

Doorkeeper: "Attention Members of the House of Representatives, the House will convene in fifteen minutes."

(Equipment testing.)

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

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

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

Amen. O Lord, Bless this House to Thy service this day. Amen.

I quote from the Epistle of Timothy, 5:17-18 verse: Let the elders that rule well be counted worthy of double honour, especially they who labour in the word and doctrine. For the scripture saith, Thou shall not muzzle the ox that treadeth out the corn. And, the Labourer is worthy of his reward. Let us pray. Almighty God, the Creator of the Universe, the Creator of the Earth, the Creator of all mankind: we acknowledge Thy divine power and thank Thee this day and every day for our creation and preservation. Especially are we grateful for the talents which Thou has given to us in our calling to serve as Members of this House of Representatives of the State of Illinois. Do Thou, O Lord, guide our minds, strengthen our wills, and sustain our courage that all that we may do is for the well-being of those whom we serve. Make us, O Lord, ever to be worthy of our hire; that we may never displease Thee; or fail to execute our finest abilities of which we have been bestowed by Thee. This we ask in the Name of Thy Son. Amen."

Speaker Redmond: "Mr. Clerk, do you want to read the Proclamation?"

Clerk O'Brien: "Proclamation. For the reasons set forth below, I believe the need for further legislation relating to compensation of Members of the Legislative and Executive Branches of state government is so acute that a Special Session of the Eightieth General Assembly is warranted. On November 30, 1978, the General Assembly passed into law, over my veto, House Bill 255, Public Act 80-1470, relating to the compensation of certain elected and appointed state officials and judges and to the compensation and mileage allowances of Members of



the General Assembly. That Act provides the varying one time increases in the compensation of the officials designated therein. This action has been the subject of controversy and I therefore believe it is important that the General Assembly reconsider these salary increases. Since the elected state officials designated in Article ...V of the Constitution of 1970 commence their terms on the second Monday of January 1979. And since my action taken thereafter cannot effect the increases provided for those officers by Public Act 80-1470; quick and decisive action is necessary. House Bill 802, presently pending in the Senate, provides the appropriate vehicle for such consideration. Call... Therefore, pursuant to Article IV, Section 5 (b) of the Constitution of 1970, I hereby call and convene the Eightieth General Assembly in a Special Session to commence on January 5, 1979, at 12 o'clock noon, in order to consider through House Bill 802, the enactment or amendment of law relating to the compensation of elected and appointed state officials and to the compensation of Members of the General Assembly. James R. Thompson, Governor."

Speaker Redmond: "Representative Geo-Karis is recognized...do you question the presence of a quorum, Representative Geo-Karis? Representative Geo-Karis questions the presence of a quorum. Roll Call for attendance. Have all voted who wish? On this question there's 62 present. Take the Roll...yes, take the Roll Call. Representative Mudd."

Mudd: "Would you record me 'present' please?"

Speaker Redmond: "Representative Mudd...'present', Kempiners 'present'. Representative Geo-Karis moves he adjourned.I guess I didn't hear that. Well, it looks like the roads are bad between here and Rochester....so we'll have to stand at ease until 3 o'clock. Representative Johnson is recognized."

Johnson: "Mr. Speaker, we...Representative Campbell and I have been given a number of petitions. We're going to make a speech on it. We'd just like them ...read into the record and put on permanent file with the Clerk for whatever reference is appropriate. They all have to do with the subject of this Special Session."



Speaker Redmond: "Representative. . . Would you repeat that? I didn't...."

Johnson: "I said...Representative Campbell and I have a number of petitions here that we've been asked by people in our district to present....and make a part of the record. And I just simply ask that they be given to the Clerk and put on file and ...and ... appropriate notations."

Speaker Redmond: "Okay. Will be done. Representative Bluthardt. So.... the House will be at ease until 3 o'clock."

AT EASE.....

Speaker Redmond: "The House will come to order. Members..... please be in their seats. It would appear that the lower chamber has not yet resolved. So I think we should stand at ease until 4 o'clock. Representative Tipword, ...the Gentleman from Christian."

Tipword: "If they can't make up their mind would they be - do you suppose - adverse to our adjournment?"

Speaker Redmond: "Well....."

Tipword: "Never mind. Don't answer that."

Speaker Redmond: "Representative Geo-Karis, I thought, put that question earlier andfour o'clock...."

AT EASE.....

Speaker Redmond: "Is Channel 20 finished up there?....."

The House will come to order. Members, please be in their seats. Mr. Doorkeeper, make your announcement. Nobody except Members permitted on the floor. No staff, no....."

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

Speaker Redmond: "Resolutions."

Clerk O'Brien: "House Resolution #1, Representative Madigan. Resolved that the rules of the House of Representatives of the Eightieth General Assembly be adopted as the rules of this Fourth Special Session; so far as the same may be applicable. That the standing Committees of the House of the Eightieth General Assembly and their Membership shall constitute the standing Committees and that the



Journal Review Committee appointed by the Speaker, pursuant to House Resolution 508, be authorized and directed to review and approve the Journals of the Fourth Special Session."

Speaker Redmond: "Representative Lechowicz, to present Resolution 1. You move the adoption?"

Lechowicz: "Mr. Speaker, I move the adoption of the Resolution #1."

Speaker Redmond: "Is there any discussion? The question is on the Gentleman's motion. Those in favor say 'aye', 'aye'; opposed 'no', the 'ayes' have it, the motion carried and the Resolution is adopted. Anything else, Mr. Clerk? We're honored by a visit of a Senator who didn't have the honor of serving in the House, Senator Egan. ... Representative Lechowicz."

Lechowicz: "Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Would the record show that Representatives Domico and Nardulli are excused because of illness."

Speaker Redmond: "Any objection? Hearing none, the record will so show. Roll Call for attendance. Have all voted who wish? Have all voted who wish? The Clerk will take the record. Representative Ryan, do you seek recognition?"

Ryan: "Yes, Mr. Speaker. I would like to request a Republican Conference. I don't have a room. Maybe you could give me one. ...Has the Bill arrived from the Senate? "

Speaker Redmond: "118, Representative Ryan."

Ryan: "Has the Bill arrived from the Senate?"

Speaker Redmond: "Message...it's here from the Senate, I understand. The answer is 'yes', I guess. Representative Madigan....er...Hart, rather. Democratic. ...Representative Madigan."

Madigan: "Mr. Speaker, ...may I place the excused absences into the record?"

Speaker Redmond: "Somebody has put two in there, Domico and 'Dimarco'... and who else, Ted?"

Madigan: "Nardulli and Domico."

Speaker Redmond: "Yeah."

Madigan: "And then, Representative Peggy Smith Martin excused because of illness. Representative Pierce excused. Representative James Houlihan excused because of the recent birth of a son. And



Representative Marovitz excused."

Speaker Redmond: "Is there any discussion? Any objections? Hearing none, the absences will be indicated as excused. Peggy Smith Martin. What was the last one? Jim Houlihan and...."

Madigan: "James Houlihan and William Marovitz."

Speaker Redmond: "Marovitz. Representative Hart."

Hart: "We'd like to have a Democratic Conference in Room 114."

Speaker Redmond: "Republican Conference in 118, Democratic Conference in 114. We'll be back on the floor at 6 o'clock. ...Representative Jack Davis."

Davis: "Mr. Speaker, it's a little late right now because the offending object has left. But I was going to point out to Representative Deuster and those in the well that we had a bird on that chandelier up there that flew in. Looks like a starling. I didn't want them to get anything on their head because the press has put enough of that on our heads in the last few weeks."

Speaker Redmond: "Which side of the aisle was the bird?"

Davis, J.: "Right here, Sir. In the right place."

Speaker Redmond: "Okay. Crossing the aisle is prohibited. Representative Deuster."

Deuster: "There's a saying under this circumstance. I'm reminded of the Gentleman who looked up when that happened and he said, 'For some people they sing.'"

Speaker Redmond: "Okay. We'll stand adjourned....er....in recess until 6 o'clock. Democratic Conference in Room 114. Republican in 118."

HOUSE IN RECESS....

Speaker Redmond: "The House will come to order. Members please be in their seats. Messages from the Senate."

Clerk O'Brien: "A message from the Senate by Mr. Wright, Secretary. Mr. Speaker, I am directed to inform the House of Representatives the Senate concurred with the House of Representatives in passage of the Bill with the following title, to wit: House Bill #802, together with the attached Amendments, Senate Amendment #1 and Senate Amendment



#3, passed by the Senate, as amended, January 5, 1979, at the Fourth Special Session. Kenneth Wright, Secretary."

Speaker Redmond: "Introduction, First Reading."

Clerk O'Brien: "House Bill #1, Johnson, et al. A Bill for an Act relating to the compensation of certain elected and appointed state officials and judges... the compensation mileage allowance of the Members of the General Assembly. First Reading of the Bill."

Speaker Redmond: "Representative Johnson. Representative Johnson."

Johnson: "Mr. Speaker, there's a motion on the Calendar by Representative Neff and myself to advance House Bill 1 to the Order of Second Reading, Second Legislative Day, and to bypass Committee. This Bill, for those of us who sincerely believe that there...that the original pay hikes should be rescinded altogether, gives us an opportunity to vote 'yes' or 'no', on that particular proposition. I would so move."

Speaker Redmond: "Representative Madigan."

Madigan: "Point of order, Mr. Speaker."

Speaker Redmond: "State your point."

Madigan: "This matter is not...does not appear on the Calendar. And as I understand the rules requires unanimous consent."

Speaker Redmond: "That is correct."

Madigan: "...Then I object."

Speaker Redmond: "Representative Darrow."

Darrow: "Thank you, Mr. Speaker. I have a parliamentary inquiry. I would assume that introducing new legislation is beyond the call of the special leg...of the Special Session and I would like a ruling on that, whether we can introduce new legislation."

Speaker Redmond: "We have received two Attorney General's opinions to the effect that we are not limited to the Bills specified in the call and that the introduction of other Bills is appropriate. We have that rule. Now, the question, Representative Johnson, requires unanimous approval...and objection has been raised by Representative Madigan and Representative..."

Darrow: "Well, could I just ask the Chair, ...on what grounds and what rule ..."



Speaker Redmond: "...31 (b)."

Darrow: "31 (b) is directed to what point?"

Speaker Redmond: "Motion to advance without reference.....Representative, if you submit your motion in writing and put it on the Calendar, then it would be appropriate to proceed, but...Representative Schoeberlein, are you seeking recognition? You had your arm raised, I was wondering. That may be the solution to the dilemma....and I'm not too sure that somebody hasn't prearranged that. Representative Ewing."

Ewing: "Mr. Speaker, I wonder if you would have one of the Pages bring Representative Walsh a hat?"

Speaker Redmond: "Let's just hope it's a clinker. Representative Geo-Karis."

Geo-Karis: "Mr. Speaker and Ladies and Gentlemen of the House, considering that there is a bird up there...and looking for a bright and shiny palette...pate - rather. Would you be saying that...would I be correct in assuming then that Representative Walsh will be getting the bird very shortly?"

Speaker Redmond: "Representative Deuster."

Deuster: "Mr. Speaker, I think the bird is off target. If he's after Walsh he's ...he's about three feet too far forward. He's hit my desk four times. I really think ...I think the bird is sick and I wish you would call the nurse."

Speaker Redmond: "Representative Meyer. Representative Meyer."

Meyer: "Mr. Speaker, first of all I'd like leave of the House to ...to suspend the appropriate rule relating to printing of the Conference Committee Report that it be on the desk for 24 hours on the Calendar. I ask leave for the House to have these rules suspended."

Speaker Redmond: "...Moved...Representative Meyer has moved for the suspens...leave to suspend 68 (d). Is there any objection? Hearing none, the Attendance Roll Call will be used. On the Order of ...the Order of Concurrence appears House Bill 802. Representative Meyer is recognized."

Meyer: "Mr. Speaker, at this time I would move to nonconcur in House



..Senate Amendments to House Bill 802, and ask...Senate Amendments 1 and 3, and ask for the appointment of a Conference Committee."

Speaker Redmond: "You've heard the Gentleman's motion. Those in favor say 'aye', 'aye'; opposed 'no'. The 'ayes' have it, the motion carried...the motion carries. House nonconcur, you notify the Senate. The House will stand in recess. Yeah. Yeah. No we haven't. No. We notify the Senate. The Senate makes the decision whether they recedeOkay. No it was not. It's up to the Senate now. The House will stand in recess until....what's your guess? One hour, 8:30."

RECESS.....

Speaker Redmond: "The House will come to order. Members please be in their seats. Representative Sanquist, please be in your seat. Representative Madigan."

Madigan: "Mr. Speaker, do you wish to take a Roll Call for attendance?"

Speaker Redmond: "No."

Madigan: "I...there...If you don't, I request a Democratic Conference."

Speaker Redmond: "Have you arranged for a room yet? I guess it would be 114?"

Madigan: "114."

Speaker Redmond: "Request has been made for Democratic Conference. House will stand....How long will it take, Mr. Madigan?"

Madigan: "Fifteen minutes... to half an hour."

Speaker Redmond: "Representative Ryan."

Ryan: "Thank you, Mr. Speaker. I would like to have the same request, for Republican Conference."

Speaker Redmond: "In Room 114...is that yours, or 118?"

Ryan: "Do you want to have a joint Conference, Mr. Speaker?"

Speaker Redmond: "What? Why don't we have a joint Conference with the Senate? And maybe the Executive Department."

Ryan: "Republican Conference in 114, is that it?"

Speaker Redmond: "Yeah."

Ryan: "118...118."

Speaker Redmond: "118, back at 1:30?"



Ryan: "Tomorrow afternoon?"

Speaker Redmond: "I know you're all going to be sorry, but I haven't had any lunch or any dinner and I could ill-afford to lose a meal. Just as good friends."

RECESS.....

Speaker Redmond: "Don't disturb the bird. House will come to order.

Representative Madigan. ...Not yet."

Madigan: "Mr. Speaker, this is in the form of an announcement. Would all Democrats please return to Room 114? So, would all Democrats please return to Room 114? Please, all Democrats in Room 114."

RECESS.....

Speaker Redmond: "The House will come to order. Members please be in their seats. Messages from the Senate."

Clerk O'Brien: "A message from the Senate by Mr. Wright, Secretary. Mr. Speaker, I am directed to inform the House of Representatives the Senate has refused to recede from their Amendments #1 and 3 to the Bill of the following title; House Bill 802. I am further directed to inform the House of Representatives that the Senate requests a First Conference Committee. Action taken by the Senate January 6, 1979, at the Fourth Special Session. Kenneth Wright, Secretary."

Speaker Redmond: "Conference Committee will be meeting, I guess, it's going to meet right away in Room 400. The House...The House Members are, I believe, Representative Collins and Representative Conti, Representative Leverenz and Roman Kosinski and Richard Mautino."

RECESS.....

Speaker Redmond: "....The House will come to order. Members please be in their seats. Roll Call for attendance and per diem. The rules don't permit you to vote the switch of another Member. Adjournment Resolution."

Clerk O'Brien: "House Joint Resolution #1, Resolved by the House of Representatives of the Eightieth General Assembly of the State of



Illinois, the Fourth Special Session. The Senate concurring herein, that when the two Houses adjourn on Saturday, January 6, 1979, they stand adjourned sine die."

Speaker Redmond: "Representative Giorgi."

Giorgi: "Mr. Speaker, I move for the adoption of the Adjournment Resolution."

Speaker Redmond: "Representative Giorgi requests that this Adjournment Resolution be...taken out of the record on account of the Senate's Adjournment Resolution has just been delivered. I know. Message from the Senate."

Clerk O'Brien: "A message from the Senate by Mr. Wright, Secretary. Mr. Speaker, I am directed to inform the House of Representatives the Senate has adopted the following Senate Joint Resolution. The adoption of which I am instructed to ask concurrence of the House of Representatives, to wit: Senate Joint Resolution #1. Resolved by the Senate of the Eightieth General Assembly, of the State of Illinois, Fourth Special Session thereof, that when the two Houses adjourn on Saturday, January 6, 1979, they stand adjourned sine die."

Speaker Redmond: "Representative Giorgi."

Giorgi: "Mr. Speaker, I move for the adoption of the Adjournment Resolution."

Speaker Redmond: "Is there any discussion? The question is on the Gentleman's motion for the adoption of the Adjournment Resolution. Those in favor indicate by saying 'aye', 'aye'; opposed 'no'. The 'ayes' have it, the motion carries and the Resolution is adopted. Representative Ryan, are there any Republicans whose absence should be excused?"

Ryan: "Yes, Mr. Speaker. I had a request from Representative Porter to be excused. He was in the State of Massachusetts and unable to be back and would like to be excused."

Speaker Redmond: "Is there any objection to showing that Representative Porter's absence is excused? Hearing none, it will be so recorded. Representative Madigan."

Madigan: "Mr. Speaker, would the record show that Representative Peggy Martin is excused because of illness. That Representative James Houlihan is excused because of the birth of a child. That



Representative Daniel Pierce is excused and that Representative William Marovitz is excused."

Speaker Redmond: "Is there any objection? Hearing none, the record..."

Madigan: "...Mr. Speaker, would the record also show that Representatives Domico and Nardulli..."

Speaker Redmond: "...No objection. The record will so show. Take the record on the Roll Call, Mr. Clerk. 149 present. On Conference Committee....the Order of Conference Committee Report appears House Bill 802, Representative Roman Kosinski."

Kosinski: "Mr. Speaker, Ladies and Gentlemen of the House, the Conference Committee Report accepted on a vote of 8 'yes', 1 'no', 1 'present', reduces House Bill 802 from 28 thousand dollars to 25 thousand dollars for the General Assembly in the first year; and 28 thousand dollars in the second year and thereafter. This Conference Committee Report - just this moment - was passed from the Senate by a vote of 33 in favor, 10 voting 'no', and 1 voting 'present'. The increases, in addition to the General Assembly, of course extend to the Governor who has a - if I find the right page - has an increase of two steps, the sum of 55 thousand dollars from the second Monday in January to the second Monday in January of 1980. ~~And 58 thousand dollars thereafter, and proceeds that through~~ the Lieutenant Governor, Secretary of State, Comptroller, Treasurer, Attorney General - into the General Assembly. I move for the adoption of this Conference Report."

Speaker Redmond: "Representative Kosinski, did you have a motion with respect to the suspension of the rules? ...68 (e)..."

Kosinski: "Mr. Chairman...Mr. Speaker, I move for the suspension of the Rule 68...80..."

Speaker Redmond: "...(d)"

Kosinski: "(d)"

Speaker Redmond: "Any discussion? The question is on the Gentleman's motion...suspension of the rule. Those in favor vote 'aye', opposed vote 'no'. This is on the suspension of the rule. Have all voted who wish? Have all voted who wish? The Clerk will take the record. On this question there's 130 'aye' and no 'nay', and



rule is...the motion is carried and the rule is suspended.

Representative Kosinski."

Kosinski: "And now, Mr. Speaker and Ladies and Gentlemen of the House, I move to accept the First Conference Committee Report on House Bill 802, as I just outlined."

Speaker Redmond: "Any discussion? The question is on the Gentleman's ...Representative...Representative Deuster, do you seek recognition?"

Deuster: "I wonder if the Sponsor would yield for a question?"

Speaker Redmond: "He will."

Deuster: "Representative Kosinski...Correction, not the Sponsor, the Chairman of the Conference Committee."

Speaker Redmond: "Representative...."

Deuster: "I'm sorry, would the Gentleman in charge of the legislation respond to a question? My question is this, does this Conference Committee Report, in its present form, provide that the salary of the Members shall change after one year?"

Kosinski: "It provides that in the first year the salaries will be 25 thousand dollars. In the second year, 28 thousand dollars and 28 thousand dollars thereafter. This is well within the guidelines - I am told - of the Federal Government."

Deuster: "Well, Mr. Speaker, if I might make a brief observation concerning the legislation. Even though it's 5:30 in the morning and all of us are tired. All of us have been - by the very fact of being called here for this Special Session - been put under the gun and put under the scrutiny of the attention of the media and our constituents. Nonetheless, all of us in this chamber when we became Members, raised our hands and indicated in our oath of office that we would support the Constitution of the State of Illinois. The Constitution of the State of Illinois provides in Article IV, Section 11, that a Member shall receive a salary and allowances as provided by law. That phrase right there puts us...puts the burden on us and it's a very difficult and awesome and sometimes embarrassing and awkward duty to set our own pay but we have to do it by law. But the sentence goes on to say, 'but changes in the salary of a



Member's...changes in the salary of a Member shall not take effect during the term for which he has been elected.' It is my opinion that the Conference Report that's being presented to us is clearly in violation of the Illinois Constitution, because this Conference Committee Report suggests to us that during the next two year term that in the middle of that term there be a change in our salary. Not all of us are lawyers, not all of us are constitutional lawyers, but...and there's not literacy tests for Membership in this chamber but...everybody that I know can read. And I think if you read this section you will conclude that the Conference Committee Report suggests to us that we adopt a statute that is clearly in violation of the plain language of this section. Our term of office is two years...we'll take...those of us who are elected for the next term will take our oath of office on January 10, 1979, next Wednesday, for a two year term, and that is our term. And the language says there shall be no change in the salary of a Member during the term. This provides a change. It violates the Constitution. I don't think that we should - even though the hour is late and we're all weary and we feel pressured- I don't think that we should invite litigation particularly at a time when a lawsuit was already filed in the Circuit Court of Cook County challenging our prior action. All we are doing is asking for somebody to challenge this action in the courts and tie up our salary - in a lawsuit - and it is my opinion that if the court reads and applies the clear language of this Constitution they will block and stop the second phase of the increase and make us all look silly. If we look at the Constitution and conclude that our action has a serious and substantial risk of being unconstitutional, I think, we violate our duty and I would bring that point to the attention of every Member and ask every Member, even though you may feel that this is a time when the public is concerned about the level at which we have set our salary, that that's no reason for approving an unconstitutional law. There's some who think our salaries should be 30 thousand, some who think it should be higher, some think it should be lower. The Senate, today, on various occasions and various Amendments, suggested the



salary should be at different places including even way back to 20. But whatever it is we should set it and we should set it in a constitutional manner and we can say 'this is the salary'. If you want to put it at 29, fine; if you want to put it at 27, fine; but do it in a constitutional manner and I encourage all of you to think thoughtfully about this and not vote in a manner that would encourage litigation and violate the clear language of the Illinois Constitution."

Speaker Redmond: "Representative Kosinski."

Unintelligible sounds...

Speaker Redmond: "Donald Duck has come down from the chandelier."

Unintelligible sounds continue...

Unknown: "We have Mr. Kosinski here now."

Kosinski: "Mr. Deuster, there may be a matter of interpretation, but may I remind you that the Federal Government, through Mr. Kahn, ...Kahn, has looked into our problem - and not superficially - and the Governor...with...a phase-in situation and staff, has also looked into the problem in terms of interpretation. And I would yield to their judgment in this matter and I renew my motion."

Speaker Redmond: "Representative Mulcahey."

Mulcahey: "Would the Sponsor yield, Mr. Speaker?"

Speaker Redmond: "He will."

Mulcahey: "Representative Kosinski, you say that the ...this particular legislation falls within the framework of the President's guidelines?"

Kosinski: "Yes. I'm assured that the ...it falls within the framework of those guidelines."

Mulcahey: "So if we adopt this Conference Committee Report, this will mean an annual salary of 25 thousand dollars for Members of the Illinois General Assembly this year and 28 thousand dollars a year from now. Is that correct?"

Kosinski: "And thereafter. Yes, Sir."

Mulcahey: "And thereafter?"

Kosinski: "Until the General Assembly, in its wisdom, makes another change."

Mulcahey: "However, the only difference between this particular Conference Committee Report and House Bill 255, is a matter of 3 thousand dollars,



correct?"

Kosinski: "That's correct."

Mulcahey: "But still it falls within the President's guidelines?"

Kosinski: "So I am told."

Mulcahey: "Mr. Kosinski, what is the status of House Bill 255?"

Kosinski: "It was pointed out to me that this is along with certain deferrals of other Executive Branch increases."

Mulcahey: "Representative Kosinski, what is the status of House Bill 255, at this point?"

Kosinski: "It's lo...law.."

Mulcahey: "It is now law. So indeed if we do not accept this Conference Committee Report, sometime, House Bill 255 will be the legislation that we will have to accept?"

Kosinski: "Yes, that's correct."

Mulcahey: "So actually we have two choices? As Members of the General Assembly right now, we have ...our first choice is to accept this Conference Committee Report which will give us an annual salary of 25 this year and 28 next year, or...255, which is now law, will be the legislation which will be ...we will accept, which is 28 thousand this year and 28 thousand thereafter. Correct?"

Kosinski: "That would be with the concurrence of the Senate of course, which has already passed this Conference Report."

Mulcahey: "Mr. Speaker and Members of the House, it is very obvious right now we don't have much of a choice. We don't have any choice at all, quite frankly. It's either accept this and make it 25 now and 28 next year, or not accept this and accept what is already law right now, which is 28 this year and 2828 every year thereafter. And quite frankly...it's...it's no choice at all."

Speaker Redmond: "Representative Cunningham."

Cunningham: "Mr. Speaker and Ladies and Gentlemen of the House, I, too, recognize that the hour is late and in a hundred hours I'll be gone. If you'll give me two or three minutes - why I'll be grateful to you always. I simply must explain my aberrational vote in this issue... lest my return to your bosom be postponed for a long while. Now first let me say this to you, this Bill has been sheer hokum since



it was brought back here in the Special Session. It's long on show and short on substance. It would be silly for anyone to say that money's being saved in worthwhile quantities by the passage of this Bill. The public will realize that that is true also. The Illinois government is big, we spend almost a million dollars an hour. We will spend far more money during the time that we are considering this Bill than is being saved by it. Everyone of you recognize that five-eighths of the money that was involved, when the original Bill was passed, went to the Judiciary. Unfortunately, the Supreme Court doesn't permit you to recover that money. It's a classic case of shutting the barn door after the judges have gotten the money and galloped away with it. The whole argument, Ladies and Gentlemen, for the passage of this Bill is it may in some degree satisfy the public's desire to be fooled and hoodwinked. Now you heard me exactly right on that particular point. The press has hammered away about rollback, but the public hasn't heard the word rollback, they've heard the word repeal, recind, expunge, apologize, give it all back and all of that. A better word to describe what you're doing here is the legal term...partial restitution...but some of you recognize that has evil connotations. Now, one shouldn't get up and mean-mouth the program without having a solution. I would be the first to say that your hourly wage scale for being a Legislator in the State of Illinois is inadequate. But the present mood of the public is such that there's no way that you can be compensated without being vilified in the most stringent terms. So I would suggest to you that you have a biennial Session, leave the salary as it is, you've doubled your salary, you've saved the state money, they'll love you for doing so. But you can consider that after I've gone to whatever...whatever the reward. The..The reason that I'm going to end up in a few seconds here, voting for it, is that old adage, a half a loaf is better than no loaf and we can extend it and say three crumbs are better than no crumbs at all. There's one thing that we need to recognize though, as we vote on this, I doubt that you're going to purchase legitimacy for the vote of last November, by passage of this Bill. Those of you who voted



for that Bill probably should be voting against this. You've already taken the public wrath, you ought to take the money to swathe your wounds because they're not going to be placated by this. You might even exacerbate the situation. The Governor will come out of this smelling like a rose, his PR efforts in this matter have been exemplary. He has shown Governor Brown that he is even more adept at changing directions in midair. Mr. Speaker, there's a report that the Governor's back there in your office waiting to sign this Bill...that he might establish a new record for quick executive action. But for all of these reasons, Mr. Speaker and Ladies and Gentlemen, despite the misgivings that I have recited, ..I have been painted into a corner by the very clever conferees. I cannot preserve my reputation as a skinflint with taxpayer's money without voting 'aye' for this Bill. So I shall do so with a great deal of pride and shame. Thank you."

Speaker Redmond: "Representative Meyer."

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

Speaker Redmond: "The Gentleman's moved the previous question. The question is, shall the main question be put? Those in favor indicate by saying 'aye', 'aye'; opposed 'no', the 'ayes' have it, the motion carries. Representative Kosinski to close."

Kosinski: "I merely ask for the acceptance of Conference Committee Report #1 House Bill 802."

Speaker Redmond: "The question is, shall the House accept Conference Committee #1 on House Bill 802. Those in favor vote 'aye', opposed vote 'no'. This is final....Representative Matijevich."

Matijevich: "Mr. Speaker and Ladies and Gentlemen of the House, I was going to keep my mouth shut until I found out that Mr. Kahn and somebody else is now the constitutional authority. I think there is a constitutional problem. I also think that we've set a bad precedent...and I'm on record for 8 thousand. But I think we've set a bad precedent when we allow any Governor ...any Executive... by one Bill in a Special Session...limiting you to one Bill. We are placing any Governor, any Executive, in the posture of being a supreme legislator. I think that is a dangerous precedent. Forget



about the pay raise. That's a bad precedent. I don't like it. Now I also think that all the time that I've been in the Legislature all the time - everybody - every authority has said that you cannot change the salary in a term. That you have...that's the...that's caused us our problems. But that's been...all of the authority that I've heard and I believe that's right. I don't know and I've always said I should never act on constitutional grounds as a Legislator. Leave the court do it. But this matter has come up time and time again and everybody has always said, you choose your figure and you live with it. But now, because of the Act that started in Washington and it's all a political thing and we are allowing political persons now to be our Constitutional authority. I think that's wrong. I think somebody aptly said that the two persons involved in this whole show are peanut butter and jelly. And I think that's what it's all about."

Speaker Redmond: "Representative Johnson."

Johnson: "With all due respect to Representative Mulcahey, there aren't just two alternatives, there are three alternatives. And to vote 'no' on this Conference Committee Report can lead us to the third alternative and that is the Second Conference Committee Report that in many people's mind is more reasonable than the first." And I think that if we look to see what the ramifications of that might be, I think a 'no' vote or a 'present' vote is the responsible vote and one that would hopefully let the Conference Committee come back with something that wouldn't be just throwing them a crumb but really giving something to the people who voiced their objections to this pay raise."

Speaker Redmond: "Representative Satterthwaite."

Satterthwaite: "...Mr. Speaker, I rise on that parliamentary question. If this measure fails, if we fail to adopt the First Conference Committee Report, will there then be a Second Conference Committee named and a second report forthcoming from that Committee?"

Speaker Redmond: "Second Committee will be appointed. I can't guarantee ... what they will do. Sometimes they have a report and sometimes they don't, but there will"



Satterthwaite: "...But they will be given time to meet...before adjournment?"

Speaker Redmond: "Oh, yeah. They will be appointed, time will be set for a hearing."

Satterthwaite: "Thank you."

Speaker Redmond: "Representative Pullen."

Pullen: "Mr. Speaker, Ladies and Gentlemen of the House, one of our Members, a few minutes ago, talked about his record as being a skinflint with the taxpayer's money. And I think a lot of people here realize that I have that kind of record too. But I couldn't agree with anyone more than I agree with Representative Matijevich. On the two counts...that it is very bad policy for us to be taking orders from Washington and on the count that this is an unconstitutional Act. And I certainly believe that Mr. Kahn, when he put out his guidelines and when he put out his rubber stamp on a previous graduated plan, had never read the Illinois Constitution, and really could not care less what it says. But you and I do have to care what it says. And I think that there is another alternative as was just brought out...to be responsive to our voters and to our taxpayers, but not to cut down our own oath of office, and not to have to bow to the great Kahn in Washington. I don't want to go along with the Kahn game, and I vote 'no' on this Conference Committee Report."

Speaker Redmond: "Representative Brummer."

Brummer: "Yes. Simply that the...the record not appear that there's unanimity among the Membership here concerning the unconstitutionality of this. I think it ought to be pointed out that President Shapiro of the Senate requested the Attorney General's opinion concerning what I would consider a very similar question and that was the constitutionality of tying salaries...legislative salaries, executive salaries to an independent index such as the consumer price index, with increases to take effect during the term of office. The Attorney General's opinion is an opinion only, but it's an opinion of our Chief Legal Officer of the State of Illinois and ought not to be taken lightly. It was in that opinion he indicated that in his



opinion the....that type of action was constitutional so long as it was either set....or so long as it was tied to an independent index. I would assume, by the same rationale, that if it is set and set by a prior term of the Legislature, that that type of action would be constitutional."

Speaker Redmond: "Representative Friedrich."

Friedrich: "Mr. Speaker and Members of the House, I think we're put in the position of a no-win thing. And particularly those of us who voted 'no' before. The people who voted 'yes' of course have a little bit of something here to salve their conscience and to help their PR possibly back in their district. But now we're faced with the 'no' voters....after we have said that we were not for a raise...either for...leaving...voting 'no' and leaving it 28 or voting 'yes' and making it 25 for one year and then 28. It's been pointed out that's not much of a choice and I think it's wrong. I don't know how ...what choice we have. The thing that bothers me a little bit about this and that's the, I think the press has ...has done a real disservice to the State of Illinois and particularly some of the papers in my own area, and that is where they have really got the people stirred up about this when really they are suggesting that we strain out the net and swallow the camel. The money actually now, at this point, since the judges have already got their's, is peanuts, and yet they let it go unnoticed that both Senator Percy and Senator Stevenson and I suppose most Members of Congress gave pay raise to their own staff members much in excess of what we're talking about here. They don't talk about the federal deficit which is going on incessantly and which is the thing that's going to be the ruination of this country. They fail to point out that this Legislature and this state government has at least lived within its income for two years while the Federal Government has gone in debt another 100 billion dollars. And while the travel expenses, for example, of the Executive and Legislative Branch of the Federal Government has gone from one point seven billion to three point billion in two years. They don't even mention that. I think they're doing a real disservice. If we're



going to point out these things let's not make it a charade like the Belleville paper here, write in, we'll give you a prize for the biggest cartoon lambasting the Legislators and making fun of the Legislators and further destroying the people...the confidence of the people in their government. And here's a whole sheet full of it. They give prizes for the biggest...the most onerous yarn they can come up with. And unfortunately they didn't even differentiate between those of us who voted 'no' and those who voted 'yes'.

I think the press has been very irresponsible in this matter...and I don't know what we can do about it because they sit here and they sit back in their little corner...they don't run for election and yet day after day they try to belittle people who serve in this House and the Congress and everywhere else. So all I can say is I have no choice at this point, I don't feel good about it, I don't think this is the answer. I would be afraid...if this doesn't pass there will not be a Second Conference Committee that will report, so I'm going to vote 'aye'."

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

Mautino: "Thank you, Mr. Speaker and Ladies and Gentlemen of the House. As a Member of the Conference Committee, I'd like to remind all the Members of the House that this is a reasonable compromise. But most importantly, it's my honest belief that if we don't pass this legislation we would then be called in a Special Session, as we were today, and what we would have accomplished would have been nothing. How are you going to go back to your home and your districts, after spending 24 hours down here on the issue of pay raises, and then we end up accomplishing nothing? Think about that. The end result has to be this Conference Committee."

Speaker Redmond: "Representative Dunn."

Dunn: "Mr. Speaker and Ladies and Gentlemen of the House, I believe the taxpayers from my district and from most districts in the State of Illinois were glad to see us come back here to talk about rollbacks. We have a rollback before us, I think everyone in this chamber ought to vote for it. Those who feel that the rollback



ought to cut deeper will have a chance to vote for another rollback should it come up. But this may be your one and only chance to vote for a rollback. While it may not be as much as some want, and while, perhaps, the salary level is ...is higher than some of us think it ought to be it nevertheless is the Roll Call that we have before us...our first, our present and perhaps our only chance to vote for a rollback. Under those circumstances I vote 'aye', and I reserve judgment on the possibility of what may happen should a Second Conference Committee Report come before us. I also want to remind the Members that should that not happen, those who vote 'no' and those who don't vote are in effect voting for the 28 thousand dollar...two year salary."

Speaker Redmond: "Representative Conti."

Conti: "Mr. Speaker, I had no intentions of speaking on this Bill at all, but everything that's been said here tonight, I think I was the most vociferous Member of this General Assembly when I took on a couple of editorials back home that said it was an insult to the people of our district that all four Members from that district voted for the pay increase. I pointed out to that editor that if they'd have taken time out to leave their nice soft juicy desk and go out and listen to some of the campaign speeches that some of the candidates that were running for public office they'd have found out that I did run on a platform that if I was to be elected that I was going to increase the pay salaries. I feel that more so than ever, that we as Members of this General Assembly that are abdicating our seats and we are setting a dangerous precedent whenever the press, whenever the editors of the State of Illinois are going to decide that what we didn't vote for or what they don't like we're voting for, they're going to put public pressures by putting coupons in magazines or in their newspapers to incite the people, create mass hysteria, to bring the Governor down to his knees, to come to call a Special Session. Now I was against this. I was for the 28 thousand dollar pay raise. I voted for it and I told the newspapers and the people back home that I would go back to the Special Session, come home from a vacation, to vote for only a repeal. But I know



that the people from downstate and a lot of people are having trouble living with this . . . And the press has just been brutal in some of the areas, just been brutal, printed their pictures, the home telephone numbers, to call them up and create this mass hysteria. This is legislation by mob legislation, mass hysteria, and I think that we are abdicating our seats. I am voting for this Bill for the rollback and I am going to campaign harder than ever that the people should . . . not have their opinions molded by the press of the State of Illinois, but take a more active part in politics to find out what is going on down in Springfield and whether these people are earning their money or not. The documents of the Constitution of the State of Illinois is very sacred to me. The United States Constitution is more sacred to me. Conti blood has spilled on foreign soils to protect that Constitution. My colleague here talks about the constitutionality of . . . of increasing your salary in increments. I agree that we are eroding our Constitution. But we have no other choice at this time. But I say to each and every one of you to go on back home . . . to let the people know, to take the time out to find out from . . . in your local offices, to listen to some of the campaign rhetoric instead of reading the editorials of this country."

Speaker Redmond: "Representative Ebbesen."

Ebbesen: "Yes, Mr. Speaker and Ladies and Gentlemen of the House, I was one of those Legislators who voted 'no' . . . And when we left here in mid-December I went home and announced in my district that I would propose . . . er . . . would support, any proposal that would roll back the . . . proposed salary increases from 28 thousand to anything. I feel that something is better than nothing. What we have before us here now is that something is almost nothing, but when you start looking at the numbers as to what I announced I would support the Governor's proposal. The difference in the total was 6 thousand dollars, from what is now law as to what the Governor's proposal, if adopted, would have brought . . . reduced it . . . and this is 3 thousand dollars. If you multiply that by, not 236 because there's 19 Senators that are not eligible, you're talking about 651 thousand dollars. That is,



Representative Cunningham, not three crumbs but it is half a loaf. I don't like the posture that many of us find ourselves in but to me I agree with what has been said and observed that would take place, that we are either going to vote for some type of a rollback or we're going to leave it at the 28 thousand and for that reason I would encourage others to join with me ...some of those people who voted 'no'. And as far as the Constitutional question, it's been brought out here by various Legislators, this is a Legislative Body, that's the reason we have courts, if there is a challenge, that decision will be made in the courts. I would encourage everyone to get the necessary votes up there so that we can adjourn sine die, and get on to the business at hand when we take the oath of office next week."

Speaker Redmond: "Representative Von Boeckman."

Von Boeckman: "Well, Mr. Speaker, Ladies and Gentlemen of the House, I don't believe anyone else has caught more hell than I have in my district. And as a representative of the people I feel in my own mind that ...that we must vote 'yes' on this. And I'll just give a little saying that my father and my grandfather told me years ago. He said, 'Wise men change their minds, fools never do.' And I just want you to know I'm no damn fool and I'm going to change my mind and I'm going to vote 'yes'."

Speaker Redmond: "Representative Bluthardt."

Bluthardt: "Mr. Speaker and Members of the House, maybe I'm a damn fool. I'm voting 'no' because I thought I was right about a month ago when we voted for the 28 thousand dollar salary...annual salary. I still think I was right. My vote up there is to kill this to allow the 28 thousand dollar salary to take effect on Wednesday of next week. I'm not ashamed to say it. When I campaigned and the issue came up, 'Would you vote for a salary increase?', I said certainly I shall vote for a salary increase if I get the opportunity. Now I have also a very strong feeling toward the news media in the way that they misrepresented this issue to the people, to the public. I've read articles in the paper. The only fair one, I think, that I read that came to my attention was by Father Andrew Greeley. I think that was



pretty well on the line as to why we are entitled to the pay increases. But what really...really griped me is an article that appeared in most major newspapers saying that the General Assembly has increased its salary by more than 300 percent since 1967. Well I was here in '67. You know in 1967 we were biennial, we met but six months out of every two years. In '68 we started to meet another month or so, but not until 1970 did we become an annual General Assembly; by virtue of the provisions of the 1970 Constitution. Our workload increased, at least, double and perhaps triple. That wasn't pointed out by the press. No. No. You know the press was angry, in my opinion, because we had the gall to pass a Bill after election and they didn't have a chance to stop it because the action of the Governor and his magic pen, put it into effect on the same day or passed the law on the same day. I think they got angry about it and they got irresponsible in the manner in which they presented it to the public. Their...Another thing that bothers me about, you know, they have put us in a bind, they say...in all the years..... I have been here and this is the third or fourth pay increase that I have voted upon, they have never favored a pay raise. They have always raised the issue and said we are not entitled to it. Never. When are we ever going to be entitled to a pay raise in the opinion of most of the media? Never. You know, they say, vote for one before election, but there are so many people in close races they have the fear of God placed upon them and they are afraid to pass a pay raise before an election. Then if you have the nerve to vote for one after election, you're unethical. It's, you know, unheard of. It's improper. There ought to be a law against it. So if they had their way you would never pass a pay raise. I think that the news media has been entirely unfair. They haven't presented all the facts to the public. If the public were presented the facts you would not be receiving the letters that you have been receiving. You would not receive the tea bags and that. And I want to mention again, the tea bags. I remember the tea bags of 1969 when we passed the income tax. We got a heck of a lot more tea bags then. Maybe the Governor didn't but we as individuals did. I'm proud that I voted



for the pay raise. I hope that that pay raise of 28 thousand dollars will stay there and I hope that we won't have to be dictated from Washington or from the second floor of this building....that we will make our own decisions and stand on them when we believe them to be right."

Speaker Redmond: "Have all voted who wish? The Clerk will take the record. On this question there's 97 'aye' and 29 'no', and the House does adopt the First Conference Committee Report to House Bill 802. Final action. Representative Lechowicz with a motion to adjourn."

Lechowicz: "Mr. Speaker, I move that the House stand adjourned sine die."

Speaker Redmond: "You've heard the Gentleman's motion. Those in favor indicate by saying 'aye', 'aye'; opposed 'no', the 'ayes' have it, the motion carries...and the Fourth Special Session is adjourned sine die. Thank you. Sine die. You are never coming back to this House. Oh, yes you are, Wednesday morning. Pardon me: Wednesday morning. Wednesday, 10 o'clock. You voted for that, don't you remember? Don't forget you got to dance tomorrow night now."



<u>Page</u>	<u>Time</u>	<u>Speaker</u>	<u>Information</u>
1.	12:07	Speaker Redmond	House to order.
		Reverend Krueger	Prayer
		Speaker Redmond	
2.		Clerk O'Brien	Reads Governor's message
		Speaker Redmond	House at ease till 3:00
3.		Johnson)	Regarding petitions
)	
		Speaker Redmond)	
	3:03	Speaker Redmond	House at ease till 4:00 p.m.
		Tipword	
	5:10	Speaker Redmond	House to order
		Clerk O'Brien	HR #1
4.		Speaker Redmond	
		Lechowicz	
		Speaker Redmond	Resolution adopted
		Lechowicz	Excused absence
		Speaker Redmond	Roll Call for attendance
		Ryan	Request Republican Conference
		Speaker Redmond	
5.		Madigan	Excused absence
		Speaker Redmond,	
		Hart	Democratic Conference
	5:14	Speaker Redmond	Recess
		Davis	Bird...
		Speaker Redmond	
		Deuster	
		Speaker Redmond	Recessed



<u>Page</u>	<u>Time</u>	<u>Speaker</u>	<u>Information</u>
5.	7:29	Speaker Redmond	House to order
		Clerk O'Brien	Messages from the Senate
		Speaker Redmond	
6.		Clerk O'Brien	Introduction and 1st Reading, HB #1
		Speaker Redmond	
		Johnson	Motion
		Speaker Redmond	
		Madigan	Point of order
		Speaker Redmond	
		Darrow) Parliamentary inquiry
		Speaker Redmond	
		Johnson	
		Speaker Redmond	
		7.	
Speaker Redmond			
Geo-Karis	"Bird"		
Speaker Redmond			
Deuster			
Speaker Redmond			
8.	7:34	Meyer	Leave to suspend Rule 68 (d)
		Speaker Redmond	Leave granted
		Meyer	Move to nonconcur SA #1 & 3 - HB-802
		Speaker Redmond	House nonconcur
			Recess, call of 8:30
		1:00 a.m.	Spekaer Redmond
	Madigan	Request Democratic Conference	



<u>Page</u>	<u>Time</u>	<u>Speaker</u>	<u>Information</u>
		Speaker Redmond	
		Ryan	Same request
		Speaker Redmond	Back at 1:30
		Madigan	
9.	3:05 a.m.	Speaker Redmond	Conference Committee Meeting
	5:20 a.m.		House to order
		Clerk O'Brien	Roll Call for attendance Adjournment Resolution
		Speaker Redmond	
10.		Giorgi	
		Speaker Redmond	
		Clerk O'Brien	Messages from the Senate
		Speaker Redmond	
		Giorgi	
		Speaker Redmond	Resolution adopted.
11.	5:21	Ryan	Excused absence
		Speaker Redmond	
		Madigan	Excused absence
		Speaker Redmond	
		Kosinski	CCR - HB-802
		Speaker Redmond	
		Kosinski	Move to suspend rules
		Speaker Redmond	Motion carries
12.		Kosinski	Move to accept CCR
		Speaker Redmond	
		Deuster)	Yield
)	
13.		Kosinski)	



<u>Page</u>	<u>Time</u>	<u>Speaker</u>	<u>Information</u>
14.		Speaker Redmond	
15.		Mulcahey)) Kosinski)	Yield
		Speaker Redmond	
16.		Cunningham	
		Speaker Redmond	
17.		Meyer	Moves previous question
		Speaker Redmond	Motion carries
		Kosinski	to close
		Speaker Redmond	
18.		Matijevich	Explain vote.
		Speaker Redmond	
	5:22	Johnson	votes 'no'
19.		Speaker Redmond	
		Satterthwaite	Parliamentary inquiry
		Speaker Redmond	
		Pullen	Explains vote 'no'.
		Speaker Redmond	
		Brunner	
20.		Speaker Redmond	
		Friedrich	Votes 'yes'.
21.		Speaker Redmond	
		Mautino	'Yes' vote.
		Speaker Redmond	
		Dunn, J.	
22.		Speaker Redmond	
		Conti	



<u>Page</u>	<u>Time</u>	<u>Speaker</u>	<u>Information</u>
23.		Speaker Redmond	
24.		Ebbesen	
		Speaker Redmond	
		Von Boeckman	
		Speaker Redmond	
25.		Bluthardt	
26.		Speaker Redmond	House adopts 1st Conf. Com. Report.
		Lechowicz	
	6:02 am.	Speaker Redmond	House adjourns sine die.....

