

STATE OF ILLINOIS
85th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

129th Legislative Day

November 10, 1988

Speaker Curran: "The hour of twelve o'clock having arrived, the 17
House will be in Perfunctory Session. Be led in prayer by 18
the Clerk."

Clerk O'Brien: "Let us pray. Lord, bless this House and all 21
those that serve and work here. Amen."

Speaker Curran: "Be led in the Pledge of Allegiance by the 24
Doorkeeper, Emery Koehler."

Koehler: "I pledge allegiance to the flag of the United States of 26
America, and to the Republic for which it stands, one 27
nation under God, indivisible, with liberty and justice for 28
all."

Clerk O'Brien: "Messages from the Secretary of State. To the 31
Honorable Speaker of the House: Sir, in compliance with
the provisions of the Constitution of the State of 32
Illinois, I am forwarding herewith the enclosed House Bills 33
as vetoed by the Governor together with his objections. 34
House Bills 2925, 2930, 2981, 2986, 3124, 3286, 3311, 3489,
3695, 3752, 3896, 3931, 4277 and 4280. Respectfully, Jim 35
Edgar, Secretary of State. To the Honorable Speaker of the 36
House: Sir, in compliance with the provisions of the 37
Constitution of the State of Illinois, I am forwarding 38
herewith the enclosed House Bills that are being returned
by the Governor with specific recommendations for change. 39
House Bills 253, 917, 2034, 2918, 3109, 3125, 3273, 3335, 40
3349, 3482, 3666, 3733, 3735, 3739, 3785, 3800, 3968, 4075 41
and 4116. Respectfully, Jim Edgar, Secretary of State. To 42
the Honorable Speaker of the House: Sir, in compliance
with the provisions of the Constitution of the State of 43
Illinois, I am forwarding herewith the enclosed House Bills 44
that have been vetoed in part, line item vetoed by the 45
Governor. House Bills 3403, 3237, 3227 and 3199.
Respectfully, Jim Edgar, Secretary of State. To the 46

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Honorable Speaker of the House: Sir, in compliance with 47
the provisions of the Constitution of the State of 48
Illinois, I am forwarding herewith the enclosed House Bills
that have been reduced in part, line item reduction by the 49
Governor. House Bills 3242, 3235 and 3211. Respectfully, 50
Jim Edgar, Secretary of State. To the Honorable Speaker of 51
the House: Sir, in compliance with the provisions of the 52
Constitution of the State of Illinois, I am forwarding
herewith the enclosed House Bills which the Governor vetoed 53
in part, line item veto and reduced. House Bills 3543 and 54
3212. Respectfully, Jim Edgar, Secretary of State. 55
Introduction and First Reading of Bills. House Bill 4299,
offered by Representative Cullerton, a Bill for an Act to 56
amend Sections of the Illinois Pension Code. First Reading 57
of the Bill. House Bill 4300, offered by Representative 58
Novak, a Bill for an Act to add Sections to the Illinois 59
Insurance Code. First Reading of the Bill. House Bill
4301, offered by Representative McGann and Keane, a Bill 60
for an Act to amend Sections of the Illinois Pension Code. 61
First Reading of the Bill. House Bill 4302, offered by 62
Representative Christensen, a Bill for an Act to amend 63
Sections of the Regional Transportation Authority Act. 64
First Reading of the Bill. House Bill 4303, offered by 65
Representative Wyvetter Younge, a Bill for an Act in
relation to the promotion of minority in female owned 66
businesses. First Reading of the Bill. House Bill 4304, 67
offered by Representative Phelps, a Bill for an Act making 68
an appropriation to the Department of Public Health. First
Reading of the Bill. House Bill 4305, offered by 69
Representative Curran, a Bill for an Act to amend Sections 70
of the Criminal Code. First Reading of the Bill. House 71
Bill 4306, offered by Representative Homer, a Bill for an
Act in relation to tax amnesty. First Reading of the Bill. 72

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House Bill 4307, offered by Representative Stange, a Bill 73
for an Act to amend Sections of the Humane Care for Animals 74
Act. First Reading of the Bill. Introduction and First 75
Reading of Constitutional Amendments. House Joint 76
Resolution Constitutional Amendment #30, offered by
Representative Sutker. Resolved by the House of 77
Representatives of the 85th General Assembly of the State 78
of Illinois, the Senate concurring herein, That there shall
be submitted to the electors of the State for adoption or 79
rejection at the general election next occurring at least 80
six months after the adoption of this Resolution, 81
Proposition to amend Section 8, 10, 11 and 12 of and to add 82
Section 12.1 and 15.1 to Article VI of the Constitution to
read as follows: Article VI. Section 8. Associate 83
Judges. Each Circuit Court shall have such number of 84
Associate Judges as provided by law. Associate Judges 85
shall be appointed by the Appellate Judges of the Appellate 86
Court of the judicial district where the Circuit Court for
which the Associate Judges are appointed in location as the 87
Supreme Court shall provide by rule. Associate Judges may 88
be reappointed to office in the manner provided in this 89
Section. In the first judicial district unless otherwise
provided by law at least one-third of the Associate Judges 90
shall be appointed from and reside outside Chicago. The 91
Supreme Court shall provide by rule for manners to be 92
assigned...matters to be assigned to Associate Judges. 93
Section 10. Term of Office. The term of office of Supreme
Court Judges shall be ten years, of Appellate Court Judges, 94
eight years, of Circuit Judges, six years and of Associate 95
Judges, four years. Section 11. Eligibility for Office. 96
No person shall be eligible to be a Judge unless he is a 97
United States citizen, licensed attorney at law in this
state and resident of the unit which selects him. No 98

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person shall be eligible to be an Associate Judge unless he 99
is a United States citizen, licensed attorney at law of 100
this State and resident of the circuit for which he is
selected. No change in the boundaries of the unit shall 101
affect the tenure of office of a Judge or Associate Judge 102
incumbent at the time of such change. Section 12. 103
Election and Retention. A. Supreme and Appellate Judges
shall be nominated at primary elections by a petition. 104
Supreme and Appellate Judges shall be elected at general or 105
judicial elections as the General Assembly shall provide by 106
law. A person eligible for the office of Supreme or 107
Appellate Judge may cause his name to appear on the ballot
as a candidate for Supreme or Appellate Judge at the 108
primary and at the general or judicial election by 109
submitting petitions. The General Assembly shall prescribe 110
by law the requirements for petitions. B. The office of a 111
Supreme or Appellate Judge shall be vacant upon his death,
resignation, retirement, removal or upon the conclusion of 112
his term without retention in office. Whenever an 113
additional Appellate Judge is authorized by law, the office 114
shall be filled in the manner provided for filling a 115
vacancy in that office. C. A vacancy occurring in the
office of Supreme or Appellate Judge shall be filled as the 116
General Assembly may provide by law. In the absence of 117
law, vacancies may be filled by appointment by the Supreme 118
Court. A person appointed to fill a vacancy sixty or more
days prior to the next primary election to nominate Supreme 119
and Appellate Judges shall serve until the vacancy is 120
filled for a term at the next general or judicial election. 121
A person appointed to fill a vacancy less than sixty days
prior to the next primary election to nominate Supreme and 122
Appellate Judges shall serve until the vacancy is filled at 123
the second general or judicial election following such 124

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appointment. D. Not less than six months before the 125
general election preceding the expiration of his term in 126
office, the Supreme or Appellate Judge who has been elected 126
to that office may fill...may file in the office of the 127
Secretary of State a declaration of candidacy to succeed 128
himself. Secretary of State not less than sixty-three days
before the election shall certify the Supreme or Appellate 129
Judge's candidacy to the proper election officials. The 130
name of Supreme and Appellate Judges seeking retention 131
shall be submitted to the electors separately and without
party designation on the sole question whether each Supreme 132
or Appellate Judge shall be retained in office for another 133
term. Retention selection shall be conducted at general 134
elections in the appropriate judicial district for Supreme 135
and Appellate Judges. The affirmative vote of three-fifths
of the electors voting on the question shall elect the 136
Supreme or Appellate Judges to the office for a term 137
commencing on the first Monday in December following his 138
election. E. A law reducing the number of Appellate
Judges shall be without prejudice to the right of the 139
Appellate Judges affected to seek retention in office. A 140
reduction shall become effective when a vacancy occurs in 141
the affected unit. Section 12.1. Circuit Judges 142
Appointment. A. Circuit Judges shall be appointed by the
Supreme Court in such manners the Supreme Court shall 143
provide by rule. Circuit Judges may be reappointed to 144
office in the manner provided in this Section. B. The
office of Circuit Judge shall be vacant upon his death, 145
resignation, retirement, removal or upon conclusion of his 146
term without retention in office. Section 15.1. 147
Disciplinary Oversight Committee. A. There is created a
Disciplinary Oversight Committee consisting of a Chairman 148
appointed by the Chief Justice of the Supreme Court, two 149

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public members appointed by the Governor, two licensed 150
attorneys at law of this State selected by the attorneys of 151
this State in such manner as the Supreme Court shall
prescribe by rule and two Judges appointed by the Judges of 152
this State in such manner as the Supreme Court shall 153
describe by rule. B. Four of the initial appointees of 154
the Committee shall serve three year terms and three of the
initial appointees shall serve four year terms. Their 155
successors shall serve six year terms. C. The Committee 156
shall have powers after notice and public hearing to remove 157
from office Circuit and Associate Judges for misfeasance 158
and malfeasance in office. D. The concurrence of four
members of the Committee shall be necessary for a decision. 159
The decision of the Committee shall be final. E. The 160
Committee shall adopt rules governing its procedure and 161
shall have power to issue subpoenas. The General Assembly
shall provide by law for the expenses of the Committee. 162
Schedule. This Amendment shall take effect upon its 163
adoption by the voters of this State and shall only apply 164
to Judges and Associate Judges selected after its adoption.
Judges and Associate Judges holding office on the date of 165
the adoption of this Amendment shall continue to serve 166
until the expiration of their term under the provisions of 167
this Article in effect prior to the adoption of this
Amendment. First Reading of the Constitutional Amendment. 168
Being no further business, the House now stands adjourned." 169

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