

Legislative Journal

TUESDAY, JANUARY 7, 1975

Session of 1975

159th of the General Assembly

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HOUSE OF REPRESENTATIVES ANNOUNCEMENT

At 11:30 a.m., the Honorable James J. A. Gallagher, a member from Bucks County, accompanied by the gentleman from Snyder, the Honorable Reno H. Thomas, made the following announcement in the hall of the House:

In accordance with the provisions of Article II, Section 4, of the Constitution of Pennsylvania, the members-elect of the House of Representatives will meet this day at 12 o'clock noon in the hall of the House of Representatives for the purpose of organization.

CALL TO ORDER

The hour of 12 o'clock having arrived, Honorable Robert M. Scheipe, Chief Clerk of the House of Representatives, called the members-elect to order and announced:

This being the day and the hour fixed by Article II, Section 4, of the Constitution of Pennsylvania for the meeting of the General Assembly, the members-elect of the House of Representatives will now come to order.

Prayer will be offered by Rabbi Morris V. Dembowitz of Suburban Jewish Community Center-B'nai Aaron, who is the guest of the gentleman from Philadelphia, Mr. Fineman.

PRAYER

RABBI MORRIS V. DEMBOWITZ, rabbi of Suburban Jewish Community Center-B'nai Aaron, offered the following prayer:

It is good to give thanks unto the Lord and to sing praises unto Thy name, O Most High.

Sovereign of the Universe, as we gather here to open this 159th session of the General Assembly of the Commonwealth of Pennsylvania, we are grateful unto Thee for the opportunity to live in a free democratic society. We are mindful that Thou didst inspire the Founding Fathers of this Nation with the courage to flee from tyranny, and with the determination to establish a government founded on the doctrine that it is Thou, the Divine Creator, who has endowed man with the inalienable rights of life, liberty and the pursuit of happiness.

As we look into the future, we need Thy help to keep the light of hope kindled in days of darkness, the strength to overcome the problems which confront us, and with the vision to be Thy co-workers in fashioning a better tomorrow.

Bless, we pray Thee, the Governor of this State and the Speaker of this House. Give them the strength of body and the vision of mind to lead the people of this Commonwealth to ever-greater achievements for the betterment of all.

With heads bowed in humility, we ask Thy assistance. Grant, we pray Thee, to the members of this General Assembly, wise and constant hearts; imbue them with the consciousness of their responsibilities and opportunities. Help them to be kind in thought, gentle in word and generous in deed.

Teach them to be Thy messengers of blessing, aiding the poor, helping the helpless and healing the sick at heart.

May this land, under Thy Providence, be an influence for good throughout the world, uniting men in peace and freedom, and helping to fulfill the vision of Thy Prophets: "Nation shall not lift up sword against nation, neither shall men learn war any more." Amen.

PRESENTATION OF ELECTION RETURNS

The CHIEF CLERK. The Chair recognizes the Sergeant at Arms of the House to introduce the Honorable C. DeLores Tucker, Secretary of the Commonwealth.

The SERGEANT AT ARMS. Mr. Chief Clerk, the Honorable C. DeLores Tucker, Secretary of the Commonwealth.

The CHIEF CLERK. The Chair recognizes the Honorable C. DeLores Tucker, Secretary of the Commonwealth, who presents the election returns of the members of the House.

Will the Sergeant at Arms please escort the Secretary to the well?

HONORABLE C. DeLORES TUCKER. Mr. Chief Clerk, I have the honor to present the returns of the General Election held November 5, 1974. The following, having received the highest number of votes in their respective districts, were duly elected members of the House of Representatives of the General Assembly.

The CHIEF CLERK. The Chair extends the thanks of the House to the Honorable C. DeLores Tucker, Secretary of the Commonwealth.

ELECTION RETURNS OPENED

Mr. Perry, a member-elect, offered the following resolution, which was read, considered and adopted:

In the House of Representatives, January 7, 1975

RESOLVED, That the returns for the election of members of the House of Representatives, held Tuesday, November 5th, 1974, be now opened and read.

The following returns were opened and read:

IN THE NAME AND BY AUTHORITY OF THE
COMMONWEALTH OF PENNSYLVANIA

To the Speaker of the House of Representatives and the Members of the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania, greetings:

I have the honor to present the returns of the General Election held November 5, 1974. The following, having received the highest number of votes in their respective districts, were duly elected members of the House of Representatives in the General Assembly.

NAME	DISTRICT	VOTES	NAME	DISTRICT	VOTES
Bernard J. Dombrowski	First	11,057	Joseph A. Petrarca	Fifty-fifth	10,013
Robert E. Bellomini	Second	9,592	John F. Laudadio, Sr.	Fifty-sixth	9,889
David C. DiCarlo	Third	12,613	Amos K. Hutchinson	Fifty-seventh	9,930
Forest Hopkins	Fourth	9,675	James J. Manderino	Fifty-eighth	10,056
David S. Hayes	Fifth	9,434	Eugene G. Saloom	Fifty-ninth	10,516
H. H. Haskell	Sixth	10,689	John B. McCue	Sixtieth	10,787
Reid L. Bennett	Seventh	11,446	Patrick J. McGinnis	Sixty-first	10,415
Roy W. Wilt	Eighth	11,188	William Shane	Sixty-second	12,130
Thomas J. Fee	Ninth	15,753	James L. Cumberland	Sixty-third	10,610
Ralph D. Pratt	Tenth	9,483	Joseph Levi, II	Sixty-fourth	8,587
Jack R. Arthurs	Eleventh	9,637	Robert J. Kusse	Sixty-fifth	8,643
James A. Green	Twelfth	9,713	L. Eugene Smith	Sixty-sixth	11,617
Earl H. Smith	Thirteenth	7,459	Victor J. Westerberg	Sixty-seventh	9,635
Joseph P. Kolter	Fourteenth	11,847	Warren H. Spencer	Sixty-eighth	9,344
Fred R. Milanovich	Fifteenth	9,975	Kenneth S. Halverson	Sixty-ninth	12,090
Charles Laughlin	Sixteenth	13,856	Harry A. Englehart, Jr.	Seventieth	10,865
Leonard E. Sweeney	Seventeenth	11,880	Patrick A. Gleason	Seventy-first	10,495
Edward F. Burns, Jr.	Eighteenth	9,097	James O. Whelan, Jr.	Seventy-second	9,528
K. Leroy Irvis	Nineteenth	9,619	Paul J. Yahner	Seventy-third	12,380
Michael M. Mullen	Twentieth	11,740	Camille George	Seventy-fourth	9,346
Thomas E. Flaherty	Twenty-first	11,503	William F. Renwick	Seventy-fifth	11,310
James A. Romanelli	Twenty-second	9,998	Russell P. Letterman	Seventy-sixth	10,135
Ivan Itkin	Twenty-third	14,836	Galen E. Dreibelbis	Seventy-seventh	9,025
Joseph Rhodes, Jr.	Twenty-fourth	10,527	Clarence E. Dietz	Seventy-eighth	9,217
Lee C. Taddonio	Twenty-fifth	10,225	John P. Milliron	Seventy-ninth	9,769
Charles N. Caputo	Twenty-sixth	10,244	W. William Wilt	Eightieth	9,379
Robert A. Geisler	Twenty-seventh	8,845	Samuel E. Hayes	Eighty-first	11,418
James B. Kelly, III	Twenty-eighth	10,853	Walter F. DeVertter	Eighty-second	9,619
Harry G. Menhorn, Jr.	Twenty-ninth	10,099	Anthony J. Cimini	Eighty-third	7,913
Richard J. Cessar	Thirtieth	13,118	Joseph V. Grieco	Eighty-fourth	9,069
Helen D. Gillette	Thirty-first	10,628	Reno H. Thomas	Eighty-fifth	10,637
Phyllis T. Kernick	Thirty-second	10,200	Fred C. Noye	Eighty-sixth	11,482
Joseph F. Bonetto	Thirty-third	9,672	Guy A. Kistler	Eighty-seventh	8,939
Ronald R. Cowell	Thirty-fourth	10,184	John E. Scheaffer	Eighty-eighth	8,494
A. Joseph Valicenti	Thirty-fifth	10,322	R. Harry Bittle	Eighty-ninth	7,861
Donald A. Abraham	Thirty-sixth	15,100	William O. Shuman	Ninetieth	10,027
Emil Mrkonjic	Thirty-seventh	9,803	Kenneth J. Cole	Ninety-first	8,406
Bernard R. Novak	Thirty-eighth	12,600	Eugene R. Geesey	Ninety-second	8,307
George Misceovich	Thirty-ninth	10,705	A. Carville Foster, Jr.	Ninety-third	9,594
D. Michael Fisher	Fortieth	10,770	John Hope Anderson	Ninety-fourth	9,602
Joseph V. Zord, Jr.	Forty-first	11,264	Stanford I. Lehr	Ninety-fifth	7,201
H. Sheldon Parker, Jr.	Forty-second	11,590	Marvin E. Miller, Jr.	Ninety-sixth	7,288
James W. Knepper, Jr.	Forty-third	11,102	Marvin E. Miller	Ninety-seventh	13,326
Andrew J. McGraw	Forty-fourth	7,892	Kenneth E. Brandt	Ninety-eighth	8,626
Fred A. Trello	Forty-fifth	12,357	Harry H. Gring	Ninety-ninth	5,788
John L. Brunner	Forty-sixth	8,727	Sherman L. Hill	One hundredth	10,782
Roger Raymond Fischer	Forty-seventh	14,676	H. Jack Seltzer	One hundred first	7,727
Barry Stout	Forty-eighth	10,697	Nicholas B. Moehlmann	One hundred second	8,045
A. J. DeMedio	Forty-ninth	13,940	Stephen R. Reed	One hundred third	5,771
Donald M. Davis	Fiftieth	12,674	H. Joseph Hepford	One hundred fourth	9,840
Fred Taylor	Fifty-first	10,727	Joseph C. Manmiller	One hundred fifth	9,888
J. William Lincoln	Fifty-second	10,627			
Roosevelt I. Polite	Fifty-third	11,290			
C. L. Schmitt	Fifty-fourth	14,352			

NAME	DISTRICT	VOTES	NAME	DISTRICT	VOTES
Rudolph Dininni	One hundred sixth	10,489	Peter R. Vroon	One hundred fifty-seventh	9,857
Joseph P. Bradley, Jr.	One hundred seventh	12,519	Joseph R. Pitts	One hundred fifty-eighth	10,831
George O. Wagner	One hundred eighth	9,371	Thomas H. Worrilow	One hundred fifty-ninth	7,891
Kent D. Shelhamer	One hundred ninth	17,849	Ralph A. Garzia	One hundred sixtieth	10,603
David M. Turner	One hundred tenth	10,955	Peter J. O'Keefe	One hundred sixty-first	10,024
Carmel Sirianni	One hundred eleventh	13,717	Patrick B. Gillespie	One hundred sixty-second	9,770
William J. McLane	One hundred twelfth	9,617	Joseph Ted Doyle	One hundred sixty-third	13,310
Thomas P. Walsh	One hundred thirteenth	10,507	Francis J. Lynch	One hundred sixty-fourth	12,030
John Wansacz	One hundred fourteenth	13,147	Thomas J. Stapleton, Jr.	One hundred sixty-fifth	11,835
Joseph G. Wargo	One hundred fifteenth	14,662	Faith Ryan	One hundred sixty-sixth	12,888
James J. Ustynoski	One hundred sixteenth	10,131	Whittlesey Herbert K. Zearfoss	One hundred sixty-seventh	11,098
George C. Hasay	One hundred seventeenth	10,560	Matthew J. Ryan	One hundred sixty-eighth	11,332
Ralphael Musto	One hundred eighteenth	15,885	Stephen R. Wojdak	One hundred sixty-ninth	11,315
Fred J. Shupnik	One hundred nineteenth	12,467	Frank A. Salvatore	One hundred seventieth	12,918
Frank J. O'Connell, Jr.	One hundred twentieth	12,934	Roland Greenfield	One hundred seventy-first	17,650
Bernard F. O'Brien	One hundred twenty-first	9,143	Francis E. Gleeson, Jr.	One hundred seventy-second	13,379
Thomas J. McCall	One hundred twenty-second	9,901	Henry J. Giammarco	One hundred seventy-third	11,694
James A. Goodman	One hundred twenty-third	15,967	Max Pievsky	One hundred seventy-fourth	18,403
William K. Klingaman, Sr.	One hundred twenty-fourth	10,459	Fortunato N. Perri	One hundred seventy-fifth	10,756
William D. Hutchinson	One hundred twenty-fifth	10,929	Alvin Katz	One hundred seventy-sixth	11,559
John Stahl	One hundred twenty-sixth	9,822	Joseph A. Sullivan	One hundred seventy-seventh	12,900
Russell J. LaMarca	One hundred twenty-seventh	9,653	James McIntyre	One hundred seventy-eighth	11,201
James J. Gallen	One hundred twenty-eighth	10,445	William W. Rieger	One hundred seventy-ninth	8,117
John S. Davies	One hundred twenty-ninth	9,404	Raymond F. Lederer	One hundred eightieth	8,922
Lester K. Fryer	One hundred thirtieth	7,147	Ulysses Shelton	One hundred eighty-first	6,808
James P. Ritter	One hundred thirty-first	9,846	Samuel Rappaport	One hundred eighty-second	9,283
Kurt D. Zwikl	One hundred thirty-second	10,300	James J. Tayoun	One hundred eighty-third	15,129
William H. Eckensberger	One hundred thirty-third	11,068	Michael Myers	One hundred eighty-fourth	12,500
Joseph R. Zeller	One hundred thirty-fourth	10,681	Anthony DiDonato, Jr.	One hundred eighty-fifth	9,345
J. Michael Schweder	One hundred thirty-fifth	10,344	Earl Vann	One hundred eighty-sixth	12,845
James F. Prendergast	One hundred thirty-sixth	7,964	Norman S. Berson	One hundred eighty-seventh	9,389
Philip S. Ruggiero	One hundred thirty-seventh	9,812	Lucien E. Blackwell	One hundred eighty-eighth	8,941
Russell Kowalyshyn	One hundred thirty-eighth	9,929	Martin P. Mullen	One hundred eighty-ninth	9,204
William W. Foster	One hundred thirty-ninth	11,278	James D. Barber	One hundred ninetieth	8,661
Theodore Berlin	One hundred fortieth	8,751	Samuel A. Ross	One hundred ninety-first	12,186
James J. A. Gallagher	One hundred forty-first	8,281	Anita Palermo	One hundred ninety-second	13,226
James L. Wright, Jr.	One hundred forty-second	9,132	Kelly Donald W. Dorr	One hundred ninety-third	10,301
John S. Renninger	One hundred forty-third	11,990	Herbert Fineman	One hundred ninety-fourth	13,506
Benj. H. Wilson	One hundred forty-fourth	7,752	Frank Louis Oliver	One hundred ninety-fifth	7,982
Marvin D. Weidner	One hundred forty-fifth	8,458	Charles Paul Hammock	One hundred ninety-sixth	7,280
William H. Yohn, Jr.	One hundred forty-sixth	9,218	Joel J. Johnson	One hundred ninety-seventh	7,353
G. Sieber Pancoast	One hundred forty-seventh	10,461	Robert W. O'Donnell	One hundred ninety-eighth	7,296
Anthony J. Scirica	One hundred forty-eighth	12,325	John H. Hamilton, Jr.	One hundred ninety-ninth	11,559
R. A. McClatchy, Jr.	One hundred forty-ninth	11,829	Rose Toll	Two hundredth	12,320
Robert J. Butera	One hundred fiftieth	8,623	David P. Richardson, Jr.	Two hundred first	9,684
Vern Pyles	One hundred fifty-first	10,382	Mark B. Cohen	Two hundred second	10,509
Charlotte D. Fawcett	One hundred fifty-second	11,144	Peter E. Perry	Two hundred third	10,061
Daniel E. Beren	One hundred fifty-third	11,684			
Charles F. Mebus	One hundred fifty-fourth	12,763			
Samuel W. Morris	One hundred fifty-fifth	9,811			
Patricia A. Crawford	One hundred fifty-sixth	10,637			

(Seal)

C. DeLORES TUCKER

Secretary of the Commonwealth

The CHIEF CLERK. The election returns for all winning candidates for membership in the House of Representatives will be printed in the Legislative Journal of the House.

ROLL CALL

The CHIEF CLERK. The roll will now be called.

The roll was called and the following members-elect were present:

Abraham	Gelsler	McGinnis	Schmitt
Anderson, J. H.	George	McGraw	Schweder
Arthurs	Giammarco	McIntyre	Scirica
Barber	Gillespie	McLane	Seltzer
Bellomini	Gillette	Mebus	Shane
Bennett	Gleason	Menhorn	Shelhamer
Beren	Gleeson	Miller, M. E.	Shelton
Berlin	Goodman	Miller, M. E., Jr.	Shuman
Berson	Green	Milanovich	Shupnik
Bittle	Greenfield	Milliron	Sirianni
Blackwell	Grleco	Miscevich	Smith, E.
Bonetto	Gring	Moehlmann	Smith, L.
Bradley	Halverson	Morris	Spencer
Brandt	Hamilton, J. H.	Mrkonjc	Stahl
Brunner	Hammock	Mullen, M. P.	Stapleton
Burns	Hasay	Mullen	Stout
Butera	Haskell	Musto	Sullivan
Caputo	Hayes, D. S.	Myers	Sweeney
Cassar	Hayes, S. E.	Novak	Taddonio
Cimini	Hepford	Noye	Taylor
Cohen	Hill	O'Brien	Tayoun
Cole	Hopkins	O'Connell	Thomas
Cowell	Hutchinson, A.	O'Donnell	Toll
Crawford	Hutchinson, W.	O'Keefe	Trello
Cumberland	Irviss	Oliver	Turner
Davies	Itkin	Pancoast	Ustynoski
Davis, D. M.	Johnson, J.	Parker, H. S.	Valicenti
DeMedio	Katz	Perri	Vann
Deverter	Kelly, A. P.	Perry	Vroon
Dicarlo	Kelly, J. B.	Petrarca	Wagner
DiDonato	Kernick	Pievsy	Walsh, T. P.
Dietz	Kistler	Pitts	Wansacz
Dininni	Klingaman	Polite	Wargo
Dombrowski	Knepper	Pratt	Weidner
Dorr	Kolter	Prendergast	Westerberg
Doyle	Kowalshyn	Pyles	Whelan
Dreibelbis	Kusse	Rappaport	Whittlesey
Eckensberger	LaMarca	Reed	Wilson
Englehart	Laudadio	Renninger	Wilt, R. W.
Fawcett	Laughlin	Renwick	Wilt, W. W.
Fee	Lederer	Rhodes	Wojdak
Fischer	Lehr	Richardson	Worriow
Fisher	Levi	Rieger	Wright
Flaherty	Letterman	Ritter	Yahner
Foster, A.	Lincoln	Romanelli	Yohn
Foster, W.	Lynch	Ross	Zearfoss
Fryer	Manderino	Ruggiero	Zeller
Gallagher	Manmiller	Ryan	Zord
Gallen	McCall	Saloom	Zwikl
Garzia	McClatchy	Salvatore	
Geesey	McCue	Scheaffer	Fineman

The CHIEF CLERK. Two hundred and three members-elect having indicated their presence, a quorum is present.

RESOLUTION

OATH OF OFFICE

Mr. SHUPNIK offered the following resolution, which was read, considered and adopted:

In the House of Representatives, January 7, 1975

RESOLVED, That the Honorable Eugene Gelfand, a judge learned in the law, of the Court of Common Pleas of Philadelphia, Pennsylvania, be requested to administer the oath of office required by Article VI, Section 3, of the Constitution, to be taken by the members of the House of Representatives.

COMMITTEE APPOINTED TO ESCORT THE HONORABLE EUGENE GELFAND TO ROSTRUM

The CHIEF CLERK. The Chair appoints the gentleman from Northampton, Mr. Prendergast, and the gen-

tleman from Delaware, Mr. Ryan, to escort His Honor, Judge Gelfand, to the rostrum.

The Chair recognizes the chairman of the committee, Mr. Prendergast.

Mr. PRENDERGAST. Mr. Chief Clerk, I present with honor, His Honor, Judge Eugene Gelfand.

The CHIEF CLERK. The committee is discharged with the thanks of the House.

A Bible has been placed in the desk of each member for those who swear by the Bible. Will you please take out your Bibles?

Members-elect will rise, place their left hands on the Bible, raise their right hands and remain standing at their desks during the administration of the oath to which each member will swear or affirm.

OATH OF OFFICE ADMINISTERED TO MEMBERS-ELECT

HONORABLE EUGENE GELFAND. Do you solemnly swear, or affirm, that you will support, obey and defend the Constitution of the United States and the Constitution of this Commonwealth, and that you will discharge the duties of your office with fidelity? If so, answer "I do." (Members asserted oaths.)

Gentlemen, congratulations, a healthy 2 years, God-speed. You have a great task in front of you and I know you will need it.

LEAVES OF ABSENCE

The CHIEF CLERK. The Chair recognizes the majority whip, Mr. Manderino, for leaves of absence.

Mr. MANDERINO. Mr. Speaker, I have no requests for leaves of absence.

The CHIEF CLERK. The Chair thanks the gentleman.

The Chair recognizes the minority whip, Mr. Ryan.

Mr. RYAN. Mr. Speaker, I have no requests for leaves of absence.

The CHIEF CLERK. The Chair thanks the gentleman.

REPUBLICAN CAUCUS

The CHIEF CLERK. The Chair recognizes the minority leader.

Mr. BUTERA. Mr. Chief Clerk, I would request a recess of the House for a period of one half hour for a Republican caucus.

The CHIEF CLERK. The Chair recognizes the majority leader.

Mr. IRVIS. Mr. Chief Clerk, we have no objection.

I would ask that the Democrats remain in place. There is a possibility that the caucus of the Republican Party will not require a full 30 minutes. As soon as the Republican Party reports to the floor we shall continue the ceremonies.

I would suggest to the guests and friends who are here, if you wish to protect your seats, you had better stay in them.

Thank you, Mr. Chief Clerk.

RECESS

The CHIEF CLERK. Without objection, the Chair now declares a recess for one half hour for the purpose of a Republican caucus.

The Chair hears no objection. This House is now in recess.

AFTER RECESS

The time of recess having expired, the House was called to order.

THE CHIEF CLERK (Robert M. Scheipe) IN THE CHAIR

COMMITTEE ON THE PART OF THE SENATE

The CHIEF CLERK. The Chair recognizes the Sergeant at Arms.

The SERGEANT AT ARMS. Mr. Chief Clerk, the committee representing the Senate.

The CHIEF CLERK. The Chair recognizes the chairman of the committee, Senator Eugene Scanlon of Allegheny County.

SENATOR SCANLON. Mr. Chief Clerk, I am here to advise the House of Representatives that the Senate has been organized and duly constituted to conduct the business of the Commonwealth.

The CHIEF CLERK. The Chair thanks the gentleman and recognizes that the committee are three former members of the House. So the Senate is using very good men in their business today.

Thank you.

SENATOR SCANLON. We wish you luck over here.

RECESS

The CHIEF CLERK. Without objection, the House is now in recess until the caucus is completed.

The Chair hears no objection.

AFTER RECESS

The time of recess having expired, the House was called to order.

THE CHIEF CLERK (Robert M. Scheipe) IN THE CHAIR

RESOLUTION

ELECTION OF SPEAKER

Mr. BENNETT offered the following resolution, which was read, considered and adopted:

In the House of Representatives, January 7, 1975

RESOLVED, That in accordance with the provisions of Article 2, Section 9, of the Constitution of Pennsylvania, the House do now proceed to the election of a Speaker.

NOMINATIONS FOR SPEAKER

The CHIEF CLERK. Nominations are now in order for the office of Speaker.

The Chair recognizes the gentleman from Allegheny, Mr. IRVIS.

Mr. IRVIS. Mr. Chief Clerk, the office of Speaker of the House of Representatives of the Commonwealth of Pennsylvania is a constitutional office established by the people of this Commonwealth since the 1790's. It has been held and honored by a series of men—and, hopefully, someday in the future by at least one woman—since the passage of 2 centuries now. The constitutional posi-

tion of Speaker of the House of Representatives is the one position elected by all the members of the House of Representatives of the General Assembly, must be served by a member of the House of Representatives, and that office is the spokesman office for the House of Representatives.

I wish to place in nomination for Speaker of the House of Representatives the name of Herbert Fineman, a Representative from the city of Philadelphia. Mr. Fineman, I think, needs no introduction to any of the members here present, new or old. But it is not sufficient simply to place his name before this forum. I want you to know why I do so.

Mr. Fineman is, of all things, a gifted man. He is bright; he is competent; and he carries with him a degree of hard work which shames most of his comrades.

Of all of us on the floor of the House, there is never one better informed as to the matters which concern the members on the floor of the House than Herb Fineman. There is no one of us who compares favorably with the amount of energy this man puts forth working at the job of being a Representative.

He embodies, in my opinion, the good qualities necessary for a leader of men and women. I think a Representative must represent more than his or her narrow constituency. I think that is enough to get you elected, but that is not enough to enable you to serve.

A man or woman who is to be truly representative must represent all the people of the Commonwealth of Pennsylvania, all the people, all 11.5 million of us—Protestant, Catholic, Jew, Christian—and now I am including myself, perhaps—barbarian, men and women, black and white, urban and nonurban, Republican and Democrat, all the people of the Commonwealth, all classes, all ranks, all colors, both sexes.

Herb Fineman has served with honor and distinction in the post of Speaker of this House for 4 years. No man or woman could serve in that position without incurring the wrath of some of us on the floor. But the Speaker must rule, and a ruler must always rule in such a way as to make one party wrong and the other party right. And there can be no denying that no one of us in the leadership over the years could possibly count on, among all of you, absolute confidence. But of all the men with whom I have served and who have served as Speaker of the House, I cannot name one who I think is as qualified to be Speaker as the Representative from Philadelphia.

I, therefore, Mr. Chief Clerk, submit to the House of Representatives the name of Herbert Fineman of Philadelphia for Speaker of the House of Representatives for the session 1975-1976.

The CHIEF CLERK. The gentleman from Allegheny, Mr. IRVIS, places in nomination for the office of Speaker the name of the gentleman from Philadelphia, the Honorable Herbert Fineman.

The Chair recognizes the gentleman from Lancaster County, Mr. MILLER.

Mr. M. E. MILLER. Mr. Chief Clerk, Charles Montesquieu has written, and I quote, "A wise man ought to retire and withdraw his soul from the crowd and there keep it at liberty and in the power to judge freely of things."

It is advice that I have sought to follow these past 6 years to the best of my ability, even to the extent of

physically removing myself as far as possible from the crowd by preference of a back-row bench in this hall.

It is from this vantage point that I now rise with both soul and intellect at liberty and in complete confidence that I am supporting the best qualified, most capable candidate in this election for a Speaker to preside over the House of Representatives during this, its 159th session, the gentleman from the county of Philadelphia, the Honorable Herbert Fineman, whose nomination I now second.

In the past 6 years this House has made major reforms for better operation which few felt were possible in so short a time. We have come, in my judgment, a thousand miles. As has been written, however, even a journey of a thousand miles must begin with the first step.

History now records in our House Journals that the first landmark steps toward a better House of Representatives were taken under the direction, the guidance and the urging of the then Speaker of this House during the 1971-72 session, that Speaker being Representative Fineman.

The number of standing committees was trimmed and subcommittees were assigned a meaningful role in the legislative process. Fiscal notes, or "price tags," were required with bills to inform the membership of anticipated cost. A master roll call was instituted, and, most important of all, Speaker Fineman backed a rule that a majority of a committee can discharge a bill over the committee chairman's objection.

During the same session he actively championed the idea of a Legislative Compensation Commission, whose report resulted in increased remuneration for the members and an increase in the reimbursable expense maximums that we are allowed.

And as you are also aware, he plans additional improvements in the operation of this body, many of which I support.

Whatever else Mr. Fineman may have been during the 8 years I have served in this body, he stands, in my opinion, as an ardent advocate of a better way to operate this House and a force for better government through better legislative procedures.

Now if this Speakership election were based solely on the qualifications of the respective candidates, if we could strip from this contest its Philadelphia politics, its partisan politics, if we could remove from consideration certain emotional, personal and, yes, perhaps even some prejudices that tend to tarnish our judgment, if we could rise above all those things, then I suggest that Mr. Fineman would be Speaker of this House by virtue of acclamation based sheerly on his merits.

Obviously, we are unable to do this and so we are here going through this exercise today. Such being the case, let me apprise you of another equal consideration that I have made in arriving at my judgment.

I view this vote as a unique opportunity to represent what I firmly know to be the preference of the Democratic voters in the 97th Legislative District of Lancaster County. In the most final of public opinion polls, that of a gubernatorial primary election, the Shapp forces, which we all know are closely allied with Mr. Fineman, in the Democratic Party were preferred by a 20-to-1 margin. Only a handful, 147 votes, went to his opponent. It was not even a contest. And so I have chosen to be true to my Democratic constituents, bearing in mind what Emerson has written: "He serves all who dares to

be true" and thereby also confident that I am discharging my responsibility with fidelity to my Republican constituency as well.

I address this concluding remark to some of the members of our Republican caucus whom I know to be striving to summon the courage to support Mr. Fineman in the face of certain pressures to the contrary. Plutarch has written: "If all men were just, there would be no need of courage." I believe the just thing to do is to elect the most capable man to the Speaker's chair. I sincerely believe that man to be Representative Fineman. I hereby second his nomination.

The CHIEF CLERK. The gentleman from Lancaster, Mr. Miller, has seconded the nomination of Mr. Fineman for the office of Speaker.

Are there any other nominations?

The Chair recognizes the gentleman from Centre County, Mr. Dreibelbis.

Mr. DREIBELBIS. Mr. Chief Clerk, I had hoped to outline the constitutional provisions of the presiding over this House for both parties and that the office of Speaker of this House is indeed the presiding officer of both parties. This was very ably and capably done by our party's majority leader. So with that I would rise to place into nomination the name of Representative Martin Mullen of Philadelphia for the office of Speaker of the House of Representatives.

I support the nomination of Martin Mullen because I believe it is right and it is good for Pennsylvania and for this House and, indeed, for the district which I represent. I offer several valid observations for the reasons for the submission of the name of Mr. Mullen.

This House is composed of 203 members sent here to represent Pennsylvania and the citizens of all its 67 counties. Each of us secured voter support 2 months ago with the pledge of placing public interest above any personal gain or partisan narrowness.

Newly sworn to this office in this House in every row on both sides of the aisle are men and women of talent, energy and very good motives. Neither this House nor any of its individuals, its members, are in need of a ringmaster. We are in need of a fair presider, a presider who trusts the House as an institution and who encourages the free and full exercises of each member's and individual's work.

I see the possibility of a change in this chamber's philosophy into a bipartisan presiding situation of having a natural bond between its members and between the parties. This I believe deeply is very important.

Martin Mullen and I have not always agreed on the issues in this House. I voted my differences with him, often on matters which were close to his heart, and out of these differences came a lasting respect.

Martin Mullen has fought for his beliefs openly, tenaciously and honestly. A few may wish to ridicule Marty for standing by his beliefs. The majority of us not only believe that each of us has that right, but we also believe it to be a responsibility. It is only when public officials lack the courage to say what is in their heart or when power politics succeeds in intimidating those who wish to speak that we are in trouble in this our democracy.

It is for this very same reason that I have outlined that I am doing my thing, so to speak, in today proudly nominating Mr. Mullen.

To my colleagues, and especially to the new colleagues, I say that it was standing against Marty's position that

I indeed learned of his integrity. Now as an individual, it was also in the expression of differences that I learned that Marty Mullen is an open and tolerant man. He does not allow differences with others to prejudice or destroy mutual respect.

As Speaker and presiding officer of this chamber, he would respect the rights of each of us to be representatives of our districts and of Pennsylvania by following the judgments of our own minds and standards of our own consciences. He does not view any other man as subordinate or to be ordered around, but as an individual who has his district to represent. Martin Mullen instinctively trusts others and, because he does, he is trusted. His word is good; his word is very good. Martin Mullen does not fear open dissent. He knows the true unity among men cannot be achieved without the airing of legitimate differences, and that progress is made when fair accommodation is freely arrived at, and that being on both sides of the aisle.

Martin Mullen is loyal to the Democratic Party and has served it with distinction. At the same time, he knows that his party can best serve by placing public interests above the unserved self-gain of any person or group, and that brutal partisanism which damages public interest is bad, unnecessary and quite damaging.

These things I have said are much on the minds of us who stand today with Martin Mullen for Speaker, and I have said them with confidence that his conduct in office would reflect credit upon our decision.

When this vote is cast, our candidate is committed to being the Speaker for all 203 members. He promises that there will be no prejudice, no rancor, no grudge taken into the office of Speaker. Martin Mullen believes in this approach to the office of Speaker, and if we share this belief, each of us should support him.

By acting independently as members today, we would set new standards from this time on. No member of ambition would dare to seek to impose unfair tactics upon the others of us. No member of ambition would dare cast raw partisan power in the face of this House, our chamber, and I am sure that he would not override the wills of members who come here pledged to serve the citizens of our districts representing both parties and would remember that no matter who we are, the district we represent has both Republicans and Democrats in it and they need to be served well.

Mr. Chief Clerk, I love this chamber and I love the members who deliberate here and who make the laws of this Commonwealth for which we are given the authority, and I assure you of my sincerity to help this body to be one of the greatest state legislatures in the land. I am not a new member and I am not, indeed, an old member, but I have been here long enough to know what our great Pennsylvania society is yearning for, and that is, a productive, nonpartisan, hardworking and dedicated Pennsylvania House of Representatives.

My fellow members, if you would like to see these standards upheld by the office of Speaker of this House, show your support by voting for Martin P. Mullen.

Thank you very much.

The CHIEF CLERK. The Chair recognizes the gentleman from Philadelphia, Mr. Tayoun.

Mr. TAYOUN. Mr. Chief Clerk, I had not intended to get up and endorse anyone today because, had I gotten up, the first thought which would run through the minds of everybody in this room would be the thought expressed

by the able Marvin Miller when he said Philadelphia politics rears its ugly head.

I am standing here, however, because in deep, honest conviction I feel as our esteemed majority leader expressed it many years ago when I was first sworn in as a member of this august body when he said, Gentlemen, you are all exceptional. You are exceptional because, by hook or crook, by honesty, sincerity and every way possible, you managed to get here and into this room today. By doing that, you represent quite a few thousand people who will be depending on you.

I believe that, and I believe everyone in this room, in his own way, is capable of leading this body, and I can appreciate the sincerity and the force of the presentments on the side of those who are in favor of the Honorable Herbert Fineman, because there are very few who can honestly say he has ever been faulted in anything he has ever done. But I also say to you, we represent people. We reflect the feelings of our constituencies. We reflect the Commonwealth of Pennsylvania's thoughts and ambitions and daily pursuits, and it is up to us to decide whether or not we want superefficiency, whether or not we want superskilled craftsmen or whether or not we want to continue to reflect the people. I say to you, tradition is something we set every year, and it is not unusual for us to break with tradition and establish new sets and new rules and new mores. It is being done everyday for us.

And because Marty Mullen stood up and voted for his beliefs, because Marty Mullen stuck to what he believed was true, because he was sincere, he became an object of scorn and ridicule and he was dethroned from his seat, a seat that he capably served in as Appropriations Committee chairman for some time. I am not saying this is not arbitrary; I am not saying this is not the right of a leader to so pick and choose as to whom he wants to be Appropriations Committee chairman.

When Marty Mullen rose from those ashes like a phoenix and said, I am going to fight for every guy in this room, every woman in this room, I am going to take a shot at the big top, I said to Marty, we are with you. Because the minute we stop supporting the dissidents, as they call us because we object, the minute we stop supporting opinion that is contrary to the majority's opinion, then we no longer reflect the Commonwealth of Pennsylvania and its many myriads of people.

I am saying to you in closing that some people have cast the first stone at Marty, and I think they did it unfairly and maliciously. I saw it in the press, and that is when I decided to take my stand beside Marty Mullen, since I honestly believe that anymore stones cast at him will be stones cast at all of us in this room, and I think we owe it to the people of Pennsylvania to put someone in the Chair who has proven beyond any doubt that he is as honest as the day is long, as honest as the sun is in the sky, and I am for Marty Mullen. I am asking you all to support me in this venture. I second his nomination for Speaker.

The CHIEF CLERK. The Chair recognizes the gentleman from Philadelphia, Mr. Myers.

Mr. MYERS. Mr. Chief Clerk, I also rise to second the nomination of Martin Mullen for one simple reason. I have been here for 4 years and I know a lot of people have disagreed with Marty on occasions, including myself, but I know one thing, Martin Mullen is an honest

man and I am sure he will be honest to every member in this House. I urge your support.

Thank you.

The CHIEF CLERK. The Chair recognizes the gentleman from Lackawanna, Mr. Walsh.

Mr. WALSH. Mr. Chief Clerk, I rise today to second the nomination of Martin P. Mullen of Philadelphia for Speaker of this House and I do it for several reasons. Number one, there has been tremendous pressure brought to bear on all of us, I am sure, at a great, tremendous, personal sacrifice to the members who will dissent here. I do not think that is very important.

I will not be presumptuous enough to try to match the eloquence of our distinguished majority leader or the distinguished gentleman, Mr. Dreibelbis, but in 2 years I have learned one thing. I love this House and I am dedicated to it, and I believe in one thing of it—the integrity. I think Mr. Mullen has demonstrated a total personal dedication to his beliefs, but, also and more importantly, a dedication to the personal constitutional prerogatives of every member here serving as equals. Therefore, I am proud to support Mr. Mullen for Speaker of this House.

Thank you.

The CHIEF CLERK. The Chair recognizes the gentleman from Lehigh, Mr. Zeller.

Mr. ZELLER. Mr. Chief Clerk, I will make it short. I do not think anyone has any doubt as to where I stand, but I will say this: I am here and, according to what I have read, I am not supposed to be well, but I can assure you that I am very well and of good sound mind. I know what I am doing and I am for Marty Mullen. God bless him.

Thank you.

The CHIEF CLERK. The Chair recognizes the gentleman from Berks, Mr. LaMarca.

Mr. LaMARCA. Mr. Chief Clerk, I move that the nominations for the office of Speaker of the House of Representatives be now closed.

The CHIEF CLERK. The gentleman from Berks, Mr. LaMarca, moved that the nominations be now closed.

On the question,

Will the House agree to the motion?

Motion was agreed to.

TELLERS APPOINTED

The CHIEF CLERK. The Chair names as Tellers for the purpose of tallying the votes for the office of Speaker, the gentleman from Schuylkill County, Mr. James A. Goodman, and the gentleman from Crawford County, Mr. H. Harrison Haskell II.

Will the gentlemen please come up and sit in the Chief Clerk and Secretary's chairs in the center of the hall?

The clerk will proceed with the calling of the alphabetical roll, and the members will vote.

The following roll call on the election of Speaker was recorded and verified by the Tellers:

Abraham	—	Fineman
Anderson	—	Mullen
Arthurs	—	Fineman
Barber	—	Fineman
Bellomini	—	Fineman

Bennett	—	Fineman
Beren	—	Mullen
Berlin	—	Fineman
Berson	—	Fineman
Bittle	—	Mullen
Blackwell	—	Fineman
Bonetto	—	Fineman
Bradley	—	Fineman
Brandt	—	Mullen
Brunner	—	Fineman
Burns	—	Mullen
Butera	—	Mullen
Caputo	—	Fineman
Cessar	—	Mullen
Cimini	—	Mullen
Cohen	—	Fineman
Cole	—	Fineman
Cowell	—	Fineman
Crawford	—	Mullen
Cumberland	—	Mullen
Davies	—	Mullen
Davis	—	Mullen
DeMedio	—	Fineman
DeVerter	—	Mullen
DiCarlo	—	Fineman
DiDonato	—	Fineman
Dietz	—	Mullen
Dininni	—	Fineman
Dombrowski	—	Fineman
Dorr	—	Mullen
Doyle	—	Fineman
Dreibelbis	—	Mullen
Eckensberger	—	Fineman
Englehart	—	Fineman
Fawcett	—	Mullen
Fee	—	Fineman
Fineman	—	Fineman
Fischer	—	Fineman
Fisher	—	Mullen
Flaherty	—	Fineman
Foster, A. C.	—	Mullen
Foster, W. W.	—	Mullen
Fryer	—	Fineman
Gallagher	—	Fineman
Gallen	—	Mullen
Garzia	—	Fineman
Geesey	—	Mullen
Geisler	—	Fineman
George	—	Fineman
Giammarco	—	Mullen
Gillespie	—	Fineman
Gillette	—	Fineman
Gleason	—	Mullen
Gleeson	—	Fineman
Goodman	—	Fineman
Green	—	Fineman
Greenfield	—	Fineman
Grieco	—	Mullen
Gring	—	Mullen
Halverson	—	Mullen
Hamilton	—	Mullen
Hammock	—	Fineman
Hasay	—	Mullen
Haskell	—	Fineman
Hayes, D. S.	—	Mullen
Hayes, S. E.	—	Mullen

Hepford	—	Mullen	Prendergast	—	Fineman
Hill	—	Mullen	Pyles	—	Mullen
Hopkins	—	Fineman	Rappaport	—	Fineman
Hutchinson, A. K.	—	Fineman	Reed	—	Fineman
Hutchinson, W. D.	—	Mullen	Renninger	—	Mullen
Irvis	—	Fineman	Renwick	—	Mullen
Itkin	—	Fineman	Rhodes	—	Fineman
Johnson	—	Fineman	Richardson	—	abstain
Katz	—	Mullen	Rieger	—	Fineman
Kelly, A. P.	—	Fineman	Ritter	—	Fineman
Kelly, J. B.	—	Fineman	Romanelli	—	Fineman
Kernick	—	Fineman	Ross	—	Fineman
Kistler	—	Fineman	Ruggiero	—	Fineman
Klingaman	—	Mullen	Ryan	—	Mullen
Knepper	—	Fineman	Saloom	—	Mullen
Kolter	—	Fineman	Salvatore	—	Mullen
Kowalyshyn	—	Fineman	Scheaffer	—	Mullen
Kusse	—	Mullen	Schmitt	—	Fineman
LaMarca	—	Fineman	Schweder	—	Fineman
Laudadio	—	Fineman	Scirica	—	Mullen
Laughlin	—	Fineman	Seltzer	—	Mullen
Lederer	—	Fineman	Shane	—	Fineman
Lehr	—	Mullen	Shelhamer	—	Fineman
Letterman	—	Fineman	Shelton	—	Fineman
Levi	—	Mullen	Shuman	—	Mullen
Lincoln	—	Fineman	Shupnik	—	Fineman
Lynch	—	Mullen	Sirianni	—	Mullen
Manderino	—	Fineman	Smith, E. H.	—	Mullen
Manmiller	—	Mullen	Smith, L. E.	—	Mullen
McCall	—	Fineman	Spencer	—	Mullen
McClatchy	—	Mullen	Stahl	—	Mullen
McCue	—	Mullen	Stapleton	—	Fineman
McGinnis	—	Mullen	Stout	—	Fineman
McGraw	—	Fineman	Sullivan	—	Fineman
McIntyre	—	Mullen	Sweeney	—	Fineman
McLane	—	Fineman	Taddonio	—	Mullen
Mebus	—	Mullen	Taylor	—	Fineman
Menhorn	—	Fineman	Tayoun	—	Mullen
Milanovich	—	Fineman	Thomas	—	Mullen
Miller, M. E.	—	Fineman	Toll	—	Fineman
Miller, M. E., Jr.	—	Fineman	Trello	—	Fineman
Milliron	—	Fineman	Turner	—	Mullen
Miscevich	—	Fineman	Ustynoski	—	Mullen
Moehlmann	—	Mullen	Valicenti	—	Fineman
Morris	—	Fineman	Vann	—	Fineman
Mrkonic	—	Fineman	Vroon	—	Mullen
Mullen, M. P.	—	Mullen	Wagner	—	Mullen
Mullen, M. M.	—	Fineman	Walsh	—	Mullen
Musto	—	Fineman	Wansacz	—	Fineman
Myers	—	Mullen	Wargo	—	Fineman
Novak	—	Fineman	Weidner	—	Mullen
Noye	—	Mullen	Westerberg	—	Mullen
O'Brien	—	Fineman	Whelan	—	Mullen
O'Connell	—	Mullen	Whittlesey	—	Mullen
O'Donnell	—	Fineman	Wilson	—	Mullen
O'Keefe	—	Fineman	Wilt, R. W.	—	Mullen
Oliver	—	Fineman	Wilt, W. W.	—	Mullen
Pancoast	—	Mullen	Wojdak	—	Fineman
Parker	—	Mullen	Worrilow	—	Mullen
Perri	—	Mullen	Wright	—	Mullen
Perry	—	Fineman	Yahner	—	Mullen
Petrarca	—	Fineman	Yohn	—	Mullen
Pievsky	—	Fineman	Zearfoss	—	Mullen
Pitts	—	Mullen	Zeller	—	Mullen
Polite	—	Mullen	Zord	—	Mullen
Pratt	—	Fineman	Zwinkl	—	Fineman

The CHIEF CLERK. The roll call having been concluded and all members having voted, the roll will be closed. Voting is at an end and the Tellers will proceed to tally the vote.

The vote on the election of the Speaker of the House was 109 for Fineman; 93 for Mullen; and 1 abstention, for a total of 203.

The Honorable Herbert Fineman, having received a majority of all the votes cast, is hereby declared elected Speaker of the House of Representatives.

STATEMENT BY THE MAJORITY LEADER

The CHIEF CLERK. The Chair recognizes the majority leader.

Mr. IRVIS. Mr. Chief Clerk, you and those of us present in the hall of this House have taken part in an historic occasion. It is one which those of you who are historically minded may well remember to tell the tale to your children about the first time that there was an actually contested election in the hall of the House on opening day for Speaker.

But I do not arise on this occasion to remind you of its historical importance. Rather, do I rise to pay tribute to both men who are involved. I have already paid my tribute to Herb Fineman. I now want you to hear what I think about the man who lost the election.

I have served for 4 years as majority floor leader in this House, and for those 4 years Martin Mullen served with me as the chairman of the Appropriations Committee. While he and I may have differed, as indeed we have on a number of issues involving his conscience and involving mine, I do not know of any man, in my 55 years here on earth, whose word I would take above that of Martin Mullen. I do not know of any man whose advice I value more than the advice given to me so freely and with such an open heart as Martin Mullen's advice. He is above all else a dedicated, a sincere, and an honest man.

I want this in the record today, for I have said it all over this Commonwealth to everyone who has ever asked me. When people who have never met him have said to me, what sort of a man is Marty Mullen, I have said to them what I have said to you. I want him to hear it. I want you to know it and I want the record to sustain it.

Mr. Chief Clerk, you may now recognize Mr. Martin Mullen, who will now do, in proof of what I have said, what was scheduled to be done by another member. He will move for the unanimous election of the Speaker of the House of Representatives.

The CHIEF CLERK. The Chair recognizes the gentleman from Philadelphia, Mr. Mullen.

Mr. M. P. MULLEN. Thank you.

Mr. Chief Clerk, I have been up at this microphone many, many times. I had hoped that I would be up at that microphone for the first time, but it was not the will of the members, and I have always respected the will of the members.

I have always fought for what I believe in. I fought this fight because I think it had to be fought. I fought the Governor in the last campaign because I think it had to be fought. I fought honestly and fairly to the best of my ability. I lost. I have lost many times before, but I stay in there fighting.

To Herb, certainly, I congratulate him. Herb is a

brilliant man. I have never said anything against Herb's brilliance. I think he will make a good Speaker. He was a good Speaker in the past and I am sure he will serve the members ably and well.

For myself, when you lose you go down to the basement, but we always come back again.

Congratulations to Herb. I hope he has a very successful term. I did nothing dishonorable. Many members on my side of the aisle thought that I had made deals with the Republicans. I did not have to do that. They are honorable men; they are honorable women. They dealt with me on a member-to-member basis.

I hope, if anything, that this plight produces the respect for the dignity of each and every member of this General Assembly not only now but in the future, because all of us are coequals. We are elected by the people and we should be treated as coequals.

This is not the executive branch of the government; it is the legislative branch, and we are all coequals.

Again, congratulations, Herb. I have not had the opportunity to shake his hand, but Herb knows I wish him well.

Herb and I had many, many bitter fights before, but we have respect for each other, and I am sure that we will continue to have respect. Good luck to you, Herb, and if there is anything I can do to help keep this body in good order and to carry on the traditions of this great body, I am happy to do so.

I am commencing my 21st year at this microphone today. I will serve my term to the best of my ability and I will help to produce meaningful legislation for all the people of Pennsylvania.

I want to thank all of you good people who came here today to honor your folks and friends, and thanks again for everyone being so decent and respectable in this fight that we had.

I make a motion, in closing, to make this a unanimous election, because this is the proper way of doing things. I think everyone will agree that Herb justly won and he is entitled to a unanimous election. I hope everyone will vote unanimously in his support.

Thank you.

MOTION TO MAKE ELECTION UNANIMOUS ADOPTED

The CHIEF CLERK. The gentleman from Philadelphia, Mr. Mullen, moves that the election for Speaker of the House of Representatives be unanimous.

On the question,

Will the House agree to the motion?

Motion was agreed to.

COMMITTEE APPOINTED TO ESCORT SPEAKER-ELECT TO THE ROSTRUM

The CHIEF CLERK. The Chair appoints the gentleman from Allegheny County, Mr. Caputo, and the gentleman from Westmoreland County, Mr. Laudadio, to escort Speaker-elect Fineman to the rostrum.

RESOLUTION

OATH OF OFFICE

Mr. RUGGIERO offered the following resolution, which was read, considered and adopted:

In the House of Representatives, January 7, 1975

Resolved, that the Honorable J. Sydney Hoffman, Justice of the Superior Court of Pennsylvania, administer the oath of office to Speaker-elect Fineman and the gentleman from Allegheny, Mr. Caputo and the gentleman from Westmoreland, Mr. Laudadio, to escort Judge Hoffman to the rostrum for the purpose of administering the oath.

The CHIEF CLERK. The Chair recognizes the gentleman from Allegheny, Mr. Caputo.

Mr. CAPUTO. Mr. Chief Clerk, I have the honor of presenting Speaker-elect Herbert Fineman and Superior Court Judge J. Sydney Hoffman.

OATH OF OFFICE ADMINISTERED TO THE SPEAKER-ELECT

The oath of office was administered to the Honorable Herbert Fineman, Speaker-elect of the House of Representatives, by the Honorable J. Sydney Hoffman.

PRESENTATION OF GAVEL

The CHIEF CLERK. The Chair requests the Honorable K. Leroy Irvis to take the chair for the purpose of presenting the gavel to Speaker Fineman.

I have the honor to present the Honorable K. Leroy Irvis.

HONORABLE K. LEROY IRVIS IN THE CHAIR

Mr. IRVIS. Thank you, Mr. Chief Clerk.

I now have the distinct pleasure and honor of presenting the gavel of the office of Speaker of the House of Representatives for the period of 1975-1976 to my very good and dear friend, Herb Fineman.

Congratulations and all the best, Herb.

THE SPEAKER (Herbert Fineman) IN THE CHAIR

The SPEAKER. Distinguished guests, officers and members of this House, ladies and gentlemen:

We who serve in this legislature know that the real joy in Harrisburg means being in the majority—at least I always thought so until this year—and I can, therefore, say that I welcome the penetrating excitement of again receiving the gavel of the Speaker's office.

Having traveled this road on two prior occasions, I am not unmindful of the parameters of duty and responsibility of this high office. As a matter of fact, I was interested to learn that in the span of 199 years of Commonwealth history, during which time there have been 138 Speakers, only twice before has any individual been elected three times to this office. Thus, the perspective of history not only adds to the honor of this day for me but also imposes a new dimension in the trust and in the confidence that has been reposed in the Speaker by a majority of the distinguished members of this body.

I am grateful to that majority who have again placed this mantle of responsibility upon my shoulders and I want to assure them, as well as all other members and as well as the people of this Commonwealth, that the actions of the Speaker at all times will earnestly reflect an avid concern for the dignity of this House, for principle, and for public regard for this chamber. I think both time and history demand no less.

The convening of this, the 159th session of the Pennsylvania General Assembly, is an occasion of considerable moment. Before the gavel sounds its final note of adjournment in 1976, we will have commemorated the

200th anniversary of the founding of this free Nation.

Two years ago the Honorable Lee Donaldson, a former distinguished Republican floor leader in this chamber, reminded us that our Founding Fathers had cut their political teeth in the legislatures of the original 13 States. The delegates to the Constitutional Convention in Philadelphia were chosen and advised by state assemblies, and all but two of our first 18 Presidents had served in the legislatures of their respective states, and these kinds of traditions generate awesome responsibilities.

In considering such responsibilities, as well as the historical setting of this session, may I suggest to each of you that we momentarily lift our mind's eye from the beauty of this chamber, graced as it is with lovely floral bouquets and the proud and smiling faces of families and friends, and focus instead on the almost 12 million Pennsylvanians who are not present with us today, Pennsylvanians who are preoccupied with the daily affairs of their lives and who, in the moment of each day that they may dwell upon the affairs of state, do so only with grave concern for the future.

I think few periods in the history of this Nation rival the present public mood of uneasiness, apprehension, skepticism, and cynicism. Perhaps not since our ancestors began this experiment of democratic self-government some 200 years ago have the people of this "first new nation" wished so fervently for their elected representatives to use their powers with candor and with courage and with wisdom. For the challenges that face all of us today are so vast, so complex, and so perilous that they threaten not only our economic well-being, not only our political way of life, but also our capacity to insure that freedom and justice under law can prevail.

The shocking evidence of indifference to constitutional principles at the highest level of government in this Nation has precipitated a crisis of massive proportions for all of us in government.

In this age of dwindling resources, a burgeoning population, and ever-accelerating technology, some serious political thinkers are now asking if we can much longer afford the structure of government as designed by our forefathers. Seldom has the concept of representative government been so severely tested. Government by the collective judgment of elected citizen-representatives is being harshly challenged. But there is also a counter-trend by political thinkers and citizens alike today, a mounting chorus of voices calling for more openness, greater citizen input, and more informed public debate of public issues.

Procedures to effectuate these ends take long and do not fit the organizational-chart concept of efficiency. But such mechanisms, I submit to you, go to the essence of democracy—the ability of free people to determine for themselves the quality of life in society and the public policies of their government.

I share the view very strongly that unless we opt for such change, we will aid and abet the destruction of a heritage of self-government that has served us well. Unless we act decisively to remedy our faults, to conduct the public's business in the public light with greater input from the public, legislative bodies like the Pennsylvania General Assembly will so lose the confidence of the people that they shall be useless appendages without function or authority.

While this House, like any other lawmaking body, is not the repository of all wisdom, I suggest that the collective judgment of nearly 12 million Pennsylvanians as

reflected by the membership of 203 men and women sitting in this chamber is the best hope we have of restoring public confidence in representative government functioning for the people.

And what better place, I submit, to renew the struggle for public acceptance than in the state legislatures where the American concept of Federalism began almost 200 years ago.

And what better way to demonstrate the earnestness of our desire to re-earn this confidence in our institutions and our public officials than by modernizing our legislative processes, by legislatively curbing the abuses of our political and governmental systems, by conducting our business with candor, and by providing mechanisms for greater public participation in both the political and governmental process.

Let me make this personal observation: Today, like Representative Marty Mullen, I begin my 21st year of service in this House. I have experienced both the frustration of defeat and the thrilling joy of victory on the floor of this legislative chamber and, as some other speaker said today, I, too, have come to love this House and everything it symbolizes.

And so, when I proffer today some thoughts concerning change, I do so not as an idle advocate of change nor merely for the sake of change, but rather as one deeply concerned about the future of this great institution and the lives it touches.

Reform of our processes will not solve the great problems of this day, but reform is an imperative first step and one that we can take rationally now and one which we can precisely tailor to the needs of this day now while we still have time to act.

I want you to remember that our Founding Fathers had both a deep faith in the power and fairness of public opinion and, as well, a healthy skepticism of the notion that laws alone can improve the conduct of men, whether that be in public or private life.

Let us not act with the illusion that what we do will provide a panacea; it will not; but act we must and with forthrightness and a deep desire to improve the system.

PRESENTATION OF COMMEMORATIVE GAVEL

The SPEAKER. The Chair recognizes the Chief Clerk.

The CHIEF CLERK. Mr. Speaker, it is my pleasure to present to you this commemorative gavel.

The SPEAKER. I thank you very much, Mr. Outgoing Chief Clerk. I assure you that the other gavel fits much more comfortably and feels much more at home than this one.

The Chair understands that the Governor, the Honorable Milton Shapp, is on his way.

ANNOUNCEMENT OF MAJORITY LEADERSHIP

The SPEAKER. The Chair recognizes the gentleman from Cambria County, Mr. Harry Englehart, for the purpose of making an announcement.

Mr. ENGLEHART. Mr. Speaker, as chairman of the Democratic caucus, I have been instructed to announce, for the information of the members of the House and for the record, that the gentleman from Allegheny, Mr. Irvis, has been elected Majority Leader by the Democratic caucus; the gentleman from Westmoreland, Mr. Manderino, has been elected Majority Whip; the gentleman from Berks, Mr. LaMarca, has been elected Majority Policy Chairman; the gentleman from Northampton, Mr.

Prendergast, has been elected Majority Administrator; and the gentleman from Lackawanna, Mr. Wargo, has been elected Secretary of the Caucus.

The SPEAKER. The Chair thanks the gentleman.

REMARKS BY MAJORITY LEADER

The SPEAKER. The Chair is pleased to recognize the majority floor leader, the distinguished gentleman from Allegheny, the Honorable K. Leroy Irvis.

Mr. IRVIS. Mr. Speaker, while I think the day has been interesting, I am sure it has been long and I am not going to burden the record overly much, I hope, today.

I do want to say a word of welcome to the new members. Perhaps this is the best initiation you could have had as to what faces you for the next 2 years. But I hope that within the confines to this initiation you will recognize that whereas men and women may differ on their surface opinions of fact, we do not differ, one from the other, in our respect for the principles behind those beliefs.

You are now different from your neighbors back home. By your very election you became different. You now carry an awesome burden. While you were back home in your neighborhood, you could afford to gossip and to talk about how bad things are. Now that you are elected, you have to do something about making them better.

While you were back home in relative comfort—even though you did not think so, but you will after a few weeks with us—you could afford to say, "What I say really does not affect things too much," but you can no longer ever say that again. Everything you say from now on, every act that you take or every act you do not take will affect at least 11½ million other Pennsylvanians.

That is the burden which you rightfully and voluntarily assumed, and we all expect that you will continue to bear it well. But you will bear it well, in my opinion, only if you remember that you were really not elected by the 12,000, the 14,000, or maybe the 200 majority which sent you here. You were elected by a unique process perfected by man, and perfected by man only in this country, really—the representative process which says: Those of us who cannot go to the centers of government will trust certain individuals to go there to represent the interest of the people. And you must represent the interest of the people, not your constituency.

While you certainly cannot afford, nor would you wish, to forget your constituency, you must never forget that you must represent all the people of this Commonwealth. That is your obligation, sworn to now before your God. That is the obligation which your people will expect of you. How well you live up to that obligation those of us who work with you will best be able to judge, but the final judgment will come only 2 years hence. You have a beginning. How well you walk the path will be up to you.

Thank you, Mr. Speaker.

GOVERNOR INTRODUCED

The SPEAKER. Ladies and gentlemen, the Governor of the Commonwealth, the Honorable Milton J. Shapp, and Mrs. Shapp.

The Governor and Mrs. Shapp will please be seated.

ANNOUNCEMENT OF MINORITY LEADERSHIP

The SPEAKER. The Chair recognizes the gentleman

from Luzerne, Mr. O'Connell, for the purpose of making an announcement.

Mr. O'CONNELL. Mr. Speaker, as chairman of the caucus, I am pleased to announce the election of the following officers: Minority Leader, Robert J. Butera; Minority Whip, Matthew J. Ryan; Secretary of the Caucus, Harry Bittle; Policy Chairman of the Republican Caucus, Victor Westerberg; and chairman of the Republican Caucus, yours truly, Frank O'Connell.

Thank you very much, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

REMARKS BY MINORITY LEADER

The SPEAKER. The Chair recognizes the distinguished gentleman from Montgomery County, Mr. Robert Butera.

Mr. BUTERA. Thank you, Mr. Speaker.

The members and guests will be thrilled to learn that I am not going to read my prepared remarks. I think it is too late. If you will indulge me, I would like to make just a few remarks, Mr. Speaker.

First, Mr. Speaker, Herb, on behalf of the members on this side, our congratulations to you for winning the good fight. We will be a positive minority, I trust, and expect to work with you and the majority to our best abilities.

To my counterpart, Mr. Irvis, I look forward to this experience again, too, Leroy. The word "love" has been used by many people today and it is a kind of word that men do not like to use in referring to other men, but, by any definition of that word, I have that feeling in my heart for my opponent on the floor, Mr. Irvis. It will not seem that way sometimes, Leroy, but it is there.

To our families and guests, I will offer to you, from, I think, the entire House, a collective thank you for putting up with the trials and tribulations which those of us who seek to serve the public cause you—a difficult life. We need your support; we appreciate it daily, although at times that may not seem to be the case.

This is my seventh inaugural, and I must say to the new members that with each of these swearing-in ceremonies I have the same degree of excitement inside of myself, looking forward to the challenges, the unfinished business and the work which lies ahead. I will be offering more substantive remarks at our next session as to the role which we would like to play in the coming 2 years.

I will close by again thanking the members of the House for conducting themselves in the most dignified manner in which they did under most trying circumstances today.

Thank you very much, Mr. Speaker.

PLACING OF MACE

The SPEAKER. The oath of office having been taken by the members of the House and a Speaker having been elected, the Chair now instructs the sergeant at arms to place on the rostrum the mace, which is the symbol of authority of this House. When the mace is at the Speaker's right, the House is in session.

(Mace was placed on rostrum.)

SPEAKER THANKS CHIEF CLERK

The SPEAKER. The Chair extends the thanks of the House to the Chief Clerk, Mr. Scheipe, for the very fair manner in which he presided over the organization of the House today.

The Chair also wishes to thank Mr. "Rags" P. Stimmel, Secretary of the House, and Mr. Cecil K. Leberknight, assistant to the Chief Clerk, for the assistance accorded today to all the members and their families and guests.

RESOLUTION

ELECTION OF CHIEF CLERK

Mr. O'BRIEN offered the following resolution, which was read, considered and adopted:

In the House of Representatives, January 7, 1975

RESOLVED, That the House do now proceed to the election of a Chief Clerk of the House.

NOMINATION FOR CHIEF CLERK

The SPEAKER. The Chair recognizes the gentleman from Westmoreland County, Mr. James J. Manderino.

Mr. MANDERINO. Mr. Speaker, it is a great privilege and honor for me to place in nomination for the office of Chief Clerk of the House of Representatives the name of Mr. Vincent Scarcelli, a man most highly qualified for this position.

Mr. Scarcelli's record speaks for itself. His expertise can be attested to by all of us who served during the 1969-70 and the 1971-72 sessions when he held this most important post with great distinction.

A former member himself, having served six terms in the House, Mr. Scarcelli is well aware of the problems and the responsibilities of members as well as those of the office of Chief Clerk, and through his efficiency, fair mindedness and attention to our needs has helped to make our job easier.

So with gratitude for his past service to all of us and profound faith in the continuance of this service, I nominate Vincent F. Scarcelli for the office of Chief Clerk of the House of Representatives.

The SPEAKER. The gentleman from Westmoreland, Mr. Manderino, places in nomination the name of Vincent F. Scarcelli of Philadelphia County for the office of Chief Clerk.

The Chair recognizes the gentleman from Montgomery, Mr. McGinnis.

Mr. MCGINNIS. Mr. Speaker, it is my privilege to place the seconding nomination for Vincent Scarcelli for Chief Clerk of the House.

I must say to the newer members that 2 years ago when I first arrived here, I met a man by the name of Bob Scheipe, and later on, my wife and I were very friendly with Bob and Fran. Recently, I have been very friendly with Vincent and his lovely wife, Sue. I will assure the newer members that Vincent Scarcelli will be a fine Chief Clerk for both sides of the aisle.

Thank you very much.

The SPEAKER. The Chair thanks the gentleman.

The gentleman from Montgomery, Mr. McGinnis, seconds the nomination of Vincent F. Scarcelli for the office of Chief Clerk.

Are there any other nominations?

The Chair recognizes the gentleman from Philadelphia, Mr. Rieger.

Mr. RIEGER. Mr. Speaker, I move that the nominations for the office of Chief Clerk of the House of Representatives now be closed.

The SPEAKER. The gentleman from Philadelphia, Mr. Rieger, moved that nominations be closed.

On the question,
Will the House agree to the motion?
Motion was agreed to.

The SPEAKER. Mr. Scarcelli, from Philadelphia County, is unanimously elected Chief Clerk of the House.

COMMITTEE APPOINTED TO ESCORT CHIEF CLERK-ELECT TO BAR OF HOUSE

The SPEAKER. The Chair appoints the lady from Philadelphia County, Mrs. Anita Palermo Kelly, and the gentleman from Jefferson County, Mr. Smith, to escort the Chief Clerk-elect to the bar of the House.

The Chair would ask that the lady, Mrs. Kelly, and the gentleman, Mr. Smith, likewise escort the Judge from Philadelphia County, the Honorable David Savitt, to the well of the House.

OATH OF OFFICE ADMINISTERED TO CHIEF CLERK

The SPEAKER. The oath of office required by the constitution will now be administered to the Chief Clerk-elect, Mr. Scarcelli, by the Honorable David Savitt from the Court of Common Pleas of Philadelphia.

(The oath of office was administered to the Honorable Vincent F. Scarcelli, Chief Clerk-elect, by the Honorable David Savitt.)

STATEMENT BY CHIEF CLERK SCARCELLI

Mr. SCARCELLI. Mr. Speaker, Rabbi Dembowitz, Honorable judges, distinguished guests and members of the House of Representatives, may I simply thank you for the confidence you have vested in me as your Chief Clerk of this House of Representatives. I can assure you that I will administer the responsibilities of the office of Chief Clerk with honesty, integrity, fidelity, and sincerity, and, above all, fairness. I want to personally congratulate all the members on both sides of the aisle on your recent election.

I wish to thank Representative James Manderino for his kind remarks in placing my name in nomination and I would also like to thank Representative Pat McGinnis for his fine talk in seconding my nomination.

At this time, with your indulgence, and with pride, may I introduce to you my gracious wife, Sue, my son, Vincent, my daughter, Phyllis, and her husband, Richard Fulginiti. Will they please rise?

May God bless all of you. Thank you.

COMMITTEE TO ESCORT CHIEF CLERK TO ROSTRUM

The SPEAKER. The Chair requests Mrs. Kelly and Mr. Smith to escort the Chief Clerk to his place on the rostrum.

(The escort committee performed its duty.)

RESOLUTION

ELECTION OF SECRETARY OF HOUSE

Mr. BRUNNER offered the following resolution, which was read, considered and adopted:

In the House of Representatives, January 7, 1975

RESOLVED, That the House do now proceed to the election of a Secretary of the House.

NOMINATION FOR SECRETARY OF HOUSE

The SPEAKER. The Chair recognizes the gentleman from Allegheny, Mr. Bonetto.

Mr. BONETTO. Mr. Speaker, I am privileged today to present to this General Assembly for your consideration and vote a very personal friend, Thomas F. Sullivan, for the office of Secretary of the House of Representatives.

Tom Sullivan is a former member of this House serving distinctively for three terms. He has also served two terms as Secretary of this House. He is a friend to all of us. He has made a large contribution to us in helping us in many ways. But most important, those of you who are new in this House will find not only a friend in Tom Sullivan but one who will help you in the next 2 years.

I am very privileged, Mr. Speaker, to present to you in nomination for the Secretary of the House of Representatives my good friend, your good friend, Thomas F. Sullivan.

The SPEAKER. The gentleman from Allegheny County, Mr. Bonetto, places in nomination the name of Thomas F. Sullivan of Allegheny County for the office of Secretary of the House.

The Chair recognizes the gentleman from Allegheny, Mr. Cessar.

Mr. CESSAR. Mr. Speaker, it is my honor and privilege to second the nomination of the distinguished gentleman from Allegheny County, Mr. Thomas Sullivan.

The SPEAKER. The gentleman from Allegheny, Mr. Cessar, seconds the nomination of Thomas F. Sullivan for the office of Secretary of the House.

Are there any other nominations?

The Chair recognizes the gentleman from Lehigh, Mr. Eckensberger.

Mr. ECKENSBERGER. Mr. Speaker, I move that the nominations for the office of Secretary of the House be now closed.

On the question,
Will the House agree to the motion?
Motion was agreed to.

The SPEAKER. Thomas F. Sullivan, from Allegheny County, is unanimously elected Secretary of the House.

COMMITTEE APPOINTED TO ESCORT SECRETARY-ELECT TO BAR OF HOUSE

The SPEAKER. The Chair appoints the gentleman from Allegheny County, Mr. Robert A. Geisler, and the gentleman from Berks County, Mr. Gallen, to escort both Secretary-elect Sullivan and Judge Lederer to the well of the House.

OATH OF OFFICE ADMINISTERED TO SECRETARY

The SPEAKER. The oath of office required by the constitution will be administered to Secretary-elect Thomas F. Sullivan by the Honorable William J. Lederer, Judge of the Court of Common Pleas of Philadelphia.

(The oath of office was administered to the Honorable Thomas F. Sullivan, Secretary-elect, by the Honorable William J. Lederer.)

COMMITTEE TO ESCORT SECRETARY TO ROSTRUM

The SPEAKER. The Chair requests the gentleman from Allegheny, Mr. Geisler, and the gentleman from Berks, Mr. Gallen, to escort the Secretary to his place on the rostrum.

(The escort committee performed its duty.)

The SPEAKER. I just want to say in passing, and I am sure I am speaking on behalf of all of the members of this House, how pleasant it has been for each of us here today to welcome back three former colleagues who now grace the court of common pleas' bench in so distinguished a manner in the city of Philadelphia.

We are particularly delighted that Gene Gelfand did not make a speech today although he really was trying to get it in there. I saw it. But I was happy, as I know we all were, to see Gene and Dave and Bill Lederer, and we continue to wish them the very best in the days ahead.

PARLIAMENTARIAN AND ASSISTANT PARLIAMENTARIAN APPOINTED

The SPEAKER. In compliance with the laws of this Commonwealth authorizing the Speaker to appoint a Parliamentarian and an Assistant Parliamentarian, the Chair appoints Thomas R. Balaban, of Cumberland County, Parliamentarian, and Thomas J. McCormick, Philadelphia County, Assistant Parliamentarian.

RESOLUTION

ADOPTION OF NEW RULES

Mr. SHELTON offered the following resolution, which was read, considered and adopted:

In the House of Representatives, January 7, 1975

RESOLVED, That the Standing Rules of the House of Representatives for the 1973 and 1974 Sessions be and the same are hereby adopted as the Rules of this House for the Session beginning January 7, 1975, with the following amendments:

Definitions

E. "Press Gallery" shall be within that area known as the Hall of the House [and] as designated by the Speaker [, but in no event shall be on the Floor of the House].

RULE 15

Time of Meeting

The House shall convene on the first legislative day of the week at [3:00 P.M.] 1:00 P.M. prevailing time, and adjourn not later than 11:00 P.M. prevailing time, unless otherwise ordered by a roll call vote of the majority of those elected to the House.

On other days the House shall convene at the discretion of the House and adjourn not later than 11:00 P.M. prevailing time unless otherwise ordered by a roll call vote of the majority of those elected to the House.

RULE 19 (a)

Fiscal Notes

(1) No bill, except a General Appropriation bill or any amendments thereto, which may require an expenditure of Commonwealth funds or which may entail a loss of revenues shall be reported from committee until the committee chairman has requested a fiscal note from the Appropriations Committee, and the fiscal note has been attached thereto which shall be provided by the Appropriations Committee [and no bill so reported shall be

given second consideration reading on the calendar until it has first been referred to the Appropriations Committee]. Any bill which requires a fiscal note and is reported without such a note shall not be given second consideration until the fiscal note has been attached. The Appropriations Committee shall be limited in its consideration of any such bill to the fiscal aspects of the bill and shall not consider the substantive merits of the bill nor refuse to report any such bill from committee for reasons other than fiscal aspects. The fiscal note shall provide the following information:

* * *

RULE 22

First Consideration Bills

Bills reported from committees [as amended shall be considered the first time in their order on the calendar. Bills reported from committees as committed] shall be considered for the first time [, if in print] when reported [, unless there be objection.] and shall then be automatically removed from the calendar and laid on the table, except House bills reported from committees after the first Monday in June until the first Monday in September which shall then be automatically recommitted to the Committee on Rules.

After the first Monday in September, any bill which was automatically recommitted to the Committee on Rules pursuant to this Rule 22 shall automatically be re-reported to the floor of the House and laid on the table.

Any bill which was automatically laid on the table pursuant to this Rule 22 and has remained on the table for twenty-one legislative days shall automatically be removed from the table and returned to the calendar.

Any bill which was automatically laid on the table pursuant to this Rule 22 may be removed from the table by motion of the Majority Leader, or his designee, acting on a report of the Committee on Rules. Such report shall be in writing and a copy thereof distributed to each member. Nothing herein shall affect the right of any member to make a motion to remove a bill from the table.

Amendments shall not be proposed, nor is any other motion in order on first consideration.

Bills shall not be considered beyond first consideration until the latest print thereof is on the desks of the members.

RULE 43

Standing Committees and Sub-Committees

The Committee on Committees shall consist of the Speaker and fifteen members of the House, ten of whom shall be members of the Majority Party and five of whom shall be members of the Minority Party, whose duty shall be to recommend to the House the names of members who are to serve on the Standing Committees of the House.

The Speaker shall appoint the Chairman and Vice-Chairman of each Standing Committee when such Standing Committee has no Standing Sub-committees as prescribed herein; when the Standing Committee has Standing Sub-committees, the Speaker shall appoint a Sub-committee Chairman for each Standing Sub-committee. The Speaker shall appoint a secretary for each Standing Committee. The Minority Leader shall appoint the Minority Chairman and Minority Vice-Chairman of each Standing Committee and the Minority Sub-Committee Chairman for each Standing Sub-Committee.

The Speaker of the House, Floor Leader of the Majority Party and the Floor Leader of the Minority Party shall be ex-officio members of all Standing Committees, without the right to vote and they shall be excluded from any limitation as to the number of members on the Committees or in counting a quorum.

[Twenty] Twenty-one Standing Committees of the House, each to consist of twenty-three members except the Committee on Appropriations, which shall consist of twenty-nine members, are hereby created. In addition, there is hereby created [twenty-three] twenty-eight Standing Sub-Committees.

All Standing Committees shall consist of fourteen members of the Majority Party and nine members of the Minority Party, except the Committee on Appropriations which shall consist of nineteen members of the Majority Party and ten members of the Minority Party. The

quorum for each of the Standing Committees and Sub-committees shall be no less than the majority of said Committees. The following are the Standing Committees and Sub-committees thereof:

1. Agriculture [and Dairy Industries]
2. Appropriations
 - [a. Operating Budget, the Chairman of which shall be the Vice-Chairman of the Appropriations Committee
 - b. Capital Budget
 - c. Federal-State Relations]
 - a. Education
 - b. Health and Welfare
 - c. Capital Budget
3. Business and Commerce
 - a. Banking and Savings and Loan Associations
 - b. Industrial Development and Recreation and Tourism
 - c. Housing
4. Conservation
 - a. Pollution Control
5. Consumer Protection
 - a. Insurance
 - b. Public Utilities
6. Education
 - a. Basic
 - b. Higher
7. Federal-State Relations
8. Finance
- [7.] 9. Game and Fisheries
- [8.] 10. Health and Welfare
 - a. Health
 - b. Welfare
 - c. Youth and Aging
 - d. Alcohol and Drugs
- [9.] 11. Judiciary
 - a. Corrections and Rehabilitation
- [10.] 12. Labor Relations
 - a. Workmen's Compensation
 - b. Unemployment Compensation
- [11.] 13. Law and Justice
- [12.] 14. Liquor Control
- [13.] 15. Local Government
 - a. Boroughs
 - b. Counties
 - c. Townships
 - d. Municipal Corporations
- [14.] 16. [Military and] Veterans Affairs
- [15.] 17. Mines and [Minerals] Energy Management
- [16.] 18. Professional Licensure
- [17.] 19. State Government
 - [a. Elections and Apportionment]
- [18.] 20. Transportation
 - a. Highways
 - b. [Local and Area] Public Transportation
 - c. Transportation Safety
- [19.] 21. Urban Affairs
 - a. Cities, Counties First Class
 - b. Cities, Counties, Second Class
 - c. Cities, Second Class A and Third Class and Counties Second Class A
- [20.] 22. Ways and Means]

RULE 45

Powers and Duties of Standing Committees and Sub-Committees

* * *

At regularly scheduled meetings, or upon the call of the Chairman, or Sub-Committee Chairman, for special meetings, the membership of such Committees shall meet to consider any bill, resolution, or other matter on the agenda. The Secretary of each Standing Committee, or in case of Sub-Committees a secretary designated by the Sub-Committee Chairman, shall record: (1) the minutes of the meeting, (2) all votes taken, and (3) a roll of attendance of members at Standing Committee or Sub-Committee meetings showing the names of those present, absent or excused from attendance; such records shall be open to public inspection. On the first legislative day of each week the House is in session, the Chairman of each Standing Committee shall submit to the Chief Clerk for inclusion in the House Journal the roll or record of attendance

of members at Standing Committee or Sub-committee meetings held prior thereto and not yet reported, along with the record of all votes taken at such meetings. All meetings at which formal action is taken by a Standing Committee or Sub-Committee shall be open to the public, making such reports as are required under Rule 44. When any member, except for an excused absence, fails to attend five consecutive regular meetings of his committee, the Chairman of that Committee or Sub-Committee shall notify him of that fact and, if the member in question fails to reasonably justify his absences to the satisfaction of a majority of the membership of the Standing Committee of which he is a member, his membership on the Committee or Sub-Committee shall be deemed vacant and the Chairman of the Standing Committee shall notify the Speaker of the House to that effect. Such vacancy shall then be filled in the manner prescribed by these rules.

* * *

RULE 52

Possession of Bills by Committee

When a committee has ordered that a bill, resolution or other matter be reported to the House, the member to whom it is assigned shall make the report thereof to the House either on the same day or at the next meeting of the House.

Failure of a member to comply with this rule shall be reported to the House by the committee, provided the official copy of the bill, resolution or other matter has not been obtained. Upon a motion agreed to by the House, a duplicate certified copy of a House bill, House resolution or other House matter shall be furnished to the committee by the Chief Clerk.

[A] Except in the preparation of fiscal notes by the Appropriations Committee a committee or Sub-committee shall not consider a bill, resolution or other matter which is not in its possession.

When a committee reports to the House that a House bill, House Resolution or other House matter referred to it is lost, upon a motion agreed to by the House, a duplicate certified copy thereof shall be furnished by the Chief Clerk.

If the Senate bill, Senate resolution or other Senate matter received from the Senate is lost, upon a motion agreed to by the House, a request shall be made to the Senate to furnish the House with a duplicate certified copy thereof.

If a bill, resolution or other matter is lost before it has been referred to a committee, the fact shall be reported to the House and the procedure provided by this rule shall be followed.

RULE 71

House Calendar

Bills and non-privileged resolutions reported from committees to the House with an affirmative recommendation shall be listed on the calendar by the title in numerical order. House bills and House resolutions shall precede Senate bills and Senate resolutions.

Bills and non-privileged resolutions shall be listed on the House calendar for no more than [twelve] fifteen consecutive legislative days. At the end of the [twelfth] fifteenth consecutive legislative day the said bill or non-privileged resolution shall be automatically recommitted to the committee from which it was reported to the floor of the House.

Any bill or non-privileged resolution on the calendar which cannot, by its status, be recommitted shall be removed from the calendar and laid on the table, unless the House shall otherwise direct.

RESOLUTION

**THANKING JUDGES J. SYDNEY HOFFMAN,
DAVID N. SAVITT, WILLIAM J. LEDERER
AND EUGENE GELFAND**

Mr. KOWALYSHYN offered the following resolution, which was read, considered and adopted:

In the House of Representatives, January 7, 1975

RESOLVED, That the members of the House of Representatives do hereby extend their thanks to the Honorable J. Sidney Hoffman, Judge of the Superior Court of Pennsylvania; the Honorable David N. Savitt, Judge of the Court of Common Pleas of Philadelphia, Pennsylvania; the Honorable William J. Lederer, Judge of the Court of Common Pleas of Philadelphia, Pennsylvania; and the Honorable Eugene Gelfand, Judge of the Court of Common Pleas of Philadelphia, Pennsylvania.

COMMITTEE ON COMMITTEES APPOINTED

The SPEAKER. In compliance with the rules of the House, the following members have been selected to serve on the Committee on Committees: the gentleman from Westmoreland, Mr. Laudadio, chairman; the gentleman from Philadelphia, Mr. Wojdak; the gentleman from Allegheny, Mr. Caputo; the gentleman from Mercer, Mr. Bennett; the gentleman from Luzerne, Mr. Shupnik; the gentleman from Bucks, Mr. Gallagher; the gentleman from Erie, Mr. Bellomini; the gentleman from Lehigh, Mr. Eckensberger; the gentleman from Delaware, Mr. Doyle; the gentleman from Cambria, Mr. Englehart; the gentleman from York, Mr. Anderson; the gentleman from Allegheny, Mr. Cessar; the gentleman from Bucks, Mr. Wright; the gentleman from Berks, Mr. Gallen; the gentleman from Crawford, Mr. Haskell; and the Speaker of the House, Mr. Fineman, ex officio.

RESOLUTION

COMMITTEE TO INFORM THE SENATE THE HOUSE OF REPRESENTATIVES IS ORGANIZED

Mr. FEE offered the following resolution, which was read, considered and adopted:

In the House of Representatives, January 7, 1975

RESOLVED, That a committee of three members be appointed by the Speaker to wait upon the Senate and inform that body that the House of Representatives is organized and ready to proceed with the business of the session.

COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as a committee to notify the Senate that the House is organized, the gentleman from Lehigh, Mr. Ritter, as chairman; the gentleman from Westmoreland, Mr. Schmitt; and the gentleman from Schuylkill, Mr. Hutchinson.

The committee will now proceed in the performance of its duties.

RESOLUTION

COMMITTEE TO INFORM THE GOVERNOR THE HOUSE OF REPRESENTATIVES IS ORGANIZED

Mr. GLEESON offered the following resolution, which was read, considered and adopted:

In the House of Representatives, January 7, 1975

RESOLVED, That a committee of three members be appointed by the Speaker to wait upon His Excellency, the Governor of the Commonwealth, and inform him that the House of Representatives is organized and ready to receive any communications he may wish to make.

COMMITTEE APPOINTED

The SPEAKER. The Chair appoints as a committee to

wait upon the Governor and to notify him that the House is organized, the gentleman from Columbia, Mr. Shelhamer, as chairman; the gentleman from Philadelphia, Mr. Berson; and the gentleman from York, Mr. Foster.

The committee will now proceed with the performance of its duties, and if you want to come up and tell the Governor, he is right here.

Will the committee now come up and say hello to the Governor anyway and tell him privately? Come on, committee.

SENATE MESSAGE

SENATE RESOLUTION FOR CONCURRENCE

JOINT SESSION

The clerk of the Senate, being introduced, presented the following extract from the Journal of the Senate, which was read and concurred in:

In the Senate, January 7, 1975

RESOLVED, (the House of Representatives concurring), That the Senate and House of Representatives meet in Joint Session, Monday, January 20, 1975 at 1:00 o'clock P.M. in the Hall of the House of Representatives for the purpose of witnessing the opening, counting and computing the official returns of the election for Governor and Lieutenant Governor, held on Tuesday, November 5, 1974 in the several counties of the Commonwealth; and to elect a Director of the Legislative Reference Bureau.

REPORT OF COMMITTEE TO WAIT UPON GOVERNOR

The SPEAKER. The Chair recognizes the gentleman from Columbia, Mr. Shelhamer.

Mr. SHELHAMER. Mr. Speaker, the committee to inform the Governor that the House is organized has performed its duty.

The SPEAKER. The Chair thanks the gentleman, and the committee is discharged with the thanks of the House.

SENATE MESSAGE

SENATE RESOLUTION FOR CONCURRENCE

TIME OF NEXT MEETING

The clerk of the Senate, being introduced, presented the following extract from the Journal of the Senate, which was read and concurred in:

In the Senate, January 7, 1975

RESOLVED, (the House of Representatives concurring), That when the Senate adjourns this week it reconvene on Monday, January 20, 1975 unless sooner recalled by the President Pro Tempore; and be it further

RESOLVED, That when the House of Representatives adjourns this week it reconvene on Monday, January 20, 1975 unless sooner recalled by the Speaker of the House of Representatives.

SENATE MESSAGE

SENATE RESOLUTION FOR CONCURRENCE

AUTHORIZING APPOINTMENT OF INAUGURAL COMMITTEE

The clerk of the Senate, being introduced, presented the

following extract from the Journal of the Senate, which was read and concurred in:

In the Senate, January 7, 1975

RESOLVED, (the House of Representatives concurring), That the President Pro Tempore of the Senate be and is hereby authorized to appoint a committee of sixteen Senators to act in conjunction with a committee of twenty Members of the House of Representatives to be appointed by the Speaker, to make necessary arrangements for the inauguration of the Governor-elect to wait upon His Excellency; and be it further

RESOLVED, That the inaugural ceremonies take place at twelve o'clock noon on the third Tuesday of January, the 21st instant, 1975, on the front steps of the Main Capitol Building; and be it further

RESOLVED, That said committee be and is hereby authorized to expend the sum not exceeding the amount provided in the General Appropriation Bill to make and carry out said arrangements.

INAUGURAL COMMITTEE APPOINTED

The **SPEAKER**. The Chair appoints as a Governor's Inaugural Committee on the part of the House the following members: The lady from Allegheny, Mrs. Gillette; the gentleman from Philadelphia, Mr. Greenfield; the gentleman from Philadelphia, Mr. Johnson; the gentleman from Philadelphia, Mr. Barber; the gentleman from Washington, Mr. DeMedio; the gentleman from Lackawanna, Mr. Wargo; the gentleman from Allegheny, Mr. McGraw; the gentleman from Westmoreland, Mr. Hutchinson; the gentleman from Philadelphia, Mr. Pievsky; the gentleman from Erie, Mr. Bellomini; the gentleman from Philadelphia, Mr. Sullivan; the gentleman from Philadelphia, Mr. Vann; the gentleman from Delaware, Mr. Doyle; the gentleman from Beaver, Mr. Kolter; the gentleman from Montgomery, Mr. Beren; the gentleman from Bucks, Mr. Burns; the gentleman from York, Mr. Dorr; the gentleman from Cambria, Mr. Whelan; the gentleman from Montgomery, Mr. McGinnis; and the Speaker of the House, *ex officio*.

ANNOUNCEMENT

The **SPEAKER**. Ladies and gentlemen, we are about to conclude the proceedings with an adjournment motion. We are merely awaiting the return of the committee that was appointed to advise the Senate that the House is organized and ready to do business. Pending that return, the Chair would respectfully suggest, since it has been a very long afternoon—I know that most of you have not eaten—that we unofficially declare the House adjourned, so that the guests may leave the chamber at this time and proceed to wherever they are going, and we will formally adjourn subsequently.

MR. LETTERMAN REQUESTED TO PRESIDE

The **SPEAKER**. Will the gentleman, Mr. Letterman, come to the desk?

THE SPEAKER PRO TEMPORE (Russell P. Letterman) IN THE CHAIR

REPORT OF COMMITTEE TO WAIT UPON SENATE

The **SPEAKER pro tempore**. The Chair recognizes the gentleman from Lehigh, Mr. Ritter.

Mr. **RITTER**. Mr. Speaker, the committee appointed to inform the Senate that we are organized and ready to do business has performed that duty.

The **SPEAKER pro tempore**. The Chair thanks the committee and the committee is discharged.

ADJOURNMENT

Mr. **BENNETT** moved that this House do now adjourn until Monday, January 20, 1975, at 12:30 p.m., e.s.t.

On the question,

Will the House agree to the motion?

Motion was agreed to, and (at 3:36 p.m., e.s.t.) the House adjourned.