HOUSE OF REPRESENTATIVES

The House convened at 1 p.m., e.s.t.

THE SPEAKER PRO TEMPORE (J. William Lincoln) IN THE CHAIR

PRAYER

REVEREND DOCTOR DAVID R. HOOVER, chaplain of the House of Representatives and pastor of St. Paul's Lutheran Church, McConnellsburg, Pennsylvania, offered the following prayer:

Almighty and Everlasting God, Thou hast ordained laws and enforcement officers for the protection and well-being of all mankind. We thank Thee that in this place Thou hast called these servants of Thine to legislate those rules and regulations which will cultivate a healthier and happier society. Fill them with the competency of Thy divine wisdom that they may know what steps to take in carrying out Thy will; inspire them with the indwelling of Thy spirit that they may not falter in setting forth Thy truth; and direct them with the guidance of Thy hand that they may light the path for others to walk in Thy way. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, approval of the Journal for Tuesday, February 4, 1975, will be postponed until printed.

HOUSE BILLS INTRODUCED AND REFERRED

By Messrs. IRVIS, RHODES, O'CONNELL, WEIDNER, VANN, L. E. SMITH, BERLIN, GALLAGHER, SHUPNIK, LINCOLN, Mrs. KELLY, Messrs. HOPKINS, HASKELL, WRIGHT, DeMEDIO, ARTHURS, DOMBROWSKI, BELLOMINI, TRELLO, ZELLER, SCHWEDER, D. S. HAYES, RICHARDSON, KOWALYSHYN, KLINGAMAN, POLITE, O'KEEFE, GARZIA and PYLES 

HOUSE BILL No. 180

An Act relating to the donation of State flags to organizations or individuals by the Secretary of the Commonwealth; requiring the Secretary of the Commonwealth to adopt rules and regulations; and making an appropriation.

Referred to Committee on State Government.

By Messrs. WAGNER and SHELHAMER

HOUSE BILL No. 183

An Act amending the "Borough Code," approved February 1, 1966 (P. L. 1656, No. 581), permitting certain political activities by policemen under civil service protection.

Referred to Committee on Local Government.

By Messrs. REED, HEPFORD, TAYCUN, SCHWEDER, GEORGE, RITTER, PRATT, KOWALYSHYN and PERRY

HOUSE BILL No. 184

An Act authorizing the Pennsylvania Historical and Museum Commission to acquire by gift on behalf of the Commonwealth the real property connected with the Fort Hunter Museum in Susquehanna Township, Dauphin County, providing for its control, management, supervision, restoration, improvement and maintenance; and receipt of certain funds in connection therewith.

Referred to Committee on State Government.

By Messrs. BEREN, BUTERA, HASKELL, WRIGHT, FISHER, SCIRICA, MEBUS, McCATCHY, VROON, Mrs. CRAWFORD, Messrs. PARKER, BURNS, WAGNER, WILSON, ZORD, CESSAR, KELLY, PYLES, KNEPPER, HALVORSEN, PITTS, E. H. SMITH and NOYE 

HOUSE BILL No. 185

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333, No. 320), creating, imposing and transferring duties on the Pennsylvania Election Commission; transferring powers and duties from the Secretary of the Commonwealth; ***; imposing penalties and restricting violations from office.

Referred to Committee on State Government.

By Messrs. DOMBROWSKI, BELLOMINI, HOPKINS, DICARLO, HASKELL, ARTHURS, R. W. WILT, D. S. HAYES and PETRARCA

HOUSE BILL No. 186

An Act amending "The Vehicle Code," approved April 29, 1959 (P. L. 55, No. 32), providing additional safety requirements for vehicles and trailers loaded with logs and authorizing the Secretary of Transportation to establish minimum standards.

Referred to Committee on Transportation.

By Messrs. GEORGE, RENWICK, NOYE, THOMAS, NOVEK and ZELLER

HOUSE BILL No. 187

An Act amending "The Fish Law of 1939," approved December 15, 1939 (P. L. 1779, No. 673), providing for the displaying of the license certificate or other device.

Referred to Committee on Game and Fisheries.

By Messrs. GEORGE, RENWICK, HALVORSEN, NOYE, KLINGAMAN, THOMAS, KUSSE, McCUE, GESEY and ZELLER

HOUSE BILL No. 188


Referred to Committee on Finance.

By Messrs. KOWALYSHYN, RUGGIERO, PRENDERGAST and SCHWEDER

HOUSE BILL No. 190

An Act amending the "Borough State Highway Law,"
approved June 1, 1933 (P. L. 1172, No. 280), deleting certain routes in Wind Gap Borough, Northampton County.

Referred to Committee on Transportation.

By Messrs. KLINGAMAN, GEISLER, A. C. FOSTER, A. K. HUTCHINSON, W. W. FOSTER, KUSSE, TURNER, E. H. SMITH, ZELLER, HALVERSON, NOYE, YAHNER, ECKENSBERGER and RENWICK

HOUSE BILL No. 191

An Act authorizing the Secretary of Transportation to reimburse volunteer fire companies who respond to calls of State Police to wash down highways after accidents and providing funds therefor.

Referred to Committee on Law and Justice.

By Messrs. LETTERMAN, O'KEEFE and BENNETT

HOUSE BILL No. 192


Referred to Committee on Transportation.

By Messrs. LETTERMAN and O'KEEFE

HOUSE BILL No. 193

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for six-year terms for Senators, and four-year terms for Representatives.

Referred to Committee on State Government.

By Messrs. DOMBROWSKI, LAUDADIO, BELLOMINI, HASKELL, D. S. HAYES, HOPKINS, DICARLO and BENNETT

An Act to prohibit phosphorus and other environmentally harmful substances in cleaning agents and providing penalties.

Referred to Committee on Conservation.

By Messrs. HOPKINS, NOYE, BELLOMINI, DOMBROWSKI, D. S. HAYES, M. E. MILLER, KLINGAMAN, HALVERSON and WILSON

HOUSE BILL No. 194

An Act amending the “Senior Citizens Property Tax Assistance Act,” approved March 11, 1971 (P. L. 104, No. 3), providing assistance for furnishing sewage service to a homestead.

Referred to Committee on Finance.

By Messrs. CAPUTO, GEISLER, Mrs. KERNICK, Messrs. ITKIN, ROMANELLI, MISCEVICH, ABRAHAM, MENHORN, BONETTO, TRELLO, COWELL, M. M. MULLEN, Mrs. GILLETTE, Messrs. NOVAK, FLAIHERTY, SWEENEY, KNEPPE, CESSAR, ZORD, FISHER and TADDONIO

HOUSE BILL No. 195

An Act amending the “Second Class County Code,” approved July 28, 1963 (P. L. 723, No. 230), discontinuing the requirement that counties pay part of the cost of the food stamp program.

Referred to Committee on Urban Affairs.

By Messrs. LEVI, KUSSE, CUMBERLAND, S. E. HAYES and MORRIS

HOUSE BILL No. 196

An Act designating a certain lake being constructed by the Fish Commission as “Lake Kahle.”

Referred to Committee on Game and Fisheries.

By Messrs. CAPUTO, GEISLER, Mrs. KERNICK, Messrs. ITKIN, MRKONIC, ROMANELLI, MISCEVICH, ABRAHAM, MENHORN, BONETTO, TRELLO, COWELL, M. M. MULLEN, Mrs. GILLETTE, Messrs. NOVAK, FLAIHERTY, SWEENEY, KNEPPE, CESSAR, ZORD, FISHER and TADDONIO

HOUSE BILL No. 198


Referred to Committee on Health and Welfare.

By Messrs. CAPUTO, GEISLER, Mrs. KERNICK, Messrs. ITKIN, COWELL, ROMANELLI, ABRAHAM, VALICENTI, MRKONIC, BONETTO, M. M. MULLEN, Mrs. GILLETTE, Messrs. KNEPPE, MENHORN, MISCEVICH, NOVAK, FLAIHERTY, TRELLO, SWEENEY, PARKER, FISHER, CESSAR and ZORD

HOUSE BILL No. 199

An Act amending the “Local Health Administration Law,” approved August 24, 1951 (P. L. 1301, No. 315), providing for State grants to county departments of health and certain municipalities for environmental health services.

Referred to Committee on Health and Welfare.

By Messrs. CAPUTO, GEISLER, Mrs. KERNICK, Messrs. ITKIN, ROMANELLI, MISCEVICH, ABRAHAM, VALICENTI, MRKONIC, RHODES, TRELLO, BONETTO, COWELL, TADDONIO, KNEPPE, FLAIHERTY, M. M. MULLEN, Mrs. GILLETTE, Messrs. MENHORN, NOVAK, SWEENEY, PARKER, CESSAR, ZORD and FISHER

HOUSE BILL No. 200

An Act amending the act of September 18, 1961 (P. L. 1389, No. 615), entitled “An act establishing and taking over as State highways certain county highways,” further providing for maintenance by the Commonwealth of county bridges and highways taken over.

Referred to Committee on Transportation.

By Messrs. CAPUTO, GEISLER, Mrs. KERNICK, Messrs. ITKIN, COWELL, ROMANELLI, ABRAHAM, VALICENTI, MRKONIC, RHODES, TRELLO, BONETTO, M. M. MULLEN, Mrs. GILLETTE, Messrs. MENHORN, NOVAK, SWEENEY, PARKER and CESSAR

HOUSE BILL No. 201


Referred to Committee on Health and Welfare.

By Messrs. CAPUTO, GEISLER, Mrs. KERNICK, Messrs. ITKIN, ROMANELLI, MRKONIC, RHODES, BONETTO, VALICENTI, M. M. MULLEN, Mrs. GILLETTE, Messrs. COWELL, KNEPPE, MISCEVICH, MENHORN, TRELLO, NOVAK, FLAIHERTY, SWEENEY and ABRAHAM

HOUSE BILL No. 202

An Act amending the “Community College Act of 1963,” approved August 24, 1963 (P. L. 1192, No. 484), further providing for sponsor’s financial plan and State payments as to capital expenses.

Referred to Committee on Education.
An Act amending the "Community College Act of 1963," approved August 24, 1963 (P. L. 1332, No. 484), further providing for sponsor's financial plan and State payments as to operating expenses.

Referred to Committee on Education.

By Messrs. CAPUTO, GEISLER, Mrs. KERNICK, Messrs. ITKIN, MISCEVICH, ROMANELLI, MKRONIC, RHODES, BONETTO, M. M. MULLEN, COWELL, Mrs. GILLETTE, Messrs. MENHORN, TRELLO, NOVAK, FLAHERTY, SWEENEY, ABRAMAH and KNEPPER HOUSE BILL No. 263

An Act amending the "Local Health Administration Law," approved August 24, 1951 (P. L. 1304, No. 315), increasing State grants to county departments of health and to certain municipalities.

Referred to Committee on Health and Welfare.

By Messrs. PETRARCA, LAUDADIO and MANDERINO HOUSE BILL No. 265


Referred to Committee on Finance.

By Messrs. PETRARCA, LAUDADIO and A. K. HUTCHINSON HOUSE BILL No. 266

An Act amending "The Vehicle Code," approved April 23, 1959 (P. L. 58, No. 32), providing further exemptions from certain fees.

Referred to Committee on Transportation.

By Messrs. PETRARCA, LAUDADIO and KOLTER HOUSE BILL No. 207


Referred to Committee on Education.

By Messrs. FISHER, CAPUTO, ZORD and CESSAR HOUSE BILL No. 208

An Act prohibiting certain prisoners from participating in training programs until their minimum sentence has been served.

Referred to Committee on Law and Justice.

By Messrs. FISHER, ZORD, CESSAR and PARKER HOUSE BILL No. 209

An Act amending the act of March 24, 1921 (P. L. 48, No. 23), entitled, as amended, "An act providing for the transfer of convicts from the State penitentiaries and their imprisonment in the penitentiary to which transferred; "**" further providing for transfer.

Referred to Committee on Law and Justice.

By Messrs. BRUNNER, WESTERBERG, L. E. SMITH and SPENCER HOUSE BILL No. 210


Referred to Committee on Business and Commerce.

By Messrs. SHELHAMER, WEIDNER, YAHNER, THOMAS, W. W. FOSTER, PRATT, R. W. WILT, ZELLER, MORRIS, DAVIS and BRANDT HOUSE BILL No. 211

An Act creating a Pennsylvania Agricultural Bargaining Board, providing for the accreditation of associations of producers, the obligations of handlers and associations of producers in negotiating regarding agricultural products, the procedure therefor, the powers and duties of said board, and the enforcement and judicial review of its actions.

Referred to Committee on Agriculture.

By Messrs. SHELHAMER, WEIDNER, YAHNER, THOMAS, W. W. FOSTER, PRATT, R. W. WILT, SHUMAN, ZELLER, KLINGAMAN, MORRIS, BRANDT, DAVIS, A. C. FOSTER, FRYER, DeVERTER and BRADLEY HOUSE BILL No. 212

An Act reenacting and amending the act of September 29, 1951 (P. L. 1613, No. 414), entitled "An act to authorize the Secretary of Public Assistance of the Commonwealth of Pennsylvania to apply to the Secretary of Agriculture of the United States for the return of assets of the former Pennsylvania Rural Rehabilitation Corporation, to receive, deposit and administer such assets for rural rehabilitation or other authorized purposes, and to enter into agreements with the Secretary of Agriculture of the United States with respect to the future administration of said assets," transferring functions and duties to the Department of Agriculture and creating a Policy Committee to allocate the funds.

Referred to Committee on Agriculture.

By Messrs. O'BRIEN, GOODMAN, MUSTO, MCCALL, WRIGHT, HASAY, WANSACZ, MCLANE and O'CONNELL HOUSE BILL No. 213

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177, No. 175), transferring certain powers relating to mineral products from the Department of Commerce to the Department of Environmental Resources.

Referred to Committee on Mines and Energy Management.

By Messrs. IRVIS, BERSON, SCIRICA, RHODES, HAMMOCK, ITKIN and M. E. MILLER, JR. HOUSE BILL No. 214

An Act amending the "Juvenile Act," approved December 6, 1972 (P. L. 1464, No. 333), and further providing for the costs and expenses for the care of the child.

Referred to Committee on Judiciary.

By Messrs. IRVIS, BERSON, SCIRICA, RHODES, HAMMOCK, ITKIN and M. E. MILLER, JR. HOUSE BILL No. 215

An Act amending the "Juvenile Act," approved December 6, 1972 (P. L. 1464, No. 333), further defining "child," "delinquent act," and "deprived child," making editorial changes, placing certain duties on courts and the Department of Justice, further providing for detention under certain circumstances, and for the expungement of records.

Referred to Committee on Judiciary.

By Messrs. WEIDNER, SHELHAMER, YAHNER, THOMAS, W. W. FOSTER, FRYER, PRATT,
An Act making an appropriation to the Department of Agriculture to assist the Commonwealth's 4-H Club horse and pony show program by paying the expenses of holding ten 4-H Club shows and in addition a Statewide show to be held in the fall of the year as preliminary to the Keystone International Livestock Show.

Referred to Committee on Agriculture.

By Messrs. SHELHAMER, WEIDNER, THOMAS, YAHNER, W. W. FOSTER, PRATT, COLE, DREIBELBIS, ZELLER, SHUMAN, KLINGAMAN, MORRIS, DAVIS, BRANDT, DeVERTER and BRADLEY

An Act exempting the owner of certain agricultural land from the payment of assessments for municipal improvements during the period of time that the owner does not use the services provided by the improvements.

Referred to Committee on Agriculture.

An Act amending the act of August 8, 1961 (P. L. 975, No. 496), entitled "An act defining milk and its derivatives, prohibiting its adulteration, regulating its labeling, sale and serving; imposing powers and duties on the Department of Agriculture; providing penalties and making repeals," further providing for definitions; and providing for the establishment of standards for milk and dairy products.

Referred to Committee on Agriculture.

An Act prohibiting the right to condemn prime agricultural lands for certain purposes.

Referred to Committee on Agriculture.

By Mr. PARKER, Mrs. KELLY, Messrs. BUTERA, FISHER, D. S. HAYES, LAUDADIO, McClATCHY, VROON and KLINGAMAN

An Act providing for the establishment of the Commonwealth Productivity Council; prescribing its powers and duties to investigate, examine and make recommendations to improve governmental productivity by the Commonwealth; and making an appropriation.

Referred to Committee on State Government.

By Mr. PARKER, Mrs. KELLY, Messrs. BUTERA, FISHER, D. S. HAYES, LAUDADIO, McClATCHY, VROON and KLINGAMAN

An Act providing for a productivity improvement program for the development and utilization of productivity measurements in the application of State resources; and requiring the submission of productivity improvement reports by the Governor to the General Assembly.

Referred to Committee on State Government.

An Act providing for the establishment of an experimental program of performance contracts in the administration of the Department of Public Welfare's social services programs.

Referred to Committee on Health and Welfare.

By Messrs. McCUE, KOLTER, ARTHURS, PETRARCA, SHUMAN and GLEASON


Referred to Committee on Transportation.

An Act relating to the issuance of licenses, certificates, registrations or permits to allow certain persons with criminal records to engage in trades, occupations or professions.

Referred to Committee on Professional Licensure.

An Act exempting the owner of certain agricultural lands from the payment of assessments for municipal improvements during the period of time that the owner does not use the services provided by the improvements.

Referred to Committee on Agriculture.


Referred to Committee on Transportation.

An Act providing for the establishment of standards for milk and dairy products.

An Act prohibiting the right to condemn prime agricultural lands for certain purposes.

Referred to Committee on Agriculture.


Referred to Committee on Appropriations.

An Act extending the effectiveness of appropriations in general appropriation acts in certain instances.

Referred to Committee on Appropriations.


Referred to Committee on Education.

An Act providing for the establishment of an experimental program of performance contracts in the administration of the Department of Public Welfare's social services programs.

Referred to Committee on Health and Welfare.

By Messrs. ANTHONY, COLTER, ARTHURS, PETRARCA, SHUMAN and GLEASON


Referred to Committee on Transportation.

An Act relating to the issuance of licenses, certificates, registrations or permits to allow certain persons with criminal records to engage in trades, occupations or professions.

Referred to Committee on Professional Licensure.


Referred to Committee on Transportation.

An Act providing for the establishment of standards for milk and dairy products.

An Act prohibiting the right to condemn prime agricultural lands for certain purposes.

Referred to Committee on Agriculture.


Referred to Committee on Appropriations.

An Act extending the effectiveness of appropriations in general appropriation acts in certain instances.

Referred to Committee on Appropriations.


Referred to Committee on Education.
August 21, 1953 (P. L. 1323, No. 417), reducing the
residency requirement for eligibility.
Referred to Committee on Professional Licensure.

By Messrs. CAPUTO, IRVIS, VANN, O'BREIN,
SHELHAMER, SULLIVAN, GALLAGHER, MANDESRO, ENGLEHART, RENWICK,
PRENDERGAST, RITTER, BRUNNER, LAUDADIO,
LaMARCA, FRYER, BONETTO, Mrs. KELLY,
Messrs. ECKENBERGER and BENNETT
HOUSE BILL No. 290

An Act amending the “Legislative Officers and Em-
ployees Law,” approved January 10, 1943 (P. L. 571, No.
417), providing for additional stenographers and messen-
gers and their compensation and making an appropriation.
Referred to Committee on State Government.

By Messrs. GARZIA and O'KEEFE
HOUSE BILL No. 231

An Act amending the “Pennsylvania Municipalities
247), requiring courts to remand proceedings and easing
the burdens of the zoning boards.
Referred to Committee on Urban Affairs.

By Messrs. GARZIA, GILLESPIE and O'KEEFE
HOUSE BILL No. 232

An Act amending the “Tax Reform Code of 1971,” ap-
proved March 4, 1971 (P. L. 6, No. 2), restricting the col-
lection of sales tax on certain motor vehicles.
Referred to Committee on Finance.

By Messrs. GARZIA and O'KEEFE
HOUSE BILL No. 233

An Act amending “The Fourth to Eighth Class County
Assessment Law,” approved May 21, 1943 (P. L. 571, No.
254), further regulating the use of assessments of dwel-
lings for the purpose of real property tax.
Referred to Committee on Local Government.

By Messrs. GARZIA and O'KEEFE
HOUSE BILL No. 234

An Act amending “The General County Assessment
Law,” approved May 22, 1933 (P. L. 853, No. 153), further
regulating the use of assessments of dwellings for the
purpose of real property tax.
Referred to Committee on Local Government.

By Messrs. GARZIA and O'KEEFE
HOUSE BILL No. 235

An Act amending the “Public School Code of 1949,”
approved March 10, 1949 (P. L. 36, No. 14), authorizing
certain persons to purchase food from cafeterias and re-
quiring State reimbursement for school districts.
Referred to Committee on Education.

By Mrs. WHITTELEY, Messrs. SALVATORE
and RYAN
HOUSE BILL No. 236

An Act amending “The Vehicle Code,” approved April
29, 1959 (P. L. 58, No. 32), further providing for the
movement of traffic at intersections regulated by traffic
signals.
Referred to Committee on Transportation.

By Messrs. CAPUTO, GEISLER, Mrs. KERNICK,
Messrs. ITKIN, ROMANELLI, ABRAHAM,
VALICENTI, FLAHERTY and M. M. MULLEN
HOUSE BILL No. 237

An Act amending the “Second Class City Employee Pen-
sion Law,” approved May 28, 1915 (P. L. 596, No. 239),
extending the benefits of the act to employees of credit
unions maintained by and for city employees.
Referred to Committee on Urban Affairs.

By Messrs. McCUE, SHUMAN, DOYLE
and CUMBERLAND
HOUSE BILL No. 238

An Act amending “The Permanent Registration Act for
Cities of the Second Class, Cities of the Second Class A,
Cities of the Third Class, Boroughs, Towns, and Town-
ships,” approved April 29, 1937 (P. L. 487, No. 115), fur-
ther providing for the appointment of employes by the
registration commission.
Referred to Committee on Urban Affairs.

By Messrs. WRIGHT, BURNS and WEIDNER
HOUSE BILL No. 239

An Act amending the “Tax Reform Code of 1971,” ap-
proved March 4, 1971 (P. L. 6, No. 2), further providing for
exclusions from the tax for education.
Referred to Committee on Finance.

By Messrs. FISHER and McGRAW
HOUSE BILL No. 240

An Act authorizing and directed the Department of
Property and Supplies, with the approval of the Depart-
ment of Public Welfare and the Governor to convey to
the Township of Upper St. Clair 10.44 acres of
Allegheny County, Commonwealth of Pennsylvania.
Referred to Committee on State Government.

By Messrs. WRIGHT, BURNS and WEIDNER
HOUSE BILL No. 241

An Act amending the “Tax Reform Code of 1971,” ap-
proved March 4, 1971 (P. L. 6, No. 2), excluding certain
interest from the personal income tax.
Referred to Committee on Finance.

By Messrs. VALICENTI, LAUDADIO, FISCHER, FEE,
DOMBROWSKI, BELLOMINI, LETTERMAN
and WANSACZ
HOUSE BILL No. 242

An Act requiring that flag protection be provided
against following trains occupying the same track.
Referred to Committee on Labor Relations.

By Messrs. VALICENTI, LAUDADIO, FISCHER, FEE,
BELLOMINI, DOMBROWSKI, LETTERMAN
and WANSACZ
HOUSE BILL No. 243

An Act relating to meal periods for railroad freight
train and engine crews, prescribing offenses and penalties
therefor.
Referred to Committee on Labor Relations.

By Messrs. VALICENTI, LAUDADIO, FISCHER, FEE,
BELLOMINI, DOMBROWSKI, LETTERMAN
and WANSACZ
HOUSE BILL No. 244

An Act requiring speed recorders on locomotives.
Referred to Committee on Labor Relations.

By Messrs. VALICENTI, LAUDADIO, FISCHER, FEE,
ENGELEHART, BELLOMINI, DOMBROWSKI,
LETTERMAN and WANSACZ
HOUSE BILL No. 245

An Act amending the “Tax Reform Code of 1971,” ap-
proved March 4, 1971 (P. L. 6, No. 2), redefining “com-

Referred to Committee on Conservation.

By Messrs. BENNETT, PRENDERGAST, SHUMAN, PRATT, ZELLER, COLE, S. E. HAYES, DevERTER, A. C. FOSTER and DORR HOUSE BILL No. 254


Referred to Committee on Finance.

By Messrs. DAVIS, ZELLER, SHUMAN, TAYLOR, ZWIKL, McCALL, COLE, S. E. HAYES, DevERTER, A. C. FOSTER and DORR HOUSE BILL No. 255


Referred to Committee on Finance.

By Messrs. MEBUS, BERSON, SCRICA, Mrs. CRAWFORD, Mrs. FAWCETT and Mr. DOYLE HOUSE BILL No. 256

An Act reenacting and amending the act of May 1, 1913 (P. L. 146, No. 97), entitled "An act enabling a married woman, who has been deserted, abandoned, or driven from her home by her husband, upon any cause of action whatsoever; and making such wife a competent witness against the husband in such case," making the same applicable to all spouses.

Referred to Committee on Judiciary.

By Messrs. BENNETT, HOPKINS, ARTHURS, LETTERMAN, O'KEEFE, R. W. WILT and PRATT HOUSE BILL No. 257

An Act amending the act of August 12, 1971 (P. L. 299, No. 75), entitled "An act regulating snowmobiles, providing for registrations and fees, and providing penalties," providing for the transferability of numbers assigned to snowmobiles.

Referred to Committee on Transportation.

By Messrs. BENNETT, HOPKINS, ARTHURS, LETTERMAN, O'KEEFE, R. W. WILT and PRATT HOUSE BILL No. 258

An Act amending the "Snowmobile Law," approved August 12, 1971 (P. L. 299, No. 75), further providing for operation of snowmobiles.

Referred to Committee on Transportation.

By Messrs. BENNETT, HOPKINS, ARTHURS, LETTERMAN, O'KEEFE, R. W. WILT and PRATT HOUSE BILL No. 259

An Act amending the act of August 12, 1971 (P. L. 299, No. 75), entitled "An act regulating snowmobiles, providing for registrations and fees, and providing penalties," providing for certain credits when a new registration number is required.

Referred to Committee on Transportation.

By Messrs. SHUMAN, TAYLOR and ZELLER HOUSE BILL No. 260

An Act amending the "Public Agency Open Meeting Law," approved July 16, 1974 (No. 175), further defining "formal action" and deleting exceptions for executive sessions.

Referred to Committee on State Government.
By Messrs. RAPPAPORT, CAPUTO, VANN, GEISLER, Mrs. KERNICK, Messrs. BERSON and OLIVER

**HOUSE BILL No. 261**

An Act amending the act of December 1, 1965 (P. L. 977, No. 357), entitled "An act authorizing cities of the first class and counties of the first class to adopt the food stamp program and providing for payment of the costs of administration thereof," discontinuing the requirement that the county or city pay part of the cost of the food stamp program.

Referred to Committee on Urban Affairs.

By Messrs. W. W. WILT, ITKIN, BURNS, WRIGHT, L. E. SMITH, LINCOLN, CESSAR, DAVIS, SWEENEY, ABRAHAM, Miss SIRIANNI, Messrs. LEHR, O'BRIEN, GOODMAN, STOUT, ANDERSON, S. E. HAYES and DIETZ

**HOUSE BILL No. 262**

An Act to encourage the use of solar energy systems for heating and cooling and excluding the material and excluding the value added ad valorem property tax.

Referred to Committee on Finance.

By Messrs. GLEASON, USTYNOSKI, WILSON, WRIGHT, DININNI, FISHER, D. S. HAYES and KLINGAMAN

**HOUSE BILL No. 263**

An Act amending the "State Highway Law," approved June 1, 1943 (P. L. 1242, No. 428), establishing procedures for the leasing of motorized equipment for the maintenance and repair of State highways.

Referred to Committee on Transportation.

By Messrs. GLEASON, USTYNOSKI, WILSON, WRIGHT, DININNI, FISHER, D. S. HAYES and KLINGAMAN

**HOUSE BILL No. 264**

An Act amending the "Civil Service Act," approved August 5, 1941 (P. L. 752, No. 256), further providing for the inclusion into the classified service of certain positions and requiring tests for certain employees within the Department of Transportation.

Referred to Committee on Transportation.

By Messrs. GLEASON, USTYNOSKI, WILSON, WRIGHT, S. E. HAYES, DININNI, FISHER, D. S. HAYES and KLINGAMAN

**HOUSE BILL No. 265**


Referred to Committee on State Government.

By Messrs. GLEASON, USTYNOSKI, WILSON, WRIGHT, S. E. HAYES, DININNI, FISHER, D. S. HAYES and KLINGAMAN

**HOUSE BILL No. 266**

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177, No. 175), further providing for the advertisement and awarding of certain bids.

Referred to Committee on State Government.

By Messrs. PETRARCA, LAUDADIO and YAHNER

**HOUSE BILL No. 267**

An Act amending "The General County Assessment Law," approved May 22, 1933 (P. L. 853, No. 155), excluding certain farm buildings under certain conditions in determining farm values.

Referred to Committee on Agriculture.

By Messrs. PETRARCA, LAUDADIO and MANDERINO

**HOUSE BILL No. 268**


Referred to Committee on Health and Welfare.

By Messrs. PETRARCA, LAUDADIO and YAHNER

**HOUSE BILL No. 269**

An Act amending "The Fourth to Eighth Class County Assessment Law," approved May 21, 1943 (P. L. 571, No. 264), excluding certain farm buildings under certain conditions in determining farm values.

Referred to Committee on Agriculture.

By Messrs. GLEASON, USTYNOSKI, WILSON, WRIGHT, S. E. HAYES, DININNI, FISHER, D. S. HAYES and KLINGAMAN

**HOUSE BILL No. 270**


Referred to Committee on State Government.

By Messrs. GLEASON, USTYNOSKI, WILSON, WRIGHT, DININNI, FISHER, D. S. HAYES and KLINGAMAN

**HOUSE BILL No. 271**


Referred to Committee on State Government.

By Messrs. GLEASON, USTYNOSKI, WILSON, WRIGHT, DININNI, FISHER, D. S. HAYES and KLINGAMAN

**HOUSE BILL No. 272**


Referred to Committee on State Government.

By Messrs. GLEASON, USTYNOSKI, WILSON, WRIGHT, DININNI, FISHER, D. S. HAYES and KLINGAMAN

**HOUSE BILL No. 273**

A Supplement to the act of February 6, 1974 (No. 17), entitled "An act providing for the capital budget for the fiscal year 1973-1974," itemizing public improvement projects to be acquired by The General State Authority together with their estimated financial costs; * * *

Referred to Committee on Appropriations.

By Mrs. TOLL, Messrs. SCHMITT, GREENFIELD, COHEN, TADDONIO, BARBER, JOHNSON, Mrs. KELLY, Messrs. SCHEAFFER, W. W. FOSTER, ROMANELLI, TRELLO, ROSS and BLACKWELL

**HOUSE BILL No. 274**

An Act requiring persons doing business with the Commonwealth to have an address of the place where they actually do business.

Referred to Committee on State Government.

By Messrs. GLEASON, USTYNOSKI, WILSON,
WRIGHT, S. E. HAYES, DININNI, FISHER, D. S. HAYES and KLINGAMAN

HOUSE BILL No. 275
Referred to Committee on Judiciary.
By Messrs. LAUDADIO, SHANE, DeMEGIO, BERSON, MANDERINO and IRVIS

HOUSE BILL No. 276
An Act amending the “Public Utility Law,” approved May 28, 1937 (P. L. 1053, No. 286), removing the cost of fuel adjustment from the sliding scale of rates.
Referred to Committee on Consumer Protection.
By Messrs. GLEASON, USTYNOSKI, WILSON, WRIGHT, S. E. HAYES, DININNI, FISHER, D. S. HAYES and KLINGAMAN

HOUSE BILL No. 277
An Act amending the “Fictitious Corporate Name Act,” approved July 11, 1957 (P. L. 783, No. 374), providing further for contract forfeitures.
Referred to Committee on Judiciary.
By Messrs. GLEASON, USTYNOSKI, WILSON, WRIGHT, S. E. HAYES, DININNI, FISHER, D. S. HAYES and KLINGAMAN

HOUSE BILL No. 278
An Act amending “The Administrative Code of 1929,” approved April 9, 1929 (P. L. 177, No. 175), changing powers and duties of the Board of Commissioners of Public Grounds and Buildings and creating the Commonwealth Procurement Commission and defining its powers and duties limiting certain assignments and sales in connection with State contracts.
Referred to Committee on State Government.
By Messrs. GLEASON, USTYNOSKI, WILSON, WRIGHT, DININNI, FISHER, D. S. HAYES and KLINGAMAN

HOUSE BILL No. 279
Referred to Committee on Judiciary.
By Messrs. LINCOLN, GALLAGHER, DICARLO, PANCOAST, LEDERER, PARKER, SHUPNIK, GREENFIELD, COHEN, DAVIS, GREEN, GEORGE, TAYLOR, MEBUS, YAHNER and HALVERSON

HOUSE BILL No. 280
An Act amending the “Public School Employees’ Retirement Code of 1959,” approved June 1, 1959 (P. L. 350, No. 77), providing for post-retirement supplements.
Referred to Committee on Appropriations.

By Messrs. LINCOLN, DAVIS and TAYLOR

HOUSE BILL No. 281
Referred to Committee on Appropriations.
By Messrs. SALOOM, GARZIA, O’KEEFE, A. K. HUTCHINSON, McCUE, PETRARCA, MRS. KERNICK, Messrs. YAHNER, RENWICK, GALLEN, HALVERSON, KLINGAMAN, NOYE, Mrs. FAWCETT, Messrs. LINCOLN and SCHMITT

HOUSE BILL No. 283
Referred to Committee on Finance.
By Messrs. SALOOM, GARZIA, O’KEEFE, PETRARCA, SHELHAMER, MRS. KERNICK, Messrs. YAHNER, RENWICK, GALLEN, HALVERSON, NOYE, KLINGAMAN, Mrs. FAWCETT, Messrs. LINCOLN, SCHMITT and LAUDADIO

HOUSE BILL No. 284
An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, providing for maximum sentences for certain felons.
Referred to Committee on Judiciary.
By Messrs. SALOOM, STAPLETON, O’KEEFE, McCUE, SHELHAMER, Mrs. KERNICK, Messrs. YAHNER, RENWICK, GALLEN, NOYE and Mrs. FAWCETT

HOUSE BILL No. 285
A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for the election of the Attorney General and qualifications for such office.
Referred to Committee on Law and Justice.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED
By Messrs. RENNINGER and SCRIRICA

RESOLUTION No. 22
Rule 43 of the House of Representatives be amended.
Referred to Committee on Rules.
By Messrs. DICARLO, HAMMOCK, M. E. MILLER, JR., LINCOLN, SCHMITT, BERLIN and Mrs. KELLY

RESOLUTION No. 24
The Speaker of the House of Representatives appoint seven members of the House, four of whom shall be of the majority party, and three of the minority party, to a committee to evaluate the effect of the increasing cost of medical malpractice insurance on the delivery of health care to Pennsylvania citizens and to study existing State law relating to medical malpractice.
Referred to Committee on Rules.
By Messrs. SHUMAN, KNEPPER, TAYLOR, ZELLER, COLE and PRENDERGAST

RESOLUTION No. 25
The Speaker of the House of Representatives of the Commonwealth of Pennsylvania appoint a bipartisan committee of five members, three from the majority and two from the minority, to conduct a thorough investigation of unused State and Federal lands with a view toward listing the same and recommending possible short term uses for these lands, such as farming, that would benefit the State and Federal Government and the public as well.
Referred to Committee on Rules.
request for leaves, I was handed a letter from Representative Peter Vroon which I would like to read into the record. It is addressed to me and is as follows:

I respectfully request leave of absence for today's worthless, meaningless session. I deeply resent having to spend the money of the state in having to take precious time which can be devoted to better things for my constituency only to attend an empty meeting for the purpose of recording my presence.

I sincerely hope that the majority will see fit to refrain from calling such meetings in the future, as I am sure many members will feel compelled to attend who have absolutely no good reason to do so.

Mr. Speaker, I share the sentiments of that gentleman. I believe I registered my protest yesterday. I see no good reason for members to be here who do not have committee meetings to attend today. I am sure these people have better things to do at home for their constituents than to be present here just long enough to go on the master roll.

The SPEAKER pro tempore. The Chair recognizes the majority leader.

Mr. IRVIS. Mr. Speaker, I am prone to answer the gentleman who asked for his leave of absence based on the fact that he did not want to attend a useless session and to remind him that if that is the basis for his attendance, he might, perhaps, stay home for two-thirds of them. I think probably many times we go through the motions—

Mr. NOVAK. Mr. Speaker—

Mr. IRVIS. I have not heard that I have yielded the floor yet, Mr. Speaker.

Mr. NOVAK. Well, would you please yield for one moment, Mr. Speaker? I think it is in your best interest. I cannot hear for some reason.

Mr. IRVIS. All right, I will yield to Mr. Novak.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny, Mr. Novak.

Mr. NOVAK. For some reason—and I have been here for 6 years—the amplifying system is terrible today. I cannot hear the remarks of the gentleman. That is why I am taking the mike. There is something wrong with the public address system. It is terrible. It should be cleared up.

Thank you, Mr. Speaker.

Mr. IRVIS. Mr. Speaker, I agree with that. I do not know if they heard me or not. I do agree. I do not know whether it is the system or the operation of the system, but right now it is not functioning correctly.

What I said, in reply to the gentleman who asked for a leave of absence based on the fact that he did not want to attend a useless session, was that if he used that as a basis, he perhaps would not attend two-thirds of our sessions, because about two-thirds of them I would think are probably useless. It is the one-third that we have to be here for, but we never know when that third is going to show up.

I would also point out to the gentleman that he is going to miss a vote. He might be happy about missing it, but we are going to be voting on a bill which would amend the "sunshine" law, which I think his constituents probably consider to be of some importance. By his leave of absence for his reason, he will miss that.
copy of Mr. Itkin's amendment 24 hours in advance of his offering it. I do not believe it is on the desk of any of our members and we have not caucused on it. I am completely unfamiliar with Mr. Itkin's amendment and, unless there is some pressing reason why it should be considered, then I would ask that the rules be abided by with respect to his amendment.

Mr. IRVIS. Mr. Speaker, Mr. Ryan is correct as far as the rules are concerned, but I did understand that Mr. Itkin's amendment had been placed on the desks. I told Mr. Ryan earlier that I did not know what Mr. Itkin's amendment is, and I do not. It was not caucused on by our party, and I assume now—

The SPEAKER pro tempore. Will the House please come to order?

Mr. IRVIS. I think probably part of the trouble, Mr. Speaker, is that they cannot be sure what we are saying at these microphones.

The SPEAKER pro tempore. Will the membership, in consideration of the fact that we do have a problem with the speaking system, please try to be a little more quiet and concentrate a little harder on what Mr. Irvis is saying. I think it would speed up the day for all of us if we do that. Thank you.

Mr. IRVIS. Thank you, Mr. Speaker.

Mr. Speaker, I had not been informed prior to the announcement on the floor of this House by Mr. Itkin that he had an amendment to House bill No. 182. The first time I knew about it was yesterday and, because of the fact that this is a new system and there has been a great deal of confusion, I decided not to remind Mr. Itkin nor anyone else about the rules on this but to ask that the House indulge this particular violation of the rule, listen to Mr. Itkin's explanation of his amendment, and consider it on this day.

I think it will not be repeated, and I would assume that if it is repeated, the House would reject any further violation of its rules. But there has been a considerable amount of chaos during these first few days of the session. I do want to move this bill; I do want to consider Mr. Itkin's amendment; and I would like to have that done today.

Mr. Speaker, I would first like to call a master roll. Following that, I would like to call up House bill No. 182 and, if there is a further argument or debate on the offering of the amendment, we will handle that at that time.

Thank you, Mr. Speaker.

MASTER ROLL CALL

The SPEAKER pro tempore. The House will proceed with the master roll call. Members will please indicate their presence by voting "aye." Only those present in their seats may vote.

The roll was taken and was as follows:

YEAS—163

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The SPEAKER pro tempore. One hundred sixty-four members having indicated their presence, a master roll is established.

BILLS TAKEN FROM TABLE

The SPEAKER pro tempore. The Chair recognizes the majority leader.

Mr. IRVIS. Mr. Speaker, I wish to report the action of the Committee on Rules. The Committee on Rules has instructed me to lift from the table House Bill No. 57, printer's No. 59; House Bill No. 144, printer's No. 149; House Bill No. 181, printer's No. 202; and House Bill No. 189, printer's No. 316. I so move, Mr. Speaker.

The SPEAKER pro tempore. It has been moved by the majority leader, pursuant to a written report of the Committee on Rules, a copy of which has been distributed to each member, that House Bill No. 57, printer's No. 59; House Bill No. 144, printer's No. 149; House Bill No. 181, printer's No. 202; and House Bill No. 189, printer's No. 316, be removed from the table and placed on the calendar.

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

The yeas and nays were required by Messrs. IRVIS and MANDERINO and were as follows:

YEAS—159

Abraham  Anderson, J. H.  Gallagher  Lincoln  Ross
Arthurs  Odell  Lyne  Coughlin  Ryan
Barber  Gerega  Manterino  Sallout
Ballmorini  Geistler  McCull  Scheaffer
Bonnet  George  McCaskey  Schmitt
Beren  Giammarco  McCue  Seltzer
Bosiljevac  Gilges  McGinnis  Shan
Brandt  Gillette  McManus  Shellen
Bonetto  Glessen  Miller, M. E.  Shumen
Bradley  Greenfield  Miller, M. E.  Smith, E.
Brandt  Griego  Miller, M. E.  Smith, L.
Brunner  Harmon  Moeselmann  Stout
Burr  Haskell  Mulvaney  Sullivan
Butera  Haskell  Musich  Thomas
Caimino  Hayes, S. E.  Myer  Tolisch
Cohen  Haskel  Myers  Thomas
Cowell  Hill  Novak  Treilo
Crawford  Hopkins  O'Connell  Turner
Cumberland  Hutchinson, A.  O'Keefe  Vann
Davis, D. M.  Irvin  O'Leary  Vauneti
DeMedio  Itkin  Piresce  Wagner
Dininni  Johnson, J.  Polit  Westenberg
Dreibelbis  Kernick  Pratt  Whitley
Dreibelbis  Kuster  Pratt  Whitley
Dombrowski  Kingsman  Premorak  Wilson
Dorr  Keltner  Pyles  Witt, W. V.
Doyle  Kowalsky  Reid  Witt, W. V.
Eckenberger  Kurs  Remnek  Wolff
Engelhart  LasMarca  Rodes  Worlow
Fawcett  Laudadio  Richardson  Yaker
Fee  Laughlin  Rimmer  Zeiloss
Filbochy  Ledderer  Ritter  Zeller
Foster, A.  Lehr  Romanelli  Zwickl
Foster, W.  Letterman  Ross  Zwickl

NAYS—44

Abraham  Anderson, J. H.  Gallagher  Lincoln  Ross
Arthurs  Odell  Lyne  Coughlin  Ryan
Barber  Gerega  Manterino  Sallout
Ballmorini  Geistler  McCull  Scheaffer
Bonnet  George  McCaskey  Schmitt
Beren  Giammarco  McCue  Seltzer
Bosiljevac  Gilges  McGinnis  Shan
Brandt  Gillette  McManus  Shellen
Bonetto  Glessen  Miller, M. E.  Shumen
Bradley  Greenfield  Miller, M. E.  Smith, E.
Brandt  Griego  Miller, M. E.  Smith, L.
Brunner  Harmon  Moeselmann  Stout
Burr  Haskell  Musich  Thomas
Butera  Haskell  Musich  Thomas
Caimino  Hayes, S. E.  Myer  Thomas
Cowell  Hill  Novak  Treilo
Crawford  Hopkins  O'Connell  Turner
Cumberland  Hutchinson, A.  O'Keefe  Vann
Davis, D. M.  Irvin  O'Leary  Vauneti
DeMedio  Itkin  Piresce  Wagner
Dininni  Johnson, J.  Polit  Westenberg
Dreibelbis  Kernick  Pratt  Whitley
Dreibelbis  Kuster  Pratt  Whitley
Dombrowski  Kingsman  Premorak  Wilson
Dorr  Keltner  Pyles  Witt, W. V.
Doyle  Kowalsky  Reid  Witt, W. V.
Eckenberger  Kurs  Remnek  Wolff
Engelhart  LasMarca  Rodes  Worlow
Fawcett  Laudadio  Richardson  Yaker
Fee  Laughlin  Rimmer  Zeiloss
Filbochy  Ledderer  Ritter  Zeller
Foster, A.  Lehr  Romanelli  Zwickl
Foster, W.  Letterman  Ross  Zwickl

NOT VOTING—40

Bills on second consideration.

Agreeable to order.

The House proceeded to second consideration of House bill No. 57, printer's No. 59, entitled:

An Act making an appropriation to the Chief Clerk of the House of Representatives for reimbursement of legislative expenses incurred in attending a conference for new members.

And said bill having been considered the second time and agreed to,

Ordered, to be transcribed for third consideration.

Agreeable to order.

The House proceeded to second consideration of House bill No. 144, printer's No. 149, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, authorizing payments of increased retirement benefits to beneficiaries of members.
And said bill having been considered the second time and agreed to, 
Ordered, to be transcribed for third consideration.

Agreeable to order,
The House proceeded to second consideration of House bill No. 181, printer's No. 202, entitled:


And said bill having been considered the second time and agreed to, 
Ordered, to be transcribed for third consideration.

Agreeable to order,
The House proceeded to second consideration of House bill No. 189, printer's No. 316, entitled:

An Act amending "The General Appropriation Act of 1974," approved June 26, 1974 (No. 21-A), making deficiency appropriations for incidental expenses and Legislative printing and expenses of the House of Representatives, for the House Special Leadership Account (R), and for the House Special Leadership Account (D).

And said bill having been considered the second time and agreed to, 
Ordered, to be transcribed for third consideration.

BOY SCOUTS WELCOMED

The SPEAKER pro tempore. The Chair is pleased to welcome to the halls of the House, William Conner, Tuscarora District Scout Executive of Mason-Dixon Council, Boy Scouts of America; Phillip Dennis, Scout from Troop 88, Otterbein Church, Waynesboro, Pennsylvania; and John Beshoff, Cub Scout from Pack 19, Greencastle, Pennsylvania.

They are the guests of the gentleman from Franklin, Mr. Shuman.

The SPEAKER pro tempore. The Chair recognizes the majority leader.

Mr. IRVIS. Mr. Speaker, I call up House bill No. 182, printer's No. 203.

The SPEAKER pro tempore. The clerk will read the bill.

Agreeable to order,
The House proceeded to second consideration of House bill No. 182, printer's No. 203, entitled:

An Act amending the act of July 19, 1974 (No. 175), entitled "An act requiring public agencies to hold certain meetings and hearings open to the public and providing penalties," providing for public notice in case of certain meetings of the General Assembly and excepting meetings of the Ethics Committee of the House of Representatives or the Senate.

On the question,
Will the House agree to the bill on second consideration?

Mr. ITKIN requested and obtained unanimous consent to offer the following amendments, which were read:

Amend Title, page 1, line 3, by inserting after "penalties:" providing for additional coverage;

Amend Bill, page 1, by striking out all of lines 9 through 12 and inserting: Section 1. Section 1, act of July 19, 1974 (No. 173), entitled "An act requiring public agencies to hold certain meetings and hearings open to the public and providing penalties." is amended to read:

Section 1. As used in this act:

"Agency" means any branch, department, board, authority or commission of the Commonwealth of Pennsylvania, any political subdivision of the Commonwealth, or any State, municipal, township or school authority, school board, school governing body, commission, the board of trustees of all State-aided colleges and universities, the board of trustees of all State-owned and State-related colleges and universities, and all community colleges or similar organization created by or pursuant to a statute which declares in substance that the organization performs or has for its purpose the performance of an essential governmental function: Provided, That the term "agency" shall include the courts of common pleas when appointing members of boards of education and boards of viewers, the General Assembly, or any State department, board, authority or commission to include the Governor's cabinet when meeting on official policy making business. "Formal action" means the taking of any vote on any resolution, rule, order, motion, regulation or ordinance or the setting of any official policy. Meetings, pre-trial conferences, hearings, and formal action by the judiciary or judicial branch shall not be subject to the provisions of this act.

Section 2. Section 5 of the act is amended by adding a subsection to read:

Amend Sec. 2, page 2, line 28, by striking out "2" and inserting: 3

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

On the question,
Will the House agree to the amendments?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny, Mr. Itkin.

Mr. ITKIN. Mr. Speaker, I would like to just make a couple remarks relative to the minority whip's concern about the offering of these amendments. These amendments were offered yesterday at 1 o'clock and delivered to his caucus at that hour and I do believe that they did comply with the rules of the House. I apologize for any confusion that developed thereto.

The SPEAKER pro tempore. The gentleman will proceed on the amendment.

Mr. ITKIN. Mr. Speaker, when we passed Act 175 of last year, the Sunshine Act, we failed to include a major provision. We exempted the courts of common pleas from the purview of the act because we felt that there were certain considerations and deliberations of the judges which required confidentiality and which should be removed from public view. I think most of us respected that right. But, as a consequence, there are certain matters which the judges have authority to do that should not be immune from this particular act, and that is the purpose of these amendments.

What these amendments would do would be to extend the provisions of the open-meeting law, the Sunshine Act, to cover the judges when they are considering the following two situations: one, the appointment of school directors, and two, the appointment of boards of viewers.

Allegheny County has the only court whose judges appoint school directors. They appoint the directors for the school district of Pittsburgh. Every other school district in Pennsylvania has directors elected at large, with the exception of Philadelphia, whose mayor makes the appointments. As a consequence, the knowledge and deliberations relative to all school director considerations are certainly in public view in all those cases, with the exception of the school directors appointed by the judges of Allegheny County for Pittsburgh. There the deliberations are done in secret. The constituency does not know what facts have been brought to the attention of the judges and what deliberations have ensued to make the
judgments that they have made. The votes are not made publicly known as to how the judges voted and what the arguments were pro and con concerning the nominees. As a consequence, Mr. Speaker, I believe that this makes appropriate sense to expand the act to include this particular consideration.

The second part of the amendment relates to the boards of viewers. This is the board which is appointed by the judges that considers condemnation cases, assessments, et cetera. And here, too, because of the restrictive nature of the Sunshine Act, not to include these individuals, the determination by the judges is done in secret.

I do not believe that this is a service to the public of the Commonwealth and, therefore, would suggest or would appreciate the House adding these amendments to the existing bill.

Thank you.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Cambria, Mr. Englehart.

Mr. ENGLEHART. Mr. Speaker, would the gentleman tell us which set of amendments he is dealing with? I have two sets in front of me.

Mr. ITKIN. The set I am offering is the one that would amend the bill to include the appointments of the boards of education and the boards of viewers.

Mr. ENGLEHART. Mr. Speaker, I then would rise to oppose the gentleman’s amendment. I do not think it has been much of a secret that I am not a strong supporter of the “sunshine” law as we wrote it. We have created a monstrosity that we cannot control. That is why House bill No. 182 is in front of us to begin with, because we made so many mistakes last year. I do not think that now is the time to rush headlong into more mistakes.

The gentleman’s amendment is going to require public notice of a public meeting of the judges of the courts of common pleas before they appoint a board of viewers.

The county I come from is a fourth class county. It is certainly not one of the largest in the state. If this becomes law, the judges of my county are going to have to have a notice publicized just about every day, because condemnation cases arise in the courts almost daily, and before they are permitted to appoint a board of viewers, they are going to have to have a public notice and a public meeting.

Now, in reality, the way it works is this: At the beginning of each year, or every couple of years, the judges name a panel of viewers, usually a couple of civil engineers, a couple of real estate appraisers, and a couple of lawyers. Then whoever takes the petition to the judges to appoint the board looks to see whose turn it is from the panel and he puts them on there. It is only a matter of concern, really, of the litigants in the case, the condemnor—whether it be the Commonwealth, the county, the borough, the township, or the city—and the person whose property is taken, who is the condemnee.

I do not think that we should start messing up the court schedules with the “sunshine” law saying that there has to be a public notice and a public meeting of the judges to perform that simple ministerial act. I, therefore, ask a “no” vote on this amendment.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny, Mr. Itkin.

Mr. ITKIN. I do not wish to accomplish the same thing that the gentleman from Cambria outlined, but the gentleman is wrong in his assertion that this would accomplish that.

I would like to educate the House to the fact that we are talking about the board of viewers, not the boards of view, as the gentleman from Cambria made mention of. The board of viewers is a panel that the gentleman from Cambria alluded to, the original panel that is selected periodically from which boards of view are created. Certainly, if this amendment is adopted, any board of view which is selected from such a panel would not have to come under the Sunshine Act.

All this amendment will do is, when the original panel of the board of viewers is selected, they would then have to hold a public meeting for the selection of a panel. Any subsequent grouping or boards of view created from the panel would not come under the provisions of the act.

PARLIAMENTARY INQUIRY

The SPEAKER pro tempore. The Chair recognizes the gentleman from Philadelphia, Mr. Greenfield. For what purpose does the gentleman rise?

Mr. GREENFIELD. I rise to a parliamentary inquiry. The SPEAKER pro tempore. The gentleman will state it.

Mr. GREENFIELD. Is this amendment divisible?

The SPEAKER pro tempore. The Chair rules that this amendment is divisible.

Mr. GREENFIELD. Then, Mr. Speaker, I move that the question be divided on the two premises as outlined by Mr. Itkin, one being the appointment by the court of common pleas of the board of education and the other being the board of view.

AMENDMENTS DIVIDED

The SPEAKER pro tempore. The request having been made and the question being divisible, that is the way the question will be put to the members of the House.

Mr. GREENFIELD. May I just make a short comment?

The SPEAKER pro tempore. The gentleman may proceed.

Mr. GREENFIELD. I have asked for the division, Mr. Speaker, because I rise to support the proposition that when a court of common pleas is appointing members of a board of education, meetings should be open so that the community has knowledge of the input, what the determination is, and what the areas of concern are which are going into these exceedingly important appointments which affect the students and the parents of this Commonwealth. I think it is essential that those doors be open to let the light shine in on those proceedings.

I recognize the objections of Mr. Englehart as far as the other matter of the ministerial duties is concerned, and I think it would overburden the situation, but I do rise to support the first premise as outlined by Mr. Itkin.

Thank you.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Bucks, Mr. Burns.

Mr. BURNS. Mr. Speaker, would the gentleman, Mr. Itkin, consent to a short interrogation?

The SPEAKER pro tempore. Will the gentleman, Mr. Itkin, permit himself to be interrogated?

Mr. ITKIN. I shall, Mr. Speaker.

The SPEAKER pro tempore. The gentleman may proceed.

Mr. BURNS. You mentioned in your statement that
boards of education in Pittsburgh are appointed by the courts. How about—I would like to get this on the record—if there is an opening on a school board that the school board itself cannot fill within 30 days and then the courts fill that vacancy, would this meeting require the filling of that vacancy be required to be open to the public as well?

Mr. ITKIN. Mr. Speaker, to correct the statement of the gentleman, in Allegheny County vacancies are not filled by the school board itself but are filled by the judges in the same fashion as they are filled for the entire term.

Mr. BURNS. I understand that, Mr. Speaker, but the point that I am raising is that in most counties of the Commonwealth, in most localities, if a vacancy occurs on a school board or a board of supervisors in a township, the board itself has the right to take 30 days to appoint someone to fill out the unexpired term or, under the new law, to fill out the term up until the next election. Under present law, if the board itself, whether it be a school board or a board of supervisors or whatever, cannot fill that vacancy within 30 days because of some political bickering or whatever, it then goes to the courts. The courts then must fill that vacancy. I am asking you then, is it your intent that this court would be open to the public at the time it would fill that vacancy?

Mr. ITKIN. Mr. Speaker, I believe that that would be covered under this particular amendment; that is, with respect to school districts, excluding Philadelphia and Pittsburgh, where this situation could develop, when the court does make those appointments because of the failure of the appropriate school board to take action. It is my understanding that those appointments would be covered.

Mr. BURNS. And do you feel it would be the same not only for school boards but for boards of supervisors or any other appointment such as that that would have to be filled by the court of common pleas?

Mr. ITKIN. No, Mr. Speaker, the amendment specifically addresses itself to boards of education and boards of viewers, and, therefore, the amendment would not address itself to the filling of vacancies for municipal offices.

Mr. BURNS. Thank you, Mr. Speaker. I just want to comment that I wish it would cover the appointment of other municipal officials besides school directors. I sincerely support your amendment and I really wish it would cover all appointments made by the courts of common pleas. Thank you.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny, Mr. Caputo.

Mr. CAPUTO. Thank you, Mr. Speaker.

Mr. Speaker, I would just like to point out that the amendment we are now seeking to put in was included in the bill that the House passed during the last session, when the “sunshine” bill passed the House. That passed here by a vote of 165 to 4. The purpose of the amendment is to correct the situation that has occurred historically in the city of Pittsburgh. I think the only place where this problem arises is in the city of Pittsburgh, and I ask the support of the House for this part of the amendment.

The SPEAKER pro tempore. The Chair recognizes the majority leader.

Mr. IRVIS. I want to say this quickly before we get into the substance of the amendment. I do not wish to speak to the substance of the amendment. I disagree with it substantively, but that is not my point. I want to talk about procedure.

The “sunshine” law is one of the most controversial pieces of legislation ever passed in this General Assembly. There are certainly a number of improvements which need to be made in it. One of the immediate improvements deals with the House of Representatives’ committee meetings. We have drawn a very narrow bill dealing only with public hearings, the House of Representatives’ committee meetings in the Capitol complex. We drew a narrow bill so that we would not get involved in a general frontal attack on the “sunshine” law.

What I am asking now is that we not do that, but that we deal with this narrow question which is in House bill No. 182 and not with any amendments, no matter how valuable they may be substantively. The time will come when we will examine the “sunshine” law, and at that time we will be prepared to take any and all amendments thereto. I do not think this is the time, nor do I think this is the vehicle. Therefore, I am asking for the defeat of the amendments at this time.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Schuylkill, Mr. Hutchinson.

Mr. W. D. HUTCHINSON. I believe the majority leader has expressed much more ably and more clearly than I could have the sentiments that I wish to present at this time. Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny, Mr. Itkin.

Mr. ITKIN. The majority leader has used a convenient ploy to try to confuse this House. He talks not to the substance of the bill, but he opposes the substance of the bill, and by his characterization of the need of the bill, he attempts to destroy this amendment.

I would like to indicate to this House that presently the board of judges of Allegheny County are considering filling two vacancies on the Pittsburgh School Board. As Mr. Irvis very well knows, right now those deliberations are being done in secret and that the knowledge and input will not be made public.

I was very happy to see the majority leader move this bill so rapidly, so that while this would improve the operation of the “sunshine” bill relative to the General Assembly, it would also provide speedy relief for the people of Pittsburgh to understand and comprehend how their school directors are selected.

I support the speedy passage of this bill and I support this amendment to go along with it. Thank you.

The SPEAKER pro tempore. The Chair recognizes the majority leader.

Mr. IRVIS. I cannot be answerable for the suspicious mind of the Representative from Allegheny County, but I am not attempting to disguise anything nor to engage in any ploy or fool the House of Representatives.

I do not really care, personally, whether the public is in on the naming of school board members or not. I may eventually vote for this amendment, on the substance. I am not really concerned with the fact that they are naming a couple people to the board. He is much more aware of that than I am. I am concerned with the procedures of the House and I am concerned that if we start amending the Sunshine Act with this amendment, we open up the act to a lot of other amendments that we have not given careful consideration to, and I do not
want to do that. I stand on my statement that I am opposed to taking this amendment or any amendment for procedural reasons, and I have no hidden agenda on that.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The question recurs, Will the House agree to the amendments?

Now understand, we have divided the amendment. The first vote will be on the part down to where the amendment reads: "the courts of common pleas when appointing members of boards of education." That will be the first vote.

The Chair recognizes the gentleman from Delaware, Mr. Doyle.

Mr. DOYLE. Mr. Speaker, before the vote is taken, I am confused. The only amendment which I have on my desk is that very amendment with the words you just read. I have no other.

The SPEAKER pro tempore. If I understand it, the second part of the vote will be: "and boards of viewers." We separated that, I believe.

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

Mr. ITKIN. Mr. Speaker, for clarification, there was a second amendment distributed which only considered the extension of the act to the boards of public education, but we are not considering that amendment. That amendment has not been offered. Mr. Greenfield asked for a division of the question, so, really, the substance of the division is the second amendment.

The SPEAKER pro tempore. The Chair recognizes the lady from Chester, Mrs. Crawford.

Mrs. CRAWFORD. Thank you, Mr. Speaker.

I am confused on this, too. Mr. Itkin mentioned that the board of view and the board of viewers are different, and I did not understand the explanation. I wonder if he would explain again what the difference is between a board of view and a board of viewers.

The SPEAKER pro tempore. We are not debating that point at this time.

Mrs. CRAWFORD. All right. I will hold that until we get to that.

The SPEAKER pro tempore. The Chair thanks the lady.

On the question, Will the House agree to Part I of the Itkin amendments?

The yeas and nays were required by Messrs. ITKIN and ENGLEHART and were as follows:

YEAS—30

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NAYS—123

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So the question was determined in the negative and Part I of the Itkin amendments was not agreed to.

On the question, Will the House agree to Part II of the Itkin amendments?

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny, Mr. Itkin.

Mr. ITKIN. Mr. Speaker, to answer the question of the lady from Chester, the board of viewers is a panel that is originally selected by the judges from which three members of the board of view are taken for the purpose of reviewing a variety of cases—eminent domain, condemnation, easement, assessment, et cetera. So when we talk about the boards of viewers, we are talking about the large panel which is originally selected, from which the judges, when they are petitioned to seek a review of a condemnation price, for example, would select three members.

Now the amendment would not go to what Mr. Englehart stated, that whenever the court took three members from the panel, they would have to advertise and hold a hearing. It is only when the original members of the panel are determined that the judges would have to hold the public meeting for their consideration.

The boards of viewers have quasi-judicial authority, and, in fact, act as an intermediary prior to a court consideration. They wield considerable power in terms of the amounts of money a condemnation may receive for his property, I think that certainly the public is entitled to know how these viewers are originally selected.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Cambria, Mr. Englehart.

Mr. ENGLEHART. Mr. Speaker, I cannot speak with any authority as to whether the gentleman is right or wrong, but I would have to say that in 23 years of prac—
ticing law, this is the first time that I have ever heard a distinction between boards of view and boards of viewers. As far as I know, they are one and the same thing. The gentleman could use language to do exactly what he wants to do if there is such a distinction. But, as the majority leader said, for the court of common pleas to appoint a member to the board of education, this is not the time to piece meal the "sunshine" law, and I oppose the second part of the amendment.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Allegheny, Mr. Itkin.

Mr. ITKIN. Mr. Speaker, I will refer the learned attorney to Purdon's, volume 16, section 9481, when it says that "the court shall appoint a board of view of three members—one of whom may be learned in the law—from among the board of viewers of the county . . . ."

I still support the amendment. I think that this should be done. I am very disappointed that the House yielded to the suggestion of the majority leader, because I am very doubtful that this particular substance will come before this body without this particular type of amendment.

Thank you, Mr. Speaker.

The SPEAKER pro tempore. The Chair recognizes the minority whip.

Mr. RYAN. Mr. Speaker, I join in the remarks of the majority leader and oppose the amendment.

Thank you.

The SPEAKER pro tempore. You are now voting on that portion of the amendment dealing with appointments of boards of viewers.

On the question recurring,
Will the House agree to Part II of the Itkin amendments?

The yea's and nay's were required by Messrs. ITKIN and ENGLEHART and were as follows:

**YEAS—25**

Abraham, G. G. Gillespie, M. M. Krisko, J. D. Stapleton, J. C. Tawdott, C. J.
Caputo, J. F. Hefford, F. J. Pitts, J. W. Trela, R. J.
Cowan, D. H. Kersinick, V. J. Schmitt, J. J. Wilson, J. J.
Crawford, L. McCue, T. Shuman, J. Zeller, J. V.
Geesey, G. Galena, J. J.

**NAYS—129**

Arthus, J. F. Gallagher, J. A. Lincoln, J. A. Romaneau, R. S. Ross, T. A.
Bellmon, D. L. Garcia, D. J. Mandarre, J. B. Runyan, T. J. Sabin, J. J.
Bennett, D. L. George, J. F. Mann, J. J. Ruggiero, J. J. Ryan, J. J.
Beren, J. D. Glammareo, J. J. McCarr, J. J. Spencer, J. J. Sweeney, J. J.
Berl, J. M. Glisson, J. J. McClysk, J. J. Schiffler, J. J. Sweeney, J. J.
Biddle, R. W. Gleeson, J. J. Mcginnis, J. J. Schu, J. J. Swidas, J. J.
BuUera, T. Balcom, J. J. McFadden, J. J. Stump, J. J. Sweeney, J. J.
Czineg, J. J. Balcom, J. J. McFadden, J. J. Stump, J. J. Sweeney, J. J.
Cumberland, D. J. Balcom, J. J. McFadden, J. J. Stump, J. J. Sweeney, J. J.
Davis, J. J. Balcom, J. J. McFadden, J. J. Stump, J. J. Sweeney, J. J.
Davis, D. M. Balcom, J. J. McFadden, J. J. Stump, J. J. Sweeney, J. J.
DeMedici, F. Balcom, J. J. McFadden, J. J. Stump, J. J. Sweeney, J. J.

The question was determined in the negative and Part II of the Itkin amendments was not agreed to.

On the question recurring,
Will the House agree to the bill on second consideration?
Bill was agreed to.

Ordered, to be transcribed for third consideration.

**QUESTION OF INFORMATION**

The SPEAKER pro tempore. The Chair recognizes the gentleman from Philadelphia, Mr. Richardson. For what purpose does the gentleman rise?

Mr. RICHARDSON. I rise to a question of information. The SPEAKER pro tempore. The gentleman will state it.

Mr. RICHARDSON. Under the "sunshine" law, Mr. Speaker, we have a public agency in the city of Philadelphia called the Youth Study Center, which is a public facility. They have a board of managers that run the Youth Study Center.

The question I am raising in relation to House bill No. 182, which is an amendment to the Sunshine Act, is to find out whether or not those meetings that are held are open to the public. And also would this include them in this particular bill?

The SPEAKER pro tempore. The Chair replies that it is not within the prerogative of the Speaker to set forth that type of opinion.

Mr. RICHARDSON. Then I do not know that there would be anyone in the House qualified to give those answers.

I believe the gentleman is directing his question to the wrong place. The question should be directed to the Attorney General's office or the Legislative Reference Bureau.

Mr. RICHARDSON. Thank you very much, Mr. Speaker.

**BILL REPORTED AND CONSIDERED FIRST TIME AND TABLED**

**HOUSE BILL NO. 45**

By Mrs. KELLY

An Act amending the "Mental Health and Mental Retardation Act of 1966," approved October 20, 1966 (3rd
Mr. McGinnis. The budget for the navigation commission was $25,000.

I would also like to talk about the tugs. A river pilot gets an extra $100 if he can get the ship out of the dock without a tugboat. Mr. Sver Sorenson took Edgar M. Queeny out of that dock drawing 45 feet with a tide coming up the Delaware. There is no possible way he can maneuver that boat without tugs.

Mr. McGinnis. The budget for the navigation commission was $25,000.

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

Mr. Garzia. I do not know if the Queeny had a tug. Mr. McGinnis. She did not.

Mr. Garzia. Well, I am not sure. But when you say that they ought to save $100 for a tug, when you are shipping in millions of barrels of oil that run into $100,000 or more, I do not think they are going to worry about 100 bucks.

Mr. McGinnis. I think that the rent those owners would have paid for the tugs—

Mr. Garzia. Usually these river pilots are men who have been in that business for quite a while. If you say you have sailed the seas, you should know that when you come up the river, you always have a pilot. Usually these are men who are experienced. They are not 18- or 19-year-old boys. They are men, very matured men.

The Speaker pro tempore. The Chair recognizes the gentleman from Montgomery, Mr. Polite, who has permission of both leaders to proceed with a resolution dealing with a former member. Without objection, the gentleman may proceed.

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

Mr. Polite. Mr. Speaker, I believe this resolution and citation falls in the category of a personal privilege. I would like the unanimous approval of this citation for a former member from Montgomery County.

Thank you.

MR. PARLIAMENTARY INQUIRY

The Speaker pro tempore. The Chair recognizes the
minority whip. For what purpose does the gentleman rise?

Mr. RYAN. I rise to a parliamentary inquiry.

The SPEAKER pro tempore. The gentleman will state it.

Mr. RYAN. Do the rules of the House permit the representative of the Associated Press to stand in the well of the House and discuss whatever he is discussing with Mr. McShane?

The SPEAKER pro tempore. They do not, and the gentleman will please excuse himself.

(The privileged resolution was read.)

POINT OF ORDER

The SPEAKER pro tempore. The Chair recognizes the gentleman from Lehigh, Mr. Ritter. For what purpose does the gentleman rise?

Mr. RITTER. I rise to a point of order.

The SPEAKER pro tempore. The gentleman will state it.

Mr. RITTER. I realize that we all are busy, and so on, but it seems to me that on that condolence resolution for a former member, we ought to do it as we have done it in the past and have the resolution adopted by standing in place for a moment of silence. All of us will someday be former members of this chamber. I think we would like to have that same respect.

Mr. IRVIS. Mr. Speaker, I was going to point that out; I am glad the gentleman did. It was brought to my attention that the House erred. I would ask that the privileged resolution be reread and that the House conduct itself in a fitting manner.

The SPEAKER pro tempore. The Chair apologizes. It did not know that it was a condolence resolution.

The clerk will read the entire resolution.

Commonwealth of Pennsylvania
February 5, 1975

CONDOLENCE RESOLUTION

HOUSE OF REPRESENTATIVES

WHEREAS, William Ellis Zimmerman, former state representative from Montgomery County's Third Legislative District, died January 7, 1975. He was seventy-nine; and

WHEREAS, He was a civic and political leader and consummate public servant. He served the legislature from 1935 to 1937. He was founder of North Penn Hospital, was a member of the North Penn Water Authority and the Lansdale Community Improvement Association; and

WHEREAS, He held a law degree from Georgetown University, 1925, and was a World War I veteran. He was active in numerous service and social organizations; now therefore be it

RESOLVED, That the House of Representatives of the Commonwealth of Pennsylvania notes with sadness the passing of a former member and expresses its heartfelt sympathies to his widow and daughter; and be it further RESOLVED, That a copy of this document be delivered to Mrs. Alice Dorsett Zimmerman, 156 Gwynedd Manor Road, North Wales, Pennsylvania 19454.

ROOSEVELT I. POLITE

On the question,
Will the House adopt the resolution?

The SPEAKER pro tempore. As a mark of respect, members will stand in silence until the fall of the gavel.

(Members stood in silence.)

The SPEAKER pro tempore. The resolution was unanimously adopted.

The Chair again apologizes to the membership for overlooking the nature of the resolution.

REQUEST FOR RECESS

The SPEAKER pro tempore. The Chair recognizes the majority leader.

Mr. IRVIS. Mr. Speaker, I am going to ask that the House recess at this time. It will not—I underline, it will not—be necessary for members to remain nor to report again.

The only purpose of the recess is that I do have a bill in the Rules Committee, Senate bill No. 30, for which time is of the essence. We are going to try and decide this afternoon whether to report it out as committed or as amended. That will be the only business conducted by the House at 3:30, when we return here. It will not be necessary for members to report.

Mr. Speaker, there are no further roll calls. I have no further business, and I ask for a recess now until 3:30; thereafter, adjournment until Monday at 1 p.m. The adjournment motion will be made on the return to the floor of the Speaker, the majority leader and the Rules Committee.

The SPEAKER pro tempore. The Chair recognizes the minority whip.

Mr. RYAN. I understand that we have a Rules Committee meeting now at 2:30. Is that accurate?

The SPEAKER pro tempore. Yes, sir.

Mr. RYAN. There is no further business on the Republican side of the aisle.

The SPEAKER pro tempore. The Chair thanks the gentleman.

QUESTION OF PERSONAL PRIVILEGE

The SPEAKER pro tempore. The Chair recognizes the gentleman from Philadelphia, Mr. Cohen. For what purpose does the gentleman rise?

Mr. COHEN. I rise to a question of personal privilege.

The SPEAKER pro tempore. The gentleman will state it.

Mr. COHEN. Mr. Speaker, I wish it recorded in the record that had I been present when the vote was taken to take off the table House bill No. 57, printer's number 59, I would have voted in the affirmative.

The SPEAKER pro tempore. The gentleman's remarks will be noted.

RECESS

The SPEAKER pro tempore. Without objection, the Chair now declares a recess until 3:30 p.m.

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

AFTER RECESS

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

THE SPEAKER PRO TEMPORE
(J. William Lincoln) IN THE CHAIR

BILL REPORTED AND CONSIDERED
FIRST TIME AND TABLED

SENATE BILL No. 30

By Mr. IRVIS
An Act amending the act of June 3, 1937 (P. L. 1333, No. 320), entitled "Pennsylvania Election Code," adding additional provisions relating to candidates' affidavits, revising the number of signatures required on nomination petitions, eliminating filing fees, and imposing certain duties on the Secretary of the Commonwealth and county boards of elections in connection therewith.

Reported from Committee on Rules.

SENATE BILL No. 30 TAKEN FROM TABLE

The SPEAKER pro tempore. The Chair recognizes the majority leader.

Mr. IRVIS. Mr. Speaker, Senate bill No. 30, printer's No. 30, having been reported from committee and having been tabled, I am under instructions of the Rules Committee to move, and I do so move, to remove from the table immediately Senate bill No. 30, printer's No. 30, so that it may appear on second consideration on Monday's calendar.

SENATE MESSAGE

BILL FOR CONCURRENCE

The clerk of the Senate, being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 22

A Joint Resolution proposing amendments to the Constitution of the Commonwealth of Pennsylvania further providing for the appointing power of the Governor relating to appointive and elective offices.

Referred to Committee on Judiciary.

CITATIONS

The following citations were read, considered and adopted:

HOUSE OF REPRESENTATIVES

WHEREAS, Mr. and Mrs. Ben DeSabatine celebrated their golden wedding anniversary recently. Their happy union has been blessed by two children and five grandchildren. These two people are highly respected citizens of the Commonwealth of Pennsylvania, and have made noteworthy efforts to spark the development of these areas. Dedicated to the concept of a livable urban environment reflecting the traditions and contributions of earlier ages, the Historic Harrisburg Association has truly been instrumental in the growth of a community spirit appreciative of Harrisburg's outstanding past and its bright future.

Now therefore, the House of Representatives of the Commonwealth of Pennsylvania extends its best wishes to the Historic Harrisburg Association for its noble aims and purposes and offers its sincerest thanks for this fine organization's contributions to the growth and betterment of the Commonwealth's Capital City.

Further directs that a copy of this citation be delivered to Historic Harrisburg Association, 329 Front Street, Harrisburg, Pennsylvania 17101.

STEPHEN R. REED

HOUSE OF REPRESENTATIVES

WHEREAS, Orris "Bub" Hurt recently retired after years of outstanding service as the New Florence Police Chief; and

WHEREAS, Orris "Bub" Hurt's tenure as the New Florence Police Chief was marked by the highest dedication to duty and to the welfare of the community and by a firm and honorable commitment to the principles of fair and dispassionate enforcement of the law; and

WHEREAS, Orris "Bub" Hurt is an outstanding citizen commanding the highest respect and deepest admiration by his neighbors and friends.

Now therefore, the House of Representatives of the Commonwealth of Pennsylvania congratulates Orris "Bub" Hurt on his recent retirement as the New Florence Police Chief and expresses its deepest thanks to this fine Pennsylvanian for his many contributions to his community; and further directs that a copy of this citation be delivered to Orris "Bub" Hurt, New Florence, Pennsylvania 15944.

JAMES O. WHELAN, JR.

HOUSE OF REPRESENTATIVES

WHEREAS, Clifton Harris Sr., prominent Philadelphia citizen, is retiring after having served the City of Philadelphia for twenty-seven years. As an exemplary city employee in the Department of Collections, he amassed an unprecedented record of having collected billions of dollars for the real estate division.

Now therefore, the House of Representatives of the Commonwealth of Pennsylvania pauses in its deliberations to note the retirement of Philadelphia City employee, Clifton Harris Sr., after twenty-seven years of exemplary service and to join his friends and neighbors in wishing him well in his retirement; and further directs that a copy of this citation be delivered to Clifton Harris, Sr., 640 N. Brooklyn Street, Philadelphia, Pennsylvania 19143.

EARL VANN

ADJOURNMENT

Mr. PRATT moved that this House do now adjourn until Monday, February 10, 1975, at 1 p.m., e.s.t.

On the question.

Will the House agree to the motion?

Motion was agreed to, and (at 3:34 p.m., e.s.t.) the House adjourned.