

# COMMONWEALTH OF PENNSYLVANIA

## LEGISLATIVE JOURNAL

MONDAY, JUNE 27, 1988

SESSION OF 1988 172ND OF THE GENERAL ASSEMBLY

No. 47

### SENATE

MONDAY, June 27, 1988.

The Senate met at 1:20 p.m., Eastern Daylight Saving Time.

The PRESIDENT (Lieutenant Governor Mark S. Singel) in the Chair.

### PRAYER

The following prayer was offered by the Secretary of the Senate, Hon. MARK R. CORRIGAN:

Heavenly Father, we come to You in this moment of silence at the beginning of another week. Guide and direct our deliberations as we wrestle with the many issues which will present themselves. May our efforts be pleasing in Your sight. Amen.

### JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding Session of June 22, 1988.

The Clerk proceeded to read the Journal of the preceding Session, when, on motion of Senator LOEPER, further reading was dispensed with, and the Journal was approved.

### SPECIAL ORDER OF BUSINESS

#### ANNOUNCEMENT BY THE SECRETARY

The SECRETARY. The Majority and Minority Leaders have given their permission for the Committee on Environmental Resources and Energy to meet off the floor during today's Session to consider House Bill No. 1852.

### COMMUNICATIONS FROM THE GOVERNOR

#### NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The PRESIDENT laid before the Senate the following communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Rules and Executive Nominations:

#### MEMBER OF THE STATE BOARD OF BARBER EXAMINERS

June 22, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Thomas C. Bigler, 1049 East Brandon Drive, Chambersburg 17201, Franklin County, Thirty-third Senatorial District, for appointment as a member of the State Board of Barber Examiners, to serve for three years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Vincent S. Grimaldi, Morton, whose term expired.

ROBERT P. CASEY.

#### MEMBER OF THE STATE BOARD OF BARBER EXAMINERS

June 22, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Leroy D. Cameroni, 4341 Carlisle Pike, Building C-12, Camp Hill 17011, Cumberland County, Thirty-first Senatorial District, for appointment as a member of the State Board of Barber Examiners, to serve for three years, and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Robert V. Vavro, Pittsburgh, whose term expired.

ROBERT P. CASEY.

#### MEMBER OF THE COUNCIL OF TRUSTEES OF CALIFORNIA UNIVERSITY OF PENNSYLVANIA OF THE STATE SYSTEM OF HIGHER EDUCATION

June 22, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Barbara A. Ney, 1197 Billings Drive, Pittsburgh 15241, Allegheny County, Thirty-seventh Senatorial District, for appointment as a member of the Council of Trustees of California University of Pennsylvania of the State System of Higher Education, to serve for three years or for so long as she is a full-time undergraduate student at the university, whichever period is shorter, if she qualifies academically, vice Michelle D. Zekkey, graduated.

ROBERT P. CASEY.

MEMBER OF THE COUNCIL OF TRUSTEES  
OF LOCK HAVEN UNIVERSITY OF  
PENNSYLVANIA OF THE STATE SYSTEM  
OF HIGHER EDUCATION

June 22, 1988.

To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Penne Jo Horton, P. O. Box 172, Milroy 17063, Mifflin County, Thirty-fourth Senatorial District, for appointment as a member of the Council of Trustees of Lock Haven University of Pennsylvania of the State System of Higher Education, to serve for three years or for so long as she is a full-time undergraduate student at the university, whichever period is shorter, if she qualifies academically, vice Robert L. Hendricks, graduated.

ROBERT P. CASEY.

MEMBER OF THE COUNCIL OF TRUSTEES  
OF SLIPPERY ROCK UNIVERSITY  
OF PENNSYLVANIA OF THE STATE SYSTEM  
OF HIGHER EDUCATION

June 22, 1988.

To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Niki D. Jarrett, 410 Caldwell Street, Clairton 15925, Allegheny County, Forty-fifth Senatorial District, for appointment as a member of the Council of Trustees of Slippery Rock University of Pennsylvania of the State System of Higher Education, to serve for three years or for so long as she is a full-time undergraduate student at the university, whichever period is shorter, if she qualifies academically, vice Justine Hollingshead, graduated.

ROBERT P. CASEY.

MEMBER OF THE COUNCIL OF TRUSTEES  
OF WEST CHESTER UNIVERSITY OF  
PENNSYLVANIA OF THE STATE SYSTEM  
OF HIGHER EDUCATION

June 22, 1988.

To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, William D. Falcone, 502 Johnson Avenue, Ridley Park 19078, Delaware County, Ninth Senatorial District, for appointment as a member of the Council of Trustees of West Chester University of Pennsylvania of the State System of Higher Education, to serve for three years or for so long as he is a full-time undergraduate student at the university, whichever period is shorter, if he qualifies academically, vice Maria Luongo, graduated.

ROBERT P. CASEY.

MEMBER OF THE STATE BOARD  
OF EXAMINERS OF NURSING  
HOME ADMINISTRATORS

June 23, 1988.

To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Ronald D. Luff, M.D., 1377 Kelchner Road, Bethlehem 18018, Lehigh County, Sixteenth Senatorial District, for appointment as a member of the State Board of Examiners of Nursing Home Administrators, to serve until June 30, 1990 or until his successor is appointed and qualified, but not longer than six months beyond that period, vice Robert Grubb, M.D., Selinsgrove, resigned.

ROBERT P. CASEY.

MEMBER OF THE PIKE COUNTY  
BOARD OF ASSISTANCE

June 23, 1988.

To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Joan Brink (Republican), R. D. 1, Box 305, Milford 18337, Pike County, Twentieth Senatorial District, for reappointment as a member of the Pike County Board of Assistance, to serve until December 31, 1988, and until her successor is appointed and qualified.

ROBERT P. CASEY.

MEMBER OF THE PIKE COUNTY  
BOARD OF ASSISTANCE

June 23, 1988.

To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Beverly Gallagher (Republican), R. D. 1, Box 9, Milford 18337, Pike County, Twentieth Senatorial District, for reappointment as a member of the Pike County Board of Assistance, to serve until December 31, 1988, and until her successor is appointed and qualified.

ROBERT P. CASEY.

MEMBER OF THE SUSQUEHANNA COUNTY  
BOARD OF ASSISTANCE

June 23, 1988.

To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Margaret Craparo (Democrat), 73 Hudson Street, Forest City 18421, Susquehanna County, Twentieth Senatorial District, for appointment as a member of the Susquehanna County Board of Assistance, to serve until December 31, 1989, and until her successor is appointed and qualified, vice Theresa Maher, Hop Bottom, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE SUSQUEHANNA COUNTY  
BOARD OF ASSISTANCE

June 23, 1988.

To the Honorable, the Senate of the Commonwealth of  
Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Mary B. Gere (Democrat), Box 214, Route 29, South Montrose 18843, Susquehanna County, Twentieth Senatorial District, for appointment as a member of the Susquehanna County Board of Assistance, to serve until December 31, 1990, and until her successor is appointed and qualified, to add to complement.

ROBERT P. CASEY.

MEMBER OF THE SUSQUEHANNA COUNTY  
BOARD OF ASSISTANCE

June 23, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Harold Hartt (Republican), R. D. 1, Box 150, Susquehanna 18847, Susquehanna County, Twentieth Senatorial District, for appointment as a member of the Susquehanna County Board of Assistance, to serve until December 31, 1989, and until his successor is appointed and qualified, vice Warren Williams, Montrose, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE SUSQUEHANNA COUNTY  
BOARD OF ASSISTANCE

June 23, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Regina Ryan Rodriguez (Democrat), R. D. 1, Box 163, Susquehanna 18847, Susquehanna County, Twentieth Senatorial District, for appointment as a member of the Susquehanna County Board of Assistance, to serve until December 31, 1990, and until her successor is appointed and qualified, to add to complement.

ROBERT P. CASEY.

MEMBER OF THE SUSQUEHANNA COUNTY  
BOARD OF ASSISTANCE

June 23, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Norma Wilcox (Republican), 52 Lake Avenue, Montrose 18801, Susquehanna County, Twentieth Senatorial District, for appointment as a member of the Susquehanna County Board of Assistance, to serve until December 31, 1988, and until her successor is appointed and qualified, vice Shirley Hinds, Hallstead, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE WAYNE COUNTY  
BOARD OF ASSISTANCE

June 23, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Daniel F. Cuccherini (Democrat), P. O. Box 782, Gouldsboro 18424, Wayne County, Twentieth Senatorial District, for appointment as a member of the Wayne County Board of Assistance, to serve until December 31, 1988, and until his successor is appointed and qualified, vice Thelma E. Brown, Lake Ariel, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE WAYNE COUNTY  
BOARD OF ASSISTANCE

June 23, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, John P. Garrah (Democrat), 300 17th Street, Honesdale 18431, Wayne County, Twentieth Senatorial District, for appointment as a member of the Wayne County Board of Assistance, to serve until December 31, 1990, and until his successor is appointed and qualified, to add to complement.

ROBERT P. CASEY.

MEMBER OF THE WAYNE COUNTY  
BOARD OF ASSISTANCE

June 23, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Donn T. Shepard (Republican), R. D. 3, Box 2100, Honesdale 18431, Wayne County, Twentieth Senatorial District, for appointment as a member of the Wayne County Board of Assistance, to serve until December 31, 1989, and until his successor is appointed and qualified, vice Elizabeth Nuttycombe, Honesdale, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE WAYNE COUNTY  
BOARD OF ASSISTANCE

June 23, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Joseph E. Sheridan, Jr. (Democrat), 211 Spruce Avenue, Hawley 18428, Wayne County, Twentieth Senatorial District, for appointment as a member of the Wayne County Board of Assistance, to serve until December 31, 1989, and until his successor is appointed and qualified, vice Lillian Bonear, Honesdale, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE WAYNE COUNTY  
BOARD OF ASSISTANCE

June 23, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Marilyn Stamtes (Democrat), R. D., Box 61, Lakewood 18439, Wayne County, Twentieth Senatorial District, for appointment as a member of the Wayne County Board of Assistance, to serve until December 31, 1988, and until her successor is appointed and qualified, vice Dorothy M. Dorflinger, Waymart, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE WYOMING COUNTY  
BOARD OF ASSISTANCE

June 23, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Harold Bennett (Republican), Box 100, Maple Street, Noxen 18636, Wyoming County, Twentieth Senatorial District, for appointment as a member of the Wyoming County Board of Assistance, to serve until December 31, 1990, and until his successor is appointed and qualified, to add to complement.

ROBERT P. CASEY.

MEMBER OF THE WYOMING COUNTY  
BOARD OF ASSISTANCE

June 23, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Jerry F. Fuhr (Republican), R. D. 3, Box 189, Tunkhannock 18657, Wyoming County, Twentieth Senatorial District, for appointment as a member of the Wyoming County Board of Assistance, to serve until December 31, 1990, and until his successor is appointed and qualified, vice Kathy S. Duggan, Tunkhannock, whose term expired.

ROBERT P. CASEY.

MEMBER OF THE WYOMING COUNTY  
BOARD OF ASSISTANCE

June 23, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, S. Victor Wood, Jr. (Republican), College Avenue, Factoryville 18419, Wyoming County, Twentieth Senatorial District, for appointment as a member of the Wyoming County Board of Assistance, to serve until December 31, 1989, and until his successor is appointed and qualified, vice Martha Davis, Tunkhannock, whose term expired.

ROBERT P. CASEY.

**HOUSE MESSAGES**

**HOUSE INSISTS UPON ITS AMENDMENTS  
NONCONCURRED IN BY THE SENATE  
TO SB 613, AND APPOINTS  
COMMITTEE OF CONFERENCE**

The Clerk of the House of Representatives informed the Senate that the House insists upon its amendments nonconcurring in by the Senate to **SB 613**, and has appointed Messrs.

COHEN, BELFANTI and PITTS as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

**SENATE BILL RETURNED WITH AMENDMENTS**

The Clerk of the House of Representatives returned to the Senate **SB 1176**, with the information the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will be placed on the Calendar.

**BILLS INTRODUCED AND REFERRED**

The PRESIDENT laid before the Senate the following Senate Bills numbered, entitled and referred as follows, which were read by the Clerk:

June 22, 1988

Senators SALVATORE, SHUMAKER, SHAFFER and HELFRICK presented to the Chair **SB 1519**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing for special plates for the survivors of the attack on Pearl Harbor.

Which was committed to the Committee on TRANSPORTATION, June 22, 1988.

Senator HESS (BY REQUEST) presented to the Chair **SB 1520**, entitled:

An Act adopting the song "Pennsylvania," lyrics and music by Carl E. Seitz, as the State song of the Commonwealth of Pennsylvania.

Which was committed to the Committee on STATE GOVERNMENT, June 22, 1988.

Senator HESS (BY REQUEST) presented to the Chair **SB 1521**, entitled:

An Act declaring and adopting the song "Dear Old Pennsylvania," lyrics and music by Emory A. Gobrecht, as the State song of the Commonwealth of Pennsylvania.

Which was committed to the Committee on STATE GOVERNMENT, June 22, 1988.

Senators CORMAN, PETERSON, HELFRICK, HESS, KELLEY, ROMANELLI, STEWART, SALVATORE, AFFLERBACH and REIBMAN presented to the Chair **SB 1522**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the definition of "motor vehicle" to exclude electrical mobility devices used to transport the physically handicapped.

Which was committed to the Committee on TRANSPORTATION, June 22, 1988.

Senators CORMAN, HOLL, SCANLON, LYNCH, PECORA, FISHER, WENGER, HOPPER, ROSS, HELFRICK, ROMANELLI, SALVATORE, AFFLERBACH, MADIGAN and LOEPER presented to the Chair **SB 1523**, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for applications for certificate of title and sanctions relating to vehicle business registration plates and certain issuing agents; and providing for judicial review.

Which was committed to the Committee on TRANSPORTATION, June 22, 1988.

### BILL SIGNED

The PRESIDENT (Lieutenant Governor Mark S. Singel) in the presence of the Senate signed the following bill:

**SB 1022.**

### REPORT FROM COMMITTEE

Senator TILGHMAN, from the Committee on Appropriations, reported the following bill:

**SB 1344 (Pr. No. 2244) (Amended) (Rereported)**

An Act amending the act of May 31, 1945 (P. L. 1198, No. 418), entitled, as amended, "Surface Mining Conservation and Reclamation Act," extending the Emergency Bond Fund to anthracite surface mines; and making an appropriation.

### LEGISLATIVE LEAVES

Senator LOEPER. Mr. President, I request a legislative leave for today's Session on behalf of Senator Stauffer and a temporary Capitol leave on behalf of Senator Rocks.

Senator LINCOLN. Mr. President, I would request legislative leaves for the day for Senator Andrezeski, Senator Romanelli and Senator Ross and temporary Capitol leaves for Senator Hankins, Senator Stout and Senator Jones.

The PRESIDENT. Senator Loeper requests legislative leave for Senator Stauffer and a temporary Capitol leave for Senator Rocks. Senator Lincoln requests legislative leaves for Senator Andrezeski, Senator Romanelli and Senator Ross and temporary Capitol leaves for Senator Hankins, Senator Stout and Senator Jones. Is there an objection to the leave requests? The Chair hears none. The leaves will be granted.

### DISCHARGE PETITIONS

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

In the Senate, June 27, 1988.

#### A PETITION

To place before the Senate the nomination of John Rooney as a member of the Ashland State General Hospital Board of Trustees.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of John Rooney, Shenandoah, Pennsylvania, as a member of the Ashland State General Hospital Board of Trustees, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

David J. Brightbill  
Robert C. Jubelirer  
John Stauffer  
F. Joseph Loeper  
William J. Moore

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

In the Senate, June 27, 1988.

#### A PETITION

To place before the Senate the nomination of Lauren K. Baughman as a member of the Human Relations Commission.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Lauren K. Baughman, Erie, Pennsylvania, as a member of the Human Relations Commission, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

David J. Brightbill  
Robert C. Jubelirer  
John Stauffer  
F. Joseph Loeper  
William J. Moore

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

In the Senate, June 27, 1988.

#### A PETITION

To place before the Senate the nomination of Mary Ellen Weinberg as a member of the State Board of Medicine.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Mary Ellen Weinberg, Philadelphia, Pennsylvania, as a member of the State Board of Medicine, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

David J. Brightbill  
Robert C. Jubelirer  
John Stauffer  
F. Joseph Loeper  
William J. Moore

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

In the Senate, June 27, 1988.

#### A PETITION

To place before the Senate the nomination of Nelson R. Rosario, M.D., as a member of the Board of Trustees of the Millersville University of Pennsylvania of the State System of Higher Education.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Nelson R. Rosario, M.D., Lancaster, Pennsylvania, as a member of the Board of Trustees of the Millersville University of Pennsylvania of the State System of Higher Education, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

David J. Brightbill  
Robert C. Jubelirer  
John Stauffer  
F. Joseph Loeper  
William J. Moore

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

In the Senate, June 27, 1988.

#### A PETITION

To place before the Senate the nomination of Donald K. MacConnell as a member of the Municipal Police Officers' Education and Training Commission.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Donald K. MacConnell, Allentown, Pennsylvania, as a member of the Municipal Police Officers' Education and Training Commission, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

David J. Brightbill  
Robert C. Jubelirer  
John Stauffer  
F. Joseph Loeper  
William J. Moore

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

In the Senate, June 27, 1988.

#### A PETITION

To place before the Senate the nomination of Frank J. Lucchino as a member of the Board of Trustees of the University of Pittsburgh of the State System of Higher Education.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Frank J. Lucchino, Pittsburgh, Pennsylvania, as a member of the Board of Trustees of the University of Pittsburgh of the State System of Higher Education, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

David J. Brightbill  
Robert C. Jubelirer  
John Stauffer  
F. Joseph Loeper  
William J. Moore

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

In the Senate, June 27, 1988.

#### A PETITION

To place before the Senate the nomination of Beth Taylor as a member of the Bucks County Board of Assistance.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Beth Taylor, Chalfont, Pennsylvania, as a member of the Bucks County Board of Assistance, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

David J. Brightbill  
Robert C. Jubelirer  
John Stauffer  
F. Joseph Loeper  
William J. Moore

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

In the Senate, June 27, 1988.

#### A PETITION

To place before the Senate the nomination of Clyde J. Holmes as a member of the Forest County Board of Assistance.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Clyde J. Holmes, Tionesta, Pennsylvania, as a member of the Forest County Board of Assistance, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

David J. Brightbill  
Robert C. Jubelirer  
John Stauffer  
F. Joseph Loeper  
William J. Moore

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

In the Senate, June 27, 1988.

#### A PETITION

To place before the Senate the nomination of Carole Grissinger as a member of the Fulton County Board of Assistance.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Carole Grissinger, McConnellsburg, Pennsylvania, as a member of the Fulton County Board of Assistance, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

David J. Brightbill  
Robert C. Jubelirer  
John Stauffer  
F. Joseph Loeper  
William J. Moore

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

In the Senate, June 27, 1988.

## A PETITION

To place before the Senate the nomination of Mary Jean Pepple as a member of the Fulton County Board of Assistance.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Mary Jean Pepple, McConnellsburg, Pennsylvania, as a member of the Fulton County Board of Assistance, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

David J. Brightbill  
Robert C. Jubelirer  
John Stauffer  
F. Joseph Loeper  
William J. Moore

The PRESIDENT laid before the Senate the following communication, which was read by the Clerk as follows:

In the Senate, June 27, 1988.

## A PETITION

To place before the Senate the nomination of Donald C. Burlingame as a member of the McKean County Board of Assistance.

TO: The Presiding Officer of the Senate

WE, The undersigned members of the Senate, pursuant to section 8 (b) of Article IV of the Constitution of Pennsylvania, do hereby request that you place the nomination of Donald C. Burlingame, Bradford, Pennsylvania, as a member of the McKean County Board of Assistance, before the entire Senate body for a vote, the nomination not having been voted upon within 15 legislative days:

David J. Brightbill  
Robert C. Jubelirer  
John Stauffer  
F. Joseph Loeper  
William J. Moore

The PRESIDENT. The communications will be laid on the table.

## CALENDAR

SENATE RESOLUTION NO. 172,  
CALLED UP OUT OF ORDER

Senator LOEPER, without objection, called up out of order, from page 17 of the Calendar, as a Special Order of Business, Senate Resolution No. 172, entitled:

A Resolution memorializing the Congress of the United States to amend the Commercial Motor Vehicle Safety Act of 1986 to exempt drivers of fire company vehicles from commercial licensing requirement.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate adopt the resolution?

## SENATE RESOLUTION NO. 172, ADOPTED

Senator LOEPER. Mr. President, I move that the Senate do adopt Senate Resolution No. 172.

On the question,

Will the Senate agree to the motion?

The yeas and nays were required by Senator LOEPER and were as follows, viz:

## YEAS—50

Afflerbach	Hess	Moore	Scanlon
Andrezski	Holl	Musto	Shaffer
Armstrong	Hopper	O'Pake	Shumaker
Bell	Jones	Pecora	Stapleton
Bodack	Jubelirer	Peterson	Stauffer
Brightbill	Kelley	Regoli	Stewart
Corman	Lemmond	Reibman	Stout
Fisher	Lewis	Rhoades	Tilghman
Fumo	Lincoln	Rocks	Wenger
Greenleaf	Loeper	Romanelli	Williams
Greenwood	Lynch	Ross	Wilt
Hankins	Madigan	Salvatore	Zemprelli
Helfrick	Mellow		

## NAYS—0

A majority of the Senators having voted "aye," the question was determined in the affirmative, and the resolution was adopted.

## LEGISLATIVE LEAVE CANCELLED

Senator LOEPER. Mr. President, I would have you note the presence on the floor of Senator Rocks.

The PRESIDENT. The Chair recognizes the presence on the floor of Senator Rocks. His temporary Capitol leave will be cancelled.

## LEGISLATIVE LEAVE

Senator LINCOLN. Mr. President, I request temporary Capitol leave for Senator Reibman.

The PRESIDENT. Senator Lincoln requests temporary Capitol leave for Senator Reibman. The Chair hears no objection to the leave request for Senator Reibman and the leave will be granted.

MEETING OF COMMITTEE ON  
ENVIRONMENTAL RESOURCES AND ENERGY

Senator FISHER. Mr. President, I would request that the recessed meeting of the Committee on Environmental Resources and Energy reconvene in Room 461.

The PRESIDENT. Would the Members of the Committee on Environmental Resources and Energy please join its Chairman for the reconvening of that particular meeting.

## RECESS

Senator LOEPER. Mr. President, I request a recess of the Senate until 2:45 p.m., for the purpose of holding a Republican caucus and a Democratic caucus.

The PRESIDENT. Are there any objections? The Chair hears no objection, and declares a recess of the Senate until 2:45 p.m., Eastern Daylight Saving Time.

#### AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

#### LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. The Chair recognizes the presence on the floor of Senator Reibman. Her temporary Capitol leave will be cancelled.

#### LEGISLATIVE LEAVES

Senator LOEPER. Mr. President, I would like to request a temporary Capitol leave on behalf of Senator Moore who has been called to his office.

The PRESIDENT. Senator Loeper requests temporary Capitol leave for Senator Moore.

Senator STAPLETON. Mr. President, I ask for temporary Capitol leaves for Senator Lincoln, Senator Lynch, Senator Mellow and Senator Kelley.

The PRESIDENT. Senator Stapleton asks temporary Capitol leaves for Senator Lincoln, Senator Lynch, Senator Mellow and Senator Kelley. Are there objections to the leave requests? The Chair hears none. The leaves will be granted.

#### LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. The Chair recognizes the presence on the floor of Senator Stout. His temporary Capitol leave will be cancelled.

#### CONSIDERATION OF CALENDAR RESUMED

##### BILL WHICH HOUSE HAS NONCONCURRED IN SENATE AMENDMENTS

##### BILL OVER IN ORDER TEMPORARILY

**HB 212** — Without objection, the bill was passed over in its order temporarily at the request of Senator LOEPER.

##### BILL ON CONCURRENCE IN HOUSE AMENDMENTS AS AMENDED BY THE SENATE

##### BILL OVER IN ORDER

**SB 291** — Without objection, the bill was passed over in its order at the request of Senator LOEPER.

##### BILL ON CONCURRENCE IN HOUSE AMENDMENTS

##### BILL OVER IN ORDER

**SB 1167** — Without objection, the bill was passed over in its order at the request of Senator LOEPER.

#### THIRD CONSIDERATION CALENDAR

##### BILL REREPORTED FROM COMMITTEE AS AMENDED OVER IN ORDER

**SB 1050** — Without objection, the bill was passed over in its order at the request of Senator LOEPER.

##### BILL OVER IN ORDER TEMPORARILY

**HB 389** — Without objection, the bill was passed over in its order temporarily at the request of Senator LOEPER.

##### HB 212 CALLED UP

**HB 212 (Pr. No. 3325)** — Without objection, the bill, which previously went over in its order temporarily, was called up, from page 1 of the Calendar, under Bill Which House has Nonconcurrent in Senate Amendments, by Senator LOEPER.

##### BILL OVER IN ORDER

**HB 212** — Without objection, the bill was passed over in its order at the request of Senator LOEPER.

#### LEGISLATIVE LEAVES

Senator STAPLETON. Mr. President, I request temporary Capitol leaves for Senator Fumo, Senator Lewis, Senator Zemprelli and Senator Regoli.

The PRESIDENT. Senator Stapleton requests temporary Capitol leaves for Senator Fumo, Senator Lewis, Senator Zemprelli and Senator Regoli, and those temporary Capitol leaves will be granted.

#### LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. The Chair recognizes the presence on the floor of Senator Jones. Her temporary Capitol leave will be cancelled.

#### CONSIDERATION OF CALENDAR RESUMED

##### THIRD CONSIDERATION CALENDAR RESUMED

##### BILL OVER IN ORDER

**SB 395** — Without objection, the bill was passed over in its order at the request of Senator LOEPER.

##### HB 389 CALLED UP

**HB 389 (Pr. No. 422)** — Without objection, the bill, which previously went over in its order temporarily, was called up, from page 2 of the Third Consideration Calendar, by Senator LOEPER, as a Special Order of Business.

##### BILL ON THIRD CONSIDERATION AMENDED

**HB 389 (Pr. No. 422)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 1, 1977 (P. L. 237, No. 76), known as the "Local Economic Revitalization Tax Assistance Act," adding provisions relating to new construction in deteriorated areas.



Considered the third time,

On the question,

Will the Senate agree to the bill on third consideration?

Senator LOEPER, by unanimous consent, offered the following amendment No. A4043:

Amend Sec. 1 (Sec. 6), page 4, line 26, by inserting after "the": new construction or

Amend Sec. 1 (Sec. 6), page 4, line 27, by inserting after "the" where it appears the first time: new construction or

On the question,

Will the Senate agree to the amendment?

It was agreed to.

Without objection, the bill, as amended, was passed over in its order at the request of Senator LOEPER.

#### BILL ON THIRD CONSIDERATION AND FINAL PASSAGE

**HB 750 (Pr. No. 3542)** — The Senate proceeded to consideration of the bill, entitled:

An Act providing for abandoned mine subsidence emergency assistance.

Considered the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

#### YEAS—50

Afflerbach	Hess	Moore	Scanlon
Andrezski	Holl	Musto	Shaffer
Armstrong	Hopper	O'Pake	Shumaker
Bell	Jones	Pecora	Stapleton
Bodack	Jubelirer	Peterson	Stauffer
Brightbill	Kelley	Regoli	Stewart
Corman	Lemmond	Reibman	Stout
Fisher	Lewis	Rhoades	Tilghman
Fumo	Lincoln	Rocks	Wenger
Greenleaf	Loeper	Romanelli	Williams
Greenwood	Lynch	Ross	Wilt
Hankins	Madigan	Salvatore	Zemprelli
Helfrick	Mellow		

#### NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

#### BILL OVER IN ORDER TEMPORARILY

**HB 1729** — Without objection, the bill was passed over in its order temporarily at the request of Senator LOEPER.

#### BILL OVER IN ORDER

**HB 1899** — Without objection, the bill was passed over in its order at the request of Senator LOEPER.

#### SECOND CONSIDERATION CALENDAR

#### BILLS ON SECOND CONSIDERATION

**SB 186 (Pr. No. 2169)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 20 (Decedents, Estates and Fiduciaries) of the Pennsylvania Consolidated Statutes, reducing the time for advertisement of accounts to two weeks; adding a section providing that documents submitted to the register of wills, except for probate, may be attested to by an affidavit or by a verified statement; broadening the class of property deemed disclaimed when a spouse takes an elective share; avoiding automatic modification of wills and inter vivos conveyances that are made in contemplation of a marriage or divorce; adding a rule of interpretation for wills and conveyances regarding corporate fiduciaries; confirming existing law that a gift to any unfunded trust is valid; permitting a parent to appoint by will a guardian of the person of an adult incompetent child; adding a chapter relating to contracts concerning succession; permitting the oath of a subscribing witness to be taken before an officer authorized to administer oaths; authorizing personal representatives to make certain temporary investments; allowing fiduciaries to hold certain securities in book-entry form; adding the Pennsylvania Uniform Transfers to Minors Act; clarifying the jurisdiction of the court to appoint certain temporary guardians; authorizing the court to exercise all rights and privileges under certain contracts which provide for payments to an incompetent or others after the incompetent's death; authorizing the court to modify the estate plan of an incompetent to reflect changes in applicable tax laws; ensuring the validity of durable powers of attorney; authorizing the court to allow a shorter period of notice to an absentee; providing that as a matter of law divorce revokes any revocable beneficiary designation made in favor of the former spouse; further providing for the annexation of accounts; further authorizing the court to divide trusts; and making technical changes.

Considered the second time and agreed to,

Ordered, To be printed on the Calendar for third consideration.

**HB 265 (Pr. No. 3216)** — The Senate proceeded to consideration of the bill, entitled:

An Act providing for the Office of Small Business Advocate in the Office of Attorney General; providing for the powers and duties of the Office of Small Business Advocate and the Pennsylvania Public Utility Commission in relation thereto; and making a temporary appropriation.

Considered the second time and agreed to,

Ordered, To be printed on the Calendar for third consideration.

**SB 435 (Pr. No. 472)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P. L. 343, No. 176), entitled, as amended, "The Fiscal Code," further providing for the disposition of abandoned and unclaimed property.

Considered the second time and agreed to,

Ordered, To be printed on the Calendar for third consideration.

#### BILL REREFERRED

**SB 628 (Pr. No. 2166)** — The Senate proceeded to consideration of the bill, entitled:

An Act providing for the regulation of health club contracts; and providing for further duties of the Bureau of Consumer Protection.

Upon motion of Senator LOEPER, and agreed to, the bill was rereferred to the Committee on Appropriations.

#### BILL ON SECOND CONSIDERATION

**SB 693 (Pr. No. 778)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 29, 1953 (P. L. 304, No. 66), entitled "Vital Statistics Law of 1953," requiring notice to the coroner or medical examiner and approval thereof before a cremation permit may be issued; and providing penalties.

Considered the second time and agreed to,

Ordered, To be printed on the Calendar for third consideration.

#### BILLS REREFERRED

**SB 799 (Pr. No. 951)** — The Senate proceeded to consideration of the bill, entitled:

An Act providing for the establishment of training and certification of child protective services workers, for a governing board to be known as the Child Protective Services Workers Board, for the powers and duties of the board and for the duties of certain State agencies.

Upon motion of Senator LOEPER, and agreed to, the bill was rereferred to the Committee on Appropriations.

**SB 816 (Pr. No. 2164)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of November 26, 1975 (P. L. 438, No. 124), entitled, as amended, "Child Protective Services Law," changing the definitions of "child abuse" and "sexual abuse"; adding a definition of "physical neglect"; and further providing for persons who are required to report child abuse and for taking children into protective custody.

Upon motion of Senator LOEPER, and agreed to, the bill was rereferred to the Committee on Appropriations.

#### BILLS ON SECOND CONSIDERATION

**SB 863 (Pr. No. 2189)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), entitled "Public School Code of 1949," requiring school districts to devise and adopt severe storm preparedness plans and to conduct drills implementing the plan.

Considered the second time and agreed to,

Ordered, To be printed on the Calendar for third consideration.

**SB 865 (Pr. No. 2209)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 34 (Game) of the Pennsylvania Consolidated Statutes, further defining "safety zone" to include playground areas; further providing for residency of members of the armed forces of the United States and of the United States Coast Guard and for the issuance of licenses to such persons; further providing for the cost and duration of a disabled person's permit; requiring the Game Commission to make certain refunds; provid-

ing for the issuance of reduced fee hunting licenses to certain parties who open land to public hunting; and providing for reimbursement to the game fund.

Considered the second time and agreed to,

Ordered, To be printed on the Calendar for third consideration.

**SB 1146 (Pr. No. 1537)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of August 23, 1961 (P. L. 1068, No. 484), entitled, as reenacted and amended "An act to provide for the creation and administration of a Coal and Clay Mine Subsidence Insurance Fund within the Department of Environmental Resources for the insurance of compensation for damages to subscribers thereto;....," further providing for insurance coverage for landslides occurring in coal or clay mining areas.

Considered the second time and agreed to,

Ordered, To be printed on the Calendar for third consideration.

#### BILLS REREFERRED

**HB 1178 (Pr. No. 3481)** — The Senate proceeded to consideration of the bill, entitled:

An Act establishing the criteria and procedures for the expenditure of Commonwealth funds to correct housing problems caused by non-mine subsidence in a municipality; and making an appropriation.

Upon motion of Senator LOEPER, and agreed to, the bill was rereferred to the Committee on Appropriations.

**SB 1201 (Pr. No. 2194)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 50 (Mental Health) of the Pennsylvania Consolidated Statutes, adding provisions relating to mental health and mental retardation services and procedures; and making repeals.

Upon motion of Senator LOEPER, and agreed to, the bill was rereferred to the Committee on Appropriations.

#### BILLS OVER IN ORDER

**SB 1219, 1256 and HB 1338** — Without objection, the bills were passed over in their order at the request of Senator LOEPER.

#### BILL RECOMMENDED

**SB 1339 (Pr. No. 1901)** — The Senate proceeded to consideration of the bill, entitled:

An Act establishing the Volunteer Fire Company Challenge Grant Program; and allocating a portion of the cigarette tax to fund the program.

Upon motion of Senator LOEPER, and agreed to, the bill was recommitted to the Committee on Appropriations.

#### BILL ON SECOND CONSIDERATION AMENDED AND REREFERRED

**SB 1376 (Pr. No. 2165)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 3, 1985 (P. L. 164, No. 45), entitled "Emergency Medical Services Act," further providing for support of emergency medical services; and requiring bypass protocols.

The bill was considered.

On the question,

Will the Senate agree to the bill on second consideration?

Senator SHUMAKER offered the following amendment No. A3838:

Amend Bill, page 2, by inserting between lines 6 and 7:

Section 2. Section 8(c) of the act, is amended by adding a paragraph to read:

Section 8. Emergency medical services councils.

\*\*\*  
(c) Duties.—Each emergency medical services council shall:  
\*\*\*

(7) Establish a mechanism to provide for input from local emergency medical services providers, in decisions which include, but are not limited to, membership on its governing body.

Amend Sec. 2, page 2, line 7, by striking out "2" and inserting: 3

Amend Sec. 2 (Sec. 14), page 3, line 12, by inserting after "annually.":

This audit shall include a review of the collections and expenditures of the emergency medical services councils.

Amend Sec. 3, page 3, line 24, by striking out "3" and inserting: 4

On the question,

Will the Senate agree to the amendment?

The yeas and nays were required by Senator SHUMAKER and were as follows, viz:

YEAS—27

Armstrong	Helfrick	Madigan	Shaffer
Bell	Hess	Moore	Shumaker
Brightbill	Holl	Pecora	Stauffer
Corman	Hopper	Peterson	Tilghman
Fisher	Jubelirer	Rhoades	Wenger
Greenleaf	Lemmond	Rocks	Wilt
Greenwood	Loeper	Salvatore	

NAYS—23

Afflerbach	Kelley	O'Pake	Stapleton
Andrezeski	Lewis	Regoli	Stewart
Bodack	Lincoln	Reibman	Stout
Fumo	Lynch	Romanelli	Williams
Hankins	Mellow	Ross	Zemprelli
Jones	Musto	Scanlon	

A majority of the Senators having voted "aye," the question was determined in the affirmative.

On the question,

Will the Senate agree to the bill on second consideration, as amended?

Senator GREENWOOD offered the following amendment No. A3493:

Amend Bill, page 1, lines 14 and 15, by striking out all of said lines and inserting:

Section 1. The definition of "Pennsylvania Trauma Systems Foundation" in section 3 of the act of July 3, 1985 (P.L.164, No.45), known as the Emergency Medical Services Act, is amended to read:

Section 3. Definitions.

The following words and phrases when used in this act shall have the meanings given to them in this section unless the context clearly indicates otherwise:

\*\*\*

"Pennsylvania Trauma Systems Foundation." A nonprofit Pennsylvania corporation whose function is to accredit trauma centers in this Commonwealth. The board of directors of the foundation shall consist of the following 19 voting members: five representatives of State organizations that represent physicians; five representatives of State organizations that represent hospitals; two representatives of State organizations that represent registered professional nurses; two representatives of other State-wide emergency medical service organizations with expertise in delivery of trauma services; the Chairman and Minority Chairman of the House Health and Welfare Committee, or their designees, from the committee membership; the Chairman and Minority Chairman of the Senate Public Health and Welfare Committee, or their designees, from the committee membership; and the Secretary of Health, or his designee. The bylaws of the foundation shall identify a method to select members to achieve professional and geographic balance on the board. Terms of office shall be limited to three years [and no person shall be eligible for appointment to more than two consecutive terms].

\*\*\*

Section 2. Section 5 of the act is amended

Amend Sec. 2, page 2, line 7, by striking out "2" and inserting: 3

Amend Sec. 2 (Sec. 14), page 3, line 9, by inserting after "exhausted.":

The department may, by regulation, prioritize the distribution of funds by classification of traumatic injury.

Amend Sec. 3, page 3, line 24, by striking out "3" and inserting: 4

On the question,

Will the Senate agree to the amendment?

LEGISLATIVE LEAVES

Senator STAPLETON. Mr. President, I ask for a temporary Capitol leave for Senator Williams.

The PRESIDENT. Senator Stapleton requests temporary Capitol leave for Senator Williams. The Chair hears no objection. The leave will be granted.

Senator LOEPER. Mr. President, Senator Fisher and Senator Wilt have been called to their offices and I request temporary Capitol leaves on their behalf.

The PRESIDENT. Senator Loeper requests temporary Capitol leaves for Senator Fisher and Senator Wilt. The Chair hears no objection. The leaves will be granted.

And the question recurring,

Will the Senate agree to the amendment?

Senator AFFLERBACH. Mr. President, will the gentleman from Bucks, Senator Greenwood, please stand for a brief interrogation?

The PRESIDENT. Will the gentleman from Bucks, Senator Greenwood, permit himself to be interrogated?

Senator GREENWOOD. I will, Mr. President.

Senator AFFLERBACH. Mr. President, as I understand the amendment, it authorizes the Department of Health by regulation to prioritize the distribution of funds by classification of traumatic injury. I would have two questions: The first is, how are the funds now distributed if not on a priority basis, and, secondly, what exactly does this language mean by classification of traumatic injury?

Senator GREENWOOD. Mr. President, this part of the amendment amends that part of the statute which has to do with the collection and distribution of the Emergency Medical Services Operating Fund. Seventy-five percent of those funds which are generated with the additional \$10 fine on moving violations go to emergency medical services, and they are not affected by this amendment. Twenty-five percent of those dollars are used to pay for services for catastrophically injured Pennsylvanians when there are no other funds available to pay for their medical services.

In answer to the gentleman's question, so far none of these funds have been distributed, and it has been nearly three years since the funds have been collected. The Department of Health is just now about ready to begin to distribute some of these funds. As the author of this language to begin with, three years ago, I have participated with the Department of Health and a host of others across the Commonwealth in attempting to construct a system for the equitable distribution of these funds. One of the first things we realized is that there are not enough funds collected in this manner to seriously meet the wide range of the head-injured population, and it is the head-injured population that I, at least, had in mind when I first offered this language three years ago. The Department of Health has proceeded along the lines of prioritizing the head injured as opposed to, say, the spinal injuries, but has done so with a little bit of discomfort because there is no statutory authority for them to do so. This language simply would allow them to prioritize head injuries and then go down the list into spinal injuries and others so that the funds can have some impact where they are most needed, and if there are sufficient funds, help elsewhere as well.

Senator STAPLETON. Mr. President, I wonder if the gentleman from Bucks, Senator Greenwood, would consent to interrogation?

The PRESIDENT. Will the gentleman from Bucks, Senator Greenwood, permit himself to be interrogated?

Senator GREENWOOD. I will, Mr. President.

Senator STAPLETON. Mr. President, it is my understanding the amendment has a two-term limitation to serve on the board. What is the gentleman's reasoning for that limitation?

Senator GREENWOOD. Mr. President, the other half of this amendment, other than that which was just discussed, goes to the regulation of the Pennsylvania Trauma Systems Foundation, which this Legislature created four years ago. When we did so, we created a quasi-public board to serve as the foundation members, and, frankly, for no particular reason, at that time we limited those members to three-year terms and then said that no person shall be eligible for

appointment to more than two consecutive terms. I am a member of that foundation, and we are finding ourselves right now at a point where some of our members who were appointed for—initially they were staggered terms—a one-year term and now have served a second three-year term would have to resign from the board or at least could not be reappointed. These members of the foundation have an incredible wealth of knowledge and experience because it is they who have developed this system. They represent the medical community, the medical society, specifically, the hospital association and the nursing association. My view is that if those associations are inclined to renominate these existing foundation members, they should be entitled to do so, and there is no public good served by arbitrarily limiting their terms.

Senator BRIGHTBILL. Mr. President, will the gentleman from Bucks, Senator Greenwood, stand for interrogation?

The PRESIDENT. Will the gentleman from Bucks, Senator Greenwood, permit himself to be interrogated?

Senator GREENWOOD. I will, Mr. President.

Senator BRIGHTBILL. Mr. President, would the Senator indicate whether or not this amendment changes the level of funding on a county-by-county basis?

Senator GREENWOOD. Mr. President, this amendment does not affect that whatsoever.

Senator BRIGHTBILL. Mr. President, what funding changes does it affect?

Senator GREENWOOD. Mr. President, the amendment I am offering does not address issues of the emergency medical services providers at all. It only affects the trauma foundation, on the one hand, and the Emergency Medical Services Operating Fund to the extent that it provides services to traumatically injured patients. All it does there is prioritize the injuries for which they can receive reimbursement for their medical services.

Senator BRIGHTBILL. Mr. President, so there are going to be winners and losers under this amendment from the way it is today? Somebody different is going to be funded than if we do not put this amendment in?

Senator GREENWOOD. Mr. President, to date, as I mentioned earlier, no one has received any funds. No injured parties have received any funds. Without this language the Department of Health would prioritize injuries anyway. There is nothing in law that prohibits them from doing that, and so they have chosen to focus on the head injured, frankly, to the exclusion of other injuries, because there just are not sufficient funds to do an adequate job over the broad range of injuries. This language has been requested by the Department of Health to give them the statutory basis to do that. Theoretically, someone with a serious spinal injury who can find no other source of funds to help pay for rehabilitative costs could find himself excluded from funding because of the prioritization by the department. However, I think even in the absence of this language, that would be the case.

## LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. The Chair recognizes the presence on the floor of Senator Lynch. His temporary Capitol leave will be cancelled.

And the question recurring,  
Will the Senate agree to the amendment?

The yeas and nays were required by Senator GREENWOOD and were as follows, viz:

## YEAS—31

Afflerbach	Helfrick	Madigan	Shaffer
Bell	Hess	Moore	Shumaker
Bodack	Holl	O'Pake	Stauffer
Brightbill	Hopper	Pecora	Stewart
Corman	Jones	Reibman	Tilghman
Fisher	Jubelirer	Rocks	Wenger
Greenleaf	Lemmond	Salvatore	Wilt
Greenwood	Loeper	Scanlon	

## NAYS—19

Andrezeski	Lewis	Peterson	Stapleton
Armstrong	Lincoln	Regoli	Stout
Fumo	Lynch	Rhoades	Williams
Hankins	Mellow	Romanelli	Zemprelli
Kelley	Musto	Ross	

A majority of the Senators having voted "aye," the question was determined in the affirmative.

And the question recurring,  
Will the Senate agree to the bill on second consideration, as amended?

Senator LOEPER. Mr. President, I move that Senate Bill No. 1376, as amended, be rereferred to the Committee on Appropriations.

The motion was agreed to.

The PRESIDENT. Senate Bill No. 1376, as amended, will be rereferred to the Committee on Appropriations.

## RECONSIDERATION OF SB 1339

## BILL OVER IN ORDER

**SB 1339 (Pr. No. 1901)** — Senator LOEPER. Mr. President, I move to reconsider the vote by which the bill was recommitment to the Committee on Appropriations.

The motion was agreed to.

And the question recurring,  
Will the Senate agree to the bill on second consideration?

## LEGISLATIVE LEAVE

Senator STAPLETON. Mr. President, Senator Musto has been called to his office and I ask for a temporary Capitol leave.

The PRESIDENT. Senator Stapleton requests temporary Capitol leave for Senator Musto. The Chair hears no objection. The leave will be granted.

And the question recurring,  
Will the Senate agree to the bill on second consideration?

Senator LOEPER. Mr. President, I request that Senate Bill No. 1339 go over in its order.

The motion was agreed to.

The PRESIDENT. Without objection, Senate Bill No. 1339 will go over in its order.

## BILL ON SECOND CONSIDERATION

**SB 1383 (Pr. No. 2171)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for disposition of a dependent child.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

## BILL REREFERRED

**HB 1387 (Pr. No. 3425)** — The Senate proceeded to consideration of the bill, entitled:

An Act requiring the development of the Pennsylvania Infectious and Chemotherapeutic Wastes Plan prior to the issuance of permits for infectious and chemotherapeutic wastes incinerators and disposal facilities; and providing penalties.

Upon motion of Senator LOEPER, and agreed to, the bill was rereferred to the Committee on Appropriations.

## BILLS ON SECOND CONSIDERATION

**SB 1397 (Pr. No. 1996)** — The Senate proceeded to consideration of the bill, entitled:

An Act providing authority for municipal homesteading and the procedure for establishing a municipal homesteading program; expanding local government's authority in dealing with blight and decay; and providing exclusions from certain statutes.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

**HB 1432 (Pr. No. 3426)** — The Senate proceeded to consideration of the bill, entitled:

An Act establishing the Environmental Hearing Board as an independent, quasi-judicial agency; providing for the membership and staff, the powers and duties, the seats and the existing members of the board; transferring certain funds; and making repeals.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

**SB 1435 (Pr. No. 2172)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for law enforcement records.

Considered the second time and agreed to,  
Ordered, To be printed on the Calendar for third consideration.

**HB 1727 (Pr. No. 3473)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 17, 1956 (1955 P. L. 1609, No. 537), known as the "Pennsylvania Industrial Development Authority Act," adding and amending certain definitions; permitting certain board members to designate others to exercise their powers as board members; providing for forfeiture of a board member's seat for unexcused absences from meetings; providing for certification of industrial development agencies; providing for financial statements of industrial development agencies; making editorial changes; providing for loans for industrial parks and multiple-tenancy building projects; authorizing the Authority to require additional security for loans; deleting a requirement that all loan repayments be deposited in the Industrial Development Fund; and requiring the Authority to promulgate regulations.

Considered the second time and agreed to,

Ordered, To be printed on the Calendar for third consideration.

### FIRST CONSIDERATION CALENDAR

#### PREFERRED APPROPRIATION BILLS ON FIRST CONSIDERATION

**HB 2196 (Pr. No. 2865)** — The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from a restricted revenue account within the General Fund and from Federal augmentation funds to the Pennsylvania Public Utility Commission.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**HB 2197 (Pr. No. 2861)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from a restricted revenue account within the General Fund to the Office of Consumer Advocate.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**HB 2411 (Pr. No. 3457)** — The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from the Professional Licensure Augmentation Account and from restricted revenue accounts within the General Fund to the Department of State for use by the Bureau of Professional and Occupational Affairs in support of the professional licensure boards assigned thereto.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**HB 2412 (Pr. No. 3527)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from the State Employees' Retirement Fund to provide for expenses of the State Employees' Retirement Board for the fiscal year July 1, 1988, to June 30, 1989, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1988.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**HB 2413 (Pr. No. 3212)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation from the Public School Employees' Retirement Fund to provide for expenses of the Public School Employees' Retirement Board for the fiscal year July 1, 1988, to June 30, 1989, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1988.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**HB 2414 (Pr. No. 3213)** — The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations from the Workmen's Compensation Administration Fund to the Department of Labor and Industry to provide for the expenses of administering The Pennsylvania Workmen's Compensation Act and The Pennsylvania Occupational Disease Act for the fiscal year July 1, 1988, to June 30, 1989, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending June 30, 1988.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**HB 2415 (Pr. No. 3214)** — The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Department of General Services out of various funds for payment of rental charges to the General State Authority.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

#### NONPREFERRED APPROPRIATION BILLS ON FIRST CONSIDERATION

**SB 1443 (Pr. No. 2213)** — The Senate proceeded to consideration of the bill, entitled:

A Supplement to the act of April 1, 1863 (P. L. 213, No. 227) entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 1444 (Pr. No. 2214)** — The Senate proceeded to consideration of the bill, entitled:

A Supplement to the act of July 28, 1966 (3rd Sp. Sess., P. L. 87, No. 3), entitled "University of Pittsburgh—Commonwealth Act," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated.



Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1445 (Pr. No. 2215)** — The Senate proceeded to consideration of the bill, entitled:

A Supplement to the act of November 30, 1965 (P. L. 843, No. 355), entitled "Temple University—Commonwealth Act," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1446 (Pr. No. 2216)** — The Senate proceeded to consideration of the bill, entitled:

A Supplement to the act of July 7, 1972 (P. L. 743, No. 176), entitled "Lincoln University—Commonwealth Act," making appropriations for carrying the same into effect; providing for a basis for payments of such appropriations; and providing a method of accounting for the funds appropriated.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1447 (Pr. No. 2217)** — The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Trustees of the University of Pennsylvania.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1448 (Pr. No. 2102)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for cardiovascular studies.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1449 (Pr. No. 2218)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Trustees of Drexel University, Philadelphia.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1450 (Pr. No. 2219)** — The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Thomas Jefferson University, Philadelphia.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1451 (Pr. No. 2105)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Trustees of Jefferson Medical College and Hospital of Philadelphia for a comprehensive program relating to Tay-Sachs disease.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1452 (Pr. No. 2106)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Franklin Institute Science Museum.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1453 (Pr. No. 2107)** — The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to St. Christopher's Hospital, Philadelphia.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1454 (Pr. No. 2108)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the general maintenance and operation of the University of Pennsylvania Museum.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1455 (Pr. No. 2220)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Philadelphia University of the Arts, Philadelphia.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1456 (Pr. No. 2221)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Philadelphia College of Textiles and Science.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1457 (Pr. No. 2222)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Pennsylvania College of Podiatric Medicine, Philadelphia.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 1458 (Pr. No. 2223)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Philadelphia College of Osteopathic Medicine, Philadelphia.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 1459 (Pr. No. 2224)** — The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Trustees of the Berean Training and Industrial School at Philadelphia.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 1460 (Pr. No. 2114)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Academy of Natural Sciences.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 1461 (Pr. No. 2225)** — The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Hahnemann University, Philadelphia.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 1462 (Pr. No. 2116)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Museum of the Philadelphia Civic Center for maintenance and the purchase of apparatus, supplies and equipment.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 1463 (Pr. No. 2117)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Afro-American Historical and Cultural Museum for operating expenses.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 1464 (Pr. No. 2226)** — The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to The Medical College of Pennsylvania, East Falls, Philadelphia.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 1465 (Pr. No. 2227)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Pennsylvania College of Optometry, Philadelphia.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 1466 (Pr. No. 2228)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Fox Chase Institute for Cancer Research, Philadelphia, for the operation and maintenance of the cancer research program.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 1467 (Pr. No. 2121)** — The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Wistar Institute-Research, Philadelphia.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 1468 (Pr. No. 2122)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Home for Crippled Children, Pittsburgh.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 1469 (Pr. No. 2123)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the Western Psychiatric Institute and Clinic.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 1470 (Pr. No. 2124)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Trustees of the Buhl Science Center.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 1471 (Pr. No. 2125)** — The Senate proceeded to consideration of the bill, entitled:



An Act making an appropriation to the Pittsburgh Cleft Palate.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1472 (Pr. No. 2126)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Carnegie Museum of Natural History for maintenance and the purchase of apparatus, supplies and equipment.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1473 (Pr. No. 2127)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to St. Francis Hospital, Pittsburgh.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1474 (Pr. No. 2229)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Delaware Valley College of Science and Agriculture at Doylestown.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1475 (Pr. No. 2230)** — The Senate proceeded to consideration of the bill, entitled:

An Act making appropriations to the Downingtown Industrial and Agricultural School, Downingtown.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1476 (Pr. No. 2130)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Everhart Museum in Scranton.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1477 (Pr. No. 2231)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Johnson Technical Institute of Scranton.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1478 (Pr. No. 2232)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Burn Foundation of Greater Delaware Valley.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1479 (Pr. No. 2233)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Williamson Free School of Mechanical Trades in Delaware County.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1480 (Pr. No. 2134)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Central Penn Oncology Group.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1481 (Pr. No. 2234)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Arsenal Family and Children's Center.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1482 (Pr. No. 2136)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Lancaster Cleft Palate.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1483 (Pr. No. 2137)** — The Senate proceeded to consideration of the bill, entitled:

An Act making an appropriation to the Beacon Lodge Camp.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

#### BILLS ON FIRST CONSIDERATION AND REREFERRED

**HB 76 (Pr. No. 3496)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of December 7, 1982 (P. L. 784, No. 225), known as the "Dog Law," imposing duties on persons who sell dogs in the regular course of business; providing for misrepresentation of pedigree and health of dogs bred for sale; and providing for the enforcement of this act by the Attorney General.

Considered the first time and agreed to,  
Ordered, To be printed for second consideration.

Upon motion of Senator LOEPER, and agreed to, the bill just considered was rereferred to the Committee on Appropriations.

**HB 188 (Pr. No. 3497)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), known as "The Administrative Code of 1929," further providing for powers and duties of the Department of Agriculture relative to the manufacture and use of ethyl alcohol and the transportation of poultry; and making a repeal.

Considered the first time and agreed to,

Ordered, To be printed for second consideration.

Upon motion of Senator LOEPER, and agreed to, the bill just considered was rereferred to the Committee on Appropriations.

#### BILLS ON FIRST CONSIDERATION

**SB 531 (Pr. No. 584)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of April 27, 1927 (P. L. 409, No. 267), entitled "An act providing for the postponement of the lien of a mortgage and bond accompanying the same to the lien of another mortgage or mortgages and bond accompanying, and providing for the recording of the agreement therefore," eliminating marginal notations of mortgage postponements in certain cases; and making an editorial change.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 536 (Pr. No. 2210)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 1, 1933 (P. L. 103, No. 69), entitled "The Second Class Township Code," providing for the appointment of independent auditors in lieu of elected auditors.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 691 (Pr. No. 776)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of February 1, 1966 (1965 P. L. 1656, No. 581), entitled "The Borough Code," further providing for emergency repairs to sidewalks.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 692 (Pr. No. 777)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of February 1, 1966 (1965 P. L. 1656, No. 581), entitled "The Borough Code," providing for adoption of property maintenance regulations and standard codes; authorizing boards of code appeals; and eliminating provisions for milk inspection.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 734 (Pr. No. 2211)** — The Senate proceeded to consideration of the bill, entitled:

An Act prohibiting and restricting the use of certain instruments in connection with renal dialysis; granting rights to renal dialysis patients; and imposing duties on the Department of Health.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**HB 1053 (Pr. No. 1163)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of February 1, 1966 (1965 P. L. 1656, No. 581), known as "The Borough Code," further providing for the imposition and collection of sanitary sewer rentals.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 1134 (Pr. No. 1525)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 7, 1947 (P. L. 1368, No. 542), entitled, as amended, "Real Estate Tax Sale Law," further providing for the distribution of moneys collected and for notice of distribution of moneys obtained from tax sales.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**HB 1150 (Pr. No. 1298)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 23, 1931 (P. L. 932, No. 317), known as "The Third Class City Code," providing for the immediate vesting of certain disabled police officers in pension systems.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**HB 1151 (Pr. No. 3330)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of June 23, 1931 (P. L. 932, No. 317), known as "The Third Class City Code," permitting interests in police pensions funds to vest after 12 years under certain conditions; providing for the amount of the retirement allowance benefit vested; and adding a definition.

Considered the first time and agreed to,

Ordered, To be printed on the Calendar for second consideration.

**SB 1255 (Pr. No. 2236)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for the offense of driving under foreign license during suspension or revocation.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**BILL ON FIRST CONSIDERATION  
AND REREFERRED**

**SB 1382 (Pr. No. 2200)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 10, 1986 (P. L. 1396, No. 121), entitled "Women's, Infants' and Children's Nutrition Improvement Act," establishing the Farmer to Family Nutrition Program; and making an appropriation.

Considered the first time and agreed to,  
Ordered, To be printed for second consideration.  
Upon motion of Senator LOEPER, and agreed to, the bill just considered was rereferred to the Committee on Appropriations.

**BILLS ON FIRST CONSIDERATION**

**SB 1425 (Pr. No. 2058)** — The Senate proceeded to consideration of the bill, entitled:

An Act designating a certain bridge crossing the Susquehanna River in Columbia County as the Fort McClure Veterans Memorial Bridge.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**SB 1511 (Pr. No. 2198)** — The Senate proceeded to consideration of the bill, entitled:

An Act prohibiting local government units and authorities from imposing certain residency requirements for employees.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**HB 1688 (Pr. No. 3511)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of May 2, 1945 (P. L. 382, No. 164), known as the "Municipality Authorities Act of 1945," providing for the financing of projects through loans by the Authorities.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**BILL ON FIRST CONSIDERATION  
AND REREFERRED**

**HB 1744 (Pr. No. 3528)** — The Senate proceeded to consideration of the bill, entitled:

A Supplement to the act of July 3, 1987 (P. L. 190, No. 26), known as the "Highway Supplement to the Capital Budget Act of 1987-1988," itemizing public highway projects to be constructed by the Department of Transportation, together with the estimated financial costs; authorizing the incurring of debt without the approval of the electors for the purpose of financing the projects to be constructed by the Department of Transportation; stating the estimated useful life of the projects; and making appropriations.

Considered the first time and agreed to,  
Ordered, To be printed for second consideration.  
Upon motion of Senator LOEPER, and agreed to, the bill just considered was rereferred to the Committee on Appropriations.

**BILLS ON FIRST CONSIDERATION**

**HB 1993 (Pr. No. 2748)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, further providing for the filling of a vacancy in the office of jury commissioner.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**HB 2130 (Pr. No. 2765)** — The Senate proceeded to consideration of the bill, entitled:

An Act amending the act of July 15, 1957 (P. L. 901, No. 399), known as the "Optional Third Class City Charter Law," increasing fines for ordinance violations.

Considered the first time and agreed to,  
Ordered, To be printed on the Calendar for second consideration.

**HB 1729 CALLED UP**

**HB 1729 (Pr. No. 3155)** — Without objection, the bill, which previously went over in its order temporarily, was called up, from page 3 of the Third Consideration Calendar, by Senator LOEPER.

**BILL ON THIRD CONSIDERATION  
AND FINAL PASSAGE**

**HB 1729 (Pr. No. 3155)** — The Senate proceeded to consideration of the bill, entitled:

An Act providing for the regulation of professional wrestlers and promoters; imposing a tax on certain receipts; requiring the posting of performance bonds; and providing penalties.

Considered the third time,

On the question,

Will the Senate agree to the bill on third consideration?

Senator STAPLETON, on behalf of Senator LEWIS, by unanimous consent, offered the following amendment No. A1985:

Amend Sec. 4, page 3, line 2, by striking out "3.5%" and inserting: 5%

On the question,

Will the Senate agree to the amendment?

Senator WENGER. Mr. President, I desire to interrogate the gentleman from Indiana, Senator Stapleton.

The PRESIDENT. Will the gentleman from Indiana, Senator Stapleton, permit himself to be interrogated?

Senator STAPLETON. I will, Mr. President.

Senator WENGER. Mr. President, would the gentleman explain the amendment?

Senator STAPLETON. Mr. President, it is my understanding that this would restore the gross receipts tax from 3.5 percent to 5 percent, which it is presently.

Senator WENGER. Mr. President, incidentally, it is a Sunset review of the Athletic Commission. When the bill passed the House, wrestling was removed from the jurisdiction of the Athletic Commission. When the bill came to the Senate and was in the Senate Committee on State Government, it called for a 2 percent gross receipts tax on wrestling. The Department of State indicated at that time they felt they would not realize enough funds from boxing alone to regulate boxing, and although wrestling was deregulated by this bill and they would no longer have any responsibility, they felt they needed to tap into wrestling to help support the regulation of boxing. At that time I introduced an amendment in committee to increase the gross receipts tax from 2 percent to 3.5 percent. The Department of State estimates that the 3.5 percent tax on wrestling promoters and the 5 percent tax on boxing promoters will raise over \$200,000. In fiscal year 1986-87, the department estimated that it spent only \$190,000 regulating boxing and wrestling.

Mr. President, I submit that the department would no longer have responsibility for wrestling and they would be regulating only boxing, and they would be realizing, at 3.5 percent, more money than they spent in the past to regulate both those activities, so we are increasing the amount of money beyond what they have spent in the past. In addition to that, there is the question of fairness, because we are here putting a tax on wrestling to regulate boxing. I think to a certain extent this could be acceptable because wrestling and boxing have traditionally been looked upon as being somewhat interrelated from the standpoint of their past performance, but I think when we are making this change, that when we go beyond the 3.5 percent gross receipts tax, certainly the wrestling promoters could raise the question of fairness and say, "Why are we being taxed to support or to regulate the sport of boxing?" For this reason, I suggest that we vote against the amendment as submitted to House Bill No. 1729.

#### LEGISLATIVE LEAVES

Senator LOEPER. Mr. President, Senator Hopper as well as Senator Armstrong have been called from the floor and I would request temporary Capitol leaves on their behalf.

The PRESIDENT. Senator Loeper requests temporary Capitol leaves for Senator Hopper and Senator Armstrong. The Chair hears no objection. The leaves will be granted.

And the question recurring,  
Will the Senate agree to the amendment?

Senator STAPLETON. Mr. President, I request an affirmative vote on the amendment.

And the question recurring,  
Will the Senate agree to the amendment?

(During the calling of the roll, the following occurred:)

Senator ZEMPRELLI. Mr. President, I would like to change my vote from "no" to "aye."

The PRESIDENT. The gentleman will be so recorded.

The yeas and nays were required by Senator STAPLETON and were as follows, viz:

#### YEAS—16

Afflerbach	Kelley	Musto	Romanelli
Fumo	Lewis	O'Pake	Ross
Hankins	Lincoln	Regoli	Scanlon
Jones	Mellow	Reibman	Zemprelli

#### NAYS—33

Andrezeski	Helfrick	Moore	Stapleton
Armstrong	Hess	Pecora	Stauffer
Bell	Holl	Peterson	Stewart
Bodack	Hopper	Rhoades	Stout
Brightbill	Jubelirer	Rocks	Tilghman
Corman	Lemmond	Salvatore	Wenger
Fisher	Loeper	Shaffer	Williams
Greenleaf	Madigan	Shumaker	Wilt
Greenwood			

Less than a majority of the Senators having voted "aye," the question was determined in the negative.

And the question recurring,  
Will the Senate agree to the bill on third consideration?  
It was agreed to.

And the amendments made thereto having been printed as required by the Constitution,

On the question,  
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

#### YEAS—48

Andrezeski	Hess	Moore	Scanlon
Armstrong	Holl	Musto	Shaffer
Bell	Hopper	O'Pake	Shumaker
Bodack	Jones	Pecora	Stapleton
Brightbill	Jubelirer	Peterson	Stauffer
Corman	Kelley	Regoli	Stewart
Fisher	Lemmond	Reibman	Stout
Fumo	Lewis	Rhoades	Tilghman
Greenleaf	Lincoln	Rocks	Wenger
Greenwood	Loeper	Romanelli	Williams
Hankins	Madigan	Ross	Wilt
Helfrick	Mellow	Salvatore	Zemprelli

#### NAYS—1

Afflerbach

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Secretary of the Senate return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

#### SENATE RESOLUTION NO. 187, CALLED UP

Senator LOEPER, without objection, called up from page 17 of the Calendar, as a Special Order of Business, **Senate Resolution No. 187**, entitled:

A Resolution urging the United States Congress to appropriate, in a timely fashion, additional funds for personnel and resources for approving new testing technology to provide further safety to the American blood supply.

On the question,  
Will the Senate adopt the resolution?

**SENATE RESOLUTION NO. 187, ADOPTED**

Senator LOEPER. Mr. President, I move that the Senate do adopt Senate Resolution No. 187.

The motion was agreed to and the resolution was adopted.

**SENATE RESOLUTION NO. 188,  
CALLED UP**

Senator LOEPER, without objection, called up from page 17 of the Calendar, **Senate Resolution No. 188**, entitled:

A Resolution memorializing the United States Department of Health and Human Services, the Pennsylvania fiscal intermediaries, and the Pennsylvania home health care industry to continue working to resolve all remaining issues from the Medicare home health crisis of 1986-1987 in order that the Medicare home health benefit is preserved for Pennsylvania's elderly and disabled population in need of home health services.

On the question,  
Will the Senate adopt the resolution?

**SENATE RESOLUTION NO. 188, ADOPTED**

Senator LOEPER. Mr. President, I move that the Senate do adopt Senate Resolution No. 188.

The motion was agreed to and the resolution was adopted.

**SENATE RESOLUTION NO. 193,  
CALLED UP**

Senator LOEPER, without objection, called up from page 17 of the Calendar, **Senate Resolution No. 193**, entitled:

A Resolution requesting the Governor and the Department of Public Welfare to withdraw the local management agency plan.

On the question,  
Will the Senate adopt the resolution?

**SENATE RESOLUTION NO. 193, ADOPTED**

Senator LOEPER. Mr. President, I move that the Senate do adopt Senate Resolution No. 193.

On the question,  
Will the Senate agree to the motion?

(During the calling of the roll, the following occurred:)

Senator O'PAKE. Mr. President, I would like to change my vote from "no" to "aye."

The PRESIDENT. The gentleman will be so recorded.

Senator HANKINS. Mr. President, I would like to change my vote from "aye" to "no."

The PRESIDENT. The gentleman will be so recorded.

Senator ANDREZESKI. Mr. President, I would like to change my vote from "aye" to "no."

The PRESIDENT. The gentleman will be so recorded.

Senator ZEMPRELLI. Mr. President, I rise to change the record vote with respect to the gentleman from Philadelphia, Senator Fumo, from "aye" to "no."

The PRESIDENT. The gentleman will be so recorded.

The yeas and nays were required by Senator LOEPER and were as follows, viz:

**YEAS—28**

Armstrong	Helfrick	Madigan	Salvatore
Bell	Hess	Moore	Shaffer
Brightbill	Holl	O'Pake	Shumaker
Corman	Hopper	Pecora	Stauffer
Fisher	Jubelirer	Peterson	Tilghman
Greenleaf	Lemmond	Rhoades	Wenger
Greenwood	Loeper	Rocks	Wilt

**NAYS—21**

Afflerbach	Kelley	Regoli	Stapleton
Andrezeski	Lewis	Reibman	Stewart
Bodack	Lincoln	Romanelli	Stout
Fumo	Mellow	Ross	Williams
Hankins	Musto	Scanlon	Zemprelli
Jones			

A majority of the Senators having voted "aye," the question was determined in the affirmative, and the resolution was adopted.

**SB 1136, SB 1399 AND HB 803  
TAKEN FROM THE TABLE**

Senator LOEPER. Mr. President, I move that Senate Bill No. 1136, Printer's No. 1984, Senate Bill No. 1399, Printer's No. 2062, and House Bill No. 803, Printer's No. 3326, be taken from the table and placed on the Calendar.

The motion was agreed to.

The PRESIDENT. The bills will be placed on the Calendar.

**RECESS**

Senator LOEPER. Mr. President, at this time I would ask for a brief recess of the Senate for the purpose of a meeting of the Committee on Rules and Executive Nominations to take place immediately in the Rules Committee room at the rear of the Senate Chamber.

The PRESIDENT. Would the gentleman have any objection to completing the unfinished business in the Senate?

Senator LOEPER. I would ask that we stay in recess, if we could, Mr. President.

The PRESIDENT. In that case, for the purpose of a brief recess for the purpose of a meeting of the Committee on Rules and Executive Nominations to begin immediately at the rear of the Chamber, the Senate will stand in recess.

**AFTER RECESS**

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

**SPECIAL ORDER OF BUSINESS  
REPORT FROM COMMITTEE ON  
RULES AND EXECUTIVE NOMINATIONS**

Senator BRIGHTBILL, by unanimous consent, from the Committee on Rules and Executive Nominations, reported the following nominations, made by His Excellency, the Governor of the Commonwealth, which were read by the Clerk as follows:

**MEMBER OF THE BOARD OF TRUSTEES  
OF ALLENTOWN STATE HOSPITAL**

June 8, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Samuel Grossman, 2045 West Pennsylvania Street, Allentown 18104, Lehigh County, Sixteenth Senatorial District, for appointment as a member of the Board of Trustees of Allentown State Hospital, to serve until the third Tuesday of January, 1991, and until his successor is appointed and qualified, vice Gregg Amore, Bath, whose term expired.

ROBERT P. CASEY.

**MEMBER OF THE ARCHITECTS  
LICENSURE BOARD**

May 26, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Stephen B. Hazzard, Box 10, 928 Argyle Road, Warrington 18976, Bucks County, Tenth Senatorial District, for reappointment as a member of the Architects Licensure Board, to serve for a term of four years or until his successor is appointed and qualified, but not longer than six months beyond that period.

ROBERT P. CASEY.

**MEMBER OF THE COUNCIL OF TRUSTEES  
OF CALIFORNIA UNIVERSITY OF  
PENNSYLVANIA OF THE STATE  
SYSTEM OF HIGHER EDUCATION**

May 27, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Paul Lemmon, Box 89, Marianna 15345, Washington County, Forty-sixth Senatorial District, for appointment as a member of the Council of Trustees of California University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January, 1993, and until his successor is appointed and qualified, vice Donna Lee Oreski, whose term expired.

ROBERT P. CASEY.

**MEMBER OF THE COUNCIL OF TRUSTEES  
OF CALIFORNIA UNIVERSITY OF  
PENNSYLVANIA OF THE STATE  
SYSTEM OF HIGHER EDUCATION**

May 27, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Frank R. Mascara, 831 Lincoln Avenue, Charleroi 15022, Washington County, Forty-sixth Senatorial District, for appointment as a member of the Council of Trustees of California University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January, 1989, and until his successor is appointed and qualified, vice Thomas P. Stout, Washington, whose term expired.

ROBERT P. CASEY.

**MEMBER OF THE STATE BOARD  
OF COSMETOLOGY**

May 26, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Joseph D. Mazzie, 231 Delafield Road, Pittsburgh 15215-3204, Allegheny County, Thirty-eighth Senatorial District, for reappointment as a member of the State Board of Cosmetology, to serve for a term of three years and until his successor is appointed and qualified, but not longer than six months beyond that period.

ROBERT P. CASEY.

**MEMBER OF THE STATE BOARD  
OF COSMETOLOGY**

May 26, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Rita M. Spicer, 7108 Germantown Avenue, Philadelphia 19119, Philadelphia County, Fourth Senatorial District, for appointment as a member of the State Board of Cosmetology, to serve for a term of three years and until her successor is appointed and qualified, but not longer than six months beyond that period, vice Rodman C. Barton, Harrisburg, whose term expired.

ROBERT P. CASEY.

**MAJOR GENERAL, PENNSYLVANIA  
NATIONAL GUARD**

May 9, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Brigadier General Robert H. Appleby, 110 Flamingo Drive, Mechanicsburg 17055, Cumberland County, Thirty-first Senatorial District, for appointment as Major General, Deputy Commander, Headquarters State Area Command, Pennsylvania Army National Guard, to serve until terminated, vice Major General Lawrence A. Keller, pending retirement.

ROBERT P. CASEY.  
MEMBER OF THE STATE BOARD  
OF PHARMACY

May 27, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Pauline Montgomery, 165 North Main Street, Hughesville 17737, Lycoming County, Twenty-third Senatorial District, for appointment as a member of the State Board of Pharmacy, to serve for a term of six years or until her successor is appointed and qualified, but not longer than six months beyond that period, vice Maurice Mervis, Beaver Falls, whose term expired.

ROBERT P. CASEY.  
PROTHONOTARY AND CLERK OF COURTS,  
UNION COUNTY

June 15, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Dianne B. Lynch, 215 Walnut Street, Mifflinburg 17844, Union County, Twenty-seventh Senatorial District, for appointment as Prothonotary and Clerk of Courts in and for the County of Union, to serve until the first Monday of January, 1990, vice Bertha W. Boyer, resigned.

ROBERT P. CASEY.  
MEMBER OF THE BOARD OF TRUSTEES  
OF WERNERSVILLE STATE HOSPITAL

June 8, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, John W. Murphy, Jr., 1201 Whitfield Boulevard, Whitfield, Reading 19609, Berks County, Eleventh Senatorial District, for reappointment as a member of the Board of Trustees of Wernersville State Hospital, to serve until the third Tuesday of January, 1993, and until his successor is appointed and qualified.

ROBERT P. CASEY.  
MEMBER OF THE BOARD OF TRUSTEES  
OF WERNERSVILLE STATE HOSPITAL

May 12, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Eleanor L. Palka, 1220 North Tenth Street, Reading 19604, Berks County, Eleventh Senatorial District, for appointment as a member of the Board of Trustees of Wernersville State Hospital, to serve until the third Tuesday of January, 1991, and until her successor is appointed and qualified, vice Hon. Calvin E. Smith, Wernersville, whose term expired.

ROBERT P. CASEY.  
MEMBER OF THE COUNCIL OF TRUSTEES  
OF WEST CHESTER UNIVERSITY OF  
PENNSYLVANIA OF THE STATE  
SYSTEM OF HIGHER EDUCATION

May 6, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Bernard J. Carrozza, 1120 Beverly Lane, Newtown Square 19073, Delaware County, Ninth Senatorial District, for reappointment as a member of the Council of Trustees of West Chester University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January, 1993, and until his successor is appointed and qualified.

ROBERT P. CASEY.  
MEMBER OF THE BOARD OF TRUSTEES  
OF WESTERN CENTER

June 6, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, J. Robert Ondulick, 136 Galley Road, Canonsburg 15317, Washington County, Forty-sixth Senatorial District, for reappointment as a member of the Board of Trustees of Western Center, to serve until the third Tuesday of January, 1993, and until his successor is appointed and qualified.

ROBERT P. CASEY.  
MEMBER OF THE GREENE COUNTY  
BOARD OF ASSISTANCE

April 27, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Lou Ann Abbadini (Democrat), R. D. #6, Box 55, Waynesburg 15370, Greene County, Forty-sixth Senatorial District, for appointment as a member of the Greene County Board of Assistance, to serve until December 31, 1988, and until her successor is appointed and qualified, vice James M. Scott, Waynesburg, resigned.

ROBERT P. CASEY.  
MEMBER OF THE LEHIGH COUNTY  
BOARD OF ASSISTANCE

May 18, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:



In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Donald St. Clair Allen (Democrat), 422 East Lexington Street, Allentown 18103, Lehigh County, Sixteenth Senatorial District, for appointment as a member of the Lehigh County Board of Assistance, to serve until December 31, 1990, and until his successor is appointed and qualified, to add to complement.

ROBERT P. CASEY.

MEMBER OF THE LEHIGH COUNTY  
BOARD OF ASSISTANCE

May 23, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Juan E. Figueroa (Independent), 1030 Manor Drive, Allentown 18103, Lehigh County, Sixteenth Senatorial District, for appointment as a member of the Lehigh County Board of Assistance, to serve until December 31, 1990, and until his successor is appointed and qualified, to add to complement.

ROBERT P. CASEY.

DISTRICT JUSTICE

June 10, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Anthony J. Mangan, 600 Scott Street, Stroudsburg 18360, Monroe County, Twentieth Senatorial District, for appointment as District Justice in and for the County of Monroe, Magisterial District 43-2-01, to serve until the first Monday of January, 1990, vice Dale A. Keenhold, resigned.

ROBERT P. CASEY.

NOMINATIONS LAID ON THE TABLE

Senator BRIGHTBILL. Mr. President, I request the nominations just read by the Clerk be laid on the table.

The PRESIDENT. The nominations will be laid on the table.

LEGISLATIVE LEAVE CANCELLED

The PRESIDENT. The Chair recognizes the presence on the floor of Senator Freeman Hankins. His temporary Capitol leave will be cancelled.

UNFINISHED BUSINESS

REPORTS FROM COMMITTEES

Senator LOEPER, from the Committee on Rules and Executive Nominations, reported the following bill:

**HB 40 (Pr. No. 3559) (Amended) (Rereported)**

A Joint Resolution proposing amendments to the Constitution of the Commonwealth of Pennsylvania, changing provisions relating to judicial discipline; and further providing for the supervision of the practice of law, for financial disclosure, for budgeting and for the financial affairs of the judiciary.

Senator FISHER, from the Committee on Environmental Resources and Energy, reported the following bill:

**HB 1852 (Pr. No. 3558) (Amended)**

An Act providing for the cleanup of hazardous waste sites; providing further powers and duties of the Department of Environmental Resources and the Environmental Quality Board; providing for response and investigations for liability and cost recovery; establishing the Hazardous Sites Cleanup Fund; providing a tax credit; providing for certain fees and for enforcement, remedies and penalties; making an appropriation; and repealing certain provisions relating to the rate of the capital stock franchise tax.

RESOLUTIONS REPORTED FROM COMMITTEE

Senator LOEPER, from the Committee on Rules and Executive Nominations, reported the following resolutions:

**SR 197 (Pr. No. 2246)**

A Resolution urging the Citizen Stamp Advisory Committee of the United States Postal Service to issue a commemorative stamp promoting adult basic education.

**HR 249 (Pr. No. 2992)**

Commemorating the 125th Anniversary of the Battle of Gettysburg; and declaring July 1, 2 and 3, 1988, as "Days of Peace and National Unity."

The PRESIDENT. The resolutions will be placed on the Calendar.

CONGRATULATORY RESOLUTIONS

The PRESIDENT laid before the Senate the following resolutions, which were read, considered and adopted:

Congratulations of the Senate were extended to the Louis E. Dieruff High School Baseball Team of Allentown by Senator Afflerbach.

Congratulations of the Senate were extended to Mr. and Mrs. Philip R. Aston, Mr. and Mrs. William T. Groom, Mr. and Mrs. John Jaczynski, Sr., Mr. and Mrs. Irvin T. Yeager, Catherine Marie Price and to Pauline Rosado by Senator Armstrong.

Congratulations of the Senate were extended to James Pentimall and to St. Herman's Orthodox Church of Wallingford by Senator Bell.

Congratulations of the Senate were extended to Sister Marcelline Laaks by Senator Bodack.

Congratulations of the Senate were extended to Mr. and Mrs. Steve Gavlak, Mr. and Mrs. William Kinley, Second Lieutenant Georgia Ruckle McCurdy and to Pennsylvania Free Enterprise Week, Lock Haven University of Pennsylvania by Senator Corman.

Congratulations of the Senate were extended to Mary Ann Daniel by Senator Greenleaf.

Congratulations of the Senate were extended to Cheston S. Hunter by Senators Greenleaf and Greenwood.

Congratulations of the Senate were extended to Scott W. Fischer by Senator Greenwood.



Congratulations of the Senate were extended to Radio Station WBUX 1570 AM of Doylestown by Senator Greenwood and Senator Greenleaf.

Congratulations of the Senate were extended to Rose Livingston by Senator Hankins.

Congratulations of the Senate were extended to Raymond D. Shaffer by Senator Helfrick.

Congratulations of the Senate were extended to the North Penn High School Academic Decathlon Team of Lansdale by Senator Holl.

Congratulations of the Senate were extended to Charles E. Wismer, Jr. by Senators Holl, Helfrick and Wenger.

Congratulations of the Senate were extended to Bishop Reuben T. Jones, Sr. by Senator Jones.

Congratulations of the Senate were extended to Mr. and Mrs. Paul B. Fisher, Mr. and Mrs. Arthur L. Rutter, Mr. and Mrs. Lawrence Scott, Mr. and Mrs. J. Ralph Miller, Mr. and Mrs. Henry Shoenthal, Mr. and Mrs. William A. Jaggard and to Mr. and Mrs. Russell McKinney by Senator Jubelirer.

Congratulations of the Senate were extended to Edward Burrell, Jr. and to George W. Pyle by Senator Lemmond.

Congratulations of the Senate were extended to Mr. and Mrs. Thomas Gretz by Senator Lincoln.

Congratulations of the Senate were extended to Frank Sileo by Senator Lynch.

Congratulations of the Senate were extended to Mr. and Mrs. Harry H. Jacobs, Jr., Mr. and Mrs. Alfred Navarro, Mr. and Mrs. Clarence Shaner, Barry Solomon, Stanley Hess, George DiTomasso, Jr., Catherine Young, Paul Dorris and to Ida Glenn Strine by Senator Madigan.

Congratulations of the Senate were extended to Dennis E. Pugh, Jr. and to Tudor Williams by Senator Mellow.

Congratulations of the Senate were extended to David K. Mostofi by Senator Moore.

Congratulations of the Senate were extended to Robert and Sophie Waldman by Senator O'Pake.

Congratulations of the Senate were extended to Eric J. Hoch, Joseph R. Sokasits and to the GFWC Woman's Club of Hellertown by Senator Reibman.

Congratulations of the Senate were extended to Mr. and Mrs. John B. Choff by Senator Ross.

Congratulations of the Senate were extended to Marvin Barrish, Maria Leukert and to the United Brotherhood of Carpenters and Joiners of America, Local 1856 by Senator Salvatore.

Congratulations of the Senate were extended to James H. Booser, Willis Lebo, James W. Rode, Elsie Phillips, Beane D. Klahr, Charles H. Kleinfelter, Helen Kleinfelter, Austin R. Kern, Jr., Kathryn L. Myers, Carl D. Rhen, Jane L. Rode, Dean M. Reed, Kathleen Sherrick, Elizabeth Weirich, G. Vance Seidel, Dorothy J. Sheesley, Ralph Sheesley, Ethel K. Sload, Margie Warfel, Charles Wertz, Taft Zacks, John M. Zlogar, Shain DeVan, Aurora Club and to Keshet Israel Synagogue of Harrisburg by Senator Shumaker.

Congratulations of the Senate were extended to Mr. and Mrs. Eugene R. Boarts, Mr. and Mrs. Robert W. Conner,

Mr. and Mrs. David B. Ross, Mr. and Mrs. Nelson Wall and to the Armstrong County Community Action Agency by Senator Stapleton.

Congratulations of the Senate were extended to Mr. and Mrs. William Homer and to Mr. and Mrs. Ralph E. Knestrick by Senator Stout.

Congratulations of the Senate were extended to the Ephrata High School Lady Mounts Softball Team by Senator Wenger.

Congratulations of the Senate were extended to Troy Marin and to Robert Samuels by Senator Wilt.

Congratulations of the Senate were extended to Father Charles Michael Guttenberger, Dr. Donald E. Boyer and to Francis G. Ebner by Senator Zemprelli.

### CONDOLENCE RESOLUTION

The PRESIDENT laid before the Senate the following resolution, which was read, considered and adopted:

Condolences of the Senate were extended to the family of the late Coulston Rodman Henry by Senator Salvatore.

### BILL ON FIRST CONSIDERATION

Senator LOEPER. Mr. President, I move the Senate do now proceed to consideration of the bill reported from committee for the first time at today's Session.

The motion was agreed to.

The bill was as follows:

#### HB 1852.

And said bill having been considered for the first time, Ordered, To be printed on the Calendar for second consideration.

### COMMUNICATIONS FROM THE GOVERNOR

#### NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The PRESIDENT laid before the Senate the following communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Rules and Executive Nominations:

#### CORONER, VENANGO COUNTY

June 27, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Joseph A. Reinsel, Jr., 114 Maple Avenue, Oil City 16301, Venango County, Twenty-fifth Senatorial District, for appointment as Coroner, in and for the County of Venango, to serve until the first Monday of January, 1990, vice Jonathan H. Hutchinson, resigned.

ROBERT P. CASEY.

**MEMBER OF THE PENNSYLVANIA CANCER  
CONTROL, PREVENTION AND RESEARCH  
ADVISORY BOARD**

June 27, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Paulette M. Vandzura, R. D. 2, Box 730, Portage 15946, Cambria County, Thirty-fifth Senatorial District, for appointment as a member of the Pennsylvania Cancer Control, Prevention and Research Advisory Board, to serve for a term of four years and until her successor is appointed and qualified, vice Sophie Vargo, Duquesne, whose term expired.

ROBERT P. CASEY.

**MEMBER OF THE COUNCIL OF TRUSTEES  
OF MILLERSVILLE UNIVERSITY OF  
PENNSYLVANIA OF THE STATE  
SYSTEM OF HIGHER EDUCATION**

June 27, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Darlene Woody, 1131 Wabank Road, H.R. 204, Lancaster 17603, Lancaster County, Thirteenth Senatorial District, for appointment as a member of the Council of Trustees of Millersville University of Pennsylvania of the State System of Higher Education, to serve until the third Tuesday of January, 1993, and until her successor is appointed and qualified, vice James D. Cleland, Jr., Lebanon, whose term expired.

ROBERT P. CASEY.

**MEMBER OF THE BOARD OF TRUSTEES  
OF WARREN STATE HOSPITAL**

June 27, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Martha Pfusich, 215 South Center Street, Corry 16407, Erie County, Twenty-fifth Senatorial District, for appointment as a member of the Board of Trustees of Warren State Hospital, to serve until the third Tuesday of January, 1993, and until her successor is appointed and qualified, vice Jeanne S. Probst, Warren, whose term expired.

ROBERT P. CASEY.

**MEMBER OF THE BUCKS COUNTY  
BOARD OF ASSISTANCE**

June 27, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Frank Belmonte (Republican), 11 Glen Road, Levittown 19037, Bucks County, Sixth Senatorial District, for appointment as a member of the Bucks County Board of Assistance, to serve until December 31, 1989, and until his successor is appointed and qualified, vice Susan Sherman, Churchville, whose term expired.

ROBERT P. CASEY.

**CORRECTION TO NOMINATION BY THE  
GOVERNOR REFERRED TO COMMITTEE**

The PRESIDENT laid before the Senate the following communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Rules and Executive Nominations:

**MEMBER OF THE STATE BOARD  
OF PHYSICAL THERAPY**

June 27, 1988.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Please note the nomination dated June 21, 1988 for the appointment of Augustus Hatzas, R. D. 9, Box 9085, Reading 19605, Berks County, Eleventh Senatorial District, as a member of the State Board of Physical Therapy, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Judith Bowman, Camp Hill, whose term expired, should be corrected to read:

Augustus Hatzas, R. D. 9, Box 9085, Reading 19605, Berks County, Forty-eighth Senatorial District, as a member of the State Board of Physical Therapy, to serve for a term of four years and until his successor is appointed and qualified, but not longer than six months beyond that period, vice Judith Bowman, Camp Hill, whose term expired.

**ANNOUNCEMENTS BY THE SECRETARY**

The following announcements were read by the Secretary of the Senate:

SENATE OF PENNSYLVANIA

COMMITTEE MEETINGS

TUESDAY, JUNE 28, 1988

10:00 A.M.	PUBLIC HEALTH AND WELFARE (to consider House Bill No. 585 and Senate Bill No. 905)	Room 459, 4th Floor Conference Rm., North Wing
11:00 A.M.	AGING AND YOUTH (to consider Senate Bill No. 1525)	Room 459, 4th Floor Conference Rm., North Wing
11:00 A.M.	APPROPRIATIONS (to consider Senate Bills No. 816, 1201, 1339, 1376, 1382 and House Bills No. 181, 188 and 1387)	Room 461, 4th Floor Conference Rm., North Wing

11:00 A.M. URBAN AFFAIRS AND Room 460,  
HOUSING (to consider 4th Floor  
House Bill No. 1339 - Conference Rm.,  
Competitive Bidding) North Wing

11:30 A.M. JUDICIARY (to consider Room 8,  
Senate Bills No. 943, Hearing Rm.,  
959, 1304 and 1433) East Wing

12:00 P.M. AGRICULTURE AND RURAL Room 459,  
AFFAIRS (to consider 4th Floor  
House Bill No. 442) Conference Rm.,  
North Wing

WEDNESDAY, JULY 13, 1988

9:30 A.M. CONSUMER PROTECTION Room 8,  
AND PROFESSIONAL Hearing Rm.,  
LICENSURE (Public East Wing  
Hearing on Senate Bill  
No. 1295)

MONDAY, JULY 18, 1988

1:00 P.M. CONSUMER PROTECTION Room 8,  
AND PROFESSIONAL Hearing Rm.,  
LICENSURE (Public East Wing  
Hearing on Senate Bill  
No. 1262)

WEDNESDAY, AUGUST 3, 1988

9:30 A.M. CONSUMER PROTECTION Room 8,  
AND PROFESSIONAL Hearing Rm.,  
LICENSURE (Public East Wing  
Hearing on House Bill  
No. 2261)

MONDAY, AUGUST 8, 1988

1:00 P.M. CONSUMER PROTECTION Room 8,  
AND PROFESSIONAL Hearing Rm.,  
LICENSURE (Public East Wing  
Hearing on Senate Bill  
No. 1229)

WEDNESDAY, AUGUST 24, 1988

9:30 A.M. CONSUMER PROTECTION Room 8,  
AND PROFESSIONAL Hearing Rm.,  
LICENSURE (Public East Wing  
Hearing on telephone  
deregulation)

**ADJOURNMENT**

Senator LOEPER. Mr. President, I move the Senate do now adjourn until Tuesday, June 28, 1988, immediately following adjournment of the First Special Session.

The motion was agreed to.

The Senate adjourned at 4:20 p.m., Eastern Daylight Saving Time.