Republican present on the House floor."

Speaker Shea: "What's your point of order, Mr. Duff?"

Duff: "I'm making it Mr. Speaker."

Speaker Shea: "What is it sir?"

Duff: "Sir, if you'll let me finish, I'll tell you. My point is that that was a significant issue worthy of debate and the minority 100% strong had the right not to be cut off in debate, that is a gag of a most political nature."

Speaker Shea: "Mr. Choate, for what purpose do you arise sir?"

Choate: "I think I have a very valid point of order as much as this Gentleman's desires is directed in the direction that it is and I think everyone knows it. I thought everyone under new judicial Article, judges were supposed to be non-political and I would request him to be so."

Speaker Shea: "Mr. Matijevich, for what purpose do you rise sir?"

Matijevich: "Mr. Speaker, I make the point of order that nobody's rights were taken away from them, that under the rules, that was not a debatable motion and the Chair followed the rules. Now here'a a man that's going to be a judge, I hope he follows the rules."

Speaker Shea: "Mr. Fleck, for what purpose do you arise?"

Fleck: "I want no part of that previous conversation, but I had introduced a Resolution..."

Speaker Shea: "...I'll get back to that in a minute."

Fleck: "Thank you."

Speaker Shea: "Mr. Duff, for which purpose do you arise now sir?"

Duff: "This is for the other point that I was going to make regardless of that debate and this is a point of personal privilege or of



parliamentary inquiry, Mr. Speaker, whichever way you choose to take it. I'd just like to point out sir, that you went through the order of motions from the first to the second last and then moved to another order of business. I would also point out that the last item which you did not call in that order of business was my motion which you have objected to for the last five years."

Speaker Shea: "Mr. Duff, I have been requested by several Members to try to get out of here at 5:30 because of some things that some Members would like to go to, one of them being a reception for Attorney General Scott, but I will be happy, sir, to call that motion as soon as Mr. Mann's motion is concluded. Now back to Mr. Mann."

Mann: "Well Mr. Speaker, thank you, in view of the time situation here, Mr. Speaker, I will withdraw that motion. I just want to indicate that the House Higher Education Committee will meet at 10:00 o'clock on the floor of the House tomorrow."

Speaker Shea: "Thank you Mr. Mann. On the order of motions appears a motion with regard to House-Joint Resolution Constitutional Amendment #41. The Gentleman from Cook, Mr. Duff."

Duff: "Mr. Speaker, I have made my point, I recognize that people do want to leave and you have made your point well, please take it out of the record."

Speaker Shea: "At the sponsor's request, that motion will be withdrawn. On the order of motions or on...turn Mr. Fleck on, we'll figure out what we're doing here. Resolutions."

Fleck: "Well Mr. Speaker, I had just introduced House Resolution 856, it's self explanatory and I would wish that the Clerk would read it for the Members."

Speaker Shea: "Read the Resolution, Mr. Clerk."

Clerk O'Brien: "House Resolution 856. Whereas approximately fifty miles of Interstate 55 between Chicago and Springfield is reduced to a two-lane highway because of the placement of 8000 or more temporary barricades with flashers and whereas the part of I-55 from Chicago to Springfield that is under actual construction is less than one-half mile and whereas it is alleged that these barricades



with flashers are being leased at a cost of \$1 per each per day and whereas it is the duty of the General Assembly to determine the reasons for expending funds to block fifty miles of I-55 where only one-half mile is under construction. Therefore be it resolved by the House of Representatives of the 79th General Assembly, we direct the Illinois Legislative Investigating Commission to conduce an investigation to determine the reason for barricading fifty miles of I-55 while only one half of mile is under construction to determine the cost of such barricades and whether such cost is reasonable and in the best interest of the State to examine the written contract between the contractors, the Department of Transportation regarding I-55 improvements and report to the General Assembly as soon as possible its findings including such recommendations as it considers necessary."

Speaker Shea: "All right, Mr. Fleck, on your motion, I would assume is for immediate consideration. Is that correct?"

Fleck: "That is correct."

Speaker Shea: "Mr. Fleck moves to suspend Rule 41(a) for the immediate adoption or consideration of the Resolution and on that is there debate? The Gentleman from Cook, Mr. Lechowicz."

Fleck: "Mr. Speaker, may I present the motion first."

Speaker Shea: "I thought you had, sir."

Fleck: "No not yet. I hadn't even made the motion."

Speaker Shea: "Back to Mr. Fleck."

Fleck: "I'll be very brief. When this Resolution was drafted the facts in it were quite true, but we have found out that the State has been leasing them each horse per day. And that now there is actually more than half a mile under construction as there was three weeks ago. As a matter of fact, last week, they had a number of miles under construction and thirty-seven men working in the south-bound lanes and twenty-one men working in the north-bound lanes. But here's the point of this whole Resolution. The total contract to lease these horses is \$1,633,000. There is a section which is one and a half miles long



from Lake Shore Drive to the Dan Ryan Expressway where the State is paying the amount of \$193,000 per horses. Now under the guidelines of the State, these barricades are supposed to be placed about 100 feet apart, I believe, the guidelines proposed. That section of road from Lake Shore Drive to the Dan Ryan Expressway, the State is paying \$2,474 per barricade to rent. I would suggest that if the State of Illinois is leasing out and paying money for barricades that they'd be better off making Route 55 fourteen carat gold, they could save the taxpayers some money. The other sections of the road where they're paying, section 2, which runs from Dan Ryan to the Cicero, they're paying \$621 per barricade, section 3 from Cicero Avenue to Wolf Road, they are paying \$360 per barricade. From Wolf Road to Illinois 53, they're paying \$1,802... \$1,082 per barricade. And we get down around Joliet, they're only paying \$549 per barricade. What smacks me unusual about this whole thing is that we get to the Chicago Loop area where the Department of Transportation has a contract, we up in the ball park at \$2500 per barricade. And that should be the cheapest horses should be leased there because it's a lit thoroughfare and they don't have to have the continuing linking, or continually lit barricade. I'm not suggesting anything is wrong, far be it from me to suggest anything like that, but the Department, excuse me, the Committee on Appropriations didn't get very far trying to find out how they reached these contracts. The House, I'm sure will never get the true facts on how they get to these contracts, and I think maybe a full, thorough investigation by the Investigating Committee Commission of this House should investigate and find out why a barricade is costing us \$2500 to sit there and do nothing but wink occasionally. And I would ask that the House adopt...to suspend the provisions of Rule 41 so that this House Resolution 856 could be immediately adopted."

Speaker Shea; "Is there discussion on the Gentleman's motion? Mr. Lechowicz."

Lechowicz: "Thank you Mr. Speaker, Ladies and Gentlemen of the House,



almost identical questions were raised in the Appropriations Committee in reference to the cost of barricades, especially on the repaving section of the Stevenson Expressway and also the Dan Ryan. And was pointed out by Representative Fleck, the cost is staggering, but let me also point out to you that it's a...based on two items. One, they consider it a total cost of the over-all project and the \$1,600,000 figure is approximately 3% mind you, 3% of the total cost of the project. But the kicker is that even though the State requires a barricade every hundred feet, the sole discretion, the sole discretion as far as the number of barricades that are required are supposedly governed by the chief engineer of that respective district. I ask to concur with Representative Fleck in finding out what is really the true meaning as far as the sole discretion of the district engineers and I would think that this is one area that does need further consideration. I strongly encourage the adoption of House Resolution 856. There are two contractors presently that have this contract for the section of roads that I mentioned. I don't know if it is competitive bidding or not, but in turn, I think it's a very costly procedure and it should be investigated. Thank you."

Speaker Shea: "The Gentleman has moved for the suspension of Rule 41.

Is there objection for leave to use the attendance Roll Call for the Gentleman's motion, minus Mr. Katz? All right, the Gentleman's motion is adopted and we will proceed with the motion. Now Mr. Skinner.."

Skinner: "One of my interns, my only intern, has been investigating the four hundred some odd dollars that the Legislative Investigating Commission found that was either paid in bribes or was made as gifts or was paid in return by State employees in the Dan Ryan project and to this date I haven't been able to find out who they are. I'm wondering if your investigation, the one you are proposing, would delve into any campaign contributions that were made by the contractors to the Walker Campaign Fund, any of them, and/or the activities of State employees in decision making positions



on those contracts? I don't have a copy of the Bill, perhaps I could find out for myself."

Speaker Shea: "Mr. Fleck moves for the adoption of the Amendment..."

Skinner: "...could he answer the question?"

Speaker Shea: "Alright, back to Mr. Fleck."

Fleck: "I think the Resolution, in the Resolution, the Resolution clause speaks for itself. Now I think that is an area that if the Legislative Investigating Commission deems it proper to go into, fine, I would not move into their jurisdiction and make those decisions. But I cannot speak for them, they are bound by the Resolution and any evidence that they might find during their hearing."

Speaker Shea: "Now the question is on the adoption of the Gentleman's Amendment and I have ...or...a...a..Resolution, I have three or four people that wish to talk. The Minority Whip, Mr. Simms."

Simms: "Would the Gentleman yield for a question? Representative Fleck, you've well researched this out and I commend you. Out of curiosity, what would be the retail cost of one of these blinking horses if it were just outright purchased?"

Speaker Shea: "That's why he wants your Committee to look into it, Mr. Simms..."

Simms: "...if he has any idea..."

Speaker Shea: "...I don't think that goes to the Resolution..."

Fleck: "...it's substantially less than Secretariat would cost."

Simms: "Thank you. "

Speaker Shea: "Mr. Hoffman, Ronald Hoffman, has a question."

Hoffman: "Thank you Mr. Speaker, would the sponsor of this Resolution consider amending it so that they investigation could look into the covering of the intersection, the dividers, the meridian, in Springfield here, at the intersection of Walnut and North Grand, with astro turf, which the Department is presently engaged in. It seems, at this point, that District 6 at D.O.T. can't explain why the engineer on that project has decided to cover the concrete meridians with the very expensive astro turf."



Speaker Shea: "Mr. Fleck says he wants to go with his Resolution now.

All those in favor of the Gentleman's Resolution will vote aye, and those opposed will vote nay. It takes 89 votes. Have all voted who wished? Have all voted who wished? Have all voted who wished? Take the record, Mr. Clerk. On this question there are 124 ayes, 3 nays, 6 Members voting present, and the Gentleman's motion is adopted. Now we've got a few announcements and then we've got two special sessions that will be continued until next week.

Introduction."

Clerk O'Brien: "House Bill 3960. Madigan. A Bill for an Act to amend the Illinois Municipal Code. First Reading of the Bill. House Bill 3961. Shea-Washburn. A Bill for an Act to amend an Act in relation to compensate Members of the General Assembly. First Reading of the Bill."

Speaker Shea: "Committee Reports."

Clerk O'Brien: "Representative Lechowicz, Chairman of the Committee on Appropriations I to which the following Bills were referred in action taken May 26, 1976, reported the same back with the following recommendations. Do pass House Bill 3427, 3686, Senate Bill 1791 and 1880. Do pass, as amended, Senate Bill 1619."

Speaker Shea: "Announcements. Mr. Katz."

Katz: "Mr. Speaker and Ladies and Gentlemen of the House, the House Rules Committee will hold a session tomorrow morning beginning at 10:00 A.M. in Room 122-B here in the Capitol to hear House Bills on which the sponsor seeks an exemption to move that Bill as a concession. Now we heard a number of such petitions this morning. Under the Resolution adopted by the House Rules Committee at its meeting last week, unanimously adopted I should add, this is the last week when such petitions will be entertained. And so tomorrow is the very last day on which a Member who has a petition on file for an exemption can present that petition. Accordingly, the Members who desire to have their petitions heard should be present in Room 122-B, House Rules Committee, tomorrow morning from 10:00 A.M. on probably until at least noon, depending upon the volume of work that appears after the Members arrive. Thank you."



Speaker Shea: "Mr. Mann."

Mann: "Yes, Mr. Speaker, before I mistakenly indicated the House Higher Education Committee would meet on the floor of the House, that is incorrect. Mr. Lechowicz's Committee will meet here. The House Higher Education Committee will meet at 10:00 o'clock in Room B-1. Thank you."

Speaker Shea: "I want to get back to the order of House Bills' Second Reading for one Bill, but I'll finish up the announcements first. Mr. Matijevich."

Matijevich: "Mr. Speaker, announcement, the House Executive Committee will meet at 9:30 A.M. in Room 114. Thank you."

Speaker Shea: "Mr. Pierce."

Pierce: "Mr. Speaker, the House Committee on Environment, Energy, and Natural Resources has been promoted from the brook closet to Room A-1 across the street at 10:00 A.M., Room A-1 in the State Office Building."

Speaker Shea: "Mr. Barnes."

Barnes: "Thank you very much. Mr. Speaker and Members of the House, the Appropriations II Committee will continue tomorrow morning at 9:00 A.M., Room 118, on the Department of Public Aid."

Speaker Shea: "House Bills' Second Reading. On the order of House Bills' Second Reading appears House Bill 3819."

Clerk O'Brien: "House Bill 3819. A Bill for an Act making appropriation to the State Board of Elections. Second Reading of the Bill. Amendment #1 was tabled in Committee, Amendment #2 was adopted previously, and Amendment #3 was tabled. And the Bill was held."

Speaker Shea: "All right...yes, Mr. Walsh."

Walsh: "Mr. Speaker, this wasn't in the program, you said that we were going to do some relatively perfunctory things and that did not include advancing Bills. It included getting into the special sessions."

Speaker Shea: "I had a request from Mr. Lechowicz to call the Bill, my understanding was that they had discussed with your Appropriations people and there was no problem in its present form so that we could get it over to the Senate this week."



Walsh: "Well I think..."

Speaker Shea: "...am I being misled?"

Walsh: "I think that perhaps you ought to wait on this particular Bill.

I thought there were some Amendments that were pending and that there are many Members who may have been lead to believe that we weren't going to consider anything important and left."

Speaker Shea: "Mr. Lechowicz, have you worked out all your problems here?"

Lechowicz: "We always work out the problems, Mr. Speaker, but in order to be candid with the distinguished Assistant Minority Leader, we held this Bill yesterday for the purpose of an Amendment. That Amendment, Amendment #4 will be tabled. It is out of order, it is incorrect. Amendment #5 will be offered by Representative Totten and it should be defeated."

Speaker Shea: "Mr. Lechowicz, do you think perhaps we ought to wait until tomorrow on this one?"

Lechowicz: "Well I did talk to the Minority Leader. I'll hold it until tomorrow."

Speaker Shea: "Okay. Save Mr. Walsh from getting his blood pressure up, he wants to get to Mass. The Gentleman from Cook, Mr. Madigan."

Madigan: "Mr. Speaker, I move that we adjourn until 2:00 o'clock tomorrow afternoon. "

Speaker Shea: "You've heard the Gentleman's motion. All in favor will say aye, opposed, no. The ayes have it. The First Special Session will now come to order. The Gentleman from Cook, Mr. Madigan."

Madigan: "Mr. Speaker, I move that we use the attendance Roll Call of the regular session as the attendance Roll Call for this session."

Speaker Shea: "The Gentleman from Cook, Mr. Madigan, moves that we use the attendance Roll Call of the regular session to that of the First Special Session, is there objection? Hearing none, his motion is adopted. Resolutions."

Clerk O'Brien: "House-Joint Resolution 5. Resolved by this House of Representatives the 79th General Assembly, State of Illinois, the Senate concurring herein, when the House of Representatives adjourns



on Wednesday, May 26, 1976, it stands adjourned until Wednesday, June 2, 1976, until after the adjournment of the regular session. When the Senate adjourns on Thursday, May 27, 1976, it stands adjourned until Wednesday, June 2, 1976, at 1:00 o'clock P.M."

Speaker Shea: "The Gentleman from Cook, Mr. Madigan."

Madigan: "I move the adoption of the Resolution."

Speaker Shea: "The Gentleman moves the adoption of the Resolution.

All in favor say aye, those opposed, say nay. The ayes have it and the Resolution is adopted. Mr. Madigan."

Madigan: "I move that we adjourn Mr. Speaker."

Speaker Shea: "You've heard the Resol...you've heard the motion. All in favor say aye, opposed, nay. The First Special Session now stands adjourned. The Second Special Session will now come to order. The Gentleman from Cook, Mr. Madigan."

Madigan: "I move that we use the attendance Roll Call of the regular session as the attendance Roll Call of this session."

Speaker Shea: "The Gentleman moves that we use the attendance Roll Call for the...of the regular session for the Roll Call of this session. All those..is there objection? Hearing none, we'll use that Roll Call. Resolutions."

Clerk O'Brien: "House-Joint Resolution #3. Resolved by the House of Representatives, 79th General Assembly, State of Illinois, the Senate concurring herein, when the House of Representatives adjourns on Wednesday, May 26, 1976, it will stand adjourned until Wednesday, June 2, 1976, until after the adjournment of the First Special Session, and when the Senate adjourns on Thursday, May 27, 1976, it stands adjourned until Wednesday, June 2, 1976, at 1:15 o'clock P.M."

Speaker Shea: "Now Mr. Madigan, before we move to the Resolution, Mr. Kempiners, did you have a Resolution to adjourn this sine die? The Gentleman from Cook, Mr. Madigan."

Madigan: "I move the adoption of the Resolution."

Speaker Shea: "The Gentleman moves the adoption of the Resolution. All those in favor say aye, those opposed, nay. The ayes have it and the Resolution is adopted. Mr. Madigan."



Madigan: "I move that we adjourn pursuant to the Adjournment Resolution."

Speaker Shea: "The Gentleman moves that the House do now stand adjourned pursuant to the Adjournment Resolution. All those in favor say aye, those opposed, nay. The ayes have it and the House stands adjourned."

