

STATE OF ILLINOIS  
83RD GENERAL ASSEMBLY  
HOUSE OF REPRESENTATIVES  
TRANSCRIPTION DEBATE

61st Legislative Day

June 10, 1983

Speaker Madigan: "Ladies and Gentlemen of the House, may I have your attention? The Committee on Elections is continuing to meet and has requested that we delay the convening of the Session for about ten to fifteen minutes. So if everyone could remain in the chamber, and we will return at about 1:15. Thank you."

Clerk O'Brien: "There's a young man... there's a young man with a hot dog and a coke looking for the Sponsor. Right down the center aisle."

Speaker Madigan: "The House shall come to order. The Members shall be in their chairs. We shall be led today in prayer by Rabbi Israel Zoberman of Temple B'rith Sholom in Springfield. Rabbi Zoberman is a guest of Representative Michael Curran. Will the guests in the gallery please rise to join us for the invocation?"

Rabbi Zoberman: "Our God of light and enlightenment. Dear hard working, patient Legislators, in a age of anxiety, knowledge and reason of not only benefited the human family, but have tragically been abused with the hovering threat of a nuclear holocaust consuming God's creation, it is thus incumbent upon us to merge intellect with ethics, academic freedom with civic responsibility. God needs us to become His coworkers, partners in the grand and essential undertaking of sustaining our planet earth, preserving and enhancing the pluralistic texture of our great democracy and the unique promise of America. Amen."

Speaker Madigan: "We shall be led in the Pledge of Allegiance by Representative Ropp."

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

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Speaker Madigan: "Roll Call for Attendance. Mr. Greiman, are there any excused absences?"

Greiman: "Yes, Mr. Speaker, Representative Stuffle is absent on legislative business, and his key, I believe, has been removed."

Speaker Madigan: "Has Mr. Stuffle's key been removed?"

Greiman: "Yes, it has been, Mr. Speaker."

Speaker Madigan: "Let the record show that Representative Stuffle is excused. Mr. Vinson, are there any excused absences?"

Vinson: "No absences."

Speaker Madigan: "Thank you. Mr. Clerk, take the record. There being 114 Members responding to the Attendance Roll Call, there is a quorum present. Mr. Clerk, Committee Reports."

Clerk O'Brien: "Representative Giglio, Chairman of the Committee on Cities and Villages, to which the following Bills were referred, action taken June 7, 1983 report back the same with the following corrected recommendations: 'do pass Short Debate' Senate Bill 847. Representative Satterthwaite, Chairman of the Committee on Higher Education, to which the following Bills were referred, action taken June 8, 1983 report the same back with the following recommendations: 'do pass' Senate Bills 139, 570, 261 and 47; 'do pass' as amended... 'do pass as amended' Senate Bill 263, 474, 826 and 1004; 'do passed as amended Consent Calendar' Senate Bill 1028; 'do pass Consent Calendar' Senate Bill 1008; 'be adopted' House Resolutions 314, 326; 'be adopted as amended' House Resolution 241. Representative Christensen, Chairman of the Select Committee on Aging, to which the following Bills were referred, action taken June 9, 1983 report the same back with the following recommendation: 'do pass' Senate Bill 230. Representative Stuffle, Chairman of the Select Committee on Economic Recovery, to which the following

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Bills were referred, action taken June 9, 1983 report the same back with the following recommendations: 'do pass' Senate Bills 1011, 1027, 1000, 537, 1025, 241, 943; 'do pass as amended' Senate Bill 304, 1035 and 1024."

Speaker Madigan: "Mr. Clerk, are there any other reports?"

Clerk O'Brien: "Representative White, Chairman of the Committee on Human Services, to which the following Bills were referred, action taken June 9, 1983 report the same back with the following recommendations: 'do pass' Senate Bill 1328 and 1232; 'do pass as amended' Senate Bill 891, 1206 and 1048; 'do pass Short Debate' Senate Bill 243, 41, 522, 621, 695, 794, 887, 1187 and 1354; 'do pass as amended Short Debate' Senate Bills 16, 1349, 454, 1254 and 1310; 'do pass as amended Consent Calendar' Senate Bill 1123 and 1067; 'be adopted as amended' House Joint Resolution 33. Representative DiPrima, Chairman of the Committee from the Select Committee on Veterans Affairs, to which the following Bills were referred, action taken June 9, 1983 report the same back with the following recommendations: 'do pass as amended Short Debate' Senate Bill 1111; 'do pass Consent Calendar' Senate Bill 11 and 1095; 'do pass as amended Consent Calendar' Senate Bill 26; 'be adopted' House Resolution 159. Representative Pierce, Chairman of the Committee on Revenue, to which the following Bills were referred, action taken June 9, 1983 report the same back with the following recommendations: 'do pass' Senate Bills 176, 1088, 1106 and 1107; 'do pass as amended' Senate Bill 29; 'do pass Consent Calendar' Senate Bill 1334; 'do pass Short Debate Calendar' Senate Bill 966 and 1268. Representative Jaffe, Chairman of the Committee on Judiciary, to which the following Bills were referred, action taken June 9, 1983 report the same back with the following recommendations: 'do pass' Senate Bills 147, 151,

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193, 206, 245, 252, 372, 546, 565, 581, 618, 619, 747...  
796; 820, 860, 996, 1114, 1117, 1153, 1173, 1222, 1264,  
1272, 1276, 1279 and 1324; 'do pass as amended' Senate  
Bills 432, 174, 418, 437, 521, 541, 564, 696, 849, 852,  
971, 1332 and 1333; 'do pass Consent Calendar' Senate Bills  
551, 598, 703, 899, 906, 1143 and 1157; 'do pass as amended  
Consent Calendar' Senate Bill 435 and 1098; 'do pass Short  
Debate Calendar' Senate Bills 162, 523, 550, 700, 895, 896  
and 1239; 'do pass as amended Short Debate Calendar',  
Senate Bills 354, 417, 433, 434, 436, 496 and 671; 'Interim  
Study Calendar' Senate Bills 146, 150, 987 and 1192.  
Representative Mautino, Chairman of the Select Committee on  
Small Business, to which the following Bills were referred,  
action taken June 10, 1983 report the same back with the  
following recommendation: 'do pass' Senate Bill 1001, 'do  
pass Short Debate' Senate Bill 1009, 1026 and 1010; 'do  
pass as amended Short Debate' Senate Bill 1013 and 1012;  
'Interim Study Calendar' Senate Bill 108. Representative  
Giglio, Chairman of the Committee on Cities and Villages,  
to which the the following Bills were referred, action  
taken June 10, 1983 report the same back with the following  
recommendation: 'do pass Short Debate Calendar' Senate  
Bill 1313. Representative Younge, Chairman of the Select  
Committee on Urban Development, to which the following  
Bills were referred, action taken June 10, 1983 report the  
same back with the following recommendations: 'do pass as  
amended Short Debate' Senate Bill 1030; 'do pass Consent  
Calendar' Senate Bill 1031. Representative Van Duynes,  
Chairman of the Committee on Energy, Environment and  
Natural Resources, to which the following Bills were  
referred, action taken June 8, 1983 report the same back  
with the following corrected recommendations: 'do pass  
Consent Calendar' Senate Bill 1127."

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Speaker Madigan: "Mr. Preston. Mr. Preston, you were not present in the chamber when we began today, but I just wanted you to know that the invocation was delivered by Rabbi Israel Zoberman of Temple B'rith Sholom here in Springfield. I thought you'd enjoy that. Thank you. Mr. Vinson, my plan is to go to the Order of Motions on page thirty of the Calendar and call them by the numbers. Does that meet with your approval? On the Order of Motions, page thirty of the Calendar, there appears Senate Bill 226, Mr. Nash. Is Mr. Nash in the chamber? Mr. Nash. Let the record show that this Motion was called and the Sponsor of the Motion did not respond. For what purpose does Mr. Daniels seek recognition?"

Daniels: "Mr. Speaker, if I might have your attention for a few moments, we want to bring to your attention, Mr. Speaker and to the Members of the House, action that happened a few moments ago on Senate Bill 2 in the Public Utilities Committee. If I might back up a little bit and give you a little bit of history, Senate Bill 2 came out of the Senate and went to the Public Utilities Committee. And on Tuesday, June 7th, the Bill was called for a vote on two separate occasions. And on 'do pass' Motions both of those Motions failed. Today a Motion was made by a Member of that Committee to reconsider which was put and allowed by the Chairman of that Committee. The Bill was then reported out of the Committee on a favorable Roll Call, yet, another Roll Call. Mr. Speaker, first, the Motion was made by a Member of the Committee voting 'present'. It is my counsel's opinion that that is not one that votes on the prevailing side in accordance with Robert's Rules of Order, and that that action was violative of Robert's Rules of Order. Secondly, it is our opinion that the action of the Committee was in direct contravention of House Rule 26(d),

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which I quote, 'No Bill or Resolution may be voted on more than twice in any Committee on Motions to report the Bill or Resolution favorably to the House, or to reconsider the vote by which the Committee adopted a Motion to report the Bill or Resolution unfavorably. Furthermore, a Bill or Resolution having failed to receive a favorable recommendation after two such Roll Calls shall be automatically reported with the appropriate unfavorable recommendation. No Bill or Resolution shall be called for a vote in Committee in the absence of the Chief Sponsor,' and on. Mr. Speaker, it is our very strong opinion that the action today in the Public Utilities Committee was violative of Rule 26(d) in the second instance, and in the first instance should not have been allowed to be put because it was from a Member voting 'present'. Mr. Speaker, I would ask that you declare the action on this Bill to be in violation of the rules, and to declare that Senate Bill 2 is tabled for purposes of that Bill. Mr. Speaker, I would like a ruling from you on that matter right now, so we know how to proceed on that. Thank you, Sir."

Speaker Madigan: "Did you bring a cheering section?"

Daniels: "I don't know, but they... they might keep their job if they keep that up."

Speaker Madigan: "Mr. Daniels, I'm not prepared to rule immediately, and I would need time to take the matter under advisement. Mr. Daniels."

Daniels: "May I ask for your assurance, Sir, that that Bill will not be reported to the House until we have your ruling, until we're able to respond to that, Sir?"

Speaker Madigan: "Let me take that under advisement also, because quite frankly, I don't know if I am in a position to decree that a Committee cannot file a report with the Clerk. I

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think that when the report arrives and the point of order is the propriety of the presence of one particular Bill in the report, then it seems to me that I'd be in a position to render a ruling. Mr. Daniels."

Daniels: "Mr... Mr. Speaker, we are, now, of course, at the closing moments of all Bills to be acted upon by Committee, And all that we are asking, so that we can determine what action we may have to take, is for your ruling before that matter is reported. And I'm only speaking of Senate Bill 2. The rest of the reports by the Public Utilities Committee are fine, but before that is acted upon or reported to the House, and I also understand that the report is in the Well right now."

Speaker Madigan: "Okay. Let us begin on these Motions, and we will respond in a manner and a time which will not cause too much anguish for you."

Daniels: "Or anxiety."

Speaker Madigan: "Let us, once again, call the Motion on Senate Bill 226. Mr. Nash. And let the record show that the Motion was called again, and the maker of the Motion is not in the chamber. Senate Bill 450. Mr. Giorgi, do you wish to call this Motion? Mr. Giorgi."

Giorgi: "Yes, Sir, Mr. Speaker, Senate Bill 450, as everyone knows, is the Optometric - 'Optomology' Bill that was heard in Human Services Committee. It got a very good hearing in Committee, but there were two absences, and we needed one vote to get out of Committee. It's what... it's what everyone knows is a service provided for now by opto... opto... optomists... optometrists in thirty-six states. And we're trying to get this service provided in Illinois for the rural areas, and I urge the support of this Motion."

Speaker Madigan: "Mr. Giorgi moves to discharge the Committee on

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Human Services and to advance to the Order of Second Reading Senate Bill 450. On that question, the Chair recognizes Representative Topinka."

Topinka: "Yes, Mr. Speaker, Ladies and Gentlemen of the House, as Spokesman of the Human Services Committee, I would oppose this Motion, not because of the Bill and not because of the merit of the Bill, because I think it's had a fair hearing. I personally will be opposing all Motions to discharge that will be brought forth today, because I think they substantively undermine the whole Committee system, where we've been sitting all week, and apparently wasting a great deal of time, if we're going to start doing this kind of stuff on the one hand, and then electing to have Commissions for every God awful thing that comes up in this state on the other hand, which also undermines the Committee system. Personally speaking, I think if we're going to get this point that we ought to start bringing these issues directly to the floor and taking them head-on, because all of us have a lot better things to do than sit in a lot of stuffy Committees all day long passing out a lot of junk which the State of Illinois doesn't need in the first place, all 3,500 Bills or whatever the heck we've been shoving out of here as fast and furiously as we could. I'd like to go on record as opposing this. I think it's been given a fair hearing."

Speaker Madigan: "The Chair recognize the... recognizes the Chairman of the Committee, Representative White."

White: "Mr... Mr. Speaker and Ladies and Gentlemen of the House, I rise in opposition to this Motion to discharge from Senate Bill 450 from my Committee. As it turned out, the proponents of the Bill asked for ten minutes to present their side of the issue, and I allowed them exactly twenty-five minutes in which to do so. Representative



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Giorgi was correct in indicating the fact that they did receive a fair hearing. I feel confident within myself, and I'm certain the Members of the Committee feel the same as I, that they did receive the kind of a hearing that they deserved and had asked for. And so, I would like for you to join with me and the Members of the Human Services Committee in resisting this Motion to discharge this Bill from the Human Services Committee."

Speaker Madigan: "The Chair recognizes Representative Ronan."

Ronan: "Thank you, Mr. Speaker, Members of the House. I, too, rise in opposition to this Motion. I hope all the Members are paying attention to... to what we're doing here. This... this is one of the ideas that they always talk about here in the General Assembly, that a bad idea can be brought before the General Assembly time and time again, and it never dies. It always tries to resurrect itself in some form or some shape. I'm amazed sometimes listening to some of the... the attacks I've heard about what happened in Committee. Some people say that the Health Committee can't have a fair hearing, and the Human Resources Committee doesn't provide a fair hearing. Well, this Bill has been brought before this General Assembly ever since I've been here. This is the fifth time I've heard the Bill. They've tried it in the Human Resources Committee. It didn't work. They tried it in the Human Resources Committee when the Republicans controlled the House, and it didn't work. Then they decided that it wouldn't work in the Human Resources Committee, so they sent it to the Registration - Regulation Committee. It didn't work there. It lost. Now, it was brought back to the Human Resources Committee. This Bill received an imminently fair hearing. The votes were not there. It's not true that... that people weren't in the chamber. The Committee room was

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full. The Members were very attendant, very attentive situation, and they realized that the Bill didn't have the merits to pass. I... I urge everyone to vote 'no' on this discharge action. This is an idea whose time has not come here in Illinois. It's about time we do something for the constituents in our district. I support Chairman White, the Minority Spokesman - Topinka, in order to defeat this discharge Motion."

Speaker Madigan: "Mr. Vinson."

Vinson: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise in support of this Motion to discharge. I rise in support of it, and I rarely support Motions to discharge. But in this particular case, I think a Motion to discharge is important. We have a unique situation here. We have a Committee which for two or three General Assemblies has had a distinctly different opinion on a particular piece of legislation than Members on the floor of the chamber have, and I think for that reason, that Members on the floor of the chamber ought to have their opportunity to work their will in this particular area of public policy. We're in a situation where this floor is where the power, the legislative power of the State of Illinois is vested. It's General Assembly as a whole that the Constitution delegates legislative power to, and it would be a mistake by us, it would be a surrender of that portion of the sovereignty of the State of Illinois vested in us to subdelegate that totally to a Committee at a time when the Committee is so obviously in disagreement with sentiment on the floor. And for those particular and unique reasons, I rise in support of this Motion to discharge."

Speaker Madigan: "Mr. O'Connell."

O'Connell: "Mr. Speaker, Ladies and Gentlemen of the House, I

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rise in opposition to this Motion. As it has been stated before, by the previous speakers, this Bill has been heard a number of times in a variety of Committees, and I also understand it's been heard on the House floor prior to my becoming a Member of this Body. I think if the idea or the concept of the Bill were unique that it would be justifiable to be heard in this floor despite what the Committees dictates were. That's not the case here. For those new Members of this Body, you may be aware of the fact that what the optometrist Bill would provide is that optometrists would be able to give to patients topical drugs. There are those of us who believe that the providing of to... of drugs, while not obtaining a medical doctorate degree is, indeed, a danger to the health of the patients of both the optometrists or the... to the optometrist's patients. I would also argue that the licensing provisions of optometrists are clearly definable, and they do not include the dispensing of med... of pharmaceutical medicine. If we are going to change and draw narrow..."

Speaker Madigan: "For what purpose does Mr. Johnson seek recognition?"

Johnson: "Well, if we're going to be here until 9 o'clock if we violate the rules in explaining the Bill, I wish you'd ask the Speaker to confine his remarks to the Motion."

Speaker Madigan: "I would ask the current Speaker to confine his remarks to the Motion. And Ladies and Gentlemen, I'm sure there is not one Member of the Body that does not know the contents of this Bill, and quite frankly, I question the need for a great deal of debate. So, Mr. O'Connell, if you could bring your remarks to a close."

O'Connell: "Yes, Mr. Speaker, I'll simply ask for a negative vote on this."

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Speaker Madigan: "Thank you. Mr. Ewing."

Ewing: "Mr. Speaker, with your remarks in mind, I'll move the previous question."

Speaker Madigan: "The Gentleman moves the previous question. Those in favor say 'aye', those opposed say 'no'. The 'ayes' have it. The previous question is moved. Mr. Giorgi to close the debate."

Giorgi: "All I would like to tell the Members of the General Assembly is that when a Bill evokes interest from Representative Topinka, Ronan, O'Connell and White, you know there's something in the Bill, and you ought to put it on the floor of the House so we can all debate it. I urge your support."

Speaker Madigan: "The question is, 'Shall the Committee on Human Services be discharged from further consideration of Senate Bill 450?' All those in favor signify by voting 'aye', all those opposed by voting 'no'. Mr. Preston to explain his vote."

Preston: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I just want, in explaining my vote, echo the remarks that Representative Topinka, and Representative White and Representative Ronan had mentioned. This Bill has been amply debated. This Bill had a fair hearing in Committee. People spoke for and against the Bill. Witnesses made their positions clear. On the floor of the House, we couldn't have the kind of thorough debate that was done in the Committee. Indeed, that's the reason for the whole Committee system. And to go around the Committee system would mean once again, as Representative Topinka had mentioned, that there's no need for Committees. You should introduce a Bill and go directly to Second Reading, because the Committees are the places that should be... where the Bill can be most amply debated, where witnesses for and

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against can express themselves, and I would encourage you to vote 'no' on this, to leave the Committee system intact."

Speaker Madigan: "Mr. White to explain his vote."

White: "Mr. Speaker, not... Mr. Speaker, not to explain my vote, but in case this Bill gets 60, I'd like to verify the Roll Call."

Speaker Madigan: "Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 60 'ayes' 39 'nos'. The Gentleman's... There has been a request for a verification by Mr. White. The Clerk shall Poll the Absentees."

Clerk O'Brien: "A Poll of the Absentees. Barger, Brookins, Bullock, DiPrima, Domico, Farley, Giglio, Keane, Laurino, Leverenz, McMaster, Panayotovich, Rhem, Rice, Stuffle and Yourell."

Speaker Madigan: "Mr. Piel requests leave to be verified as an 'aye' vote. Mr. White. Mr. White."

White: "Yes."

Speaker Madigan: "Mr. White, Mr. Piel requests leave to be verified. Leave is granted. The Clerk shall proceed to read those who are voting in the affirmative."

Clerk O'Brien: "Brummer, Christensen, Davis, Deuchler, Didrickson, John Dunn, Ralph Dunn, Ebbesen, Ewing, Flinn, Dwight Friedrich, Giorgi, Hallock, Hannig, Harris, Hastert, Hawkinson, Hicks, Hoffman, Homer, Huff, Johnson, Klemm, Koehler, Kulas, Levin, Mautino, Mays, McCracken, McGann, McPike, Mulcahey, Nash, Neff, Nelson, Oblinger, Olson, Piel, Rea, Reilly, Richmond, Ropp, Saltsman, Shaw, Slape."

Speaker Madigan: "Mr. White, Mr. Reilly requests leave to be verified. Mr. Taylor requests leave to be verified. Proceed, Mr. Clerk."

Clerk O'Brien: "Steczo."

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Speaker Madigan: "Mr. Clerk, Representative Younge requests leave to be verified. Mr. White. Okay. Mr. Clerk proceed."

Clerk O'Brien: "Tate, Taylor, Terzich, Tuerk, Turner, Vinson, Vitek, Wait, Winchester, Wolf, Woodyard, Younge, Zwick and Mr. Speaker."

Speaker Madigan: "Representative Laurino would like to be recorded as 'aye'. Record Mr. Laurino as 'aye'. Mr. DeJaegher."

DeJaegher: "Mr. Speaker, will you change my vote to 'aye' please?"

Speaker Madigan: "Record Mr. DeJaegher as 'aye'. Mr. White, do you have any questions?"

White: "What is the count, Mr. Speaker?"

Speaker Madigan: "Mr. Clerk, what is the count? 62 'ayes'."

White: "Okay. All right. Representative Turner."

Speaker Madigan: "Mr. Turner. Is Mr. Turner in the chamber? Remove Mr. Turner from the Roll Call."

White: "Representative Nash."

Speaker Madigan: "Mr. Nash. Remove Mr. Nash from the Roll Call."

White: "Representative Vitek."

Speaker Madigan: "Mr. Vitek. Remove Mr. Vitek from the Roll Call."

White: "Representative Bullock."

Speaker Madigan: "Mr. Bullock. Remove Mr... Mr. Bullock is not voting."

White: "Representative Steczo."

Speaker Madigan: "Mr. Steczo. How is Mr. Steczo recorded?"

Clerk O'Brien: "The Gentleman's recorded as voting 'aye'."

Speaker Madigan: "Remove Mr. Steczo from the Roll Call."

White: "Representative Harris."

Speaker Madigan: "Did you say Harris?"

White: "Harris."

Speaker Madigan: "Mr. Harris is in the chamber."

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White: "Representative... oh, I see him, Klemm. I have no further questions."

Speaker Madigan: "Mr. Ronan, you should be in your chair. On this question, there are 58 'ayes', 39 'nos'. The Motion fails. Mr. Clerk. Mr. Clerk. For what purpose does Representative Braun seek recognition?"

Braun: "Mr. Speaker, I move to reconsider the vote by which the Motion failed. Oh, I'm sorry. I voted against it, didn't I. I'm sorry. I apologize. Take that Motion out of the record, Mr. Speaker."

Speaker Madigan: "The Lady withdraws her Motion. Senate Bill 520. Mr. Terzich, do you wish to call your Motion? Mr. Bowman. Mr. Terzich, do you wish to call your Motion?"

Terzich: "Yes, Mr. Speaker. I move to discharge the Judiciary Committee with regard to Senate Bill 520. Senate Bill 520 is a right-to-life Bill and amends the abortion law to revise the definition of human being. The Bill was presented to the Judiciary Committee by Representative O'Connell. Unfortunately, it did not receive a sufficient number of Bills... votes to get out of the Committee. This Bill is part of the right-to-life package, and I believe that the subject matter is something that should be brought before the General Assembly for their consideration. And I would move for adoption of the Motion to discharge Committee."

Speaker Madigan: "The Chair recognizes the Chairman of the Committee, Representative Jaffe."

Jaffe: "Yes, Mr. Speaker and Members of the House, this is the moment that all civilization has been waiting for. It has been millions of years since the human species crawled out of the sea, climbed out of the trees, marched out of the caves and stood erect. From that time until now, civilization has been waiting for Senator Lemke and

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Representative Terzich to define who is a member of the species Homo Sapien. This Bill got a lengthy hearing in Committee. It got defeated overwhelmingly. The Gentleman who presents the Motion stood before the Committee for hours yesterday, yet hesitated to come forth before the Committee on this particular Bill. He had Representative O'Connell handle it for him. Representative O'Connell did a great job for him, got as many votes as he could. The Bill was defeated, and I would urge a 'no' vote on this."

Speaker Madigan: "Mr. Pierce."

Pierce: "Would the maker of the Motion yield to a question?"

Speaker Madigan: "The maker of the Motion indicates that he will yield."

Pierce: "Did this Bill defines humans as homo sapiens. Is that right?"

Terzich: "That's what it says."

Pierce: "Would you allow homo sapien marriages under this Bill, homo sapiens to marry each other? Or just 'heterosapiens'?"

Terzich: "I wish you'd keep this clean, Representative Pierce."

Pierce: "I'm afraid you're opening the door here pandoras... homo sapien marriages, and I'm not going to support your Motion."

Terzich: "I hope it's not pandora's box that we're opening up."

Speaker Madigan: "Mr. Terzich to close."

Terzich: "Well, again, Mr. Speaker and Ladies and Gentlemen of the House, that this is a very important issue especially on the part of the right-to-life, and certainly it's something that should be brought before the Members of the General Assembly. If they feel fit that they should vote this type of legislation down, that's their prerogative, but I think it's important enough that it should receive the consideration of the entire General Assembly. And I'd



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appreciate your support."

Speaker Madigan: "The question is, 'Shall the Committee on Judiciary be discharged from further consideration of Senate Bill 520?' All those in favor signify by voting 'aye', all those opposed by voting 'no'. Have all voted who wish? Mr. Cullerton to explain his vote."

Cullerton: "Mr. Speaker, I've been informed by some very strong pro-life Legislators that this is a very dumb Bill. Thank you."

Speaker Madigan: "Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 63 'ayes', 38 'nos', and Mr. Jaffe requests a verification of the Roll Call. Mr. Clerk, poll the absentees."

Clerk O'Brien: "Poll of the Absentees. Brookins, Bullock, Domico, Hicks, Laurino."

Speaker Madigan: "Record Mr. Laurino as 'aye'."

Clerk O'Brien: "Leverenz, Nash, Rice, Stuffle, Younge and Yourell."

Speaker Madigan: "Mr. Ronan."

Ronan: "Mr. Speaker, how am I recorded?"

Speaker Madigan: "Mr. Ronan, you are recorded as having been busy on some other matter."

Ronan: "Mr. Speaker, how am I recorded?"

Speaker Madigan: "Mr. Clerk."

Clerk O'Brien: "The Gentleman's recorded as voting 'present'."

Ronan: "Switch me to 'aye'."

Speaker Madigan: "Record the Gentleman as 'aye'. Mr. Clerk, have you read those voting in the affirmative? Would you proceed to read those voting in the affirmative?"

Clerk O'Brien: "Barger, Barnes, Berrios, Birkinbine, Brummer, Capparelli, Christensen, Curran, Daniels, Davis, DeJaegher, DiPrima, Ralph Dunn, Ewing, Farley, Flinn, Dwight

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Friedrich, Giglio, Giorgi, Hannig, Harris, Hastert, Hawkinson, Hensel, Homer, Huff, Johnson, Karpel, Keane, Koehler, Krska, Kulas, Laurino, LeFlore, Mautino, McAuliffe, McCracken, McGann, McMaster, Mulcahey, Neff, Oblinger, O'Connell, Panayotovich, Pangle, B. Pedersen, Piel, Pullen, Rea, Ronan, Ropp, Saltsman, Shaw, Slape, Tate, Taylor, Terzich, Tuerk, Van Duyn, Vinson, Vitek, Winchester, Wojcik, Wolf and Mr. Speaker.

Speaker Madigan: "Mr. Jaffe. Mr. Jaffe, Representative McAuliffe is requesting leave to be verified. Mr. Friedrich."

Friedrich: "May I be verified?"

Speaker Madigan: "Leave is granted."

Jaffe: "Okay, Mr. Speaker, we're ready. Representative Cappa..."

Speaker Madigan: "Mr. Jaffe, let us determine how many votes are recorded in the affirmative. There are now 65 'ayes'. Mr. Jaffe, do you have any questions?"

Jaffe: "Yes, Representative Capparelli."

Speaker Madigan: "Is Mr. Capparelli in the chamber? Remove the Gentleman from the Roll Call."

Jaffe: "Representative DiPrima."

Speaker Madigan: "Mr. DiPrima is in his chair."

Jaffe: "Okay. Representative Tate."

Speaker Madigan: "Representative Tate. Is Mr. Tate in the chamber? Remove the Gentleman from the Roll Call."

Jaffe: "Representative Hawkinson."

Speaker Madigan: "Mr. Hawkinson is in the chamber."

Jaffe: "Representative Farley."

Speaker Madigan: "Mr. Farley. Is Mr. Farley in the chamber? Remove Mr. Farley from the Roll Call."

Jaffe: "Representative Ewing."

Speaker Madigan: "Could you repeat that name?"

Jaffe: "Ewing."

Speaker Madigan: "Mr. Ewing. Remove Mr. Ewing from the Roll

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Call."

Jaffe: "Representative Karpiel."

Speaker Madigan: "Representative Karpiel is in the aisle."

Jaffe: "Representative Mulcahey."

Speaker Madigan: "Mr. Mulcahey is in his chair."

Jaffe: "Representative Neff."

Speaker Madigan: "Mr. Neff is at his chair."

Jaffe: "Okay. Representative Piel."

Speaker Madigan: "Mr. Piel is in his chair."

Jaffe: "Representative Rea."

Speaker Madigan: "Representative Rea is in the chamber."

Jaffe: "Representative Johnson."

Speaker Madigan: "Mr. Johnson is in the rear of the chamber."

Jaffe: "Representative Keane."

Speaker Madigan: "Mr. Keane is in his chair."

Jaffe: "Representative Taylor."

Speaker Madigan: "Mr. Taylor is in the Well. Are there any further questions?"

Jaffe: "Representative Shaw."

Speaker Madigan: "Mr. Shaw. Is Mr. Shaw in the chamber? Remove Mr. Shaw from the Roll Call."

Jaffe: "Okay."

Speaker Madigan: "Mr. Clerk, would you return Mr. Ewing to the Roll Call? Mr. Reilly."

Reilly: "Mr. Speaker, would you change my vote to 'aye'?"

Speaker Madigan: "Record Mr. Reilly as 'aye'."

Jaffe: "Okay. Representative LeFlore."

Speaker Madigan: "Mr. LeFlore. Remove Mr. LeFlore from the Roll Call. For what purpose does Mr. Vinson seek recognition?"

Vinson: "Mr. Speaker, I was out of the chamber, and I would just like to be returned if I were verified off."

Speaker Madigan: "How is Mr. Vinson recorded?"

Clerk O'Brien: "The Gentleman's recorded as voting 'aye'."

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Jaffe: "We... we did not verify him off, Mr. Speaker."

Speaker Madigan: "Correct."

Jaffe: "We don't consider him here when he's here so..."

Speaker Madigan: "Yes."

Jaffe: "Okay. No further questions, Mr. Speaker."

Speaker Madigan: "Mr. Clerk. On this question, there are 61 'ayes' 37 'nos'. The Motion carries. Senate Bill 563, Mr. McGann."

McGann: "Thank you, Mr. Chairman, Members of this Assembly. I would ask your attention for a few moments to my request. The Human Services Committee met on yesterday afternoon, June the 9th. At times the Chairman had a quorum plus; and, at other times, he was searching for a complement to carry on the business of the day. The importance of this legislation, I felt, should have a hearing of all 17 Members. Unfortunately, the busy day that it was did not present the availability of all Committee Members. Therefore, nine Members heard the testimony and voted seven in favor, one against and one not voting. I asked the Chairman my options as the hour did not allow a second Roll Call, and he informed me of my right to have a discharge Motion. Now, as has been previously stated here on other Bills on discharge by a Member of this Assembly, I truly believe in the Committee structure, and I would not be asking your leave if it was not for the importance of this legislation. And the feeling that inasmuch as we we did not have 17 or even 13 Members on the Committee, I strongly urge you to support my discharge Motion; and, in effect, the Assembly will act as a Committee of the Whole on this important Bill. Thank you, Mr. Speaker."

Speaker Madigan: "The Chair recognizes the Chairman of the Committee, Representative White."

White: "Mr. Speaker and Ladies and Gentlemen of the House, I rise

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to resist the Sponsor's move to... Motion to discharge Senate Bill 563 from the Human Services Committee. Yesterday we had a total of 23 Bills, and we voted out all but three. And no one but this Gentleman has come before this Body today asking for a discharge Motion. If the Committee system is to be alive and well here in the State of Illinois, you will join with me in resisting this Motion to discharge Senate Bill 563 from the Human Services Committee."

Speaker Madigan: "Representative Topinka."

Topinka: "Yes, Mr. Speaker, Ladies and Gentlemen of the House, I concur with the Chairman of the Human Services Committee, Representative White. I was trying to do as much of a back and forth yesterday, even while being Spokesman, because I could not get my Bills moving fast enough in Judiciary. However, I do feel, and I state again as I stated right at the beginning that in order to preserve the Committee system, fair hearings are given and to vote constantly to circumvent this system is just really not what we should be doing here. I also would like to add that if we had had 20 people in that Committee yesterday, they all would have been offended as the people that were there at that Committee hearing yesterday who reported back to me, during the time that I was not there, on the conduct of the Sponsor of this Bill, at that time referring to wolves in the Capitol and how we should be removed. I really feel that this is not the way to handle a Bill, and I also feel that there should be some respect accorded to the opposition or the proponents of any Bill. Every Bill has that right, and they do get that right in our Committee. I would resist his Motion."

Speaker Madigan: "Mr. Brummer."

Brummer: "Yes, I would rise in support of this Motion. This is a

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very, very important issue to provide to disabled children the same right to treatment that we provide to other children who are not disabled. I think we are acquainted with the... the case in the Bloomington/Indiana where a child who was born with an open esophagus, was a Down's Syndrome child, was allowed... was not fed food and was allowed to die. That child... That should not have occurred. We had a case in..."

Speaker Madigan: "For what purpose does Representative White seek recognition?"

White: "Mr. Speaker, I think he's talking...speaking to the substance of the Bill and not the Motion."

Speaker Madigan: "Mr. Brummer, would you confine your remarks to the Motion?"

Brummer: "Thank you. This is a very important issue, with regard to right to life - the right to life, to continue life of disabled children, and I would urge 'aye' votes on this."

Speaker Madigan: "Representative Pullen."

Pullen: "Thank you, Mr. Speaker, Ladies and Gentlemen. Unlike some of the people who have spoken on this, I was there yesterday when this Bill was presented, and it is true that there were only nine Members present during the hearing on this Bill, a bare quorum. In fact, we had to stop the Committee several times yesterday, a couple of times I think, to reassemble a quorum, and the Bill, although it did have extensive testimony and debate, really did not have an opportunity for fair consideration to be passed to this chamber. I know that the Gentleman who is sponsoring this Motion is eager and willing to work with the opposition on Amendments on Second Reading if we give his Bill the opportunity to be presented to the House, and I concur with the previous speaker that this is an issue involving the lives of many innocent babies who can't wait

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until next year or the year after that for a favorable Committee ruling on a Bill which was called last in the day on the last day when everyone was everywhere else. I do urge a 'yes' vote on this Motion, even though I do not customarily vote willy-nilly to discharge Committee, because this is one of those rare situations where the Sponsor was not done justice in Committee, through no fault of those who were present, but through just the fault of the way things were yesterday. And this Bill is certainly one that all of us should have the opportunity to act on one way or the other on the House floor. Many lives depend on it. I urge an 'aye' vote."

Speaker Madigan: "Representative Bowman."

Bowman: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise in opposition to the Motion. Without getting into the merits of the legislation, just let me point out that we did pass other legislation on the same subject matter that, at least in my opinion, addresses the problem better. It certainly addresses the problem. We all did have a chance to consider that legislation, and I believe this legislation is unnecessary and duplicative and would needlessly consume the time of the House. I think the Committee acted wisely."

Speaker Madigan: "Representative Barnes."

Barnes: "Mr. Speaker, Ladies and Gentlemen of the House, to the Motion. As a Member of the Committee, I am well aware that this Bill had been posted previously when the Sponsor could have come before the full compliment of the Committee and failed to do so; and, for that reason, I would suggest a 'no' vote on this Motion."

Speaker Madigan: "Representative Johnson."

Johnson: "I move the previous question."

Speaker Madigan: "Mr. Johnson, I don't feel there's a need for

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that. If you could withdraw that Motion? The Motion is withdrawn. Representative McGann to close."

McGann: "Thank you, Mr. Speaker and Members of the House. Before I get into closing, I would like to correct a couple of statements that were made. Number one, through the request of the Medical Association on the first day of these hearings and with the cooperation of the Chairman, I held off my Bill in order to be able to work out an Amendment that would be satisfactory and to satisfy their palate. I do take exception as far as someone restating about my conduct at the hearing when the individual was not there. I further state that my whole lifetime I have always kept myself at a certain standard and kept myself above all nonsense and nitty-picking. Now, in closing, Mr. Chairman and Members of this Committee (sic House), if this discharge Motion will pass, I promise to keep the Bill on Second Reading for the filing of Amendments from all, and I say all interested parties. In that way, the entire Assembly will have an opportunity to present an acceptable piece of legislation. Let us, as the Rabbi in his message today, 'merge intellect with ethics'. Let us correct editorials such as this in regards to the Robinson baby on April 24th of '83. Let us all work as a Committee of the Whole, resolve it for the betterment of those little ones, and I ask you to vote 'yes' on this discharge Motion. And I thank you for your time."

Speaker Madigan: "The question is, 'Shall the Committee on Human Services be discharged from further consideration of Senate Bill 563?'. All those in favor signify by voting 'aye', all those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? Mr. O'Connell to explain his vote."

O'Connell: "Just to explain my vote. This issue has never come



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up before this Body before. I, personally, have never been confronted with the issue. I would like to have the opportunity to deliberate just as the Human Services Committee, in its shortened version, were able to deliberate. I think it deserves an 'aye' vote.'

Speaker Madigan: "Have all voted who wish? The Clerk shall take the record. On this question there are 43 'ayes', 39 'nos'. The Motion fails. Senate Bill 923, Representative Oblinger."

Oblinger: "Mr. Speaker and Members of the House, mine is based on an entirely different situation. I have talked to the Chairman of the Committee and to the Minority Spokesman. The day the Bill was called, Wednesday, I was home with a 105 degree temperature, was unable to be here. My husband notified the Minority Leader so I would be excused. He called my secretary, but he did not know he was to call the Chairman of a Committee to ask about my Bill. I would appreciate you give me the chance to have it on Second Reading."

Speaker Madigan: "The Chair recognizes Mr. Cullerton."

Cullerton: "I wonder if she could just explain what the Bill does."

Oblinger: "It has to do with when a township or a local governmental unit owns a building which another local governmental unit wants to get away from them, and there is no kinds of provisions made as to the procedure. This time they went to a referendum. There was a lot of confusion about it, so we have arranged, after talking to the people of the township, that there should be a board of managers with that group, and they should make a contract and then put it on a referendum. It did pass the Senate 59 to nothing."

Cullerton: "You never should have said that."

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Speaker Madigan: "The Chair recognizes the Chairman of the Committee, Representative Steczo."

Steczko: "Thank you, Mr. Speaker, Members of the House. I concur with the remarks made by Representative Oblinger. And Representative McMaster, the Minority Spokesman and myself have consulted and would urge the House to approve this Motion to discharge."

Speaker Madigan: "The question is, 'Shall the Committee on County and Townships be discharged from further consideration of Senate Bill 923?' All those in favor signify by voting 'aye', all those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 96 'ayes' 3 'no'. The Motion is adopted. Senate Bill 999, Mr. Birkinbine."

Birkinbine: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I move to discharge from the House Labor and Commerce Committee and advance to Second Reading Senate Bill 999. This is the first time in my five years down here in the Legislature that I have put in such a Motion. I have certainly had a number of Bills be defeated in one Committee or another, but in this case, there was... it was literally impossible for this Bill to pass. If everybody who was there had voted on the Bill, it could not have received enough votes to be able to pass. Normally, the House Labor and Commerce Committee meets from two in the afternoon to four. We went, two days ago, from two in the afternoon til five-thirty. This Bill was the last Bill called. It was called at five-thirty. At that time there were two Democrats - the Chairman, Mr. Farley and I think Mr. Stuffle was the other Democrat who was filling in, and there were four Republicans. That's six Members of the Committee, and yet, it takes eight Members to pass a Bill out of that Committee. For that reason, the reason that it

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would have been literally impossible for this Bill to have gotten enough votes, I would ask to discharge and place this Bill on Second Reading."

Speaker Madigan: "Representative Giorgi."

Giorgi: "Mr. Speaker, I rise in opposition to the maker of the Motion, because I'd like to tell him that if the Members of the Committee were present, the Bill would have been soundly defeated and taken more votes."

Speaker Madigan: "The question is, 'Shall the Committee...', for what purpose does Representative Birkinbine seek recognition?"

Birkinbine: "If I could close my argument, and in a way of responding, the Senate Sponsor of this Bill had commitments from two Members of the Democratic side of the aisle that they would, indeed, have voted for it. So, besides that, it's getting into the... I think that the technical nature of the Bill, and I think this is a legitimate request. And by this, I in no way mean to 'impune' the activities of Chairman Farley who has, in each and every case of that Committee meeting, always run a good Committee and always given people a chance to have their Bills heard."

Speaker Madigan: "The question is, 'Shall the Committee on Labor and Commerce be discharged from further consideration of Senate Bill 999?' All those in favor signify by voting 'aye', all those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 53 'ayes', 34 'nos'. The Motion fails. Senate Bill 1021, Mr. Bowman."

Bowman: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This particular Bill did not have a hearing at all. I was unavailable... unavoidably detained at a meeting that was scheduled prior to that and which had run long. And by the time that I got to the Committee Hearing Room, it had

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adjourned, and I believe there's no opposition to this Bill being discharged."

Speaker Madigan: "Representative Ewing."

Ewing: "Mr. Speaker, Ladies and Gentlemen of the House. I think that there certainly is some opposition to this Bill. And though we're not allowed to discuss the merits of the Bill, I would think that we would want a 'no' vote on this Bill which would use pension funds for investment purposes. And Mr. Speaker, the Sponsor had every opportunity to come to the Committee. I just don't think he thought it was very advisable to show up. I think this deserves a 'no' vote."

Speaker Madigan: "The Chair recognizes the Chairman of the Committee, Representative Wolf."

Wolf: "Thank you, Mr. Speaker and Members of the House. As Chairman of the Personnel and Pensions Committee, I support the Gentleman's Motion to discharge. He's absolutely correct. He didn't get a hearing on the Bill. I had given him information as to an estimated time of the completion of the business of the Committee. We happened to finish some time before that. I would concur with his Motion and would request your support."

Speaker Madigan: "The question is, 'Shall the Committee on Personnel and Pensions be discharged from further consideration of Senate Bill 1021?' For what purpose does Mr. Mautino seek recognition?"

Mautino: "Thank you, Mr. Speaker. I think that I reluctantly stand in opposition to this Motion to discharge from prior conversations as it pertains to the venture capital funding mechanisms we placed in House Bill 2290, as well as are involved in Senate Bill 1000. Under the Prudent Man Rule, the authority and determination of how investments are presented and the authority of the board to make those

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investments in venture capital is there now. I'm not certain the need for this piece of legislation, since it's already in statute. And I just don't know what this will do, other than what we've already passed out of here and what is in two other Bills."

Speaker Madigan: "Mr. Matijevich."

Matijevich: "Speaker, Ladies and Gentlemen of the House, I haven't been supporting many of these Motions. I don't know if I've supported any today, but I happened to be with Woods Bowman when he was trying to break his neck to go to that Committee Hearing. And even just the matter of being held up on an elevator and the frustrations that that involves, so I know what he was going through to try to desperately make that Committee meeting. So, I am going to support this Motion."

Speaker Madigan: "Mr. Bowman to close."

Bowman: "Well, thank you, Mr. Speaker."

Speaker Madigan: "Please confine your remarks to the Motion, Mr. Bowman."

Bowman: "Like the other speakers that confined their remarks to the Motion?"

Speaker Madigan: "Yes, Mr. Bowman."

Bowman: "Yes. Well, I'll try and follow their fine example. I think the point has been well made that I was unavoidably able to attend the Committee meeting. The Bill was not heard, and it was the only time the Bill was posted. It did not come over from the Senate in time to be posted for, or wasn't printed, or whatever in time to be posted for the other hearing, so that was the only opportunity and the Committee adjourned early. I'd like to have the Bill heard on the floor."

Speaker Madigan: "The question is, 'Shall the Committee on Personnel and Pensions be discharged from further

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consideration of Senate Bill 1021. All those in favor signify by voting 'aye', all those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 51 'ayes' 49 'nos'. The Motion fails. Senate Bill 1122. Mr. O'Connell."

O'Connell: "Mr. Speaker, I wish to table that Motion."

Speaker Madigan: "Is there leave? Leave is granted. The Motion is tabled. Senate Bill 1237, Representative John Dunn. The Gentleman indicates that he does not wish to call his Motion. Senate Bill 1300, Mr. Yourell. Let the record... I'm... I'm told that this matter was placed on the Order of the Interim Study Calendar. Senate Bill 1301. Mr. Clerk, was that Bill reported favorably by the Committee? I'm informed, Mr. Clerk, that the Bill has been reported favorably by the Committee; therefore, the Motion shall not be put. On the Order of the Supplemental Calendar there appears Motion... there appears a Motion relative to Senate Bill 2, Mr. Rea. Mr. Rea, before you present the Motion, the Chair would like to rule on the inquiry of Representative Daniels. Mr. Daniels, the Chair rules that your point is well taken. Mr. Rea on Senate Bill 2."

Rea: "Thank you, Mr. Speaker. Therefore, I would move to take from the table Senate Bill 2."

Speaker Madigan: "Mr. Vinson. Representative Klemm."

Klemm: "Thank you, Mr. Speaker. The Sponsor of the Motion did talk to me about it, and certainly, as Minority Spokesman of the Committee, I have no opposition to his Motion."

Speaker Madigan: "Representative Ralph Dunn."

Ralph Dunn: "Thank you, Mr. Speaker. I, too, would like to see this Bill taken from the table and moved into the House. It's an important Bill. Senate Bill 2 is an important Bill to the coal industry, and to the miners, and too, I think,

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the people of the State of Illinois. I'd like to see a favorable Roll."

Speaker Madigan: "Representative Mulcahey."

Mulcahey: "Move the previous question, Mr. Speaker."

Speaker Madigan: "There's no need for that Motion, Mr. Mulcahey.

If you would withdraw it, the Motion shall be withdrawn. Mr. Rea to close."

Rea: "I would just ask for a favorable Roll Call, so that this will be placed in a proper perspective."

Speaker Madigan: "This Motion will require 71 votes. All those in favor signify by voting 'aye', all those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 76 'ayes', 20 'nos'. The Motion is adopted. Senate Bill 33, Mr. Turner."

Turner: "Thank you, Mr. Speaker and Members of the House. Senate Bill 33 was heard in the Human Services Committee. Upon instruction from the Committee Chair, I was informed that that Bill was in the wrong Committee. It should be heard in the Judiciary Committee. I'm asking the House to grant me leave to have this Bill put in Interim Study in the Judiciary Committee. I guess they're working on a package of legislation which is in the same subject matter as House (sic - Senate) Bill 33."

Speaker Madigan: "The Gentleman requests leave that Senate Bill 33 be placed on the Order of the Interim Study Calendar of the Judiciary Committee. Is there leave? Leave is granted, and that leave shall be journalized through the use of the Attendance Roll Call. Senate Bill 337, Mr. Piel."

Piel: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 337, I can't say that it didn't have a fair hearing. It had a very fair hearing. The problem was on

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the day that it was heard, it needed 10 votes to get out and the vote was 9 to 3. Obviously, in the rush this past week, you know, we've had people going from one Committee to another. It happens that this Bill is identical to House Bill 666 that passed out of the House 95 to 17 about two weeks ago. It's the only pro-life piece of legislation that passed out of the Judiciary Committee of the House Bills. And I can't say that it didn't have a fair hearing, but the Members just weren't there. There weren't enough there. There was only 12 and it needed 10 to pass out. And so I would ask for a favorable vote on the Motion on House... Senate Bill 337."

Speaker Madigan: "The Chair recognizes the Chairman of the Judiciary Committee, Mr. Jaffe."

Jaffe: "Yes, Mr. Speaker, as the Gentleman indicated, this Bill did get a fair hearing. There were plenty of people there. I think one of the problems with this Bill is that it's identical to House Bill 666 which passed out of this House. It's over in the Senate. It's doing well over there. I don't think we ought to clogged the Calendar with Bills that have been heard repeatedly by this House and the other Body. We have plenty of abortion Bills on the Calendar, both here and in the Senate, and this is a Bill that has been heard previously in the House, has passed previously in the House. And it really is no need for it. It did get a fair hearing, and I don't think we should clogged our Calendar. And I would move for a 'no' vote."

Speaker Madigan: "Mr. Piel to close."

Piel: "I would just ask for a favorable Roll Call on House Bill... or Senate Bill 337."

Speaker Madigan: "The question is, 'Shall the Committee on the Judiciary be discharged from further consideration of Senate Bill 337?' All those in favor signify by voting



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'aye', all those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 68 'ayes', 25 'nos'. The Motion is adopted. Senate Bill 851, Mr. Tuerk."

Tuerk: "Mr. Speaker, Members of the House, 851 was heard this week in Labor and Commerce. At the time the Bill was called, there were sufficient numbers of Members present, but at the time the vote was taken both sides of the aisle - the Members had other commitments for other Committees, and as a result, a similar situation existed on 851 that did on 999, I believe the number is. This Bill passed the Senate 59 to nothing. I think it's a Bill that should be heard on the House floor, and that's why I filed the Motion to discharge, simply because there weren't sufficient numbers available to even take a vote. I would move for the discharge Motion, please."

Speaker Madigan: "Mr. Panayotovich."

Panayotovich: "Thank you, Mr. Speaker. As a Member of the Labor Committee, I would like to let the Membership know that the Committee was against this Bill, and we opposed it. Thank you."

Speaker Madigan: "Mr. Tuerk to close."

Tuerk: "Well, Mr. Speaker, there were a few Members available that were opposed to it, but what I'm saying is that there weren't even sufficient numbers to take a reasonable vote on the Bill. It went out of the Senate unanimously. I don't think there's that much controversy to the Bill, and that's why I've filed a Motion for the discharge."

Speaker Madigan: "The question is, 'Shall the Committee on Labor and Commerce be discharged from further consideration of Senate Bill 851?' All those in favor signify by voting 'aye', all those opposed by voting 'no'. Have all voted

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who wish? The Clerk shall take the record. On this question, there are 51 'ayes', 41 'nos'. The Motion fails. Senate Bill 1022, Mr. McGann."

McGann: "Thank you, Mr. Speaker and Members of the Assembly. Rather than explain my position in asking for a discharge Motion, I hope the rules would allow me to yield to the Chairman of the Revenue Committee, the Honorable Daniel Pierce."

Speaker Madigan: "Mr. Pierce."

Pierce: "Thank you very much. I'm not ready yet Andy, but wait a few years. Mr. McGann, on yesterday morning, which was the last meeting of the Revenue Committee, he's a Member of the Revenue Committee, and he had a Bill in the Revenue Committee, but he had to go to Human Services to... to present a Senate Bill, a very important Senate Bill. And he left word in our Committee that he be called before we adjourn so that he could come back to Revenue where he had been for the Attendance Roll Call to present his Bill, which I think was a rather noncontroversial Bill. Unfortunately, due to an error in communications, he was not notified, and the Revenue Committee ended its work for the year. Instead of going from two to six as we were assigned, yesterday afternoon, we finished up before 4 o'clock and he hadn't come back. Just as we walked out of the room, having been adjourned, Representative McGann came back and he felt very badly for the Senate Sponsor of his Bill that he wasn't there to present it due to the failure of communication by our side. And I'm going to support his Motion to discharge. It wasn't the Gentleman's fault. I'm sure his Bill would have passed out. He's a very conscience Legislator. He's promoted me to Honorable in this Body which is a very difficult honor to obtain, and I will support the Gentleman's Motion. It was an error in

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communications, and the fault of our Committee that we didn't hear his Bill."

Speaker Madigan: "The question is, 'Shall the Committee on Revenue be discharged from further consideration of Senate Bill 1022?' All those in favor will signify by voting 'aye', all those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 73 'ayes', 21 'nos'. The Motion is adopted. Senate Bill 1234, Mr. Laurino."

Laurino: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Senate Bill 1234 was heard the other day and again this morning in the Elections Committee. Unfortunately, we had some Bills in there that were in question... questionable nature and deserved a little more attention. This being one of them then, we had time to give it. I've assured the people that have had those questions that were unanswered, my assurances, that if they have problems, we would try to deal with them do to the Amendment stage, and I'm sure that this Bill deserves the attention of the full House."

Speaker Madigan: "Mr. Olson."

Olson: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. In conversation with Representative Laurino, as the Minority Spokesman on Elections, we agreed to this discharge Amendment, in behalf of a hard look at the possible Amendments to be put on in Second Reading."

Speaker Madigan: "The question is, 'Shall the Committee on Elections be discharged from further consideration of Senate Bill 1234?' All those in favor will signify by voting 'aye', all those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? Mr. McPike to explain his vote."

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McPike: "Well, Mr. Speaker, the Gentleman from Chicago has got a valid point in the Motion he made. I think that everyone should give the Gentleman a chance to call his Bill on the House floor for a vote. He very seldom imposes upon the House. He doesn't take up any of our time, and most of his Bills are very well thought out. I think that the Gentleman, simply, should have a chance to bring this before us, so that we can take a look at it and vote on it on its merits."

Speaker Madigan: "The Clerk shall take the record. For what pur... for what purpose does Mr. Jaffe seek recognition?"

Jaffe: "Mr. Speaker, I really think that this is a bad Bill. I'm going to ask for a verification of the Roll Call."

Speaker Madigan: "Mr. Clerk, poll the absentees. For what purpose does Mr. McMaster seek recognition?"

McMaster: "Mr. Speaker, please change me from 'no' to 'yes'."

Speaker Madigan: "Record Mr. McMaster as 'aye'. Representative Didrickson."

Didrickson: "Mr. Speaker, would you record me as 'aye' please? Change my 'no' vote to an 'aye'."

Speaker Madigan: "Record Representative Didrickson as 'aye'. Record Mr. Davis as 'aye'. Record Mr. Pierce as 'aye'."

Pierce: "'Aye', thank you, Mr. Speaker."

Speaker Madigan: "Record Mr. Ewing as 'aye'. Record Representative Alexander as 'aye'. Does Mr. Jaffe seek recognition?"

Jaffe: "Could you tell me what the vote is, Mr. Speaker?"

Speaker Madigan: "Mr. Clerk, how many votes are now recorded? 70 'ayes'. Turn on Mr. Jaffe."

Jaffe: "I will withdraw my Motion at this time."

Speaker Madigan: "The Motion for a verification is withdrawn. Mr. Clerk, how many votes? On this question, there are 70 'ayes', 29 'nos'. The Motion is adopted. Senate Bill

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1344, Mr. Hicks."

Hicks: "Yes, Mr. Speaker, Ladies and Gentlemen of the House, I would ask the House to consider discharging from Elementary and Secondary Education Committee Senate Bill 1344. I have conferred with both the Chairman and the Minority Spokesperson, and they both are in concurrence with me, and I would ask the House to discharge this Bill out."

Speaker Madigan: "The question is, 'Shall the Committee on Elementary and Secondary Education be discharged from further consideration of Senate Bill 1344?' All those in favor signify by voting 'aye', all those opposed by voting 'no'. Have all voted who wish? Have all voted who wish? The Clerk shall take the record. On this question, there are 83 'ayes', 8 voting 'no'. The Motion is adopted. Okay. For what purpose does Mr. Hannig seek recognition?"

Hannig: "Yes, thank you, Mr. Speaker. Before we adjourn today, I will ask leave of the House to put two Senate Bills in Interim Study. Senate Bill 143 and Senate Bill 168."

Speaker Madigan: "Mr. Hannig."

Hannig: "The Clerk has informed me there is no forms for these Bills, because they were not reported out of Committee."

Speaker Madigan: "Well, Mr. Hannig, would you identify the Committees which were considering these Bills."

Hannig: "Yes, the Committee is the Committee on Energy, Environment and Natural Resources."

Speaker Madigan: "The Gentleman requests leave to place Senate Bill 143 and Senate Bill 168 on the Order of the Interim Study Calendar of the Committee on Energy and Natural Resources. Is there a leave? Leave is granted, and the leave shall be journalized through the use of the Attendance Roll Call. The Chair recognizes Mr. Greiman for the purpose of a Motion."

Greiman: "Yes, Mr. Speaker, I filed a Motion for House Bill...

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for Senate Bill 604, that I have leave for it to be placed on the Judiciary Committee's Interim Study Calendar, and I ask leave."

Speaker Madigan: "Is there a leave? Leave is granted through the use of the Attendance Roll Call. For what purpose does Representative Terzich seek recognition?"

Terzich: "Mr. Speaker, I will like to have leave for immediate consideration to hear House Joint Resolution 47, and Senate Joint Resolution 52, which failed to be posted in Executive Committee. We are in recess, and so if we could just meet right after, you know, we adjourn, I'd like to have that. It'll only take one minute. That's on House Joint Resolution 47, and Senate Joint Resolution 52 to suspend the posting requirements."

Speaker Madigan: "Mr. Terzich, the Chair was told that there would be request for leave of the Committee to meet in the rear of the chamber during Session."

Terzich: "That would be fine."

Speaker Madigan: "If. Members of the Executive Committee could convene in the rear of the chamber on the Democratic side for the purpose of the consideration of the two Resolutions announced by Representative Terzich."

Terzich: "Thank you very much, Mr. Speaker."

Speaker Madigan: "Representative Matijevich."

Matijevich: "Yes, Mr. Chairman, I'd like leave of the House and use of the Attendance Roll Call to waive the appropriate posting rule, so that the Joint Committee on the consolidation of alcoholism and drug abuse programs can conduct a hearing Monday, June 13th, at 10 a.m. at the State of Illinois Building, Room 1818, in Chicago. This has been cleared with Jim Reilly on the Minority side of the aisle, and we are also meeting here Tuesday, but that has been posted. I ask leave of the House."

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Speaker Madigan: "Is there a leave to suspend the posting requirements? Leave is granted through the use of the Attendance Roll Call. On the Order of Conference Committee Reports there appears Senate Bill 328. The Chair recognizes Mr. Leverenz for a Motion."

Leverenz: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I would move to suspend Rule 79 (d) for the immediate consideration of Conference Committee Report #1 on Senate Bill 328. I'd appreciate your 'aye' vote."

Speaker Madigan: "The Gentleman moves to suspend the Calendar requirements for the purpose of the immediate consideration of the Conference Committee Report. Is there leave? Leave is granted through the use of the Attendance Roll Call. On the Order of the Conference Committee Report on Senate Bill 328, the Chair recognizes Mr. Leverenz."

Leverenz: "Thank you. In the Conference Committee Report on your desk is everything that we amended in Amendment #1 and 2 and sent to the Senate, meaning all of the existing transferred Bills that we have considered in the House and were sent to the Senate. Add to that, the following four additions: To the State Board of Elections for the reimbursements to counties on the election officials there's \$70,000. The next item is a \$3,500,000, federal amount of money for summer jobs in public parks. The next is the Redistricting Commission was at a 100,000, is now at 125,000. We find a more exact figure for the Capital Development Board is a change in language only. I would ask for your 'aye' vote to accept Conference Committee Report #1 on Senate Bill 328."

Speaker Madigan: "Mr. Leverenz, have you completed your explanation?"

Leverenz: "Yes, Sir, and I have asked for everyone's 'aye' vote."

Speaker Madigan: "The question is, 'Shall the Conference

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Committee Report on Senate Bill 328 be adopted?'. All those in favor signify by voting 'aye', all those opposed by voting 'no'. Have all voted who wish? The Clerk shall take the record. On this question, there are 97 'ayes', 2 voting 'no'. The Conference Committee Report on Senate Bill 328 is adopted. Mr. Clerk. Mr. Clerk, are there any Agreed Resolutions? Would you read the Agreed Resolutions."

Clerk Leone: "House Resolution 358, Madigan - Giorgi, House Resolution 361, Leverenz - et al, House Resolution 362, Bowman, House Resolution 363, Ralph Dunn, House Resolution 365, Turner, House Resolution 366, Ewing, House Resolution 367, Madigan, and House Resolution 368, Johnson."

Speaker Madigan: "Mr. Giorgi."

Giorgi: "Mr. Speaker, House 358 by Speaker Madigan, notes the birthday of William Francis Jacobs, the Father of our Parliamentarian, Mary Margaret Jacobs. She's only one of thirteen children, 361 by Leverenz, calls attention of retirement; 362 by Bowman, honors Mariko Aki; 363 by Dunn, recognizes a business been in business for thirty years; 365 by Turner, tells of a 75th (sic - 72nd) Birthday; 366 by Ewing, records a contribution education; 367 by Madigan, tells the citizen of the year; and 368 by Johnson, lauds Sally Andrews. I move for the adoption of the Agreed Resolutions."

Speaker Madigan: "The Gentleman moves for the adoption of the Agreed Resolutions. All those in favor signify by saying 'aye', all those opposed by saying 'no'. The 'ayes' have it. The Motion carries. The Resolutions are adopted. Mr. Clerk, are there any other Resolutions? General Resolutions."

Clerk Leone: "House Resolut... House... Senate Joint Resolution 35, Hicks - Brummer. House Resolution 364, Zwick."



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Speaker Madigan: "Committee on Assignment. Death Resolutions."

Clerk Leone: "House Resolution 359, Steczo, in respect to the memory of David M. Reidy, Sr. House Resolution 360, Yourell, in respect to the memory of Rita Burns."

Speaker Madigan: "Mr. Giorgi moves for the adoption of the Death Resolutions. All those in favor signify by saying 'aye', all those opposed by saying 'no'. The 'ayes' have it. The Motion is adopted. The Resolutions are adopted. We have received a message from the Senate on the Order of the Adjournment Resolution. Mr. Clerk, read the Resolution."

Clerk Leone: "Senate Joint Resolution 53, resolved by the Senate of the Eighty-Third General Assembly of the State of Illinois, the House of Representatives concurring herein, that when the Senate adjourns on Thursday, June 9, 1983, it stands adjourned until Tuesday, June 14, 1983 at 12 o'clock noon, and when the House of Representatives adjourns on Friday, June 10, 1983, it stands adjourned till Tuesday, June 14, 1983 at 12 o'clock noon."

Speaker Madigan: "The Chair recognizes Mr. McPike on the Adjournment Resolution."

McPike: "Thank you, Mr. Speaker. I move for the adoption of Senate Joint Resolution #53."

Speaker Madigan: "The Gentleman moves for the adoption of the Adjournment Resolution. Those in favor signify by saying 'aye', those opposed say 'no'. The 'ayes' have it. The Adjournment Resolution is adopted. If the Members will remain in the chamber for a short time... Representative Dunn, do you wish to make a Motion? Representative John Dunn."

Dunn: "Thank you, Mr. Speaker. I would, at this time, move to suspend the appropriate rule to permit consideration of a Motion to take Senate Bill 1237 from the table."

Speaker Madigan: "The Gentleman requests leave to suspend the

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Calendar requirements for the consideration of this Motion. Is there a leave? Leave is granted through the use of the Attendance Roll Call. Mr. Dunn."

Dunn: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. Senate Bill 1237 is a Bill that was, in fact, considered in Judiciary Committee, but through nobody's fault, there was confusion about what groups were for, and what groups were against the Bill. There was some confusion that the Illinois Retail Merchants Association was against the Bill. They're, in fact, neutral, or not oppose to the Bill. I think this Motion has been cleared with both sides of the aisle, and I have made a commitment to Leadership on both sides, that if my Motion to remove from the table succeeds, that the Bill will be held upon Second Reading until all interested parties are in agreement, or it will not be moved."

Speaker Madigan: "The Gentleman moves to take Senate Bill 1237 from the table. Is there a leave? Leave is granted through the use of the Attendance Roll Call. The Chair is prepared to adjourn. Is there any further business to come before the House? The Chair recognizes Representative McPike. Mr. McPike, the Clerk would like ten minutes of Perfunctory Session."

McPike: "Thank you, Mr. Speaker. Allowing the Clerk ten minutes for Perfunctory Session, I move the House stands adjourned until Tuesday at the hour of 12 noon."

Speaker Madigan: "All those in favor say 'aye', all those opposed say 'no'. The 'ayes' have it. The Motion is adopted. We stand adjourned until Tuesday at 12 noon."

Clerk Leone: "Committee Report. Representative Terzich, Chairman from the Committee on Executive, to which the following Bills were referred, action taken Friday, June 10, reported the same back with the following recommendations: 'do

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pass' Senate Joint Resolution Constitutional Amendment #8, and Senate Bills 787, and 1017; 'do pass as amended' Senate Bill 547, and 1316; 'do pass Short Debate Calendar' Senate Bill 727 and 1015; 'be adopted Short Debate' House Resolution 288; 'be adopted Consent Calendar' House Resolution 348, 349; 'do pass as amended Consent Calendar' Senate Bill 186; 'do pass... 'do not pass' House Joint Resolution Constitutional Amendment 16, and Senate Bill 1018. Representative John Dunn, Chairman from the Committee on Transportation and Motor Vehicle, to which the following Bills were referred, action taken June 10, 1983 and reported the same back with the following recommendations: 'do pass' Senate Bills 185, 751, and 1122; 'do pass Short Debate Calendar' Senate Bills 70 and 1196; 'do pass as amended Short Debate Calendar' Senate Bill 924 and 1176; 'do pass Consent Calendar' Senate Bills 490, 809, 937 and 1121; 'Interim Study Calendar' Senate Bill 127; 'do pass' House Resolution 224. Representative Brummer, Chairman from the Committee on Public Utilities, to which the following Bills and Resolutions were referred, action taken June 10, 1983 and reported the same back with the following recommendations: 'do pass' Senate Bill 485; 'do pass as amended' Senate Bill 645, 187, 931, and 644; 'Interim Study Calendar' Senate Bill 932."

Clerk O'Brien: "Committee Reports. Representative Mulcahey, Chairman from the Committee on Elementary and Secondary Education, to which the following Bills were referred, action taken June 10, 1983, reported the same back with the following recommendations: 'do pass' Senate Bill 124; 'do pass as amended' Senate Bills 1006, 669, 1146, and 668; 'do pass Short Debate' Senate Bill 517; 'do pass as amended Short Debate' Senate Bills 342 and 359; 'do pass Consent Calendar' Senate Bill 597; 'do adopt' House Resolutions

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327, 328, and 329. Representative Taylor, Chairman of the Committee on Elections, to which the following Bills were referred, action taken June 10, 1983, reported the same back with the following recommendations: 'do pass' Senate Bill 1301; 'do pass as amended' Senate Bill 242; 'do pass Short Debate' Senate Bills 1277, 779, and 681; 'do pass as amended Short Debate' Senate Bill 1218; 'do not pass' Senate Bill 761; 'do pass Consent Calendar' Senate Bill 1307; and 'Interim Study Calendar' Senate Bills 1300 and 656. Representative Terzich, Chairman of the Committee on Executive, to which the following Resolutions were referred, action taken June 10, 1983, reported the same back with the following recommendation; 'be adopted Consent Calendar' Senate Joint Resolution 52. Representative Brunner, Chairman of the Committee on Public Utilities, to which the following Bills were referred, action taken June 6, 1983, reported the same back with the following recommendations: 'table pursuant to Rule 26 (d)' Senate Bill 2; 'tabled in Committee' Senate Bill 340. No further business, the House now stands adjourned."

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09:05

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