

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

65th Legislative Day

June 17, 1983

Speaker McPike: "The House will come to order. The House will come to order. The Members will be in their seats. The Chaplin for today will be Babbi Isreal Zoberman of Temple B'rith Sholom in Springfield. Babbi Zoberman is a guest of Representative Mike Curran. Will the guests in the gallery please rise to join us in the invocation?"

Babbi Zoberman: "Our God of life from whence all blessings flow. Cherished Legislators engulfed by a demanding agenda of significant concerns, it is helpful to draw inspiration, courage and perseverance from the ultimate source that He may teach us to appreciate His precious gift unto us, make us conscience of the sacred dimension of human life and fill us with reverence for His all inspiring universe. Let us walk humbly with God and our fellow man and woman, going from strength to strength. Amen."

Speaker McPike: "We'll be led in the Pledge of Allegiance by Representative Fopp."

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

Speaker McPike: "Roll Call for Attendance. 116 Members answering the Roll Call, a quorum is present. Representative Greiman on excused absences."

Greiman: "There are no Democrats requesting excused absences, Mr. Speaker."

Speaker McPike: "Representative Vinson."

Vinson: "No excused absences, Sir."

Speaker McPike: "Thank you. Representative Hicks."

Hicks: "Mr. Speaker, I'd like to be recorded as 'present'. I'm not on the..."

Speaker McPike: "Come down and sign in, if you would. On page

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twenty-eight of the Calendar, Senate Eills Second Reading next Bill appears Senate Eill 774. The Sponsor of the Bill indicates that he does not want to have the Eill called. Senate Bill 786, Representative Van Duyne. Representative Van Duyne. Read the Eill, Mr. Clerk."

Clerk O'Brien: "Senate Bill 786, a Bill for an Act to amend the Environmental Protection Act. Second Reading of the Bill. No Committee Amendments."

Speaker McPike: "Any Floor Amendments?"

Clerk O'Brien: "Floor Amendment #1, Van Duyne, amends Senate Bill 786 on page one in line twelve and so forth."

Speaker McPike: "Representative Van Duyne, Amendment #1."

Van Duyne: "Thank you, Mr. Speaker."

Speaker McPike: "Excuse me, Representative Van Duyne. Representative Vinson, for what reason do you rise?"

Vinson: "Mr. Speaker, if you will examine your Calendar, the next Bill on page twenty-eight was Senate Bill 774. Now you adjourned last night to avoid that. It's appropriate that you call that next. You're violating the rules by not doing so..."

Speaker McPike: "Representative Vinson, I guess you weren't paying attention. That was the first Bill we went to. Representative Homer indicated he did not want to have the Bill called, so we proceeded to the next Eill."

Vinson: "The Sponsor, Mr... Mr. Speaker, the Spncsor is Representative Karpel. She is the lead Sponsor on the Eill."

Speaker McPike: "The hyphenated... There are two Spncsors of the Bill, Representative Homer, Representative Karpel. Representative Homer indicated he did not want to have the Bill called, so we proceeded to the next Eill. We are now on Senate Bill... The Chair would be glad to recognize you one at a time. Representative Vinson has the floor."

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Vinson: "Mr. Speaker, the Sponsor of the Bill, the lead Sponsor of the Bill is Representative Karpel. I don't even believe Mr. Homer indicated that. I believe what you're doing is deliberately discriminating against one Sponsor's Bill. You're trying to call the Bills you want. Yesterday, you fell into the pattern in the Chair, ruling Amendments germane that the Chair liked and not germane that the Chair didn't like. It's not the right way to get things done at the end of the Session. This whole place could be tied up very easily. You ought to go to Mrs. Karpel. You ought to let her call her Bill. You've got the votes in here to kill the Bill, if you don't like the Bill, if the Membership on your side agrees with you. And if you don't, you're just defying the will of the entire chamber, and you're using that Chair for the Chair's personal benefit, not for as an agent of the chamber. Now that's wrong, and you shouldn't be doing that."

Speaker McPike: "Representative Tate."

Tate: "Well, Mr. Speaker, Representative Karpel has been standing up, trying to be recognized when you... when you called the Bill. She was in her seat, and you proceeded right over her. I wish you would call upon her to see whether she would like to call the Bill or not."

Speaker McPike: "Representative Davis."

Davis: "Well, Mr. Speaker, you are violating custom and practice in the House, if not the rules, themselves. You said the Sponsor would take the Bill out of the record when it was called. Representative Homer wasn't named by name, nor was Representative Karpel. You're obviously violating and trampling once again on the rights. You have every remedy in the world, Mr. Speaker, on your side with the votes to do whatever you want to do with the Bill. You also have the remedy. The Senate Sponsor is a Democrat. He can remove

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Representative Karpel by letter, if he wants to do that, if that's what you seek to do. I don't think Representative Homer would be a party to this charade and sham. Now, you've got to go back, Mr. Speaker, in... in the name of sanity. And so that this process goes along on an orderly fashion today and next week, you are obliged to go back to Senate Bill 774 and call on Representative Karpel."

Speaker McPike: "Representative Matijevich."

Matijevich: "Mr. Speaker, Ladies and Gentleman, the last speaker just talked about custom, and I think that he was here at the time when we had a Bill on the ETA and the CTA when there were two Sponsors. One went one direction. One went the other direction. We have custom on co-chief sponsorship, and I remember in the rules that I debated, when we were talking about this in Committee, there's some good about co-chief sponsorship. Most of it regards press releases on one lead Sponsor really being the one introducing a Bill and then somebody taking advantage of it. And there's some bad about it, too, because you don't always agree on what you're doing. And I specifically heard the Chair say, 'Mr. Homer. The Sponsor doesn't want the Bill called. Out of the record.' Now, I don't know what somebody now wants to do to embarrass that Sponsor, but the fact of the matter, when the Chair did call that Bill - and I heard it called - and it was taken out of the record, it cannot now be returned to that Order of Business. So, I think we must now move to the next Order of Business."

Speaker McPike: "Representative Piel."

Piel: "Thank you, Mr. Speaker. I think, unfortunately, what you're doing, Mr. Speaker, you're setting a very bad precedent. When we first started this Session, it looked

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like it was going to be a Session where everybody was going to try and work together. Speaker Madigan started out by saying he was going to try and work with both sides of the aisle. I don't know if this is your idea or the Speaker's idea, but I think it is trampling on the rights of the Members of this House, no matter which side it is. And if you're going to trample on the rights of the Members of the House, if you can't run the podium correctly, get the real Speaker out here and see what he wants to do."

Speaker McPike: "Representative Greinan."

Greinan: "Well, Mr. Speaker, I think there are a lot of Bills that we should continue with. I think the House should not be tied up. If the Gentleman has some Motions, they should present them; however, with respect to the traditions of the House, I would tell the younger - younger in terms of service - about my own experience and one of the ways that traditions were set in this House. I was the Sponsor of a Bill. A fellow came up to me and said, 'How about making me the joint, the hyphenated Cosponsor? I was flattered that anybody would want to be a Spcnsqr on a Bill of mine, and I said, why, sure, go ahead and sign the thing. And suddenly he was the hyphenated Cosponsor. About two weeks later, he was moving the Bill from Second to Third Reading, moving it back, and moving it here and there. And... and the ruling was from the then Spcns... then Parliamentarian that indeed he had a right to do that, and that he was an equal Cosponsor with me, that I had given my rights away and, or at least, was sharing those rights. And that's the case that we have here. I might tell you that I realize that I was still the Cosponsor, so I went over and snuck it in Interim Study, but nonetheless, the issues is that these Cospcnsors are equal Cospcnsors under our rule. The Chair, indeed, recognized one of the Cospcnsors. He indicated his

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desire that he not proceed. The Chair responded to that, and that is where we are. We are now, it seems to me, on Hou... on Senate Bill 786. And in the absence of a motion, we should proceed."

Speaker McPike: "Representative Karpel."

Karpel: "Well, Mr. Speaker, all this is just a bunch of gobbledygook and a bunch of hologna, and you all know it. I was not called on to... to sponsor that Bill and neither was the hyphenated cosponsor, Representative Homer. Nobody was called on on that Bill, and I think you should go back to 774 and ask either Representative Homer or me if we want to take it out of the record or if we want to call it. Everybody else getting up and talking on this Bill doesn't change the fact that it's my Bill, Representative Homer's Bill, and neither one of us asked to have it taken out of the record. And the record will indicate that. Nobody said that. Representative Homer was hardly even in the chamber, and I was sitting in my chair."

Speaker McPike: "Representative Homer was in his chair. Representative Vinson, for what reason do you rise?"

Vinson: "Well, I just wonder if you might ask Mr. Homer if he really did take the Bill out of the record. I don't believe he did."

Speaker McPike: "Representative Davis."

Vinson: "And I think what you're doing is discriminating against both Mr. Homer and Mrs. Karpel, and that's wrong."

Speaker McPike: "Representative Davis, for what reason do you rise?"

Davis: "Well, simply to make the point again, the transcript will clearly show Representative Homer was not recognized by name. If he nodded his head, if you're going to continue with this charade, it is always been the custom that the prime lead sponsor moves the Bill. Now, if there have been

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occasions when it hasn't happened that violated custom and practice of this House. Read back the transcript, Mr. Speaker. You are avoiding this issue. You don't want to do it. You adjourn on this issue. I have a strong sense of deja vu here. Representative Karpel has every right to call this Bill. If Representative Ecker would have wanted to have taken it out of the record, he would have indicated it verbally on this floor. You would have indicated his name, and you moved quickly past that Order of Business. Now this House may come to a standstill today, Monday, Tuesday, Wednesday, and if that's what you seek to do, then that shall be on your head, Mr. Speaker, and on the real Speaker's head."

Speaker McPike: "Representative Vitek, for what reason do you rise?"

Vitek: "Thank you, Mr. Speaker. Just to correct, John Matijevich says he heard you mention the fellow. You did not mention by name. You looked over at him. He nodded to you, and that's the way it was. But he did not mention a name, John. No, he didn't."

Speaker McPike: "Representative Daniels. Representative Daniels."

Daniels: "Mr. Speaker, 774 is the first Bill on the Calendar. I'd ask you to call that now. 774, the chief Sponsor is right here. We'd like that Bill called right now."

Speaker McPike: "Representative Daniels, there are two chief Sponsors..."

Daniels: "There is one chief Sponsor, Mr. Speaker, and we want that Bill called this minute, this minute. Now if you want some real trouble in this Session, you'll start pulling this kind of stuff. Now, you either call that Bill right now, Mr. Speaker, or we're going to start causing you some trouble. Now, what's your decision? Don't wait for the

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instructions in the back room. If he wants to run this House, then put him in the Chair. Where's the real Speaker in this Session anyhow? We want that Bill called on this minute. If you're going to turn your back on the people of Illinois, if you're going to turn your back on associations in this state, and if you're going to start pulling this kind of games right now with two weeks left in this Session, Mr. Speaker, there's going to be a lot more trouble than what you think you've had. Now, are you going to call the Bill or aren't you?"

Speaker McPike: "Representative Matijevich."

Matijevich: "Mr. Speaker, Ladies and Gent... Now, I do want to talk to the first-termers. And what they ought to know that very often in the Session of the Legislature - and it always happens at this time of the year - get away a day on a Friday there's always a big rhubarb so you have a good excuse for everybody to leave in anger and then have a good weekend, because you've really got to settle down the last two weeks. And I think maybe the Minority Leader's probably also suffering from some effects of flying around the State of Illinois. You know, when you go around the state from airport to airport, you know, in Peoria and Rockford and all those places, you do get some of that air sickness. And so, I... I can understand the Minority Leader flying off the handle, and I can understand the Minority Leader... I can understand the Minority Leader feeling that he's still in the Majority. You know, he was up at that podium so much last Session. But the truth of the matter is, when you do have the podium, you do have some powers, and you recognize that, I see. So, the power of the Chair was that he could look over here at one of the Sponsors - and he did call out, 'Sponsor'. It wasn't Homer's name, but he did call out, 'Sponsor'. And so,



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therefore, the Chair was in his rights to take the Bill out of the record. So, Mr. Minority Leader, you can demand; but, until you get that podium, you can't demand too much. So, I would ask the Chair that we continue with our business, and we got all the weekend we can also do some more flying around the state."

Speaker McPike: "Representative Daniels."

Daniels: "Mr. Speaker, would you recognize Representative Friedrich?"

Speaker McPike: "Yes, just a minute. Representative Kulas."

Kulas: "Mr. Speaker, Ladies and Gentlemen of the House, we all know it's customary when a Bill is called that the Sponsor does not necessarily get up and verbally move it or not move it. He waves his hand, or nods his head or whatever he wants to do. I would just like to tell Representative Daniels, and Vinson... The Royal Order of Mushrooms is still here so why don't you just take it over, and you know how we felt last year. Thank you."

Speaker McPike: "Representative Friedrich."

Friedrich: "Mr. Speaker, I would like to ask for a thirty minute recess for the purpose of a Republican Caucus an... and Con... Conference in 118."

Speaker McPike: "Representative Friedrich, I will get right back to you on that request."

Friedrich: "Thank you."

Speaker McPike: "Representative Vinson. Representative Vinson."

Vinson: "Would you represent... recognize Representative Daniels?"

Speaker McPike: "Certainly, Representative Daniels."

Daniels: "Are you denying our request for a Republican Conference?"

Speaker McPike: "No, I am not."

Daniels: "Then what's your answer?"

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Speaker McPike: "I said... I said I would get back to you in just a minute."

Daniels: "We want the answer now, Sir. We have a right to have a Republican Conference. Mr. Speaker."

Speaker McPike: "Representative Daniels. Proceed."

Daniels: "We are ready for a Republican Conference. Right now."

Speaker McPike: "Representative Daniels, you asked us originally to return to Senate Bill 774. On that, we will return. We will take 786 out of the record. We will return to Senate Bill 774. Representative Homer."

Homer: "Mr. Speaker, at this time, I have conferred with the Speaker, and at his request I would ask that this Bill be taken from the record."

Speaker McPike: "Thank you. On the Calendar on page two, Senate Bills Third Reading Short Debate appears Senate Bill 12. Representative Giglio. Representative Giglio. Read the Bill, Mr. Clerk."

Clerk O'Brien: "Senate Bill #12, a Bill for an Act to amend an Act in relation to state police. Third Reading of the Bill."

Speaker McPike: "Representative Giglio."

Giglio: "Thank you, Mr. Speaker. Ladies and Gentlemen of the House, Senate Bill 12 is a simple Bill. It asks that those temporary policemen or state police who have been working in District 4 be put on and act as temporary people who are now doing the work. What they're doing with these people, they've been there answering phones and helping the people out. And they've also been working on accidents, controlling the traffic. It was amended in the Senate before it came over. They have to take the courses that a state policeman does. They get no pay. They... they're not entitled to any of the benefits, and it would relieve and save a lot of money in the state police. And I would

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ask your favorable support."

Speaker McPike: "The Gentleman has moved for the passage of Senate Bill 12. On that, the Chair recognizes the Gentleman from Winnebago, Representative Hallock."

Hallock: "I'd like to yield to Representative Daniels."

Speaker McPike: "Representative Vinson, for what reason do you rise?"

Vinson: "I yield to Representative Daniels."

Speaker McPike: "Representative Daniels on Senate Bill 12."

Daniels: "Mr. Speaker, I'm asking for a Republican Conference right now. Now, just because you don't have your tax plan drawn yet, and because you want to wait and release it later on, and you want to stall the matters right now, if you think you've seen stalling, and if you think that we aren't capable of bringing this process to a halt, because you're trying to trample on the rights of our Members and because you're trying to destroy a Member that has brought, in good faith, a Bill before this General Assembly, you think you had problems before, you're going to see it now. Don't start it now, Jim McPike. Bring out the Speaker, and let's see this place run like it should be. Don't start it with two weeks left. Don't destroy something we've been working on the whole Session. Now, if you want to us to work with you, that's one thing. But if you're gonna start this right now, you're gonna see this place tied up in knots. And you're going to see it brought to a halt. Now, if that's what you're asking for, it's on your shoulders, Sir. Now, we want a Republican Conference, and we want it now."

Speaker McPike: "Speaker Madigan in the Chair."

Speaker Madigan: "Mr. Daniels, you've requested a Caucus. It's traditional to grant a request of a political party for a Caucus. Yesterday, you called me in my office, and you

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asked me to cancel House Appropriation Committee Meetings to permit you to have a Caucus yesterday morning. That was totally untraditional. I granted that request. Appropriation Committees were cancelled right in the middle of their proceedings to permit you to have a Caucus. I explained to you at that time that that time would have to be made up, and you said we could make it up today which is what we did. We are now reaching the point where we need as much floor time as is possible in order to provide for consideration of all legislation before the House. If you want a Caucus, go to Caucus. But plan on staying in Session for the length of time that you stay in Caucus. We're scheduled to leave at 4 o'clock. So when you come back from Caucus, we'll calculate the time that you were gone, and we'll stay in Session until that time. The House shall stand in recess for the purpose of a Republican Caucus in Room 114."

Speaker Madigan: "The House shall come to order. Mr. Daniels, are you seeking recognition?"

Daniels: "Yes, Sir, I am. Mr. Speaker, I move pursuant to House Rule 11(b) to change the Order of Business to Senate Bill 774 immediately."

Speaker Madigan: "The Gentleman has moved to change the Order of Business in order to provide for immediate consideration of Senate Bill 774. You've all heard the question. If you wish to change the Order of Business you vote 'aye', if you wish to not change the Order of Business, you vote 'no'. For what purpose does Mr. Brummer seek recognition?"

Brummer: "Yes, is that Motion on the Calendar, or do not our rules require that it be on the Calendar?"

Speaker Madigan: "The rules do not require that that Motion appear on the Calendar."

Brummer: "Is it in writing?"

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Speaker Madigan: "It is in writing. Yes. Mr. Vinson."

Vinson: "Mr. Speaker, Ladies and Gentlemen of the House, I rise in support of the Gentleman's Motion. I rise in support of that Motion because we've seen something here today that cannot be permitted to continue. If the Chair has the option of calling the Bills it chooses to call, and if the Chair has the option of not calling the Bills which the Chair personally chooses not to call, that can be done whether there's a Democrat Sponsor or a Republican Sponsor. That can be done to a good Bill or a bad Bill. That can be done to a liberal Bill or a conservative Bill, and that is bad public policy. It denies the opportunity of Members to represent their constituents, to present their Bills to this Assembly. That is not something that we should ratify, and so for those extraordinary reasons, we ought change the Order of Business. We ought consider the Bill. I would suggest to the Members of the Assembly that if the Bill were an unpopular Bill, if the Bill were a Bill that the Speaker felt he could defeat on the floor of the Assembly, he would simply put the votes on 'no' to defeat the Bill. Obviously, the majority of this Assembly favors this Bill. Obviously, we should deal with this Bill. We should... we should consider this Bill, and we should dispose of this Bill. The Lady has the right to hear the... the Bill heard. The Membership obviously favors the Bill or else it would be simply killed on Third Reading. And for those reasons, we ought consider this Bill. We ought dispose of it either up or down. We ought to do that now, so that the truly important issues this state is facing can be dealt with. We ought not permit this kind of activity to disrupt the Session the last two weeks of this General Assembly. Matters too important to the people of this state are at risk in this matter. We

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ought to repre... recognize Members' rights. We ought to consider this Bill and dispose of it, and for those reasons, I support the Gentleman's Motion."

Speaker Madigan: "Mr. Matijevich."

Matijevich: "Yes, Mr... Mr. Speaker and Ladies and Gentlemen of the House, I was hoping that an hour of wasted time would avoid all this, because we're really going back, and I hate to be repetitive about what our primary rules in the House, and that is that any joint Co-chief Sponsors, whether there be two or five, have equal rights to that Bill. I'm sorry to say it Doris, but you don't own this Bill, nor does Tom Homer own this Bill. You share it jointly; and therefore, if one Sponsor, and that is the power of the Chair, and let's face it, the power does have the... the Chair does have power. And the Speaker at the time, using his power, turned, and he didn't say the name of the Sponsor, but, 'The Sponsor... wish this Bill to be out of the record.' That has since been corroborated, and so we are wasting the time of the floor of this House by changing to go to the Order of the Business. A chief Sponsor, and I've told you, you want to live with those rules on chief Spon... Co-chief Sponsors. That's the will of this House. I frankly don't like Co-chief Sponsors and tried to get rid of it, because we should only have a chief Sponsor, but for political reasons, the Majority of this House thinks it's better, maybe not political reasons, for whatever reasons, thinks it's better for every... everybody to have co-joint chief sponsorship. And I would urge that this Memb... all of the Members, and I know it won't be all of them, but I would hope that this side of the aisle, at least, join in defeating this Motion. It is a delay. We've already concluded with this issue. Let's go on with the business of this House, so we can conclude this Session, as we

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should."

Speaker Madigan: "Mr. Davis."

Davis: "Well, thank you, Mr. Speaker and Members of the House.

I'd like to take just a moment to refute some of the things the last speaker has said. If indeed, there is coequal status to hyphenated Cosponsors, there would be no hyphenated Cosponsors. This issue was addressed, and if the Speaker would research the rulings of his Democratic predecessor in that chair, the honorable and fair Speaker, Speaker William Redmond, he would find that during the 1979 Session this issue was raised exactly on point, and it was discussed at great length over a similar circumstance, not quite the same. The... the notion was at that point, and that ruling will show when you do your research, and I, frankly, do not have it in front of me, but I vividly recall the night and... and the discussion, that indeed, the lead Sponsor of the Bill has control of the Bill. The hyphenated Cosponsor, when the lead Sponsor was not on the floor, could proceed to dispose of that Bill at his or her leisure. The idea was, of course, to keep the lead Sponsor on the floor and in present attendance so, indeed, that the lead Sponsor could keep control. The previous Speaker also said in earlier debate on this issue that Representative Homer, who was a party to this whole proceeding, name was... was definitely mentioned in debate, and now he says to you that it wasn't mentioned, or rather, by the Speaker at the moment was not mentioned. So I don't know what transcript he was listening to or what his recollections were on that point. Mr. Speaker, may I address you just a moment, personally? Mr. Speaker, let me just say to you this, after you yawn and you get your oxygen. You may need it the rest of the afternoon. Mr. Speaker, let me just say to you this. We have had a series of mistakes in that

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Chair by your temporary Speakers that were honest, I believe, mistakes and not calculated. Mistakes that you, Sir, in the spirit of harmony and cooperation have rectified through negotiations with our side, so that the Journal errors were cleared, expungement issues were cleared up, and those things were reversed out of the process, so that you could conduct an orderly House, and we could participate in that. This, Sir, has been a calculated, a calculated move, on your part and your orders to temporary Speakers to avoid this issue on the floor. I don't know why. Frankly, the Bill could move to Second or to Third Reading and would be fallen through the cracks, as many do at the end of next week. You have that power. You demonstrated that power only three weeks ago on a number of House Bills that died on the Calendar. I don't know why you... you are taking this calculated move. That only you know what your political problems are. I can only tell you, Sir, that this, and you listen to me, you Democrats over on the other side, that if this procedure is allowed to go uncorrected, every Member's Bill in this House is in jeopardy from a Republican Cosponsor, from a Democrat Cosponsor, to table, to take out of the record, to dispose of at their will. It is absolute insanity. There is nothing in the rules that says anything about hyphenated Cosponsors. It is silent on that issue. We only have custom and precedence, and your predecessor, the Honorable William Redmond, ruled on that issue in 1979. I rise in support of this Motion, and this Motion... We should go back to this Bill, and pass it to Third Reading and consider the Amendments that are filed."

Speaker Madigan: "Mr. Giorgi."

Giorgi: "Mr. Speaker, rather than refresh the memory of the House on the sacrileges committed on this floor by the past



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Speaker Ryan, I move the previous question."

Speaker Madigan: "Mr. Giorgi, there are several Republican Members seeking recognition, so if you could withdraw that Motion at this time."

Giorgi: "Mr. Speaker, I'd like to renew my Motion. I move the previous question."

Speaker Madigan: "The Gentleman... the Gentleman persists in his Motion. The question is, 'Shall the previous question be moved?' And on that question, all in favor will 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 67 'ayes', 48 'nos'. The Motion fails. Returning to the main question, the Chair recognizes Mr... Representative Karpiel."

Karpiel: "Alright. I thought... Alright. I am... I... I support this Motion to go to... to return to House... Senate Bill 774. And while everybody is laughing, and making jokes and thinks this whole thing is so very funny, I want to return to what one of the speakers said before we left on conference, and that is that is... something about the mushrooms here, and we're all still mushrooms. Well, Representative Kulas, I'm one of those mushrooms too. You know, I'm one of the troops. I'm not in leadership. I don't get involved in conference Committee reports. I don't get to make my impact down here the way those of... few of you that are in leadership can do. All I can do is sponsor a Bill, present it to this Body and hope that I can at least get a vote on that Bill. Now, three times this Bill has been jumped over in the normal order of call. Once, it was just simply omitted. Then it was... we adjourned right before it, and today, we have an unprecedented move by the Chair, who called and said that the Sponsor took it out of the record, when neither one of

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the Sponsors spoke or asked to have it taken out of the record. Now you can quibble about chief Sponsor, or hyphenated Sponsor, or primary Sponsor, and secondary Sponsor. I don't care. All I know is that I am the Sponsor of this Bill. My hyphenated Cosponsor told me he did not ask to have it taken out of the record when it was taken out. And I think that my rights, yeah, we talk about rights being trampled, they're being trampled, but I guess when you're just one of the troops or one of the mushrooms you don't count for very much down here. All I'm asking for is a vote on this Bill. You can vote it up or down. I don't know what everybody is so afraid of voting on this Bill. It isn't that big a deal or controversial of a Bill. Why we can't vote on this Bill... but who's afraid of down zoning? If the people in your district are having their rights trampled on and having an unreasonable down zoning against their homes, they have a right to go to court with that and to have those court costs covered and paid. What's the big deal about that? And what are we afraid of? Yes, I support this Motion to return to Senate Bill 70... 774, and I would hope that all of you fair people in this Assembly will vote with me, because if it's my Bill this time that someone doesn't like and you don't even get a chance to have... I don't get a chance to have my Bill voted on, it could be your Bill next time. And I urge an 'aye' vote."

Speaker McPike: "Representative Piel."

Piel: "Thank you. Thank you, Mr. Speaker, ladies and Gentlemen of the House. I hope all Members on both sides of the aisle really take light of what is about to be voted on. Is a Motion that is dealing with the future rights of every single Members of this House. We have an orally process up in the House. It's not a process that is going to favor

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one individual or one group over another. If you get to Third Reading and you don't like a Bill, you vote against it. If you get to Third Reading and you like a Bill, you vote for it. Today, it's Representative Karpfel. Tomorrow, it could be any other Member in this House. Don't be swayed by certain things that certain people are going to tell you, because it happens to be a Bill that they don't, personally, like in their district or their ward. What this Motion is, this Motion is to hear and give a fair hearing to a Bill that one individual in this House does not want to go to Third Reading. Don't be bamboozled by things that certain people are going to tell you about what this is going to do. The problem that we have, if this Bill gets to Third Reading, it's going to fly, Ladies and Gentlemen. It's going to fly out of here. And there's one individual in here that can't afford to have this Bill fly. So what does he want? Keep that Bill on Second Reading. What is happening right now, the rights of the Members of this House, every single one of us are, being trampled on. Unfortunately, one of the hyphenated Sponsors, a Freshman, was sort of bamboozled into the situation to where he thought he was doing the right thing for his party. And I would seriously think he's had second thoughts about what has happened. Never in my time down here, now there's a lot of people that have a lot more seniority down here than I do, have I seen the precedence that took place a hour-and-a-half ago to where the chief Sponsor's sitting on the floor and all of sudden you go to the hyphenated Sponsor. We are opening up a Pandora's box, if we let this type of a thing happen. Now, Mr. Speaker, when you made your acceptance speech, as Speaker of this House, you said that you were going to be a fair, impartial Speaker. I believe if you truthfully feel this way, if you

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feel this was as far as this House goes, as far as the people in this state go, you'll be fair. You'll let this Bill go to Third Reading and raise and fall on the merits of the issue, not what the personal feeling is towards the Bill. And I would ask you, Mr. Speaker, to encourage your Members to support this Motion, so this Bill can be heard on Third Reading. Thank you very much."

Speaker Madigan: "Mr. Greiman."

Greiman: "Well, I don't want to be repetitive, but perhaps there's more order now than there was an hour-and-a-half ago. Mr... The Gentleman from Will has suggested that this is some kind of unprecedented pioneering decision, and indeed, it is not. I come to you as a victim of the old hyphenated Sponsor game. A... I was the lead Sponsor. A little different, I wanted my Bill to stay on Second Reading, and suddenly I had a hyphenated Sponsor that the very Speaker, who's name Mr. Davis invoked, said, 'No, this hyphenated Cosponsor has as much rights as the number one lead Sponsor. And this Bill moves to the Order of Third Reading.' It is just... It is exactly and precisely the same facts. The Speaker, then in the Chair, was well within his rights to do that. This is Bill... This is a Motion now, to change to the Order of Business. We wisely leave that prerogative in the... in the Speaker's hands. We also wisely provide that the Speaker cannot roam the Calendar. The Speaker must adhere to a sequence... a chronological sequence, and that is our... that is the rank and files Members safeguard, and it is a good one. We, also, provide that 60, 60 votes are necessary to change that Order of Business. Indeed, if you have 60 votes, you will change the Order of Business. I think the issue has been debated. I think we are all aware of the issue, and I think that, perhaps, we should bring this debate to an end

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before we have 118 of us speaking on it. Unless it is your intention, unless it is your intention, as threatened earlier, in what I consider to be an unconscionable way that the business of this House will come to a standstill. That was the threat that every person on this floor heard. It was a threat which was given by the leader of your side of the aisle. It was a threat that I thought was intemperate and improper. Notice how... what a peace maker I am. And I think it remains that way. We do not take kindly to threats. When I say we, I mean we as Representatives, not as Democrats or Republicans. We do not take kindly to threats. And threats should be off of this floor."

Speaker Madigan: "Representative Hoffman."

Hoffman: "Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. Very quickly in response to the last comment made by the speaker, the previous speaker. That issue could be quickly resolved by supporting this Motion, and going back to House Bill 774 and disposing of that issue. It's somewhat ironic to have the speaker tell of his bad experience, and then encouraging a repetition of that experience. I'm not sure exactly what category that would fall in in the dictionary. But certainly, it would seem to me that at the very least there would be a proper amount of empathy from that Gentleman for the chief Sponsor of this Bill. I've been here longer than most of you. Been here longer than some people would probably liked to have had me be here, but be that as it may, I know why this rule is in the... is in the rule book. Those of us who have been here for awhile can remember a Speaker in the early years of the 1970's who ran this House practically as his personal fiefdom, with-out of that - that this rule was developed which said that you had to go to the next Bill. That's how

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we got to Rule 39. That was a product of the experience of this Body, and I will tell all of you, Ladies and Gentlemen, who are here today that this rule should be continued. It should be affirmed. It should be supported, not just by the Speaker, not just by the Speaker of this House, but by all of the Members of this House. We have this rule to protect each and every one of us. We are not talking about Representative Karpel today, because she was the victim. We're talking about her as a Representative of all of us, because if it can happen to her, it can happen to us. And if we are, in fact, going to interpret the rule that you have to clear the calling of the Bill with both of the Cosponsors, you can imagine what kind of a precedent that would make. If you want to talk about causing problems, you're going to cause great problems by that kind of maneuver. The rule is in the book for a reason that those of us who were here at that time appreciate and understand. Let us not back away from this rule. How do we then get back to the point to where we adhere to that rule? Very simply by supporting this Motion, going back and calling the Bill, and moving on to the next Bill on that particular Order of Business. This whole issue will then be resolved. It's not a matter of making threats. It's not a matter of taking advantage of the circumstances. It's a matter of having the rules adhered to, so we can have an orderly process in this House. That's the only issue before us, and I would encourage all Members on both sides of the aisle for their own, their own self-interest, and the interest of this Body as a whole and the interest of all of the people of the State of Illinois to support this Motion. And let's get on with the business of the House."

Speaker Madigan: "Representative Zwick."

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Zwick: "Thank you, Mr. Speaker, Members of the House. We have heard a lot of rhetoric on this question, and I must admit it comes to my mind, as I sit here and absorb what is going on and reflect on what occurred about an hour ago, that I have a particular feeling that, perhaps, extends from the last Session and what I've watched here in the time that I've been here. And it comes to light that it does represent all of us, and any of us could be subject to this kind of ruling. But it is kind of particular to me, as a woman, that Representative Karpel who is the lead Sponsor of this Bill is also a woman. And many times in the last few Sessions we've heard a lot of Democratic rhetoric from the other side of the aisle, last year, about how women's rights were being trampled upon. And I am quite curious, Mr. Speaker, of your feeling, perhaps as a personal question to you..."

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

Brummer: "Yes, we have a bright light that just went off that's glaring in our eyes from the Speaker's balcony up there. I don't think the rules provide for that, and it's hard to see with that."

Speaker Madigan: "Thank you, Mr. Brummer. Representative Zwick."

Zwick: "Oh, thank you. My inquiry then is that I really wonder if the lead Sponsor on this Bill had been someone like Minority Leader Daniels, or one of the Gentleman in this House on the Republican side of the aisle, if the same kind of ruling might have been made, or if perhaps, we are again witnessing what we witnessed last Session on women's rights being trampled?"

Speaker Madigan: "Representative Hawkinson."

Hawkinson: "Thank you, Mr. Speaker. I rise in support of this Motion. As a Freshman, I have applauded both to the

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Speaker, members of the media, and commented to Members from the other side of the aisle my observation of the fairness with which this Body has been operated this term the expeditious way in which the business of the House has been conducted, up until this point. We have had a few partisan squabbles. I have voted on occasion, when I thought our side of aisle was wrong, on procedural matters, with the other side of the aisle. I have Cosponsored many Bills with Members from the other side of the aisle who have always acted in a fair and equitable manner in presenting those Bill and in discussing issues as to whether to hold Bills or to pass them on. And frankly, I am surprised, shocked and very disappointed in the conduct afforded to Representative Karpel in this matter. I think it's a stab in the back to a chief hyphenated Sponsor that should not have occurred and ought to be corrected, and I would urge your 'aye' vote on this Motion."

Speaker Madigan: "Mr. McCracken."

McCracken: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I also rise in support of the Motion. I rise in support of Motion because it is the most fair and direct manner of correcting a mistake which has been made. I, too, have been impressed by the fair manner in which the House has been conducted, and I attribute that in great part to the Democratic side of the aisle. Your floor manager, your Speaker, the Judiciary Committee of which I... on which I serve, I've been very impressed by the fairness in all of it. As a matter of fact, I've been very surprised. I was told that it wouldn't be that way. This is the first instance where we have seen what has clearly been an abuse of power. You know, there is no rule which authorizes joint Cosponsors to ignore one another. Representative Matijevich is not correct that



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Representative Karpel does not own this Bill. The fact of the matter is that it has been the practice that the first person named as Sponsor is the person who controls the Bill. We have never had an occasion where the second name has had occasion to override the wishes of the first name, never. There's no question that this was merely a device to avoid a vote on this Bill. Now, it seems to me, in a situation where we have 48 votes over here and what appears to be very solid high level opposition to the Bill, that you can afford a vote on this matter. So, let's vote the Bill. Let's... let's admit the mistake. Let's put it behind us, and get back to the way you've been running this House this whole Session, very fair, very honorable. So, let's return to that standard of practice. Let's vote in favor of the Motion. Let's hear the Bill."

Speaker Madigan: "Representative Friedrich."

Friedrich: "Mr. Speaker, I'm going to make some of my remarks in a question to you. The actual truth is that the rules with regard to Senate Bills is silent with regard to hyphenated Cosponsors, as you know. So the only thing we'll have to go on is a ruling of the Chair or a precedent, whichever it is. Frankly, I think Mr. McEike made a poor ruling, and I guess my question to you would be, and I don't ask you to answer at this point, although it will be pertinent, as to whether or not you concur in his ruling, and whether that is going to be a standing rule based on your ruling of the Chair that either hyphenated Cosponsor can handle the Bill without the consent of the other? I think at some point in time you're going to have to deal with that. If you do not, then I think there's all kinds of chances for fun and games, which I don't think any of us want to engage in, or want or you would like. Because if works for your side, it works for our side. So, I would hope, not at this point,

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but as soon as possible, that you would give us the ruling of the Chair, so that we can have a permanent situation... knowledge of what is the precedent. The alternative of this is for someone to make a proposal for the Rules Committee, and you call a meeting of the Rules Committee, so that we can get it in the rules or vote it down. But at this point, we're kind of in limbo. I think Mr. McPike made a very poor ruling, because, with regard to House Bills, it's very specific. There's no provision for hyphenated Cosponsor of Senate Bills. But if your ruling is that anybody, either one can do it, then I think you're laying yourself wide open for some very serious things that are going to happen. But in the meantime, I think in order to correct this one time, I would support this Motion to get this Bill considered right now, and then you can rule as to what the precedent will be for the future."

Speaker Madigan: "Mr. Johnson."

Johnson: "Thank you, Mr. Speaker and Members of the House. Like statistics, the rules and arguments can be made to justify anything that anybody wants to do. It's particularly curious to me and interesting to me that Representative Greiman, Representative Matijevich, who have always been foremost among the Members of this House in supporting the rights of Members, the rights of the people of Illinois through those Members, are the first people on their feet on this issue to defend what, even in the remotest stretch of the imagination, is a clear violation of every... the rights of every Member of this House. And I would submit to you that through all that talk, and through all the use of arguments or statistics or rules to justify actions, there's several realities about what we're doing here. And the first is, that as we vote on this Bill, let's not ignore the fact that this is probably the only... on this

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Motion, the only opportunity we're going to have to vote on a Bill that's very significant to large numbers of people in this state. And that when people elected you last November to come here, they expected that when you came here that you'd stand up for people, and interests and issues that are important to people, not only in your area but throughout the State of Illinois. And the other reality is that this is an absolute question that affects people on both sides of the aisle, the question of adherence to the rules, the question of rights of Members of this Body. And I think a particularly important point for people, not only on this side of the aisle, but for Democrat Members as well, is that when our Speaker who sits here before us today, and as Representative McCracken and Hawkinson have said, has conducted himself, I think this term, with decorum and with basic fairness, promised us that he was going to be a strong Speaker and a fair Speaker that he made that pledge, not only with respect to the people in his home area, but to all the people of the State of Illinois as represented in the General Assembly. Obviously, obviously, this is an issue that affects people in the 13th Ward specifically. And I would submit to you that if your rights can be violated in the form that they're being violated now, simply to serve the interests of the 13th Ward, then that could happen on issue, after issue, after issue. Representative Dunn is interested in transportation for downstate Illinois, and there's certainly a conflict between those issues and the interests of people in the 13th Ward. Representative Stuffle, for years, has stood here as a proponent for teachers' rights which have conflicted directly with interests of people of the City of Chicago. Representative Greiman is a supporter, basically, of the concept of pro-choice when cur

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Speaker, here, has not been a proponent of those... of those principles. And I would submit to you that if the personal interests and the specific interests of a narrow area in the City of Chicago on House Bill or Senate Bill 774 are to be allowed to take more weight than the interest of every Member in here, in the interest of all the people of the State of Illinois on both sides of the aisle, then this whole process doesn't mean a damp thing. And I would submit to you that the only right vote, the only fair vote and in the long run, the only vote that's going to serve your interest as a Member of this Body to have an opportunity to have your issues, and your concerns and the people of your area's concerns conveyed to the Membership, the only right vote is to give Representative Karpel and Representative Homer, who I think probably wants to have his... his issue heard as well - I think we ought to hear from Representative Homer in terms of what he wants - we ought to... we ought to vote 'yes' on this Motion. Vote the Bill ultimately up or down, and give every Member of this Body and all the 13 million people of the State of Illinois an opportunity to be represented in the General Assembly without having their rights trampled for a narrow insular interest of a Speaker, who up to this point, has been very fair and very just. And I would hope the Speaker, himself, would realize what he's done and give us all a fair shot."

Speaker Madigan: "Representative Hallock."

Hallock: "From where? From Hallock? Sounds like a great county to me. Speaking to the Motion, and I rise in support of the Motion, Mr. Speaker and Ladies and Gentlemen of the House. In the five years that I've been in the Illinois House, I have never seen a time in which the second and joint Sponsor or hyphenated Sponsor, if you will, has had

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the opportunity to determine solely on his own the fate of a Bill. As a matter of fact, as many of you will recall, over those years and even this year, it very... it's very common that the second joint Sponsor never even speaks to the Bill. So, to have a policy, an audacious policy, which will allow the second joint Sponsor to control a Bill, to me is just unbelievable and unheard of. And I would urge that you resend that policy. Secondly, to the Bill itself. House Bill... Senate Bill 774 addresses a very important issue. It's not only important in my community, but in communities around the state. All people are concerned about this Bill. To not let the House vote on this Bill is an unbelievable precedent, one in which I hope you would change. Overall and long beyond when we're gone here, the public's going to remember just, not so much who we are and where we came from but what we did. You have a chance here to do the right thing. I urge you to support this Motion."

Speaker Madigan: "Representative Pullen."

Pullen: "Mr. Speaker, Ladies and Gentlemen of the House, I, too, rise to support the Motion. Perhaps, not so much from the standpoint of what went on before, although, that's enough of a warning signal to all of us that we should be very concerned about what's going to go on here in the next two weeks, but mostly from the standpoint of the need to have this issue heard. I was the Sponsor of a down zoning Bill last year, so maybe I understand the issue in terms of its basic root faster than other people who haven't heard that term very often. And I can tell you that the down zoning Bill that the Lady and the Gentleman are seeking to bring before us is one that is essential to the protection of property rights of people in this state. It was brought to the General Assembly and to these two Sponsors by the Illinois Association of Realtors, because of their concerns

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for property rights of people in this state. And, I am concerned, Ladies and Gentlemen, that this may end up being the only Roll Call on this Bill. If we do move to this Bill at this stage, if this Motion is adopted, it moves to the Bill for consideration on Second Reading. And it may very well be that when it is called, or rather, when it appears on Third Reading, there will be other maneuvers to avoid having the Bill called. Maybe that's why it was thought worth the risk to allow this Motion to be put at this time, because later on it can be skuttled in another less obvious way. So, I am concerned that it might turn out, Ladies and Gentlemen, that this Motion is the only Roll Call on this very important Bill for the protection of property rights of people in Illinois. And I hope that before you decide how you're going to vote on the Motion, you will keep in mind that it may very well be your last chance on the Bill. It may very well be the one time you have to vote to protect the rights of the people in your district. I urge an 'aye' vote on the Motion. I think we ought to give these two Sponsors the opportunity to have their Bill moved along in the process. And we ought to do that now on the day that the Bill is scheduled on the Calendar as next Bill called, first on the call of the day. Please vote 'yes'."

Speaker Madigan: "Representative Wojcik."

Wojcik: "Yes, Mr. Speaker, I rise in support of this Motion, but first I would like to speak to you because as a Freshman Legislator I've always watched and observed what was happening in the House. And I paid you a compliment about three weeks ago for the orderly fashion and the favorable way you treated things. Today, I think I am facing you with a little bit of dismay. I worked with Representative Homer, regarding this, and we helped him. I was supposed

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to be a Cosponsor with Doris Karpel, and Representative Homer was in Judicial. He came out of his Committee to help vote on this, and I don't believe that he really wants to take it out of the record today. I think he'd like to have it come through too. So, I'd just like to say that I'm just a little dismayed at what I'm seeing today, and I hope that it doesn't continue, because I've been very impressed with the way the House has been running. And I'd like to have the Motion supported. Thank you."

Speaker Madigan: "Representative Koehler."

Koehler: "Thank you very much, Mr. Speaker and Ladies and Gentlemen of the House. I rise in support of this Motion. And Mr. Speaker, I hope that you, too, will support us in this Motion, because I am reminded of the words that you spoke when you took our office as Speaker. You said that the public looked at the General Assembly and didn't like the antics that they saw. And they said, 'If you won't change yourself, then we will change you.' And the public did change us. They reduced us in numbers. And I am hoping that you meant it when you said, 'My Speakership will be a new era, a new era for the Illinois General Assembly and a new era for politics in the State of Illinois.' Representative Karpel has honorably carried her Bill through the Committee process, and through the Second Reading process and now has her Bill in a position where she would like to have it heard on Third Reading. I hope that you will join with us in providing a fair new era for Illinois politics and support this Motion, because you have treated my legislation fairly, and I appreciate that. And I hope that you will continue to be a fair Speaker. Thank you."

Speaker Madigan: "Mr. Daniels to close."

Daniels: "Mr. Speaker, first of all I'd like a Roll Call on this

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Motion. Second of all, I want to reiterate what this is all about. 774 which is the Bill that was placed on the Calendar and the next Bill to be read was a Bill that is of extreme importance to Representative Karpel and her legislative program. As a Member and, yes, as a Minority Member of this House, she has a right to expect her legislation be heard at all times and to be heard in an orderly fashion, as you, Mr. Speaker, pledged that you would do when you were elected by acclamation by this House, as Speaker of the House. To this point in time, for the most part, you have conducted floor Session on a fair and an orderly basis. Now, we're a little bit curious as to why this Bill has become so important to you, personally, to stop it from being allowed to be called, 774, a down zoning Bill. Does this Bill affect Chicago? Does it affect your Ward? Do you have an interest in this legislation? Are you against down zoning or for down zoning? Or are you against what this Bill stands for? We don't know the answers to that, Mr. Speaker, but we're a little curious as to why, on this Bill, you have changed every single procedure that you've implemented to this point in time. Every single fairness doctrine in question, an issue that you have said that you would run this House on this particular Bill, you have decided to abandon all that. And in a single sweep of a ruling by your temporary Speaker and verified by y... when you came out to the House, you have destroyed in the eyes of many Members of this House, the fairness that we have known Mike Madigan to participate in since January. And, yes, Mr. Speaker, I was here the day that you had to be escorted off the podium and protected by two of your Members, because of the ruling and the fast gavel that you had on the Chicago school issue. I remember those days when you were running the Chair. I



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hope that we aren't going back to this. Now, what this is all about, and what this Motion is all about right now is to give a Member of this House the opportunity to have her legislation heard in an orderly and fair manner. Whether you're for or against the Bill is not the issue. The issue is whether or not each and everyone of us on this floor will have a right to have their legislation heard, to have their voice heard in an elected democracy, in a democracy that works for the people. And, Mr. Speaker, let's look at the consequences of your ruling. Your ruling has been, as verified by your leaders, that anytime there is a chief Cosponsor on a Bill that that Cosponsor has equal control over the legislation and has a right to remove it from the record. 72 Bills are on the Calendar right now that have Democrat first Sponsors and Republican second Sponsors. That means that of those 72 Bills, the Republican chief Sponsor, Cosponsor can remove them from the record any time they want. And Representative Yourell, on your very important Bill on libraries, Doris Karpel has a right to take it out of the record when you want that Bill passed and called. She has an equal right to remove that Bill from the record that you had. And, yes, go ahead and speak to it, Bus, and tell us how you'll agree to that when it comes to your turn to have your legislation heard, when you want to have your legislation heard and Doris Karpel gets up and says, "I want it called. I don't want it. I want it taken out of the record." Go on, tell us what you want, Bus. Right now. Go on tell us."

Speaker Madigan: "Mr. Daniels. Mr. Daniels. Mr. Daniels. If the House would please give their attention to Mr. Daniels. Would the House Members please give their attention to Mr. Daniels? Mr. Daniels, could you bring your remarks to a close?"

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Daniels: "Sure, I'll be happy to. Go on, I'm waiting for your answer Representative Yourell, when Doris Karpiel wants it taken out of the record, legislation that's true and dear to your heart on libraries that you worked hard for. If you don't care, I don't care. But I do care about a Member's rights, whether it's your rights, or Doris Karpiel's rights or any other Member of this House. And I'm telling you right now that we're going to fight to the end until this issue is resolved, until we protect our Members, until they have a right to have their legislation heard. And Mr. Speaker, I gotta feeling, I gotta feeling that this is only a start of what we're gonna see the next two weeks when you want to jam some of your programs through. I think that this is what you're going to do to us, and I know that you got these plans in your mind that you're dreaming up in the back room. And if you're going to run it this way, Mr. Speaker, we're gonna talk for the people of Illinois and the elected Representatives on this side of the aisle. And we're going to make sure that their rights are protected. You go ahead, trample on us. Do what you think you can do, but you'll pay the price, Mr. Speaker. It'll be your downfall, not ours, because we're gonna speak for the people of Illinois."

Speaker Madigan: "The question is, 'On the Gentleman's Motion to change the Order of Business?' All those in favor of changing the Order of Business will vote 'aye', all those opposed will vote 'no'. This Motion will require 60 votes. Have all voted who wish? Could you take a point of personal privilege after the Roll Call? Have all voted who wish? The Clerk shall... the Clerk shall take the record. On this question, there are 48 'ayes', 61 'nocs'. The Motion fails. Mr. Clerk, poll the absentees."

Clerk O'Brien: "Poll of the Absentees. Berrios, Bullock,

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Capparelli, Christensen, Homer, Krska, Terzich. No further."

Speaker Madigan: "Record Mr. Christensen as 'no'. Mr. Clerk, is there any change in the Roll Call? There are 48 'ayes', 62 'nos', 2 voting 'present'. The Motion fails. For what purpose does Mr. Yourell seek recognition?"

Yourell: "Point of personal privilege, Mr. Speaker."

Speaker Madigan: "Proceed."

Yourell: "The point simply is the Gentleman takes great delight sometimes and I suspect pleasure too in naming certain Members of this House, and I really don't understand why that should be the case. But as a promulgator of the rules, he knows that that's absolutely against the rules to name another Member. If he wants to refer to a Member, he should refer to them in another way besides his name. Now, Mr. Minority Leader, I don't know why the hell you singled me out, but I have an idea, because I think I labeled you for what you really are - a cry baby, a big cry baby. Thank you."

Speaker Madigan: "The Order of Business shall be on page two of the Calendar, Senate Bills Third Reading Short Debate Calendar, Senate Bill 12. Mr. Giglio. Mr. Clerk, read the Bill."

Clerk O'Brien: "Senate Bill 12, a Bill for an Act to amend Sections of an Act in relation to state police. Third Reading of the Bill."

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

Vinson: "I asked the requisite number of people to join me in taking this Bill off Short Debate."

Speaker Madigan: "The Bill shall be taken off of the Short Debate Calendar. Mr. Giglio, proceed with your Bill."

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

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House. Senate Bill 12 is a simple Bill when it came out of the Senate. What it did, it amends the State Police Act to authorize district commanding officers to appoint auxiliary policemen for limited service. Such appointees may be 21 to 60 years old and shall serve without pay. An Amendment was placed on the Senate to make the Bill 'padable' to what their doing in District 4 where this Bill originally came from by the Superintendent who runs the District 4 headquarters. The Amendment was very simple, and it said that they cannot carry firearms. They must be trained. They must have separate and distinct identification symbols, and they cannot ride with troopers. And they receive no pay. And the intent is that some of these people who want to help and guide in traffic accidents where they guide the traffic while the trooper is doing his work and sometimes they work inside to answer telephones and take the brunt of the work off the... off the police officer... the state police who are working. It's worked for many, many years in District 4. It's supported by the Police Lodge 41 and the Superintendent, and I would ask for favorable support."

Speaker Madigan: "Mr. Piel."

Piel: "Thank you, Mr. Speaker. Will the Gentleman yield?"

Speaker Madigan: "The Sponsor indicates that he will yield."

Piel: "Thank you. Representative, how will this be coordinated? How will they be coordinated with ESDA?"

Giglio: "Excuse me, I couldn't hear you. With whom?"

Piel: "How will they be coordinated with ESDA?"

Giglio: "I don't understand. What's 'ESMA' (sic - ESDA)?"

Piel: "Emergency State Disaster Agency."

Giglio: "Well, I... they could... they could work with them, if they were asked, probably by permission of the superintendent. But the main thrust is for... to relieve

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and help the superintendent of the district police."

Piel: "But how is the coordination going to be done?"

Giglio: "Well, I... I would... I would assume that they would work with them in traffic, and I would guess that the superseding authority, which would be the ESDA or the state police would be in command of these people."

Piel: "Alright. That was my next question. Who is going to be, all right, in an emergency situation, who will be the coordinator or the one in charge of the situation at that time?"

Giglio: "Well, truthfully, I can't answer it truthfully. But I would... I would imagine that the same way they do it now during a disaster, and how the state police work with the disaster people."

Piel: "The reason I'm asking the question, I'm saying, let's say that you have two sergeants, one from each side. Now which sergeant is going to end up running the detail?"

Giglio: "Well, I... I don't think the true leader's any sergeants in the emergency relief division, but if 'Ary' Jones is, say, the man in charge, then I would imagine he would be the one to ask for permission from the superintendent to use these people where he saw fit."

Piel: "Getting to another point, what is the state's liability as far as exposure in this type of a situation? As far as fiscally, I'm talking about."

Giglio: "Well, they would... they would have to file civil suit, just like they would in any other capacity, if they were volunteers or if they got hurt or something on the highway where you and I would assist the victim."

Piel: "As far as the functions of these people, do you... in your own personal opinion, do you feel that these people are prepared as well as they should be, you know, for this type of emergency situation... as far as the age goes?"

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Giglio: "Well, they... they... they will be, because... they will be because in the Bill and in the Amendment, it says they have to be trained, and they cannot carry firearms. And they will have distinct and separate identification symbols, and they would be under the auspices and the direction of the superintendent."

Piel: "Seemings that they have no powers of arrest, let's say that it is a traffic situation. And I, as a motorist, you, as a motorist, say to heck with you, and we refuse to obey them. Where, you know, with no authority of arrest, what is the outcome at that point?"

Giglio: "Well, I don't... they would not, in my mind they would not be out there, in the first place, unless they were out there with the trooper who has the authority. They're not out there by themselves. They're out there with the trooper, doing the work that he has asked or told them to do."

Piel: "Yeah, but I was under the impression that the reason the Bill was put in was because, you know, this was to help alleviate problems - manpower problems with the troopers. And if you, you know, you're saying that here's a... here I'm standing here as one of these people, and a trooper's got to come out with me, we're not alleviating... alleviating the manpower problem the Bill's initially introduced for, are we?"

Giglio: "Well, I think you would be, especially when the traffic currents on the highway. You know it yourself, when you see an accident, they could have a half a dozen people out guiding traffic and keeping the traffic moving. And if they had people like this and one officer taking care of the book business, or the business of the traffic accident, than having four or five of these people guiding the traffic, we'd have an evenly, and more reasonable flow and

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a continue flow of traffic, which it should be. And if they're not out there, then they would be helping answering the telephones at the state police headquarters or doing what the superintendent asks them to do."

Piel: "Yeah, but Frank, you don't under... quite understand what I'm saying. What I'm saying is, if you've got a situation, what you're trying to do, you're trying to take the burden away from the troopers. By taking the burden away from the troopers, you're putting these people into specific areas. What happens if we have a situation to where we have a fellow directing traffic, where the trooper's down two blocks, and, you know, working on an accident or something like this, and here's a person that says, 'To heck with you. I don't have to listen to you.'"

Giglio: "Well, I trully don't... don't... don't know we'd get into that situation, but I personally would look upon it as you and I in our legislative jobs having secretaries and on the House floor, we've got pages to do some of our menial things that would not occupy our time. It would be the same principle. It would help relieve and help the job, make it flow and make it work better."

Piel: "Thank you."

Speaker Matijevich: "Repres... The Gentleman from Cook, Representative Taylor."

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

Speaker Matijevich: "We better hold that for a minute. The Gentleman from Winnebago... Alright. He persists in his Motion. Representative Taylor moves the previous question. The question is, 'Shall the main question be put?' Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Have all voted who wish? The Clerk will take the record. On this question, there are 61 'ayes', 48 'nays', 1 voting 'present' and the Motion fails.

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The Gentleman from Winnebago, Representative Hallock."

Hallock: "Thank you. Will the Sponsor yield for a question?"

Speaker Matijevich: "Indicates he will."

Hallock: "I would like to pose a question regarding a civil disorder or a nature disaster, which the Bill seems to cover. If you have a situation where the local volunteers, who are empowered to be used and... use quite oftenly and very enthusiastically and do a very good job, are called in. What do you do when you have a situation where then come these authorized state police volunteers. Who controls the situation? Who orders whom around in those situations?"

Giglio: "Well, am I on? Well, I think I answered the question that Representative Piel asked - the same thing. Whoever's in charge of the situation. If it would be the people from the emergency disaster area, I would presume they would be ones that are responsible. And if these people could help and contribute their services, then they would be under their direction."

Hallock: "Well, if that's what you're going to repeat again, I won't repeat my question. But let me ask you a different question then. I've noticed that under the provision of this Bill, you limit the age category from 21 to 60. Now, it seems to me, at least in my area and I'm sure in yours as well, that some of the most capable people in my community are over 60 years of age. And some of the people that have the most time to volunteer, the most volunteer time hours are put in, in many cases around the state, by those who are over 60. Why is it you're precluding someone who is 61 or 62, in best of health, and probably in better health than many of us here on the House floor from being a volunteer for this good program?"

Giglio: "Well, I would assume that the age bracket was put in



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there because it's the same as what the age bracket is for the state police, and maybe they had in mind that if they come in there with 21 and they really liked to work, then maybe they would go on to be state troopers."

Hallock: "But, my question addressed the retirement age - the 60 age. You know, why is it that you're saying that one who's 61 years of age, who may have a lot of time to volunteer, and who, in fact, may be trained to volunteer for something like this can't volunteer if he's age 61?"

Giglio: "Well, that's just the way it was put in. If you wanted to put an Amendment on, or something, or come in with another Bill, I see no reason for it. But, if they... the age is the same that they took, that's just like to me when they put a... put in the Bill when the Bill takes effect, either the first of the year or in the middle of the year, that's the way the Bill is written. This was written that way, and they have to be trained. And maybe they felt they'd be trained better between the ages of 21 and 60. I really don't know."

Hallock: "Well, let's assume that when we have a program like this, obviously, the... the purposes for those special occasions or those unique unfortunate occasions when we have civil disobedience, civil disorder, or riots, how much riot control training are you going to have these volunteers have had before these occasions arise?"

Giglio: "Well, I don't think they're going to... I don't think they're going to get involved in that category. I don't think they're going to be trained and they're going to work in that particular area. This... this program is specifically for the help and to relieve the district superintendent at the state police offices, and I don't think they're going to be that many."

Hallock: "Well, lastly then, let me speak to a very important

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Commission that was established this Session, and that was the Speaker's Advisory Commission on Law Enforcement. What position did that Commission take on this Bill?"

Giglio: "I think... I can't speak for the Speaker. I'll speak for Representative Giglio. I would assume that they were against the Bill, because they were against auxiliary police."

Hallock: "Well, it would seem to me that the Speaker's Advisory Commission on Law Enforcement, a Commission which did a lot of research on the Bill, pointed out some flaws in the Bill. The Bill, probably, ought to be reconsidered and maybe held further. Thank you."

Speaker Matijevich: "The Gentleman from Livingston, Representative Ewing. He's on the phone. Winchester, the Gentleman from Hardin."

Winchester: "Thank you, Mr. Speaker. Would the Gentleman yield to a question?"

Speaker Matijevich: "He indicates he will."

Winchester: "What... If one of these auxiliary policeman is hurt, who is liable? Who will be held liable if one of these individuals is hurt or even killed?"

Giglio: "Representative, it was answered by..."

Winchester: "Will that State of Illinois be held liable?"

Giglio: "They'd have to file civil charges."

Winchester: "Have to file civil charges, which they, probably, would be able to collect from the State of Illinois."

Giglio: "Well, no more than I would say they collect now. Like I said before, you and I can stop on the highway and be an accident victim of an innocent person being hurt. And you and I stop, and we get hurt... for the same thing."

Winchester: "Are they covered to and from their assignments?"

Giglio: "No. They... I don't... I don't believe they'd be covered."

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Winchester: "Okay. Who is going to train these individuals?"

Giglio: "The same people that train the state police, because in the Amendment it says they have to be trained, and they have to have separate and distinct identification symbols."

Winchester: "Alright, then who's going to pay for that training?"

Giglio: "I would assume that the state would pay for it, but in the long run for their contribution of working..."

Winchester: "Alright. Any idea what the cost would be to train?"

Giglio: "No."

Winchester: "Well, should... Has a fiscal impact statement been applied... filed on this Bill?"

Giglio: "No, but I don't think... I don't think they're going to... it's going to cost anything because they're just going to be sitting in the classroom, because they're not going to have any training with firearms."

Winchester: "Well, to the Bill, Mr. Speaker."

Speaker Matijevich: "Proceed."

Winchester: "Probably the intention of the Bill is good, but there's too many unanswered questions here that could probably cause the state a considerable amount of grief and more problems than what... what it would be worth in the benefits that might be derived by the state police, even if the state police supported it, and I'm not sure that they do. But there's a lot of unanswered questions as to... as to who's responsibility if some of these individuals are hurt or even killed. What's the cost for training these individuals? There's too many unanswered questions, and I think that we ought to defeat this Bill."

Speaker Matijevich: "The Gentleman from Madison, Representative Wolf."

Wolf: "Thank you, Mr. Speaker. A question of the Chair, could you tell us what time we will be coming in tomorrow?"

Speaker Matijevich: "I'm not sure yet, but they're talking about

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that in the Speaker's Office, I think. The Gentleman from Livingston, Representative Ewing."

Ewing: "Yes, Mr. Speaker, Ladies and Gentlemen of the House, after that last terrible scare tactic about coming in tomorrow, I would wonder if the Sponsor would yield for a question?"

Speaker Matijevich: "Indicates he will."

Ewing: "Would the Sponsor explain to me why this is of particular interest to District 4?"

Giglio: "For the simple reason they... they have been doing it in District 4 for many, many years, and they thought it was a good idea to bring it so the... bring it before the Assembly. And the other districts could do the same thing."

Ewing: "Have... do you know if they've been using this in District 6?"

Giglio: "No."

Ewing: "Did you or anybody of the... from District 4 talk with the other districts?"

Giglio: "Well, evidently they did because it's supported by Lodge 41 and the Superintendent of the District, who, I'm sure, have many, many meetings with the superintendents from the other districts."

Ewing: "But, you don't really know if they did. You just assume that?"

Giglio: "Yes."

Ewing: "I.. There's so much noise on the House, I didn't hear what the insurance provisions are if somebody is hurt."

Giglio: "Well, I think the same... the same... the statement I gave to the first Gentleman who asked the question."

Ewing: "Well, that's right, I couldn't hear it for the noise. We're not running the House, you know. Could you repeat that?"

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Giglio: "They... the... if they got hurt, they'd have to file civil suit to recover."

Ewing: "So, there will be no insurance coverage for them?"

Giglio: "Right."

Ewing: "And is this a vehicle for a pay raise for the state police?"

Giglio: "This is no vehicle. The Amendment was put on it at the request of the Law Enforcement Agency that the previous speaker alluded to, and after the Amendment, everybody supported the Bill. And I would hope the House would too."

Ewing: "Yes. Mr. Speaker..."

Speaker Matijevich: "Be careful... Be careful, that's my Amendment. Go ahead, Tom."

Ewing: "Yes, I didn't hear your comment, Sir."

Speaker Matijevich: "I said, that's my Amendment."

Ewing: "Oh, it's your Amendment. Well you have some Amendments to my Bill, too. We'll... We'll have to take about that sometime when you're not on the podium. But, Mr. Speaker, Ladies and Gentlemen of the House. This is certainly ill-founded legislations. I have a state police district headquarters in my home community, and I deal with these people very closely. I have not had any contact that they believe that they should haul volunteers around in the car. I think that certainly you could imagine, Ladies and Gentlemen, about some young lady who wanted to ride around with a state policeman. This could cause a great deal of problems. It could cause home problems. This is ridiculous, and we know, we know how young women are attracted... are attracted by uniforms even in this day and age of equality. We don't want them to go astray, and we certainly can't restrict this to young men or old men. And maybe, we'd even have some elderly women who would like to ride around with the young policemen. Ladies and

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Gentlemen, this is bad. Think of the homes and the children of those policemen, those state policemen. Could be very damaging. This is as bad as the squeal rule. Yes, but I've seen the light. Ladies and Gentlemen, vote 'no' on this Bill, but let's have a full debate of it before we go to a vote."

Speaker Matijevich: "The Gentleman from Cook, Representative Birkinbine."

Birkinbine: "Thank you, Mr... thank you, Mr. Speaker, Ladies and Gentlemen of the House. Will the Sponsor yield for a question?"

Speaker Matijevich: "I think he will, yes."

Birkinbine: "Thank you, Mr. Speaker. Frank, our analysis says that identification symbols worn must be different from regular state police. Just how different a uniform is involved with these auxiliary police?"

Giglio: "Oh, it could be a patch on the arm. It could be, perhaps, a different color uniform. I'm sure the people that draw up the colors and insignias for the uniforms now would be capable of drawing up a different insignia for them."

Birkinbine: "If they're involved in an operation, say they're on the scene of, I gather these are to be used for emergencies, disasters, or what have you, civil disorder, can they simply walk off? What sort of control or obligation are they under? Is there some sort of legal binding..."

Giglio: "I don't think so, but I'm sure if they took the job and they raised their hand and swore like we do every day to the Pledge of Allegiance and to defend the country and the flag, they'd do a good job."

Birkinbine: "Getting back to the uniforms. What sort of program has been undertaken in the one district where they've been

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used to alert the people of that district and in the future to any other districts so that they would know one of these auxiliary police officers from the real McCoy - the real state policeman?"

Giglio: "Well, I don't think they... they would know now unless they're... they're working most of them are working inside now, and I would guess that they're working in their regular clothes, and a police officer on duty has to wear his uniform."

Birkinbine: "I gather that, so far, this has been done in one district, and our analysis says 30 auxiliary police are used in that district. If, say, another district in another portion of the state were to adopt this program on their own, apparently, there are no guidelines set down on this for their uniform. Could it not be that the state police or auxiliary police in one part of the state have one sort of uniform and the auxiliary police in another part of the state have another uniform? That would seem to be pretty confusing to the populace."

Giglio: "I doubt it, and that's the whole purpose of the Bill is to see that the whole state is covered by this new Act. And I would assume with no opposition from the other superintendents and with the support of the state police Lodge 41, evidently, they must agree that it was working very, very well in the 4th District. And they all want to get in on it, and that's why the Bill is here."

Birkinbine: "Now, these auxiliary police serve under the direction of the head of each district. Right?"

Giglio: "Yes."

Birkinbine: "How are they to be alerted? How are they to be guided? I presume that they are not going to have a patrol car like a normal state policeman would."

Giglio: "No, if you were listening, the Amendment said that they

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cannot carry firearms. They must be trained. They have separate and distinct identification. They cannot ride with the troopers, and they receive no pay."

Birkinbine: "Could... could such auxiliary policemen be used to help keep minority housing out of the 13th Ward?"

Giglio: "I doubt it."

Birkinbine: "It wouldn't have anything to do with down zoning and the sort of racial splits in ethnic - things like that? They won't be a police force that might be used for something like that in a ward area or a local area?"

Giglio: "I doubt that very much, Representative."

Birkinbine: "Well, thank you very much."

Speaker Matijevich: "The Gentleman from Cook, Representative Giglio, to close."

Giglio: "Well, thank you, Mr. Speaker and Ladies and Gentlemen of the House. I think the Bill has been adequately discussed and talked about. I think the questions were answered with all truthfulness and sincerity. And once again, I want to remind you what I just said previously. It's worked very, very well in District 4. And, they cannot carry the firearms. They have to be trained. They cannot ride with troopers, and right now they're doing a very good service to the state police. And in this financial crunch that we do face in the State of Illinois, these people cannot only help save some money, but do a very honorable and good service to the state police and the people in the State of Illinois. And I would ask for your favorable support."

Speaker Matijevich: "Representative Giglio has moved for the passage of Senate Bill 12. The question is, 'Shall Senate Bill 12 pass?' Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Have all voted who wish? The Clerk will take the record. The Gentleman from DeWitt, Representative Vinson."



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Vinson: "Mr. Speaker, I request a verification."

Speaker Matijeovich: "The Gentleman has requested a verification.

There are 82 'ayes', 23 'nays', 3 voting 'present'. And Representative Giglio requests a Poll of the Absentees."

Clerk O'Brien: "Poll of the Absentees. Ferrios, Capparelli, Domico, Dwight Friedrich, Krska, Nash, Terzich, Yourell, Zwick and Mr. Speaker."

Speaker Matijeovich: "The Clerk will announce the affirmative vote. Those Members, when your name is called, remain in your seat and raise your arms."

Clerk O'Brien: "Alexander, Barnes, Birkingline, Breslin, Brockins, Brummer, Bullock, Christensen, Churchill, Cowlshaw, DeJaegher, Deuchler, Didrickson, DiPrisa, Doyle, John Dunn, Ralph Dunn, Ekkesen, Farley, Flinn, Virginia Frederick, Giglio, Giorgi, Hannig, Hastert, Hawkinson, Hensel, Hicks, Homer, Huff, Hutchins, Jaffe, Keane, Klemm, Koehler, Kulas, Laurino, LeFlore, Leverenz, Levin, Marzuki, Matijeovich, Mauro, McAuliffe, McGann, McMaster, McPike, Mulcahey, Nelson, Oblinger, O'Connell, Olson, Panayotovich, Fangle, B. Pedersen, W. Peterson, Fiel, Pierce, Preston, Bea, Rhen, Rice, Richmond, Ronan, Bopp, Saltsman, Satterthwaite, Shaw, Slape, Steczo, Stuffle, Tate, Taylor, Tcpinka, Turner, Van Dyne, Vitek, White, Wojcik, Wolf, Woodyard and Younge."

Speaker Matijeovich: "Representative Vinson on questions of the affirmative vote."

Vinson: "Representative Alexander."

Speaker Matijeovich: "Representative Alexander. Ethel Alexander, is she... Is Ethel here? I don't see her. Remove Representative... How is she voting?"

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

Speaker Matijeovich: "Remove her. Proceed."

Vinson: "Representative Brummer."

Speaker Matijeovich: "Representative Brummer, he's over here in

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the back."

Vinson: "Representative Fullock."

Speaker Matijevich: "Representative Bullock, Larry Fullock. Remove him from the Roll. Return Ethel Alexander to the Roll. Proceed."

Vinson: "Representative John Dunn."

Speaker Matijevich: "John Dunn is over here talking to Mark G'Erien."

Vinson: "Representative Hicks."

Speaker Matijevich: "Representative Larry Hicks is raising his hand."

Vinson: "Representative Hutchins."

Speaker Matijevich: "Czzie Hutchins is in his seat."

Vinson: "Representative Keane."

Speaker Matijevich: "One moment. Representative Kulas asks leave to be verified. Can he do that, Sam? Alright. Proceed. Representative Keane is way in the back."

Vinson: "Representative Laurino."

Speaker Matijevich: "Representative Laurino's over near his seat."

Vinson: "Representative Levin."

Speaker Matijevich: "Levin is in his seat. Doug Huff, leave to be verified? Leave. Proceed."

Vinson: "Representative Mautino."

Speaker Matijevich: "Representative Mautino. Oh, here he is, way over here."

Vinson: "Representative McGann."

Speaker Matijevich: "Andy McGann is in his seat."

Vinson: "Representative Panayotovich."

Speaker Matijevich: "Panayotovich is in his aisle."

Vinson: "Representative Fiel."

Speaker Matijevich: "Representative Fiel. Representative Fiel on the floor? Remove him from the Roll. Proceed."

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Vinson: "Did you remove him?"

Speaker Matijevich: "He was told to be removed, I believe so."

Vinson: "Representative Satterthwaite."

Speaker Matijevich: "She's over by her seat."

Vinson: "Representative Tate."

Speaker Matijevich: "Representative Tate, Mike Tate. I don't see him over there. Remove Mike Tate."

Vinson: "Representative Van Duyne."

Speaker Matijevich: "Representative Van Duyne, LeRoy Van Duyne. I don't see him back there. Remove Van Duyne."

Vinson: "Representative Yourell."

Speaker Matijevich: "Representative Yourell. I don't see... He is not voting. Proceed."

Vinson: "Representative Ralph Lunn."

Speaker Matijevich: "Representative Ralph Lunn is not in his seat. Remove him."

Vinson: "Did you remove him?"

Speaker Matijevich: "Yes, Sir. Proceed."

Vinson: "Representative McAuliffe."

Speaker Matijevich: "Representative McAuliffe, I don't see him in his seat. Remove McAuliffe."

Vinson: "Representative Cullerton."

Speaker Matijevich: "Representative Cullerton. He's voting 'present'."

Vinson: "Okay. No further questions."

Speaker Matijevich: "No further questions. Would the Clerk give me the count? Representative Woods Bowman, for what purpose do you rise?"

Bowman: "Vote me 'aye' please."

Speaker Matijevich: "Bowman 'aye'. Representative Johnson, for what purpose do you rise?"

Johnson: "How am I recorded on the Roll Call?"

Speaker Matijevich: "How's Representative Johnson recorded?"

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Clerk O'Brien: "The Gentleman's recorded as voting 'no'."

Johnson: "Would you please switch me to 'aye'?"

Speaker Matijevich: "Change him to 'aye'. Return Piel back to the Roll Call. Representative Tate. Return Tate back to the Roll Call. Anybody else want to get on this good Bill? Representative Jeff Mays would like to be recorded 'aye'. Representative Neff would like to be recorded 'aye'. Anybody else want to be recorded on this good District 6 Bill? I'll have the count now, Clerk. Kirkland 'aye'. On this measure, there are 82 'ayes', 22 'nos', and 1 voting 'present', and this Bill, having... Senate Bill 12, having received the Constitutional Majority, is hereby declared passed. Representative Giglio, you did a day's work. Senate Bill 12 (sic - 16), Representative White, are you in a gambling mood? You have a Cochief Sponsor you know."

White: "Well, Mr. Speaker, I think that trying to explain this Bill to this Body would be the equivalent of trying to explain integration to a lynch mob. Well, I don't mean that... to put anyone in this Body in that category, but I would like to refer this Bill to my Chief Cosponsor, Mr. Churchill."

Speaker Matijevich: "In the spirit of bipartisanship, Senate Bill 16, the Gentleman from Lake, Representative Churchill. Are you in a gambling mood?"

Churchill: "I.. Mr. Speaker, I would like to take this Bill out of the record for awhile."

Speaker Matijevich: "Alright. I almost... I almost could have bet that would happen. Senate Bill 26, Representative O'Connell. Clerk... We better find out if he wants it called first. The Gentleman from Cook, Representative O'Connell."

O'Connell: "Mr. Speaker, I'll be very brief on this Bill."

Speaker Matijevich: "Well, read the Bill."

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Clerk O'Brien: "Senate Bill 26, a Bill for an Act to amend Sections of the Agent Orange Study Act."

Speaker Matijevich: "One moment. The Gentleman from DeWitt, Representative Vinson, for what purpose do you rise?"

Vinson: "Mr. Speaker, I would like the requisite number of people to join me in taking this Bill off Short Debate."

Speaker Matijevich: "You've got it."

Clerk O'Brien: "Third Reading of the Bill."

Speaker Matijevich: "The Gentleman from Cook, Representative O'Connell. The Bill is off of Short Debate."

O'Connell: "I was... Mr. Speaker, I was going to move to have it removed from Short Debate also. I'd like to bring this back to Second Reading for purposes of withdrawing an Amendment that was adopted in Committee."

Speaker Matijevich: "Representative Vinson, for what purpose do you rise?"

Vinson: "I object."

Speaker Matijevich: "I'm sorry. I was talking to somebody. What are you objecting to, so that the Chair knows."

Vinson: "The Gentleman asked leave to bring the Bill back to Second Reading for purposes of dropping an Amendment, and I object."

Speaker Matijevich: "The Gentleman asks leave, and he has objected. Do you wish to move the Bill back? Representative O'Connell moves that..."

O'Connell: "Mr. Speaker, I moved to bring it back to Second Reading for purposes of withdrawing and placing an Amendment."

Speaker Matijevich: "Representative O'Connell moves to bring Senate Bill 26 back to the Order Second Reading for the purposes of an Amendment. Those in favor signify by voting... Representative Vinson on that Motion."

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

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House. I rise in opposition to the Gentleman's Motion. We're on an Order of Business, Third Reading, where Bills ought to be in the shape to pass out. We ought to be debating Bills on Third Reading and trying to pass them out. That's the purpose of this Order of Business. Now, if we're going to deal with Bills on Second Reading, then the very first Bill we ought to deal with on Second Reading is Senate Bill 774, Representative Karpel's Bill. It's improper to deal with any Bill on Second Reading until we deal with that Bill. I... I don't believe we need to be dealing with this particular Bill on Second Reading at this time. I think it's wrong, and I urge everyone to vote against it. And I request a verification of the Roll Call should it get the requisite number of votes."

Speaker Matijevich: "Representative O'Connell to..."

O'Connell: "Mr. Speaker, I... I'm doing this at the request of a Republican Member who asked me to take a controversial Amendment off. Now, if the Gentleman persists, we'll leave the Amendment on."

Speaker Matijevich: "Alright. Representative Mays, for what purpose do you rise?"

Mays: "Thank you, Mr. Speaker. I think it might behoove the chamber to elucidate this matter a little bit. In Committee, there were a couple unrelated Commissions to the Agent Orange Commission that were tacked on to the Bill, and the Sponsor of the Bill would like to move it back so he could take those Commissions off."

Speaker Matijevich: "And... And you support the Motion. Is that what you're saying?"

Mays: "Yeah."

Speaker Matijevich: "Representative O'Connell to close. Representative O'Connell to close."

O'Connell: "I just ask for a favorable vote."

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Speaker Matijevich: "Representative O'Connell has moved to return Senate Bill 26 back to the Order of Second Reading for the purpose of removing an Amendment. Those in favor signify by voting 'aye', those opposed by voting 'no'. It takes 60 votes. Have all voted? Have all voted who wish? Clerk will take the record. On this question, there are 53 'ayes', 46 'nays', and the Motion fails. Representative O'Connell, for what purpose do you rise?"

O'Connell: "To poll the absentees."

Speaker Matijevich: "The Clerk will poll the absentees. Ronan. Ronan 'aye'. The Clerk will change Ronan from 'no' to 'aye'. Panayotovich 'aye'. Panayotovich 'aye'. Slape 'aye'. Slape 'aye'. Doug Huff 'aye'. I think you are 'aye'. Doug Huff 'aye'. Giglio 'aye'. Giglio 'aye'. Jeff, you've got one friend on your side of the aisle. Poll of the Absentees."

Clerk O'Brien: "Berrios, Bullock, Capparelli, Cullerton, Domico, Hastert, Hoffman, Kraska, McMaster, Nash, Chlinger, W. Peterson, Piel, Terzich, Tuerk, Vitek, Winchester and Yourell."

Speaker Matijevich: "What is the count, Mr. Clerk? There are 58 'ayes' and 42 'nays' and the Motion fails. Representative Winchester, for what purpose do you rise? Winchester."

Winchester: "Never mind."

Speaker Matijevich: "Never mind. Representative Piel, for what purpose do you rise?"

Piel: "Question, Mr. Speaker, is my light working?"

Speaker Matijevich: "I just saw it now. I was just going to call you, but it took awhile for me..."

Piel: "I'd like to be recorded as 'aye', please."

Speaker Matijevich: "Representative Piel 'aye'. On this question, there are 59 'ayes', and how many 'nays', Jack? 59 'ayes' and 42 'nays' and the Motion fails. It's the

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pleasure... Representative O'Connell, do you want to proceed with the Bill on..."

O'Connell: "I'll just leave it on Third Reading. Take it out of the record."

Speaker Matijevich: "Out of the record. Senate Bill 41. Out of the record. Senate Bill 44, Nash is not here. Out of the record. 63, White. Out of the record. Representative McMasters on Senate Bill 70. Out of the record. Senate Bill 76, Representative Koehler. Out of the record. Senate Bill 84, Brummer. Out of the record. Is that out of the record? Alright. Roll it. Read the Bill."

Clerk O'Brien: "Senate Bill 84, a Bill for an Act to amend the Revenue Act. Third Reading of the Bill."

Speaker Matijevich: "Representative Brummer on Senate Bill 84. Representative Vinson, for what purpose do you rise?"

Vinson: "Mr. Speaker, I would request the..."

Speaker Matijevich: "You... you got it."

Vinson: "Thank you."

Speaker Matijevich: "This Bill is off of Short Debate and on the regular Calendar. Did you read it, the Bill, Mr. Clerk? Representative Brummer on Senate Bill 84."

Brummer: "Yes, this is a very simple Bill dealing with the weighing of percentages, a relationship between different types of property so that the multiplier will be more accurate. It was requested by the Illinois Taxpayers Federation. It encompasses all the provisions of a Bill that we passed out of here last year. I don't think there's any controversy about it, and I would ask for a favorable vote."

Speaker Matijevich: "Representative Brummer has moved for the passage Senate Bill 84. The Gentleman from DeWitt, Representative Vinson."

Vinson: "Will the Gentleman yield for a few questions?"



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Speaker Matijevich: "He indicates he will."

Vinson: "Representative, has this Bill been amended?"

Brunner: "Yes."

Vinson: "Amendment #1."

Brunner: "Yes."

Vinson: "Now, as I recall, we dealt with that on Second Reading somewhat earlier in the week, and at that time, you suggested that a 'Dale Young' had drafted the Amendment and given it to you."

Brunner: "That's what I was advised by Brent 'Bohlen' with the Illinois Taxpayers Federation. Representative Hastert later talked to 'Dale Young', and 'Dale Young' said that he had not drafted it. Representative Hastert and Brent 'Bohlen' and I discussed that, and Brent indicated that he had got it from the Governor's, from the identical language that the Governor has placed in the Amendatory Veto last year. And he had assumed that it either came from Brent... I mean from 'Dale Young' or Kurt Barrow at the Department of Revenue. Representative Hastert, I think, at that time, was satisfied with that, and so, I guess, we don't know exactly where the language came from. It came from the Governor's Amendatory Veto last year."

Vinson: "In your judgment, does that background... is there any controversy surrounding the contents of the Amendment? Is there any problem with it as a result of that?"

Brunner: "No, in fact, we... we drafted that Amendment specifically to address a particular problem that the Department of Revenue had with the original Bill unamended. So, it was drafted specifically to satisfy the Department of Revenue. And the language, I was told, came exactly from the Governor's Amendatory Veto last year."

Vinson: "Okay, now, I think that given the problems with that Amendment on Second Reading that we ought to repeat the

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discussion that we had on Second Reading so there's clear legislative intent. The Department of Revenue would have the function, in essence, of interpreting the language regarding the sufficiency of the number of units of sale?"

Brummer: "Yes."

Vinson: "And, that interpretation, of course, would be a justiciable issue conceivably and ultimately could be interpreted by a court of proper jurisdiction?"

Brummer: "I suppose anything that the Department of Revenue is potentially justiciable issue."

Vinson: "And so, ultimately it is not an arbitrary thing they can do. Ultimately it is something that there is judicial review of."

Brummer: "Correct."

Vinson: "Thank you very much."

Speaker Matijevich: "The Gentleman from Kenilworth, Representative Hastert."

Hastert: "Well, I just wanted to clarify that I did talk to Representative Brummer after the misunderstanding of who drafted an Amendment. It was clarified. It doesn't seem to be a problem with the Amendment or the Bill. The Bill came out of Revenue Committee on unanimous vote. And I just think what Representative Brummer if he would, if he would yield to a question, I know this is reverse order..."

Speaker Matijevich: "He indicates he will."

Hastert: "Just tell us very, very briefly what the Bill as amended does."

Speaker Matijevich: "Proceed Representative Brummer."

Brummer: "It does the same thing that it did when it came out of the Revenue Committee unanimously with the exception of the provision that's contained in Amendment #1 which authorizes an exception from that where the sales of a particular class of property are not sufficient within a given county."

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The Department need not include the weighing for such class. Now, unamended, I mean with the exception of that Amendment, the Bill provides that in calculating the percentage relationship between the evaluations of locally assessed property and the estimated thirty-three and a third percent of the bear market value of the properties in counties of less than three million population, the Department shall weigh the percentage of relationship of each of the following classes of property - residential, commercial, industrial and vacant lots, according to the relative cash value of that class of property in the township."

Hastert: "Thank you, Representative Erusmer. I commend you for such a fine piece of legislation, and I stand in support of it. Thank you."

Brummer: "Thank you."

Speaker Matijevich: "The Gentleman from Livingston, Representative Ewing."

Ewing: "Rich, I should know this, but I really don't know how... how we're going to weigh that multiplier. Are you going to have different multipliers for different classes of property?"

Brummer: "No. You're going to have one multiplier. The... As you understand, Representative Ewing, having, I think, been at one time the Chairman of the Revenue Committee, there is currently no weighing within the classes of property in arriving at the... an appropriate property derived at the thirty-three and a third percent. This would allow the weighing. The particular problem that seems to be prevalent in some places in the State of Illinois is that vacant lots have been frequently underassessed. Then when the revenue sheets are turned in to the Department of Revenue reflecting the cash value, they are put into the

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existing formula just as any other sale is. That results in some distortion of the multiplier. This will remove that distortion and result in a fairer, more equitable multiplier for everybody in the State of Illinois."

Ewing: "Alright, so if you had vacant lots and they only included 10% of your parcels, those... their weight in the multiplier would be limited to their percentage in the total parcels?"

Brummer: "Would you repeat that?"

Ewing: "Yes. If you had 10% vacant lots among your real estate parcels, then the... when they arrive at the multiplier those reports of sales of vacant lots that enter into the multiplier would somehow reflect the number of vacant lots, I mean the percentage of vacant lots among all the parcels?"

Brummer: "Well, as the Bill indicates, it would be according to the relative cash value of that class of property in the township."

Ewing: "But it doesn't deal with the number of parcels in that category. Representative, it doesn't deal with number in that category?"

Brummer: "Right."

Ewing: "I would think that it would have to be some way, if you had a rash of sale of lots in a small rural county like you and I represent, that this could be thrown off unless there was some relative relationship to the number of the total parcels."

Speaker Matijevich: "Are you through or waiting for a response?"

Ewing: "I'm in no hurry if he isn't."

Brummer: "I didn't think that was a question. It didn't sound like one."

Ewing: "Well, I put a big question mark after it."

Brummer: "I don't think it's appropriate to debate this. You

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know, that wasn't a question. I will try to respond to those issues in closing."

Speaker Matijevich: "Representative Ewing."

Ewing: "Is that the answer?"

Speaker Matijevich: "Evidently. Proceed."

Drummer: "Right."

Ewing: "Thank you. Well, I think that the concept here is fine, but the Sponsor can't seem to explain it not to my satisfaction and, of course, I'm very dense on these matters. And I think that many of the Members on his side of the aisle are dense on these matters, and that he should explain it so that everybody knows what they're doing with to property tax. Go home and talk to your taxpayers. See if they're happy with their property tax. Now, we have in Chicago, a form of classification, and it's one of the biggest problems in this state. You... I wonder if everybody in this House realizes how much more we pay in real estate taxes downstate for our schools for a home than they do in the City of Chicago. I think it's a very interesting point. And we ought to talk about that. And yet, that's the only County, Cook County is the only County that has classification. And I think that part of the problem with the whole schools, of the financing of schools in Illinois, is a classification of property. Now, we know that many people send their children to parochial schools... they don't want to pay any more tax. But because their assessed level is lower, they get the assessment level for businesses up, businesses leaving the City of Chicago. They're leaving the state. The business climate is suffering. There isn't the funds to pay for schools. And here we have some kind of a Bill that deals with classification. There are all these problems which are caused by the classification of real estate in Cook

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County. And I think we ought to ask some more questions. I think the Sponsor ought to be more responsive though his reception of my question certainly was not unexpected. His patience is very short. And I think that until we hear more information on this, we should just hold our votes off and vote yellow."

Speaker Matijeich: "The Gentleman from St. Clair, Representative Flinn."

Flinn: "Mr. Speaker, this will probably surprise you, but I move that the House stand adjourned until noon Monday."

Speaker Matijeich: "Later on we'll recognize somebody for that purpose. Gentleman... Representative Brunsvold."

Brunsvold: "The Sponsor yield for a question?"

Speaker Matijeich: "He indicates he will."

Brunsvold: "Representative Brummer, would... we... we're new in township equalizers. We've just started this year on using a multiplier in a township. Will this effect that in any way?"

Brummer: "No."

Brunsvold: "Thank you."

Speaker Matijeich: "The Gentleman from Cook, Representative Birkinbine."

Birkinbine: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Will the Sponsor yield for a question?"

Brummer: "No."

Speaker Matijeich: "He indicates... indicates he won't. Go ahead, John, it's your turn."

Birkinbine: "It's my understanding that this Bill is similar to a Bill..."

Speaker Matijeich: "He's not yielding. Are you speaking to the Bill now?"

Birkinbine: "Oh, I'm sure he'll respond."

Speaker Matijeich: "No, he has a right not to yield. The

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Gentleman... The Gentleman from Winnebago, Representative Giorgi, for what purpose do you rise?"

Giorgi: "Mr. Speaker, is there any protection for us from listening to these dull, insipid, inane questions? Is there any protection for the rest of us?"

Birkinbine: "Mr. Speaker...Mr. Speaker."

Speaker Matijevich: "Well, Brummer's on the right track. He didn't yield for a question, so it's... it's up to John now to speak to the Bill. Representative Birkinbine, I mean. Proceed Representative Birkinbine."

Birkinbine: "Thank you, Mr. Speaker. As a source of entertainment, we might ask the Gentleman from Rockford to define the words he just used. But getting back to the Bill, I would... I would..."

Speaker Matijevich: "At least this is more interesting, so Representative Giorgi, on a point of personal privilege."

Giorgi: "Listen closely to the speaker that's asking the questions. They're dull. They're insipid. They're inane. They're inept, and he's inept."

Speaker Matijevich: "You added two words, but let's get back to business. Representative Birkinbine."

Birkinbine: "Thank you, Mr. Speaker. I was going to ask several questions that apparently the Sponsor does not wish to answer. One, apparently, this is a remake of a Bill that was introduced last year, and I think it's a reasonable question to ask why that Bill failed. What happened to it? Why we have to go through another Bill, if apparently it's such a good idea. What happened before? But I was also going to ask him whether or not it applied to Cook County as well as the rest of the state. And also a fair question, since we're dealing with assessments and we're dealing with property, whether or not this might have something to do with downzoning and, perhaps, trying to

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keep minority housing out of the 13th Ward in Chicago. I think these are all legitimate questions, and they're certainly the topic of the day. And I'm just sorry that the Sponsor wouldn't rise to answer those questions. Thank you."

Speaker Matijevich: "The Gentleman from Cook, Representative Taylor."

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

Speaker Matijevich: "Hold it, just for a second, Jim. Let's hear from Representative Winchester from Hardin."

Winchester: "Well, after carefully reviewing this piece of legislation, since the Gentleman has decided not to yield, I think that everyone ought to know that this will increase local property taxes about 10%. It's part of the Democratic tax package that slipped through in different pieces of legislation, and you ought to be careful when you vote for this Bill, because you're actually voting for a local property tax. And I'm surprised that Representative Brummer would accept such a Bill, but he'll have to accept the responsibility in his district for being... for introducing a Bill that's going to raise our local property taxes about 10%."

Speaker Matijevich: "Representative Brummer to close."

Brummer: "Yes, thank you, Mr. Speaker, Members of the House. First of all, this Bill passed with a near unanimous vote through both chambers last year. The Governor amendatorily vetoed it, adding the language that is an Amendment #1 now, so I think the Governor's Office is in agreement. The Department of Revenue is in agreement. With regard to the comments made by the last speaker, I have not in my life known that the Illinois Taxpayers Federation supports increase local real estate taxes. They are the proponent of this Bill. It is, in fact, for the exact opposite



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purpose to provide a fairer and more equitable multiplier downstate, which in their judgment will result in a somewhat reduced local property taxes. I don't think anyone on this House floor can be against a fairer multiplier. It is a Bill supported by the Illinois Taxpayers Federation. Came out of the Illinois House Revenue Committee with a unanimous vote. I think, came out of the Senate Chamber with a near unanimous vote. It's a good Bill and ought to be passed."

Speaker Matijevich: "Representative Brummer has moved for the passage of Senate Bill 84. The question is, 'Shall Senate Bill 84 pass?' Those in favor signify by voting 'aye', those opposed by voting 'no'. Somebody vote Matijevich 'aye'. Alright. Thank you. Have all voted? Have all voted? Have all voted who wish? The Clerk will take the record. Representative Brummer. Representative Brummer to explain his vote."

Brummer: "Yes, just looking at the board, I'm sure Representative Winchester must have hit the wrong switch. I see he's recorded 'aye' when he said that he didn't think that anyone wanted to vote for..."

Speaker Matijevich: "Representative Winchester would like to explain his vote."

Winchester: "Well, Mr. Speaker, sometimes, you know, we all get tired, and we just make mistakes. And I just happened to be reading the wrong Bill when I made that comment, or I would never have said that. But I was reading the wrong Bill, so..."

Speaker Matijevich: "You're excused."

Winchester: "Thank you."

Speaker Matijevich: "Have all voted who wish? The Clerk will take the record. On this question, there are 107 'ayes', no 'nays', and Senate Bill 84, having received the

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Constitutional Majority, is hereby declared passed. Senate Bill 86, Representative Churchill. The Gentleman from Lake, Representative Churchill. Out of the record. Senate Bill 98, Fierce. Out of the record. Senate Bill 117, Pangle. You want to proceed, Representative Pangle? The Gentlemen from Kankakee indicates he wishes to proceed. The Clerk will read the Bill."

Clerk O'Brien: "Senate Bill 117 a Bill for an Act to amend the Wildlife Code..."

Speaker Matijevich: "Just a moment. Your Cochief Sponsor... You still want to proceed? He wants to proceed. The Gentleman from DeWitt, for what purpose do you rise?"

Finson: "Representative Oblinger asked to have that Bill taken out of the record. Now, she is a joint Sponsor on that Bill. You have.. you, personally...some... At 1:20 today... At 1:20 today, you said that Bills which have joint Sponsors, those joint Sponsors have equal rights to the Bill. You, personally, said that in your Chair. I wrote it down and wrote the time down, Mr. Speaker. Now, she has the right to have that Bill taken out of the record. You said that joint Sponsors have equal rights to the Bill. Now, she has that right."

Speaker Matijevich: "Now... now, let me tell you what I said. I said the Chair has the power to call on a chief Sponsor. There are two. The Chair went over there and called on that Sponsor. That's what I said, Sam. Go ahead. Now tell me what I said. The Gentleman from DeWitt, Representative..."

Finson: "You bring the tape down, and you play the tape. That is not what you said. You are now trying to rule one way when it's for your convenience and a different way when it's not for your convenience. You're absolutely wrong. You know you didn't say that. And if you bring the tape down and

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play it for the full House, the full House will know you didn't say that."

Speaker Matijevich: "Sam, I have... I have 60 witnesses - 69. Representative Fangle wants the Bill out of the record. But I do have a lot of witnesses, you saw - at least 60 who are here. Next Bill. Representative Fangle, do you want to say a few words. You haven't said anything today. Representative Fangle."

Fangle: "Yeah, yes, yes, thank you, Mr. Speaker. I... I... this was I thought a very noncontroversial Bill dealing with the Caucasian - Albino Deer issue. A lot of people called it the Fambi Bill. I'm sorry. You know, I thought it would be a nice Bill to call up, but I... evidently, Mr. Vinson... Mr. Daniels haven't got enough publicity in the newspaper and in the radio, so I would just a soon pull it out of the record."

Speaker Matijevich: "I better make sure. Josephine, do you still want it out of the record? Cause now he wants it out of the record. Maybe you want it c... Alright. Out of the record. Representative Friedrich, for what purpose do you rise?"

Friedrich: "Well, I just wanted to observe. We thought Mrs. Karpel's Bill was not very controversial either, if that's the way you're going to rule it."

Speaker Matijevich: "Alright. Representative Vinson, do you want... Your light is still on."

Vinson: "I beg your pardon?"

Speaker Matijevich: "Your light is still on. Bid..."

Vinson: "Have you called a Bill?"

Speaker Matijevich: "No. We took it out of the record."

Vinson: "Fine."

Speaker Matijevich: "Alright. House Bill... Senate Bill 128, Preston. Out of the record. Greiman? Out of the record.

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Represent... Representative Terzich says 'no' on Senate Bill 135. Out of the record. 136, Senate Bill 136, Capparelli. Out of the record. Senate Bill 142, Bastert. Out of the re... Come on, Dennis. Cut of the record. Senate Bill 162, Terzich. Out of the record. Nash. Out of the record. Senate Bill 172, Brookins. Out of the... Now we come to an interesting one - Senate Bill 179, Giorgi and Oblinger. Representative Giorgi, for what purpose do you rise?"

Giorgi: "Call Senate Bill 179."

Speaker Matijeich: "Let's..."

Giorgi: "Mr. Chairman, this is Senator Bock's Bill. Someone wanted a Roll Call on it."

Speaker Matijeich: "Let's take it out of the record, Zeke."

Giorgi: "No, let's have a little fun with it."

Speaker Matijeich: "No, let's take it out. Instead of..."

Giorgi: "Mr. Speaker, let's put into the record that... You know, we're the Majority, being ruled by a loud voiced, but squeaky voiced Minority."

Speaker Matijeich: "Zeke. Zeke, we'll get our chance. Senate Bill 188, Capparelli. Out of the record. Here's a good one. Senate Bill 197, Madigan - Daniels. Out of the record. Senate Bill 201, Homer. Cut of the record. Senate Bill 208, Hensel - McMasters. I've always warned that Co-joint sponsorship would get this House in trouble. Senate Bill 219, Oblinger - Woodyard. Go ahead, Josephine. Read the Bill."

Clerk O'Brien: "Senate Bill 219, a Bill for an Act to amend Sections of the Election Code. Third Reading of the Bill."

Speaker Matijeich: "The Lady from Sangamon, Representative Oblinger."

Oblinger: "Mr. Speaker and Members of the House, this is the clustering election Bill. The Amendments were taken from

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Mr. Van Dyne and Mr. Cullerton to make it... You wanted to..."

Speaker Matijevich: "For what purpose do you rise, Representative Leverenz?"

Leverenz: "Thank you. I'd ask to be joined by the requisite number to take this off Short Debate."

Speaker Matijevich: "I think you have the requisite numbers. The Bill is on Regular Debate. You've got a lot of friends over here, Ted. Proceed, Representative Gblinger. The Bill is on Regular Debate."

Gblinger: "Okay. This Bill allows a clustering of precincts for special elections. It's clustered in five groups, what... one judge from each group, no more than three from one political party, and it exempts the City of Chicago. That's what the Amendments did in response to requests from Mr. Cullerton, and Mr. Van Dyne and Mr. Giorgi. I'll try to answer your questions."

Speaker Matijevich: "Representative Gblinger has moved for the passage of Senate Bill 219, and on that, Representative Leverenz."

Leverenz: "Why would you eliminate Chicago? Why don't we have statewide laws?"

Gblinger: "Because in a special election, there, certainly, would not be a special district that would not encompass a whole precinct in the City of Chicago, so there'd be enough voters that they would have to have the requisite number of judges. Down here we have things like mosquito abatement, water districts where there might be three from one precinct in that district, eight from another district, and if you had five judges to service three or four people, it seemed to be ridiculous. So, by clustering the precincts, you save money, but you also make it a realistic type of election."

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Leverenz: "Well, in the words of Orson Wells..."

Oblinger: "Pardon?"

Leverenz: "In the words of Orson Wells, 'There will be no Bill passed before its time.' I think we should all vote 'no'."

Oblinger: "Alright. If he wants it out of the record, I'm agreeable."

Speaker Matijevich: "He didn't say that, but..."

Oblinger: "Well, 1884, you said, 'Before its time.' I think 1884 is pretty close, and that's Orson Wells."

Speaker Matijevich: "The Gentleman from Cook, Representative Cullerton."

Cullerton: "Yes, will the Sponsor yield?"

Speaker Matijevich: "She indicates she will."

Cullerton: "It's my understanding, Representative, that judges at the cluster site could not all be from the same political party."

Oblinger: "That's right."

Cullerton: "And that under this Bill, no more than three can be from the same party."

Oblinger: "That's right."

Cullerton: "So that if you had three precincts, say out in DuPage County..."

Oblinger: "It's a clustering of five."

Cullerton: "Is it a minimum of five?"

Oblinger: "It's a clustering of five. It did not say that it could be less than five."

Cullerton: "Well, can it be less than five? The language says it permits five."

Oblinger: "Yes."

Cullerton: "What if the... that... To me that means you could have three or two, and if you had three, you could have three judges who are, say, Republican judges out in DuPage County. There wouldn't be any Democratic judges present in

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three polling places."

Oblinger: "As I read the Bill, it was a clustering of five precincts."

Cullerton: "Well, what your Bill does though, it changes the language that says that they could not be all of the same party. The current law says that they can't be all of the same party. You're changing that to allow them to be all from the same party if there's three or less."

Oblinger: "The reason I changed it, Representative Cullerton, it said, 'They can't be all from the same party.' And I could see four and one, and I thought I was being eminently more fair by saying not more than three from one party, because I could see the other go four and one."

Cullerton: "Well, you tried your best, but I think what you've done is that you've eliminate that protection from having the guarantee that there be at least one person from the same party. The way I read it, you could have three or two precincts clustered, and there... it's possible that there would be judges all from the same party. And given the recent problems out in DuPage County in the last election, I don't think it's a good idea to not have at least one Democratic judge be present."

Oblinger: "You want to offer..."

Cullerton: "If you want to take it out of the record, I'll be happy to go over it to make sure that..."

Oblinger: "I would certainly be glad to do that to work with you on it."

Cullerton: "Cause, I think that that's not your intention. If that's not your intention, you don't want to pass the Bill."

Oblinger: "That's right."

Speaker Matijevich: "Out of the record. Senate Bill 220, Representative Nelson. Out of the record. Senate Bill

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222, Representative Barnes. Out of the record. Senate Bill 235, Stuffle. Out of the record. Senate Bill 243, Wojcik. Out of the record. You want to call? Out of the record. Senate Bill 244, Barger. Out of the record. Senate Bill 246, O'Connell and Kirkintine. Out of the record. Senate Bill 249, Keane and Friedrich. Out of the record. Senate Bill 285, James Taylor. Out of the record. Senate Bill 286, Vinson. Read the Bill."

Clerk O'Brien: "Senate Bill 286, a Bill for an Act to amend the Unemployment Insurance Act. Third Reading of the Bill."

Speaker Matijevich: "The Gentleman from DeWitt, Representative Vinson."

Vinson: "Thank you, Mr. Speaker, Ladies and Gentlemen of the chamber. This Bill's a good Bill. It ought not be subject to any controversy."

Speaker Matijevich: "One moment."

Vinson: "It is an agreed Bill between labor and business in this state."

Speaker Matijevich: "For what purpose do you rise, Representative Leverenz? You got it."

Leverenz: "I wish to be joined by the requisite number to take this off Short Debate."

Speaker Matijevich: "Sam's got more that want it over here. The Bill is off of Short Debate."

Leverenz: "Thank you."

Speaker Matijevich: "Now, the Gentleman from DeWitt, Representative Vinson."

Vinson: "Thank you, Mr. Speaker, Ladies and Gentlemen. As I was saying, this Bill ought not be attended by any controversy. Anybody who injects controversy into this Bill is a pure partisan and nothing more than that. This Bill has been signed off on by business and by labor in this state. This is one of the few agreed Bills on unemployment compensation



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to come before this chamber. It's a good Bill. It provides that in the instance where a person is jointly employed on a part-time basis by business and by government, that in that particular kind of instance, where the business employer then terminates the person that they can't also claim unemployment compensation against the governmental employer. And what that will do is save a substantial amount of money in unemployment insurance claims for the units of government in this state, units of government like the City of Chicago, units of government like the County of Cook. And for those reasons, I would move for the passage of Senate Bill 286."

Speaker Matijevich: "Representative Vinson has moved for the passage of Senate Bill 286. The Gentleman from St. Clair, Representative Flinn."

Flinn: "Well, Mr. Speaker, first I would like to move the previous question and then be recognized to renew my other motion."

Speaker Matijevich: "You don't have to be recognized for either. Representative Vinson to close. There's nobody wishes recognition... Representative Vinson to close."

Vinson: "Thank you, Mr. Speaker. I would simply solicit an 'aye' vote on this Bill that is supported by the Chamber of Commerce, the Manufacturers Association, the Municipal League, the AFL-CIO, the City of Chicago and the County of Cook."

Speaker Matijevich: "Representative Vinson has moved for the passage of Senate Bill 286. The question is, 'Shall Senate Bill 286 pass?' Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Representative Cullerton to explain his vote."

Cullerton: "Yes, Mr. Speaker, I don't know that this Bill is necessary. House Bill 881, Representative Breslin's Bill,

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has already passed the House, and it's over in the Senate. And it's in good hands over there with Representative Zito. I think this would be somewhat duplicative, so I think, perhaps, a 'present' vote or a 'no' vote might be more appropriate."

Speaker Matijevich: "Have all voted? Have all voted who wish? The Clerk will... Representative Vinson to explain his vote."

Vinson: "Mr. Speaker, place this Bill of Postponed Consideration."

Speaker Matijevich: "Representative Woods Bowman, for what purpose do you rise?"

Bowman: "Well, I think the Gentleman is making an improper request, because that will destroy the Roll Call. And Mr. Vinson likes to have recorded Roll Calls. And so... And he was against expungement of the record. And I think under these circumstances Postponed Consideration would be... indeed be a travesty of justice, because it would destroy the Roll Call and expunge the record."

Speaker Matijevich: "He has... He's within his rights, as long as he has 47 votes to put it on Postponed Consideration. Do you persist in... I was wondering if somebody would ask that. Well, I'm not sure anybody really means that. Leave to place on Postponed Consideration. Leave, and Senate Bill 286 is placed on Postponed Consideration. Senate Bill 288. Is... Here's a... here's a pair to draw from - Daniels and Vinson. It's a Rock Bill. That leads more fuel to the fire. Out of the record. Senate Bill 290, Churchill. Out of the record. 302, Leverenz - Nash. Out of the record. Out of the record. Senate Bill 310, Terzich. Out of the record. Senate Bill 313, Slape. Out of the record. 314, Slape. Out of the record. 315, Deuchler. Out of the record. Senate Bill 316, Virginia

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Frederick. Out of the record. Senate Bill 330, Hannig. Out of the record. Senate Bill 335, Fullen. Out of the record. 342, Levin. Out of the record. 353, Kulas. Out of the record. Senate Bill 354, Levin. Out of the record. 356, Richmond. Out of the record. 359, Cowlshaw. Out of the record. 400, Cullerton. Out of the record. Senate Bill 403, Mays. Out of the record. Senate Bill 404, Panayotovich. Out of the record. Senate Bill 409, Yourell. Out of the record. 411, Nash. Out of the record. Senate Bill 417, Jaffe. Out of the record. 418, Levin. Out of the record. Senate Bill 428, Alexander. Out of the record. 432, Levin. Out of the record. Senate Bill 433, Cullerton. Out of record. Senate Bill 434, Levin - Karpel. Out or are you just waving to me? Roll it? Levin, you want to roll with it? She says go. Under... Under today's rules we're not going with it. Out of the record. These are today's rules only. Senate Bill 436. I'm abiding by your interpretation, Sam. Alright. Call the Bill. Read the Bill. 434, read the Bill."

Clerk O'Brien: "Senate Bill 434, a Bill for an Act..."

Speaker Matijevich: "I'm going to... I'm going to go along with this."

Clerk O'Brien: "... to amend the Condominium Property Act. Third Reading of the Bill."

Speaker Matijevich: "Representative Karpel on Senate Bill 434."

Karpel: "Senate Bill 434 amends the Condominium Act to do the following: Clarification of provisions on board elections that applies to notice to and of land trust beneficiary. Provide minimum percentage of seats on cond board for nondevelopers at various stages of transfer of control. Require the developer to provide additional information to board upon losing control of majority, and I ask for your 'aye' vote."

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Speaker Matijevich: "The Gentleman from Cook, Representative Piel."

Piel: "Thank you, Mr. Speaker. I be... I'd like to be joined by the requisite number of Members to take this off Short Debate."

Speaker Matijevich: "It's off. Leave that this Bill be off Short Debate, and it is on the Regular Calendar. The Gentleman from Cook, Representative Bowman."

Bowman: "Yes, Mr. Speaker, we've never had a Motion like this before, but I think maybe it's the proper time. I move that we take this Bill out of the record."

Speaker Matijevich: "The Gentleman moves that this Bill be taken out of the record. It'll take 60 votes. Is there any discussion on that? Representative Daniels, the Minority Leader, for what purpose do you rise?"

Daniels: "Just a short question. Are you actually going to allow this Motion, which is similar to your expungement Motion to be put and voted on when any Member can tell a Sponsor of the Bill that he can't have his Bill called? Are you going to do that? Are you now going to join in this trampling on Members' rights? She's the Sponsor of the Bill, Mr. Matijevich. She's the one that you trampled on before. You going to do it twice in one day? You going start it all over again? You know, where you quote this in the rule book?"

Speaker Matijevich: "Well, all this is... All this is is similar to changing the Order of the Business to the next Bill, and he has that right."

Daniels: "Well, then, Mr. Speaker, I would suggest to you that if he puts that Motion, the Sponsor may want to table this Bill."

Speaker Matijevich: "Representative Bowman, withdraw that Motion. Let's, you know, the whole... The whole thing is a mockery,

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so withdraw the Motion and get on with the mckery. If, you know, we all know that this is what we're doing, so we might as well continue with it. The Gentleman from Effingham, Representative Brummer."

Brummer: "Yes, will the Sponsor yield?"

Speaker Matijeich: "She indicates she will."

Brummer: "Yes, Representative Karpel, the Bill provides that the developer has to give certain notices under Section (b), and it adds that it has to give notice to the beneficiaries of the land trust which holds title to any such unit. Generally, the beneficiaries of the land trust are confidential, at least in many circumstances they are. How is the developer going to know how to give notice to that... to those beneficiaries when they're confidential?"

Speaker Matijeich: "Representative Karpel."

Karpel: "I'm sorry. I didn't hear that."

Speaker Matijeich: "Do you... First, do you yield for that?"

Karpel: "To whom?"

Speaker Matijeich: "To Representative Brummer."

Karpel: "I don't think so."

Speaker Matijeich: "Alright. I was going to say you don't know what you're missing, but... Representative Dunn. Representative Dunn."

John Dunn: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I won't dare ask a question. I'll just speak to the Bill and follow up on the comments of the previous speaker. This Bill does, as I read it, provide for notice to beneficiaries of land trusts. The whole purpose of land trusts, as they are commonly used and employed throughout the State of Illinois, is to provide for privacy of ownership, and beneficiaries of land trusts are not generally made available nor are they public knowledge. A developer, under the Bill as it now stands, is required to

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give 21 days notice of meetings to elect the initial board of members... managers and to provide any unit owner or beneficiary of a land trust, which holds title to any unit, notice within three working days of the request. Obviously, this is a requirement which cannot be met. Furthermore, the Bill provides that all original documents, as recorded or filed, pertaining to the property, its administration and the association, including annual reports, annual state franchise reports and so on are to be provided including rules, and minutes, contract leases, agreements. If I understand this correctly, all this is to be done prior to the election of the initial board of managers. This is a confusing piece of legislation. It is quite obvious that... that this does not provide for openness, and it also will defeat its own purpose, because anyone who... who wishes to own a condominium unit, as a beneficiary of a land trust, can thwart the provisions of this Bill. So, I would have to request that all the Members withhold their vote on this piece of legislation until such time as it can be explained to the satisfaction of the Members and amended to provide legislation in the form such that we can all support it."

Speaker Matijeich: "The Cochief Sponsor Ellis Levin to close."

Levin: "Mr. Speaker, I would ask to take this Bill out of the record until we have an opportunity to more fully debate it."

Speaker Matijeich: "The House will stand at ease for one moment.

I said the House will stand at ease for one moment, and that's all I said. We'll be back to you. One moment. I thought I was doing a hell of a job. I told you one moment. We'll be back. One second, Sam. I understand now Representative Levin withdraws his request. Representative Karpiel to close. Levin, Representative Levin to close, I

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mean."

Levin: "Alright. Yeah. If I might very briefly describe what the Bill does and answer some of the questions recognizing that this is not the best time to present a Bill. What the Bill does with respect to land trusts is on page one of the Bill, and what it provides is that where a beneficial... a beneficial interest of a land trust is designated as the person who casts the vote on the condominium units, in that situation, then there is the opportunity for disclosure. The law currently provides that anybody who is going to cast the votes for the association election and any other unit owner may request a list of names and addresses of those unit owners. This does not provide for any new disclosure. It provides simply that if it's a land trust that holds title to the unit, and it is the beneficial of the land trust that casts the votes and has so designated that fact to the condominium association or the developer that that may be made available to the other unit owners who so request. You know, it's not new. It's not an expansion as far as disclosure of beneficial interest of land trust. This information is already being held by the condominium association. It just makes clear that at the time of an election any unit owner may request, not only the names of actual individuals who hold title, but if it is of beneficial interest to the land trust who holds a title and is going to be casting the vote that the name of that individual. It's intended to, say, simply clarify what already is the law with respect to condominiums. This Bill, as well as the other Bills in this package, are the result of review of five years of experience with the 1978 Amendments that Senator Meric passed, experienced by the condominium associations attempts to clarify the rights of unit owners, to expand those rights, to clarify the powers

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of condominium associations. And I can tell you, as somebody who has represented and does, in fact, represent associations, that this Bill, as well as the others, are intended to cut down on litigation by clarifying vague language, strengthening the rights of con... prevent the need for litigation in the future. This Bill, as well as the other Bills, have been endorsed by... by all sides including the Real... the Illinois Realtors. It is on the Realtors list, Bills that they are affirmatively supporting, the Illinois Home Builders, the Condominium Association. These Bills have also been reviewed by Chicago Title and Trust, and I know of no opposition to them."

Speaker Matijevich: "Representative Levin - Karpel have moved for the passage of Senate Bill 434. The question is, 'Shall Senate Bill 434 pass?' Those in favor signify by voting 'aye', those opposed by voting 'no'. Vote me 'aye' back there. Could somebody vote me 'aye' back there? Have all voted? Have all voted? Have all voted who wish? The Clerk will take the record. Giorgi 'aye!'. On this question, there are 61 'ayes', 1 'nay', 32 voting 'present', and... Representative Shaw, for what purpose do you rise? 'Aye' Shaw. Representative Vinson, for what purpose do you rise?"

Vinson: "I request a verification of the Affirmative Roll Call."

Speaker Matijevich: "Representative Vinson requests a verification, and Representative Karpel - Levin ask for Poll of the Absentees. Marzuki, for what purpose do you rise? Marzuki."

Marzuki: "'Aye'."

Speaker Matijevich: "Marzuki 'aye'. Slape 'aye'. Mike Slape 'aye'. What's the count now, Clerk? 64 'ayes', and the Clerk will call out the absentees."



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Clerk O'Brien: "Poll of the Absentees. Ferris, Bullock, Capparelli, Donico, Huff, Hutchins, Krska, Laurinc, LeFlores, McMaster, Nash, Neff, Panayotovich, W. Peterson, Pierce, Rhen, Taylor, Terzich, Tuerk, Vitex, White, Winchester and Yourell."

Speaker Matijevich: "Neff, for what purpose do you rise, Representative Neff? Neff 'aye'. There are 65 'ayes' and the Clerk will call out the affirmative votes. Stay in your seats and raise your arms."

Clerk O'Brien: "Alexander. Bowman. Braun. Breslin. Brookins. Brunsvold. Christensen. Cullerton. Curran. Currie. DeJaegher. Deuchler. DiFrima. Ecycle. Ralph Dunn. Ewing. Farley. Flinn. Virginia Frederick. Dwight Friedrich. Giglio. Giorgi. Greiman. Hannig. Hastert. Hawkinson. Hensel. Hicks. Hoyer. Jaffe. Karpel. Keane. Klemm. Koehler. Kulas. Leverenz. Levin. Marzuki. Matijevich. Mautino. McGann. McFike. Neff. Oblinger. O'Connell. Pangle. Preston. Bea. Rice. Richmond. Ronan. Bopp. Satterthwaite. Shaw. Slape. Steczo. Stuffle. Turner. Van Deyne. Wait. Wolf. Woodyard. Younge. Zwick and Mr. Speaker."

Speaker Matijevich: "Representative Vinson on the affirmative vote."

Vinson: "Representative Breslin."

Speaker Matijevich: "Representative Breslin...she is not up there. She is up in the gallery, is that it? She is up in the gallery with her mother and father."

Vinson: "Under the circumstances, I will certify that she is here."

Speaker Matijevich: "You're a prince. Representative Hensel, for what purpose are you seeking recognition?"

Hensel: "Mr. Speaker, I'd like to change my vote to 'present'."

Speaker Matijevich: "Hensel to 'present'. Klemm, same request?"

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Klemm to 'present'. Ropp to 'present'. Well, we've got to slow down. One moment. Wait to 'present'. Representative Karpel, you want to get on 'present' too?"

Karpel: "No, I would like to put this Bill on Postponed Consideration."

Speaker Matijevich: "Well, we have got to find out if you are under the required...you know. You got to get under 60 to put it on Postponed. How many do you have, Jack? This Bill having received the Constitutional Majority...Saltsman wishes to be changed to 'aye'. It's going to be put on Postponed. Now, let's not get carried away here. One moment. One moment, please. Just a minute. Deuchler 'present'. Who else? Zwick 'present'. Dunn 'present'. Now, we are under 60 and Representative Karpel asks leave that this Bill be placed on the Order of Postponed Consideration. Leave and the Bill is so placed. Senate Bill 436, Representative Karpel."

Karpel: "Are you...Have you called the Bill, Senate Bill 436, Mr. Speaker?"

Speaker Matijevich: "I didn't do anything yet. You're waving and I thought you wanted recognition. Senate Bill 436. Senate Bill 436, Karpel."

Karpel: "Yes, Mr. Speaker. Would you call the Bill, please?"

Speaker Matijevich: "Representative Levin, for what purpose do you rise?"

Levin: "Yeah, I would...I would like to not jeopardize this Bill. I would really like to take it out of the record."

Speaker Matijevich: "Out of the record. Next Bill. Alright. He...well, I did that because we might as well be doing this as what we are doing so...The Gentleman from DeWitt, Representative Vinson."

Vinson: "You recognized Representative Karpel, who had the right to have the Bill heard. Now, earlier today you made a

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ruling to the effect that when you recognize somebody, they can take the Bill out of the record. Now, if she wants to have her Bill heard, why can't she have her Bill heard. You are going full circle on these things. It's not right. You ought to do it according to the rules. Choose whatever rules you want because you've got that power, but apply them equally to every Member of this chamber."

Speaker Matijevich: "Okay, Representative Vinson, let me tell you now. I tried to do what you wanted to do earlier. Now, would you...would you remind yourself...now you go upstairs and read the tape. Do you remember when somebody was the lead Sponsor and wanted the Bill called and Representative Ohlinger wanted it out of the record, I believe, whoever that was, and you told me to go read the tape and you said they both shared equal Sponsorship. And so...so I...I applied the Vinson Rule on this Bill because of what happened to the prior Bill. I'm trying to not jeopardize the Bill for either Representative Karpel or Representative Levin because I think we have gone far enough today. But go ahead, Representative Vinson, on the point."

Vinson: "Mr. Speaker, those are the rules you ought to be applying. Now, what I did on that particular Bill of Representative Ohlinger's, as you will recall, is I quoted Matijevich to Matijevich. Here's the tape of Matijevich to Matijevich. Now, do you want to play it for the House to have them hear how you said that Sponsors had joint rights? Do you want to have them hear that? I just quoted you to you. Now, what you ought to be doing is applying this to every Member of the chamber. On this Bill, on Representative Ohlinger's Bill and on Representative Karpel's Bill 774. That's what this is all about. That's what we want you to do. We don't want you pulling some

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quotation out of seventh heaven and applying it. We want you to apply this consistently to every Member of the chamber. That's what we are asking for. But if you don't want to do that, then play the tape of Matijevich to Matijevich and it will say what I told you it said, not what you said it said."

Speaker Matijevich: "Thank you, I'd rather not learn a lesson in consistency from Sam Vinson. Representative Friedrich."

Friedrich: "Mr. Speaker, I was not being facetious when I suggested to the real Speaker that since the rules are silent on the matter of hyphenated Cosponsors on Senate Bills that it might be helpful to everybody if he would make a ruling that we could depend on, so that we would have the same thing on every Bill. We don't have that. I thought Mr. McPike made a poor ruling, but he made it. So all I inquired was whether that was the ruling of the real Speaker, and I think when...I think we need that or we need a meeting of the Rules Committee to clarify this and I...I don't think we ought to be continuing this harangue, but absent the rule and then...and then with...in view of the fact you are making different rulings here, I think we need a consistent ruling and I would like to see it come from the Speaker of the House or a change in the rules."

Speaker Matijevich: "I tried to changed them once. Representative Giorgi."

Giorgi: "Mr. Speaker, I think the Representative from DeWitt County is surreptitiously is trying to stultify the House."

Speaker Matijevich: "I didn't...I didn't get that, but whatever...whatever it was, it sounded good."

Giorgi: "I'll give it to you again. I think the Representative from DeWitt County is trying to surreptitiously stultify the Members of the House."

Speaker Matijevich: "Oh, I get it. It did sound good."

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Representative Hoffman, Gene Hoffman."

Hoffman: "Thank you, Mr. Speaker. An inquiry of the Chair in regard to the issue of...of hegemony in regard to Cosponsors. Which of the two...Which position taken by Cosponsors in opposition to the other has hegemony?"

Speaker Matijevich: "I didn't...Were you asking the Chair a question?"

Hoffman: "Yes, I was..."

Speaker Matijevich: "Would you pose that again?"

Hoffman: "Parliamentary inquiry."

Speaker Matijevich: "Proceed."

Hoffman: "The parliamentary inquiry is, when you have two House Sponsors of a Senate Bill, and they take opposite positions on whether the Bill should or should not be heard, which of the two has hegemony?"

Speaker Matijevich: "That question is out of order. That...You pose a question that has nothing to do with...The Chair has ruled that the Bill is out of order and..."

Hoffman: "The Bill is out of order?"

Speaker Matijevich: "...and the only, you only have one more thing to do if you want to do something procedure, but your question is out of order. Representative Karpziel, for what purpose...Representative Hallock."

Hallock: "I would just like to say the demeanor of the Chair today reminds me of an airplane pilot who told his passenger he had some bad news and good news. The bad news was they were lost. The good news is they're making great time."

Speaker Matijevich: "I thought the bad news is we're making bad time. Representative Karpziel."

Karpziel: "Well, Mr. Speaker, with all this commotion, could you tell me what the status of the Bill is now?"

Speaker Matijevich: "The Bill is out of the record."

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Karpiel: "Could you tell me why?"

Speaker Matijevich: "Because the Clerk...the...We made a ruling by the Chair that the Bill is out of the record."

Karpiel: "Why did you make that ruling, under what basis, please?"

Speaker Matijevich: "Your...Your question is out of order. Senate Bill 451..."

Karpiel: "I don't know why my question is out of order on a Bill that I'm sponsoring."

Speaker Matijevich: "...Stuffle. Out of the record. Senate Bill 453, Stuffle. Out of the record. Senate Bill 454, White. Out of the record. Senate Bill 457, Nash. Out of the record. Senate Bill 467, Wclf. Out of the record. Senate Bill 469, Stuffle...even the baby is crying. Out of the record. Senate Bill 479 Representative Piel, for what purpose do you rise?"

Piel: "Question of the Chair, Mr. Speaker."

Speaker Matijevich: "Proceed."

Piel: "A minute ago somebody asked...you know, asked for a parliamentary inquiry. Since when on this House floor is a parliamentary inquiry out of order? I have never heard of such a thing. You tell him...you tell Representative Hoffman..."

Speaker Matijevich: "Parliamentary inquiry is very often out of the order."

Piel: "No, I mean if he's asking...he's asking...parliamentary inquiry is asking a question of the Parliamentarian. So you can't say it's out of order."

Speaker Matijevich: "You...you can never ask a question of the Parliamentarian. You ask it to the Chair. Senate Bill 482..."

Piel: "Would you take me...Would the Parliamentarian take a look at Rule 32 of Roberts Rules of Order?"

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Speaker Matijevich: "Would you turn him off? He's out of order.

Senate Bill 482, Satterthwaite. Out of the record. Senate Bill 490, Flinn. Representative Flinn."

Flinn: "Call my Bill."

Speaker Matijevich: "Representative Flinn says call the Bill. Read the Bill."

Clerk O'Brien: "Senate Bill 490, a Bill for an Act to amend Sections of the Illinois Vehicle Code. Third Reading of the Bill."

Speaker Matijevich: "Representative Flinn on Senate Bill 490."

Flinn: "Well, before I start on the Bill, would I be out of order to move to adjourn again?"

Speaker Matijevich: "Not yet, but we're getting close."

Flinn: "Okay. Let me say this, Mr. Speaker and Ladies and Gentlemen of the House, Senate Bill 490, I'm going to explain it one time, one time only. It's going to be a short explanation. I'm not going to answer any questions and I'm not going to put it on Postponed Consideration. How do you like that? The Bill..."

Speaker Matijevich: "We love it."

Flinn: "The Bill in short explanation of the Bill, it moves the time of a driver's license from a three year term to a four year, and it raises the price of it proportionately. It's supported by the Secretary of State and the Motor Vehicle Laws Commission, and I'm in favor of it. I move for adoption."

Speaker Matijevich: "Representative Flinn moves for the passage of Senate Bill 490. Discussion? Well, there's lights on, but I don't know if they want...Does anybody stand in opposition? If not, the question is, 'Shall Senate Bill 490 pass?' Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Have all voted who wish? The Clerk will...Bit Matijevich 'aye' before we

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turn this thing off. Have all voted who wish? The Clerk will take the record. On...On this question, Representative Vinson...Representative Winchester to explain his vote."

Winchester: "Well, no, Mr. Speaker. I am a hyphenated Sponsor with Representative Flinn, and if this Bill does not get the necessary 60 votes then I would ask that it be put on Postponed Consideration."

Speaker Matijevich: "Well, you've got...You've got to have 47. It may go under, if you are not careful. No, we'll let him do that. On this there are 56 'ayes', no 'nays', and Representative Winchester asks that this Bill be placed on Postponed Consideration. And leave is granted. I thought we were going to get somewhere, but we didn't. We're trying though, Monroe. Senate Bill 496, Hoffman. Representative Vinson, for what purpose do you rise?"

Vinson: "Mr. Speaker, as you know, the Rules of the House provide that when no rule is directly on point, Roberts Rules of Order prevail, and I would quote Section 32 A of Roberts Rules, 'It is the Chair's duty to answer such questions,' such questions refers to parliamentary inquiries as you will see in the sentence before, 'to answer such questions when it may assist a Member to make an appropriate Motion, raise a proper point of order or understand the parliamentary situation or the effect of the Motion.' Now, I respectfully ask the Chair, in keeping with the rules and with Roberts Rules which are directly on point to return to Mr. Hoffman's Motion, his parliamentary inquiry, and to respond to that parliamentary inquiry."

Speaker Matijevich: "The Chair made the ruling that the inquiry was out of order as to the way it was posed to the Chair, and I don't have to explain to you why it was out of order. Senate Bill 490, Hoffman. Out of the record. Senate Bill



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502, Keane. Out of the record. Senate Bill 503, Keane. Out of the record. Senate Bill 506, Stuffle. Out of the record. Senate Bill 507, Saltsman. Out of the record. 5...Senate Bill 511, Mautino. Out of the record. Senate Bill 512, Nelson. Out of the record. Senate Bill 513, Nelson. Out of the record. Senate Bill 517, Hannig. Out of the record. Senate Bill 523, Levin. Representative Karpziel, for what purpose do you rise?"

Karpziel: "I would like to call 5...Senate Bill 523."

Speaker Matijeich: "Senate...You weren't called on yet. I just got to...Senate Bill 523, Levin. Representative Levin."

Levin: "Yeah, out of the record, please."

Speaker Matijeich: "Out of the record. Senate Bill 529, Nash. Out of the record. Senate Bill 530, Nash. Out of the record. Representative Vinson, for what purpose do you rise?"

Vinson: "Once again, I would call your attention to the fact that you called a Bill that a Sponsor wants to call, has requested to call, and you've denied her the opportunity to call that Bill. That's where we started this morning. It's a mistake. It's an important right of every Member of this chamber. You're making a serious mistake and you're just putting another nail in that coffin. You ought not be doing this."

Speaker Matijeich: "Thank you. Senate Bill 550, Giorgi. Out of the record. The Gentleman from Winnebago, Representative Giorgi."

Giorgi: "Let the record show we are now in the penalty box because of the petulant posturing of the infantile Minority Leader."

Speaker Matijeich: "Let...let me tell you, he sits next to me and he's got more like it. Representative Mautino, are you seeking recognition?"

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Mautino: "Just an inquiry, Mr. Speaker. Since our schedule listed until 4 p. m., for clarification, are the time that we are in now the time that was allocated because of the Minority Leader's position? Is that where we are now, for clarification?"

Speaker Matijevich: "We're getting closer. I told you."

Mautino: "It's like going to the old catholic school and now that we are kept after school for being bad students."

Speaker Matijevich: "Giorgi would like to have anybody who can repeat what he said. One moment. We'll be at...We'll be at ease for one second. Alright, we'll proceed on the Calendar. Senate Bill 557, Nash. Out of the record. Senate Bill 568, Saltsman. Out of the record. Senate Bill 571, Karpziel. You've been popular today. What do you think? Now you are on your own."

Karpziel: "I think I'll take this one out of the record."

Speaker Matijevich: "Oh, you're chicken when you're by your...by yourself. Isn't that right, John Lunn? Senate Bill 576, Leverenz. Out of the record. Doris, you'll never forget this day. Senate Bill 582, Churchill. Out of the record. You're right. Senate Bill 589, Leverenz. Out of the record. Senate Bill 590, Steczo. Out of the record. Senate Bill 603, Hannig. Out of the record. Senate Bill 607, Slape. Out of the record. Senate Bill 624, Mautino. Out of the record. Here's a new one today. Senate Bill 628, McGann. Out of the record. Senate Bill 637, Terzich. Out of the record. 638, Giglio. Out of the record. Representative Vinson, for what purpose do you rise?"

Vinson: "Mr. Speaker, you have an obligation to go down the Bills in order. Now, you are skipping Bills. You're reading numbers that aren't even on the same page and I would ask you to please read the Bills in order the way the rules require."

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Speaker Matijevich: "What...Did I skip something, Mr. Clerk? Nobody noticed that I skipped, but I don't think it would have made any difference. Senate Bill 653, Bullock. Out of the record. Representative Pederson, for what purpose do you rise?"

Pederson: "I'm the Cosponsor of the Bill. I'd like to go with it."

Speaker Matijevich: "Alright, the other Co-chief Sponsor is not here and you have that right under this rule. Think you can go with something, go ahead. Read the Bill. We needed a little time anyway, Ernie."

Clerk O'Brien: "Senate Bill... Senate Bill 653, a Bill for an Act to amend Sections of the Workers' Compensation Act. Third Reading of the Bill."

Speaker Matijevich: "Representative Pederson on Senate Bill 653."

Pederson: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. This Bill corrects an oversight or loophole under current Workmens' Compensation laws. Owners of unincorporated businesses, sole proprietors, partners are not covered under their own workmens' compensation policy. If they're one man business, they can't get the coverage, but a one man corporation can. It's important to emphasize this is permissive legislation. The persons it applies to have the option of covering themselves. It's not mandatory. A substantial number of businesses in the state are run by sole proprietors and partners and these people aren't currently eligible for workmens' comp benefits, even though they do the same work their employees do. This Bill would allow these people to be eligible for workers' comp benefits if they are injured on the job. This only seems just. No matter what you think of the law as presently constituted, the benefits are quite good at the receiving end. It's unfair to exclude workers who happen to own

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their own businesses just because they are the owners and haven't incorporated the enterprise. As long as these people have to pay for workers' comp, they should be able to protect themselves and receive the benefits for any injury they might sustain. The Bill would also help create a better climate for business in Illinois, especially for the little guy, because it promotes sound business practices. Often, a small business will contract with a firm which wants proof that it's workers will be covered by workers' comp insurance. There probably isn't one businessman in a thousand who, having received evidence of coverage, realizes that the key person isn't covered. I'm sure you can visualize literally hundreds of businesses in your district which would benefit from this legislation. Businessmen or...or individual...That's all I have to say about it. This is a good Bill. Nobody's against it, and it'd do a lot for the small businessmen in the State of Illinois. I urge it's passage."

Speaker Matijevich: "Representative Pederson has moved for the passage of Senate Bill 653. Representative Brummer."

Brummer: "Yes, I...I have a couple serious questions of the Sponsor. This isn't delaying. I...I would hope that he would respond to a couple questions. Would he?"

Speaker Matijevich: "We're on...We're on Short Debate, and nobody took it off. Does any..."

Brummer: "I move to take it off Short Debate."

Speaker Matijevich: "Alright, there are the requisite numbers to take it off. The Bill is now off Short Debate. Do...Do you yield, Representative Pederson? He indicates he will, and I...I would hope now we are serious because this is a serious Bill. And Representative Brummer has indicated that these are serious questions."

Brummer: "Well, I...I understand what the Sponsor is attempting

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to address, and I...I looked at the Committee vote and I think it was unanimous, so I guess these questions have been answered somehow, you know, through the Committee process, but I'm not part of that Committee so I don't know the answer. Generally, workers' comp accidents need to have occurred during the course of employment, and I suspect one reason that sole proprietors or partners were not covered, even optionally, under workers' comp previously is that there is some...there may be some difficulty with regard to...particularly with a sole proprietorship in terms of determining when he is or is not during the course of employment. Are there any guidelines with regard to this? I mean, can this be part-time work that he's doing or she's doing, you know, as little as a couple hours a week or something, some...some moonlighting item? Can they put themselves within the coverage of the workers' comp?"

Speaker Matijevich: "Representative Pederson."

Pederson: "Well, the...we have literally hundreds of small corporations where you really, in effect, have one man or one person operating the company and we have no problem with that. So I don't see why you would have any problem with this kind of situation."

Brummer: "Well, you know one...Another question just occurred to me. Generally, with regard to the employees, for example, that work in our law office and I'm involved in a partnership situation so I'm not covered under workers' comp. In fact, we talked about incorporating specifically for this, so this is a Bill that I have some interest in. How do you determine though, with regard to a sole proprietorship, what the...what the premium rate would be with regard to that individual? It would not be tied to wages at all, since it's a sole proprietorship, as I

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to close."

Pedersen: "Well, I have just given the major reasons why this is a good Bill, why it would be good for the...for the climate in Illinois and why it would be fair to the individual who can't get the coverage even though he's working. It's a...It's a good Bill. There's no real opposition to it and I recommend it's passage."

Speaker Matijevich: "Representative Pederson has moved for the passage of Senate Bill 653. Those in favor signify by voting 'aye', those opposed by voting 'no'. Vote me 'aye', Zeke. Have all voted? Have all voted who wish? The Clerk will take the record. On this question, there are 97 'ayes', no 'nays', and Senate Bill 653, having received the Constitutional Majority, is hereby declared passed. Representative Bullock will be thrilled. Representative Ewing, for what purpose do you rise?"

Ewing: "For a point of personal privilege."

Speaker Matijevich: "Proceed, Representative Ewing."

Ewing: "First of all, is my light..."

Speaker Matijevich: "Yes, it was on but you were way over here and I just thought..."

Ewing: "No, no, no, Mr. Speaker. I have been in this seat for some time. Now, I realize that I am only an appointed Assistant Minority Leader, but I have tried to get your attention. You have systematically ignored me. I don't think any Member of this House would say that I monopolize the use of this microphone. This light has been on now through four or five Bills and I have waited to see how long you would leave it on. And finally, my patience or lack of patience caused me to rise on this personal privilege. And I wonder if that is the way that all of the Members of this House on this side are treated or just Assistant Minority Leaders or just the Representative from

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Livingston County. I happen to resent that. I think that you have been fair at other times. You certainly aren't today, and I would hope...I would hope that when we are back in the Chair, and it won't be too long, we would give you people a little more respect than you have given to us and to our Assistant Leadership."

Speaker Matijevich: "Representative Ewing, could I...could I really tell you that I saw your light and I was going to recognize you when you and Vinson and others on that price question. Then you walked away and I, frankly, thought you forgot to turn your light off. And, really, that...that's what it was. Now, Representative Winchester, for what purpose do you rise?"

Winchester: "Thank you, Mr. Speaker. On a point of personal privilege. About an hour ago, Representative Brummer had a piece of legislation that was very serious to him and probably very serious to the State of Illinois, and during that time, you know, everybody was giving him a little hassle and so did I. But I did something...I think I broke a rule and that rule was to...to say...make comments about a Bill that was not true by implying that it would cause people tax increases and so forth. I offered that in jest. I offered that in humor and...but regardless of how you offer it, when you say something that is not true about a piece of legislation, then it's wrong. And while the Sponsor did not ask for an apology, I do publicly, in front of all the Members, do want to apologize to him for saying that."

Speaker Matijevich: "Representative Winchester, it's...it's been that kind of day. I think maybe I ought to apologize for everybody. Representative Brummer."

Brummer: "Well, I hate to advise Representative Winchester, but Representative Vinson has already sent out a press

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release."

Speaker Matijevich: "Alright. We've got a few more Bills to go until the Supplemental comes out. 6...Senate Bill 659. Out of the record. Senate Bill 671, Levin. Representative Levin, for what purpose..."

Levin: "Okay. Two purposes, Mr. Speaker. First of all, to indicate that despite today's activities, I have...continue to have a tremendous amount respect and admiration for my joint chief Sponsor. I think she has been through a lot. She has been put in a very awkward position, one that, you know, certainly is not her doing. And I think she is a very dedicated Legislator and, you know, we may have a disagreement today, but I have enjoyed working with her on this. And this is a very awkward situation. I am, however, going to follow her lead on House Bill 571 and ask that...671 be taken out of the record as well."

Speaker Matijevich: "Out of the record. Senate Bill 673. Representative Karpel, for what purpose do you rise?"

Karpel: "As a Sponsor of Senate Bill 673, I would like to call the Bill...671, I would like to call the Bill."

Speaker Matijevich: "We're on...We're on Senate Bill 673, Mautino. Out of the record. Senate Bill 681, Yourell. Out of the record. Oh, Yourell is not here. Alright, Myron. You better pass it. Bus gets angry. Clerk will read the Bill."

Clerk O'Brien: "Senate Bill 681, a Bill for an Act to amend Sections of the Election Code. Third Reading of the Bill."

Speaker Matijevich: "Representative Olson."

Olson: "Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. Senate Bill 681 is one of those Bills in the Elections Committee which, at the request of the Majority...of the Speaker of the House, was being considered for the agreed list to which we had indicated we



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would probably agree. This is a State Board of Election Bill which deals with campaign reforms and I would just give you a brief summary. It's designed to include judicial retention candidates within the Campaign Disclosure Act. It's to permit the disclaimers to be printed on the back of tickets, rather than on the front if there isn't any room. It's to provide that the annual campaign disclosure reports to political party committees who file on a fiscal year basis shall be filed within thirty days of the end of the fiscal year. It's designed to permit a statement of non-participation election to be filed by a continuing political committee in lieu of thirty to sixty day reports. It's designed to extend the State Board of Elections deadline for final judgment on campaign disclosure complaints to forty-two days from twenty-one, and in an explanation, it clarifies that retention judges are candidates covered by the Campaign Financing Act, permits the disclaimer, provides for deadlines and in addition to that, it exempts political committees supporting an incumbent not up for election and not raising or expending funds from filing meaningless pre and post-election reports. And in addition, it allows the Board and the respondent to a campaign disclosure complaint additional time for depositions, hearing on motions in non-election years. As I indicated earlier, this is a Bill that is of substance. It's a State Board of Election Bill, and I would urge an 'aye' vote. I will be prepared to answer questions on this Bill."

Speaker Matijevich: "Representative Olson has moved for the passage of Senate Bill 681. Nobody standing in opposition, the question is, 'Shall Senate Bill 681 pass?' Those in favor signify by voting 'aye', those opposed by voting 'no'. Have all voted? Have all voted who wish? The Clerk

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will take the record. On this question there are 100 'ayes', no 'nays', 1 answering 'present', and 6...Senate Bill 681, having received the Constitutional Majority, is hereby declared passed. Pursuant to the Speaker's announcement that today is the last day for Motions to discharge the Appropriations Committee, we have Supplemental Calendar #1, and on Supplemental Calendar #1 on the Order of Motions appears Senate Bill 1016, Wyvetter Young. Cut of the record. Senate Bill 1029, Capparelli. Cut of the record. Sounds great, doesn't it? We're getting there now. Introduction, First Reading of Bills."

Clerk O'Brien: "House Bill 2296, Hallock, a Bill for an Act to create the Illinois County Historic Preservation Act. First Reading of the Bill."

Speaker Matijevich: "Committee Reports."

Clerk O'Brien: "Representative Leverenz, Chairman of the Committee on Appropriations I, to which the following Bills were referred, action taken June 17, 1983, reported the same back with the following recommendations: 'do pass as amended' Senate Bills 389, 390, 394, 388, 381 and 377. Representative Bowman, Chairman of the Committee on Appropriations II, to which the following Bills were referred, action taken June 17, 1983, reported the same back with the following recommendations: 'do pass' Senate Bill 380; 'do pass as amended' Senate Bills 264, 393, 398, 399, 407, 766 and 715."

Speaker Matijevich: "Agreed Resolutions. Read the...Read the Resolutions."

Clerk O'Brien: "House...or Senate Joint Resolution 55, Currie - Barnes. House Joint Resolution 60, McAuliffe. House Joint Resolution 59, DiPrima. House Resolution 387, Fopp - Leverenz. 388, Fraun. 389, Honan."

Speaker Matijevich: "Gentleman from Winnebago, Representative

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Giorgi, on the Agreed Resolutions."

Giorgi: "Mr. Speaker, Senate Joint 39...55 by Currie talks about Illinois Child Support Enforcement Month. McAuliffe, 60, notes thirty years of public service. Ecpp's 387 asks that the county fair people start buying insurance for their fair buildings. Braun's 388 tells about a parade on the Fourth of July and Ronan's 389 installs a Square Lion's Club...installation of officers. I move the adoption of the Agreed Resolutions."

Speaker Matijeich: "Representative Giorgi has moved the Agreed Resolutions. Those in favor say 'aye', those opposed say 'no', and the Agreed Resolutions are adopted. General Resolutions."

Clerk O'Brien: "Senate Joint Resolution 29, Ereslin. House Joint Resolution 61, Shaw. House Resolution 390, Giorgi."

Speaker Matijeich: "Speaker's Table. Committee on Assignments. The Adjournment Resolution. The Clerk will read the Adjournment Resolution."

Clerk O'Brien: "Senate Joint Resolution 56, resolved by the Senate of the 83rd General Assembly of the State of Illinois, the House of Representatives concurring herein, that when the Senate adjourns on Thursday, June 16, 1983, it stands adjourned until Monday, June 20, 1983, at twelve o'clock noon, and when the House of Representatives adjourns on Friday, June 17, 1983, it stands adjourned until Monday, June 20, 1983, at twelve o'clock noon."

Speaker Matijeich: "The Majority Leader, Jim McPike, on the Adjournment Resolution."

McPike: "Thank you, Mr. Speaker. I move for the adoption of the Adjournment Resolution."

Speaker Matijeich: "Gentleman moves for the adoption of the Adjournment Resolution. Those in favor say 'aye', opposed 'nay', and the Adjournment Resolution is adopted. And now,

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the Chair, wishing everybody a good weekend and a happy Father's Day, Representative Jim McEike, the Majority Leader, stands at this...moves that this House stand adjourned until noon Monday. The House is adjourned."

12/09/83  
11:15

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