

Legislative Journal

TUESDAY, DECEMBER 9, 1975

Session of 1975

159th of the General Assembly

Vol. 1, No. 89

HOUSE OF REPRESENTATIVES

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

THE SPEAKER PRO TEMPORE (A. J. DeMedio)
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:

Gracious Father, in every hour of need we turn to Thee for the help which is Thine to give, for we have nowhere else to turn as the pressures of this world crowd in upon us. Thou art the one who can calm the storms of life; Thou art the one who can press the release valve when the tensions and anxieties build up within us; and Thou art the one who can fill us with that peace and assurance which passeth all human understanding. O God, we look to Thee in this moment with deep gratitude and thanksgiving for all of Thy kindness toward us; we beseech Thee to enable us to translate Thy love into our everyday dealings with one another; and we humbly pray that Thou wilt continue to richly bless the lives of each of these Thine own. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. Without objection, approval of the Journal for Monday, December 8, 1975, will be postponed until printed.

HOUSE BILLS INTRODUCED AND REFERRED

By Mr. MANDERINO **HOUSE BILL No. 2003**

An Act amending the act of May 18, 1945 (P. L. 809, No. 323), entitled "An act removing certain roads or sections of road from the State highway system; and providing for their future maintenance and construction," removing part of a parallel highway subject to certain conditions.

Referred to Committee on Transportation.

By Messrs. BERLIN and GALLAGHER
HOUSE BILL No. 2004

An Act amending "The County Code," approved August 9, 1955 (P. L. 323, No. 130), providing that no elected county officer or county solicitor in counties of the third class shall at the same time hold any other elected county office.

Referred to Committee on Urban Affairs.

By Messrs. REED, DININNI, MANMILLER and HEPFORD
HOUSE BILL No. 2005

An Act amending "The Vehicle Code," approved April 29, 1959 (P. L. 58, No. 32), permitting the use of stationary roof spotlights on certain vehicles.

Referred to Committee on Transportation.

By Mr. BRANDT **HOUSE BILL No. 2006**

An Act amending the act of June 1, 1933 (P. L. 1172, No. 290), entitled "An Act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," deleting a route in Marietta Borough, Lancaster County.

Referred to Committee on Transportation.

By Mr. BRANDT **HOUSE BILL No. 2007**

An Act amending the act of May 5, 1927 (P. L. 787, No. 408), entitled "An act establishing certain public roads as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," changing a route in Lancaster County.

Referred to Committee on Transportation.

By Messrs. McLANE and WALSH
HOUSE BILL No. 2008

An Act amending the act of May 7, 1965 (P. L. 48, No. 38), entitled "A supplement to the act of May 28, 1915 (P. L. 596, No. 259), entitled 'An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions,' as to employes of second class A cities, ***," further providing for the rate of employe contributions.

Referred to Committee on Urban Affairs.

By Messrs. RAPPAPORT, BENNETT, DOMBROWSKI, KOWALYSHYN, M. P. MULLEN and LEDERER
HOUSE BILL No. 2009

An Act amending the "Savings Association Code of 1967," approved December 14, 1967 (P. L. 746, No. 345), establishing an insurance fund for the protection of depositors; providing for management of such insurance fund by the Secretary of Banking; providing for assessments on savings associations and making an appropriation.

Referred to Committee on Business and Commerce.

SENATE MESSAGE

BILLS FOR CONCURRENCE

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

SENATE BILL No. 615

An Act amending the act of April 29, 1937 (P. L. 487, No. 115), entitled, as amended, "The Permanent Registration Act for Cities of the Second Class, Cities of the Second Class A, Cities of the Third Class, Boroughs, Towns and Townships," further providing for the registration of electors.

Referred to Committee on State Government.

SENATE BILL No. 1050

An Act amending the act of April 8, 1937 (P. L. 262, No. 66), entitled, as amended, "Consumer Discount Company Act," changing the amount and duration of loans or advances.

Referred to Committee on Business and Commerce.

SENATE BILL No. 1052

An Act repealing the act of June 17, 1915 (P. L. 1012, No. 432), entitled, as amended, "Small Loans Act".

Referred to Committee on Business and Commerce.

SENATE BILL No. 1154

An Act authorizing development of rural and intercity common carrier surface transportation.

Referred to Committee on Transportation.

SENATE BILL No. 847

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Secretary of Transportation, to sell and convey certain tracts of land together with improvements thereon situate in the City of Philadelphia.

Referred to Committee on Transportation.

SENATE BILL No. 967

An Act amending the act of June 23, 1931 (P. L. 932, No. 317), entitled "The Third Class City Code," further providing for membership on civil service boards.

Referred to Committee on Urban Affairs.

SENATE BILL No. 1153

An Act amending the act of December 30, 1974 (P. L. 1105, No. 356), entitled "A supplement to the act of February 6, 1974 (P. L. 80, No. 17), entitled 'An act providing for the capital budget for the fiscal year 1973-1974,' itemizing public improvement projects to be acquired or constructed by The General State Authority together with their estimated financial cost; . . ." further defining the appropriation to a certain resource center.

Referred to Committee on Appropriations.

HOUSE RESOLUTION INTRODUCED AND REFERRED

By Messrs. COHEN, ROSS, BLACKWELL, JOHNSON, GIAMMARCO, BERLIN, VANN, MCINTYRE, RUGGIERO, LEDERER, REED, RHODES, ABRAHAM, BURNS and GREEN

RESOLUTION No. 188

The House of Representatives memorialize the Congress of the United States to appoint a committee or committees to begin a full, thorough and comprehensive investigation of the assassination of John F. Kennedy, Robert F. Kennedy and Martin Luther King, and does memorialize the President of the United States to secure the full cooperation of the Executive Branch.

Referred to Committee on Rules.

COMMITTEE REPORT

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

Mr. BONETTO. I would like to report a bill as amended.

The SPEAKER pro tempore. Would the gentleman, Mr. Bonetto, tell the House whether or not this committee report has been cleared through the leadership?

Mr. BONETTO. Yes; it has been okayed by the leadership.

BILL REPORTED AS AMENDED AND CONSIDERED FIRST TIME AND TABLED

SENATE BILL No. 596 By Mr. BONETTO

An Act amending the act of April 29, 1959 (P. L. 58, No. 32), entitled "An act consolidating and revising the Vehicle Code, the Tractor Code, the Motor Vehicle Financial Responsibility Act and other acts relating to the ownership, possession and use of vehicles and tractors," revising provisions relating to fees for vehicle equipment and operation and providing for competitive bidding as to equipment leases.

Reported from Committee on Transportation.

MASTER ROLL CALL

The SPEAKER pro tempore. The Chair is about to take today's master roll call. Only those members in their seats will be permitted to be recorded.

The roll was taken and was as follows:

YEAS—199

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

NOT VOTING—3

Hayes, D. S.	Schweder	Toll
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The SPEAKER pro tempore. One hundred ninety-nine members having indicated their presence, a master roll is established.

LEAVES OF ABSENCE

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

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

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

Mr. RYAN. Mr. Speaker, I request leave of absence for the gentleman from Erie, Mr. D. S. HAYES, for the balance of the week.

The SPEAKER pro tempore. Without objection, leave is granted.

ANNOUNCEMENT BY SPEAKER PRO TEMPORE

The SPEAKER pro tempore. The Chair is pleased to announce that Representative and Mrs. D. Michael Fisher of Allegheny County have had the birth of their first child, a daughter, on November 30, 1975, at 4:45 p.m. and weighing 7 pounds 10 ounces.

On behalf of the House, the Chair wishes to congratulate Mr. and Mrs. Fisher on the birth of their daughter, Michelle Lynn Fisher.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor, being introduced, presented the following communication in writing from His Excellency, the Governor, which was read:

VETO OF HOUSE BILL No. 182

Commonwealth of Pennsylvania
Governor's Office, Harrisburg

December 3, 1975

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House bill No. 182, printer's No. 2245, 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 ethics committees created pursuant to rules of the House of Representatives or the Senate."

House Bill 182 seeks to amend the Pennsylvania Sunshine Law (Act No. 175 of 1974) to change various public notice requirements now placed upon the Pennsylvania General Assembly.

In doing so, H.B. 182 provides special changes in Pennsylvania's Sunshine Law only for the Legislature, while failing to address a series of serious concerns faced daily by other governmental Agencies on both the state and local level.

It is most important to stress that H.B. 182 does not deal with the many difficulties experienced by our local governmental units in attempting to cope with the Sunshine Law's frequently ambiguous requirements.

The measure would permit the Legislature to comply with the newspaper advertising requirement of existing law by simply supplying the Capitol Newsroom with notice of meeting times and locations for distribution to members of the Pennsylvania Legislative Correspondents Association. However, this provision does not guarantee newspaper publication, and subsequent circulation to the

general public. Moreover, the specification of the Correspondents Association as recipients of the notices, implying the exclusion of all others, creates an artificial classification within the news media which is both unsound and undesirable.

The Bill seeks to draw a distinction between legislative meetings held within the "Capitol Complex" and those outside the Complex, with different requirements for each. Although I would agree that the need for stringent advertising requirements may be less for meetings held in the Capitol than elsewhere throughout the State, this rationale is equally applicable to Executive agencies on "the Hill" and municipal entities who meet in their respective city halls.

The legislation also permits special legislative days to be scheduled and held based on an announcement by the Speaker of the House or the presiding officer of the Senate to that effect. Again this provision would provide a special exception for the Legislature while ignoring potential needs of a similar nature facing other governmental agencies on the state and local level.

Finally, other amendments in H.B. 182 would render inoperative all existing requirements for written notice and prior publication for covering committee meetings, by allowing these meetings to be called into session by announcement in the House or Senate without any other form of notice. In fact, the Bill completely exempts meetings of legislative ethics committees from the requirements of the Sunshine Law.

The original purpose of Pennsylvania's Sunshine Law was, and still is, the opening of governmental operations to public scrutiny. This is a laudable purpose which I fully support.

Unfortunately, the drafters of this law did not foresee certain shortcomings which implementation has proved it has. In certain areas the Sunshine Law has proved unreasonably strict, while in others misleading and vague. Yet, even more critically, the law does not address a whole range of problems. Just a few of these include:

—A requirement that paid advertisements be inserted and appear in a newspaper. No exception is allowed if, for some reason, the newspaper fails to include an ad.

—A requirement that a 24-hour notice be given before a meeting is held. Given existing printing schedules for certain newspapers, particularly at the local level, sometimes a week or more "lead time" is necessary for this notice to appear.

—A requirement that advertising is to be made in the local area where the meeting is to be held. This means that notices of meetings of state government in Harrisburg are advertised in the Harrisburg papers with a circulation population of some 120,000 persons—surely this is not effective public notice to the approximately 12 million Pennsylvanians who do not read the Harrisburg papers but are clearly affected by the actions of their state government.

—The inadequate definition of important terms such as "Agency," "Board," "Formal action," and others. For example, the law defines "Formal action" as the setting of any official policy. But, what is the meaning of "official policy?" There is simply inadequate guidelines in this area for effective implementation.

In conclusion, my Administration remains committed to effective, open government whose decisions and deliberations on matters directly affecting the public interest will be open to the citizens of the Commonwealth.

I urge the General Assembly, however, to promptly comprehensively examine the inadequacies of Pennsylvania's Sunshine Law and avoid the piecemeal approach which H.B. 182 represents.

For these reasons, I must disapprove House Bill No. 182.

MILTON J. SHAPP

BILL AND VETO MESSAGE Tabled

Mr. IRVIS moved that the bill and the veto message from the Governor be laid upon the table.

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

CALENDAR

PREFERRED APPROPRIATION BILL ON THIRD CONSIDERATION

Agreeable to order,
The House proceeded to third consideration of **House bill No. 1832, printer's No. 2350**, entitled:

An Act amending the act of July 7, 1972 (P. L. 64, No. 18-A), entitled "An act making appropriations for emergency and disaster relief in connection with flooding and tropical storm disaster in the Commonwealth," to transfer funds among the several appropriations.

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

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

Mr. SHELHAMER. I would like to ask some questions on the bill, Mr. Speaker. Could I interrogate the chief sponsor?

The SPEAKER pro tempore. Will the gentleman please yield to the majority leader?

Mr. SHELHAMER. Yes, Mr. Speaker.

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

Mr. IRVIS. Mr. Speaker, the gentleman has some questions on House bill No. 1832, and I assume he wants to ask Mr. Wojdak those questions. Is that correct?

Mr. SHELHAMER. Yes, Mr. Speaker.

Mr. IRVIS. Mr. Wojdak is not currently on the floor. We will send for him. In the meantime, will you pass over House bill No. 1832 temporarily and go to Senate bill No. 729?

HOUSE BILL No. 1832 PASSED OVER TEMPORARILY

The SPEAKER pro tempore. House bill No. 1832 will be temporarily passed over.

NONPREFERRED APPROPRIATION BILL ON THIRD CONSIDERATION

Agreeable to order,
The House proceeded to third consideration of **Senate bill No. 729, printer's No. 1464**, entitled:

An Act making appropriations to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia, Pennsylvania.

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

The SPEAKER pro tempore. The Chair recognizes the gentleman from Erie, Mr. DiCarlo.

Mr. DiCARLO. Mr. Speaker, I am under the impression that Mr. Bellomini wanted to question this bill. Could I ask the Chair to temporarily pass it over, please?

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

Mr. IRVIS. Mr. Speaker, could the gentleman, Mr. DiCarlo, advise me whether or not the gentleman, Mr.

Bellomini, is in the hall of the House or is going to be here?

Mr. DiCARLO. He is here, Mr. Speaker. I do not believe he is within the hall of the House.

Mr. IRVIS. Mr. Speaker, if the gentleman, Mr. Bellomini, does have amendments or comments on Senate bill No. 729, it is not my wish to run the bill at this time. Will you pass this over temporarily and go to the next bill marked?

Mr. DiCARLO. Thank you, Mr. Speaker.

SENATE BILL No. 729 PASSED OVER TEMPORARILY

The SPEAKER pro tempore. The Chair will pass over this bill temporarily.

HEALTH AND WELFARE BILL ON THIRD CONSIDERATION

Agreeable to order,
The House proceeded to third consideration of **House bill No. 1085, printer's No. 1861**, entitled:

An Act requiring restaurants, cafeterias and eating establishments to have on the premises posted information approved by the Department of Health that describes techniques for removing food stuck in a person's throat, imposing powers and duties on the Department of Health and providing penalties.

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

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

Mr. RITTER. Mr. Speaker, I have amendments to House bill No. 1085.

The SPEAKER pro tempore. Does the gentleman have his amendments ready?

Mr. RITTER. They were distributed a few weeks ago, Mr. Speaker.

The SPEAKER pro tempore. Will the gentleman please send the amendments to the desk?

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

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

Amend Title, page 1, lines 1 through 6, by striking out all of said lines and inserting:

Encouraging all restaurants, cafeterias and eating establishments to post on their premises information that describes techniques approved by the Department of Health for removing food lodged in a person's throat, to have on their premises an approved device to assist in the removal of such food, and encouraging all school districts to provide instruction in the techniques and use of the devices, imposing powers and duties on the Department of Health.

Amend Bill, page 1, lines 9 through 20; page 2, lines 1 through 6, by striking out all of said lines and inserting:

Section 1. The General Assembly takes note of the fact that many persons die each year as a result of having food lodged in their throat and hereby declares its concern by encouraging all restaurants, cafeterias and eating establishments to post, in a conspicuous place on their premises, a sign describing certain techniques, approved by the Department of Health, in the removal of food lodged in a person's throat. In addition, they are encouraged to have on their premises an approved device to assist in the removal of such food and to provide instructions on its use to all their employees.

Section 2. All school districts are encouraged to provide instructions on the techniques and use of the devices to all students enrolled in grades 7 through 12.

Section 3. The Department of Health shall have the power and the duty to adopt regulations listing all such approved techniques and devices that it determines may be used effectively to remove food lodged in a person's throat. The department shall provide a copy of such regulations including a list of approved devices to all restaurants, cafeterias, eating establishments and school districts requesting same.

Section 4. No person, who acts in good faith in attempting to render emergency care to a person with food lodged in their throat, shall be liable for civil damages as a result of any acts or omissions, unless their conduct constitutes gross negligence.

Section 5. This act shall take effect immediately.

On the question,

Will the House agree to the amendments?

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

Mr. RITTER. Mr. Speaker, the bill seeks to mandate that restaurants, cafeterias, eating establishments, et cetera, have signs posted on their premises, and a bunch of other things, dealing with how to remove food that is lodged in a person's throat. I think the premise is good, but I object to the mandatory provisions.

My amendment seeks to, in effect, encourage all eating establishments, cafeterias, and so on, to post this information on their premises on a voluntary basis and to also encourage them to have on their premises the devices which remove the food that is lodged in one's throat. It further encourages all school districts to provide instruction on the removal of food in grades 7 through 12.

If we do this, I think that it is a much better provision than attempting to mandate something which adds additional costs and additional burdens, particularly on small diners and small eating establishments, which are having a difficult time now. Because of that, Mr. Speaker, and because I think it seeks to accomplish what the sponsors want to accomplish, that is, to encourage all people to familiarize themselves with the techniques, I ask for adoption of the amendment.

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

Mr. POLITE. Mr. Speaker, I have no objection to the amendment. However, I have two amendments. After I give you the two amendments, I would like to speak, with the Chair's permission, on the bill.

The SPEAKER pro tempore. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the amendments?

The yeas and nays were required by Messrs. RITTER and POLITE and were as follows:

YEAS—179

Abraham	Creesey	McCue	Salvatore
Anderson, J. H.	Coisler	McGinnis	Scheaffer
Arthurs	Giammarco	McGraw	Schmitt
Barber	Gillette	McIntyre	Scirica
Beren	Gleason	McLane	Seltzer
Berlin	Gleeson	Mebus	Shelhamer
Berson	Goodman	Menhorn	Shuman
Bittle	Green	Milanovitch	Shupnik
Blackwell	Greenfield	Miller, M. E.	Sirianni
Bonetto	Grieco	Miller, M. E., Jr.	Smith, E.
Bradley	Gring	Milliron	Smith, L.
Brunner	Halverson	Mircevich	Spencer
Burns	Hamilton, J. H.	Moehlmann	Stahl
Butera	Haskell	Morris	Stapleton
Caputo	Hayes, S. E.	Mullen, M. P.	Stout
Cassar	Hepford	Musto	Sullivan
Cimtni	Hill	Myers	Taddonio
Cohen	Hopkins	Novak	Taylor
Cole	Hutchinson, A.	Noye	Tayoun

Cowell	Hutchinson, W.	O'Brien	Thomas
Crawford	Irvis	O'Connell	Trello
Cumberland	Itkin	Oliver	Turner
Davis	Johnson, J.	Pancoast	Ustynoski
Davis, D. M.	Katz	Parker, H. S.	Valicenti
DeMedio	Kelly, A. P.	Perri	Vann
Deverter	Kelly, J. B.	Perry	Vroon
Dicario	Kernick	Petrarca	Wagner
DiDonato	Kistler	Pievsky	Walsh, T. P.
Dietz	Klingaman	Pitts	Wansacz
Diminni	Knepper	Polite	Wargo
Dombrowski	Kolter	Pratt	Weidner
Dorr	Kowalyszyn	Prendergast	Westerberg
Doyle	Kusse	Pyles	Whelan
Dreibelbis	LaMarca	Rappaport	Wilson
Eckensberger	Laudadio	Ravenstahl	Wilt, R. W.
Engelhart	Laughlin	Reed	Wilt, W. W.
Fawcett	Lederer	Renninger	Wojdak
Fee	Lehr	Renwick	WorriLOW
Fischer	Levi	Richardson	Wright
Fisher	Lincoln	Rieger	Yahner
Flaherty	Lynch	Ritter	Yohn
Foster, W.	Manderino	Ross	Zeller
Fryer	Manmiller	Ruggiero	Zord
Gallagher	McCall	Ryan	Zwikl
Gallen	McClatchy	Saloom	

NAYS—11

Bellomini	Garzia	Letterman	Whittlesey
Bennett	Gillespie	Mrkonic	Zearfoss
Brandt	Hasay	O'Keefe	

NOT VOTING—12

Foster, A.	Mullen	Schweder	Toll
George	O'Donnell	Shane	
Hammock	Rhodes	Shelton	Fineman, Speaker
Hayes, D. S.			

So the question was determined in the affirmative and the amendments were agreed to.

QUESTIONS OF PERSONAL PRIVILEGE

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

Mr. A. C. FOSTER. I rise to a question of personal privilege.

The SPEAKER pro tempore. The gentleman will state it.

Mr. A. C. FOSTER. Mr. Speaker, my switch is inoperative. I would like to be recorded on the Ritter amendment to House bill No. 1085.

The SPEAKER pro tempore. How does the gentleman wish to be recorded?

Mr. A. C. FOSTER. In the affirmative.

The SPEAKER pro tempore. The gentleman's remarks will be spread upon the record.

The Chair recognizes the gentleman from Clearfield, Mr. George.

Mr. GEORGE. Mr. Speaker, my switch was also inoperative. I would like to be recorded in the affirmative on the Ritter amendment to House bill No. 1085.

The SPEAKER pro tempore. The Chair thanks the gentleman and his remarks will be spread upon the record.

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

Mr. FINEMAN. I would like to be recorded as voting "aye" on the Ritter amendment to House bill No. 1085.

The SPEAKER pro tempore. The remarks of the gentleman will be spread upon the record.

On the question,

Will the House agree to the bill as amended on third consideration?

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

Amend Sec. 2, page 2, line 1, by inserting after "shall": for a first offense

Amend Sec. 2, page 2, line 1, by inserting after "a": summary offense and for a second and subsequent offense shall be guilty of a

Amend Bill, page 2, by inserting after line 6:

Section 4. This act shall take effect immediately, but no penalties shall be imposed for a period of one year during which time the Department of Health shall establish a program to train persons owning, operating or employed in a restaurant, cafeteria or eating establishment in the use of such devices and techniques.

On the question,

Will the House agree to the amendments?

THE SPEAKER (Herbert Fineman) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Washington, Mr. DeMedio, for temporarily presiding.

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

Mr. POLITE. Thank you, Mr. Speaker.

Mr. Speaker, the first amendment changes the penalty section—

REQUEST FOR AMENDMENTS

The SPEAKER. The Chair recognizes the gentleman from Delaware, Mr. Zearfoss. For what purpose does the gentleman rise?

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

The SPEAKER. The gentleman will state it.

Mr. ZEARFOSS. Mr. Speaker, I do not know if the amendments were circulated previously, but I do not now have them on my desk. I did not have the last one that we voted on and I would like to have copies while they are being discussed.

The SPEAKER. Can the gentleman, Mr. Polite, inform the House as to whether or not these amendments were circulated?

Mr. POLITE. The amendments were circulated the last time we were in session.

The SPEAKER. Can the gentleman furnish the gentleman, Mr. Zearfoss, with a copy?

The gentleman seems to have a copy now. The gentleman may proceed.

Mr. POLITE. Thank you.

Again, this first amendment that I am offering changes the penalty section of the bill. The first offense is a summary conviction rather than a misdemeanor of the third degree. Also, even though this act would take effect immediately, the penalties would not be imposed for a year after it is enacted. This will give the Department of Health plenty of time to train the people to perform whatever instructions or whatever objects they rule to take effect.

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

Mr. RITTER. Mr. Speaker, the problem with the amendment, as I see it, is that the amendment that was just adopted, the one that I offered, was one which encouraged these facilities to do the things that the bill

seeks to do. But it also at the same time did not provide any penalties. It removed the penalty, because if you are encouraging somebody to do something and you are not mandating it, it seems to me that there cannot be any penalty.

Mr. Polite's amendment seeks to amend the penalty section, but my amendment had already stricken out the penalties. I just wonder in that instance whether or not there is a conflict and how we could resolve that, because I did not intend penalties if we are simply encouraging somebody to provide the devices and provide the instruction.

The SPEAKER. Can the gentleman, Mr. Polite, respond to the observation made by the gentleman, Mr. Ritter?

Mr. POLITE. When I told Mr. Ritter that I would agree to the amendment, I thought he was talking about the educational part and not what he is talking about now.

PARLIAMENTARY INQUIRY

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

Mr. RITTER. I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. RITTER. Would it be possible—I realize that it is an additional expense—to print the bill with my amendment in it and then see tomorrow whether or not we can direct any amendments to that?

AMENDMENT WITHDRAWN

The SPEAKER. Will the gentleman, Mr. Polite, agree to withdraw, at least for purposes of this discussion, the amendment that he offered today?

Mr. POLITE. Yes, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

Mr. POLITE. But I have another amendment that I would like to introduce.

On the question recurring,

Will the House agree to the bill as amended on third consideration?

Bill as amended was agreed to.

Ordered, that the bill as amended be prepared for final passage.

The SPEAKER. The bill will go over for final passage and will appear on tomorrow's calendar with the amendment inserted.

Mr. RITTER. A further question, Mr. Speaker.

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

Mr. RITTER. If tomorrow then we accept any amendments, we can still pass the bill tomorrow even though we added amendments tomorrow?

The SPEAKER. Yes, we can. That is correct.

Mr. RITTER. Thank you, Mr. Speaker.

The SPEAKER. Does the gentleman, Mr. Polite, have additional amendments?

Mr. POLITE. Yes, one more, Mr. Speaker.

The SPEAKER. Will the gentleman prefer to offer the remaining amendments tomorrow? We will be able to take them then.

Mr. POLITE. Yes. Thank you.

The SPEAKER. The Chair thanks the gentleman.

CONSIDERATION OF HOUSE BILL No. 1832 RESUMED

The SPEAKER. The Chair recognizes the majority leader.

Mr. IRVIS. Mr. Speaker, you have called up House bill No. 1832. Is that correct?

The SPEAKER. That is correct.

Mr. IRVIS. Mr. Speaker, there are some questions being asked about that bill by Mr. Shelhamer. He is in discussion now with Mr. Wojdak, and I understand they do not have the answers to it. Would you pass the bill over for today, please, and go on to Senate bill No. 729?

HOUSE BILL No. 1832 PASSED OVER

The SPEAKER. This bill will be passed over for today.

CONSIDERATION OF SENATE BILL No. 729 RESUMED

The SPEAKER. The Chair recognizes the gentleman from Northampton, Mr. Kowalyszyn.

Mr. KOWALYSHYN. Mr. Speaker, I can bring this to the attention of the Chair. I was contacted by a member of the administration of the Hahnemann Medical College about the Bellomini amendment which was previously defeated in the Appropriations Committee and they said they are opposed to the Bellomini amendment—

Mr. IRVIS. Mr. Speaker, will the gentleman yield?

The SPEAKER. Will the gentleman, Mr. Kowalyszyn, yield to the majority floor leader?

Mr. KOWALYSHYN. Yes, I will.

The SPEAKER. The Chair recognizes the majority leader.

Mr. IRVIS. Mr. Speaker, I apologize to the gentleman for the chaos in the House, but there is no amendment being offered to the bill. Mr. Bellomini is not going to offer the amendment, and there is no sense of our discussing an amendment which might have been offered.

Mr. KOWALYSHYN. Thank you.

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage. The question is, shall the bill pass finally?

Agreeable to the provision of the Constitution, the yeas and nays will now be taken.

YEAS—167

Table listing names of members who voted 'YEAS' for House Bill No. 1832, including Abraham, Anderson, Arthurs, Earber, Bennett, Beren, Berlin, Berson, Bittle, Blackwell, Bonetto, Bradley, Brandt, Brunner, Burns, Butera, Cavuto, Cessar, Cimint, Gleason, Goodman, Green, Greenfield, Grieco, Gring, Hamilton, J. H., Hammock, Hasay, Haskell, Hopford, Hill, Hopkins, Hutchinson, A., Hutchinson, W., Irvis, Itkin, Johnson, J., McGraw, McIntyre, McLane, Mebus, Menhorn, Milanovich, Miller, M. E., Miller, M. E., Jr., Milliron, Moehlmann, Morris, Mullen, M. P., Musto, Myers, Novak, Noye, O'Brien, O'Connell, O'Donnell, Salvatore, Scheaffer, Schmitt, Setrica, Seltzer, Shane, Shelhamer, Shelton, Shupnik, Sirianni, Smith, E., Smith, L., Spencer, Stout, Taddonio, Tayoun, Thomas, Trelio, Turner.

Table listing names of members who voted 'NAYS' for House Bill No. 1832, including Cohen, Cole, Cowell, Crawford, Davies, DeMedio, Dicarolo, DiDonato, Dininni, Dombrowski, Dorr, Dreibelbis, Englehart, Fawcett, Fee, Flaherty, Foster, W., Gallagher, Garzia, Geesey, Geisler, George, Giammarco, Gillette, Katz, Kelly, A. P., Kelly, J. B., Kernick, Kistler, Knepper, Kolter, Kowalyszyn, Kusse, Laudadio, Laughlin, Lederer, Lehr, Letterman, Levi, Lincoln, Lynch, Manderino, Manmiller, McCall, McClatchy, McCue, McGinnis, Ollver, Pancoast, Parker, H. S., Perri, Perry, Petrarca, Pievsky, Pitts, Polite, Pratt, Prendergast, Pyles, Rappaport, Ravenstahl, Reed, Renninger, Rinwick, Richardson, Rieger, Ross, Ruggiero, Ryan, Saloom, Ustynoski, Valicenti, Vann, Vroon, Wagner, Walsh, T. P., Wansacz, Wargo, Weidner, Westerberg, Whelan, Whittlesey, Wilson, Wilt, R. W., Wojdak, Worriow, Wright, Yahner, Yohn, Zearfoss, Fineman, Speaker.

NAYS—28

Table listing names of members who voted 'NAYS' for Senate Bill No. 729, including Cumberland, Davis, D. M., Deverter, Dietz, Doyle, Eckensberger, Fischer, Fisher, Foster, A., Fryer, Gallen, Gillespie, Halverson, Hayes, S. E., Klingaman, Misceovich, Mrkonic, Mullen, O'Keefe, Ritter, Shuman, Stahl, Stapleton, Taylor, Wilt, W. W., Zeller, Zord, Zwickl.

NOT VOTING—7

Table listing names of members who did not vote, including Bellomini, Hayes, D. S., LaMarca, Rhodes, Schweder, Sullivan, Toll.

The majority required by the constitution having voted in the affirmative, the question was determined in the affirmative.

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

LOCAL GOVERNMENT BILLS ON THIRD CONSIDERATION

Agreeable to order, The House proceeded to third consideration of House bill No. 1676, printer's No. 2107, entitled:

An Act amending "The First Class Township Code," approved June 24, 1931 (P. L. 1206, No. 331), increasing millage of annual tax for general township purposes.

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage. The question is, shall the bill pass finally?

Agreeable to the provision of the Constitution, the yeas and nays will now be taken.

YEAS—135

Table listing names of members who voted 'YEAS' for Local Government Bill No. 1676, including Abraham, Anderson, J. H., Barber, Bennett, Berlin, Berson, Bittle, Blackwell, Bradley, Brandt, Brunner, Burns, Gleason, Goodman, Greenfield, Gring, Hammock, Haskell, Hepford, Hill, Hopkins, Hutchinson, A., Hutchinson, W., Irvis, Itkin, Miller, M. E., Miller, M. E., Jr., Misceovich, Moehlmann, Mullen, M. P., Mullen, Musto, Myers, Novak, Noye, O'Brien, O'Connell, O'Donnell, Scheaffer, Schmitt, Shane, Shelhamer, Shelton, Shupnik, Sirianni, Smith, E., Smith, L., Spencer, Stahl, Thomas, Trelio.

Butera	Johnson, J.	O'Keefe	Turner
Caputo	Kelly, A. P.	Oliver	Valicenti
Cessar	Kernick	Pancoast	Vann
Cohen	Kistler	Perry	Vroon
Cole	Klingaman	Petrarca	Walsh, T. P.
Cowell	Kowalyshyn	Pievsky	Wansacz
Davies	Laudadio	Polite	Wargo
Dicarlo	Laughlin	Pratt	Weidner
DiDonato	Lederer	Prendergast	Westerberg
Doyle	Lincoln	Pyles	Whelan
Dreibelbis	Manderino	Rappaport	Wilson
Eckensberger	Manmiller	Ravenstahl	Wilt, R. W.
Englehart	McCall	Reed	Wilt, W. W.
Fawcett	McCue	Renninger	Wojdak
Fee	McGinnis	Richardson	WorriLOW
Flaherty	McGraw	Rieger	Wright
Fryer	McIntyre	Ritter	Yohn
Gallagher	McLane	Ross	Zwinkl
Geisler	Mebus	Ruggiero	
Giammarco	Menhorn	Ryan	Fineman,
Gillespie	Milanovich	Salvatore	Speaker

NAYS—56

Arthurs	Foster, W.	Knepper	Renwick
Cimini	Gallen	Kolter	Saloom
Crawford	Garzia	Kusse	Snuman
Cumberland	Geesey	Lehr	Stapleton
Davis, D. M.	George	Letterman	Stout
DeMedio	Gleason	Levi	Taddonio
Deverter	Green	Lynch	Taylor
Dietz	Grieco	McClatchy	Ustynoski
Dininni	Halverson	Milliron	Wagner
Dombrowski	Hamilton, J. H.	Morris	Whittlesey
Dorr	Hasay	Mrkoncic	Yahner
Fischer	Hayes, S. E.	Parker, H. S.	Zearfoss
Fisher	Katz	Perri	Zeller
Foster, A.	Kelly, J. B.	Pitts	Zord

NOT VOTING—11

Bellomini	LaMarca	Scirica	Tayoun
Beren	Rhodes	Seltzer	Toll
Hayes, D. S.	Schweder	Sullivan	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk present the same to the Senate for concurrence.

QUESTION OF PERSONAL PRIVILEGE

The SPEAKER. The Chair recognizes the gentleman from Erie, Mr. DiCarlo. For what purpose does the gentleman rise?

Mr. DiCARLO. I rise to a question of personal privilege. The SPEAKER. The gentleman will state it.

Mr. DiCARLO. Mr. Speaker, on House bill No. 1676, printer's No. 2107, I inadvertently voted in the positive. I would like to have my vote changed and recorded in the negative.

The SPEAKER. The gentleman's remarks will be noted for the record.

Agreeable to order,

The House proceeded to third consideration of Senate bill No. 810, printer's No. 1098, entitled:

An Act amending the act of February 1, 1974 (No. 15), entitled "Pennsylvania Municipal Retirement Law," further defining final salary, providing for the use of excess interest for administrative costs in certain cases and increasing the amount of money a person temporarily reemployed may earn.

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage. The question is, shall the bill pass finally?

Agreeable to the provision of the Constitution, the yeas and nays will now be taken.

YEAS—170

Anderson, J. H.	Geesey	McGinnis	Ruggiero
Arthurs	Geisler	McGraw	Ryan
Barber	George	McIntyre	Salvatore
Bennett	Giammarco	McLane	Scheaffer
Beren	Gillespie	Mebus	Schmitt
Berlin	Gillette	Menhorn	Scirica
Berson	Gleason	Milanovich	Seltzer
Bittle	Gleason	Miller, M. E.	Shane
Blackwell	Goodman	Miller, M. E., Jr.	Shelhamer
Bonetto	Green	Milliron	Shelton
Bradley	Greenfield	Miscovich	Shupnik
Brandt	Grieco	Moehlmann	Sirianni
Brunner	Gring	Morris	Smith, E.
Burns	Hamilton, J. H.	Mullen, M. P.	Smith, L.
Butera	Hammock	Mullen	Spencer
Caputo	Hasay	Musto	Stahl
Cessar	Haskell	Myers	Stout
Cimini	Hayes, S. E.	Novak	Tayoun
Cohen	Hepford	Noye	Thomas
Cowell	Hill	O'Brien	Turner
Crawford	Hopkins	O'Connell	Ustynoski
Cumberland	Hutchinson, A.	O'Donnell	Valicenti
Davies	Hutchinson, W.	Oliver	Vann
Davis, D. M.	Irvis	Pancoast	Vroon
DeMedio	Johnson, J.	Parker, H. S.	Wagner
Deverter	Katz	Perri	Walsh, T. P.
Dicarlo	Kelly, A. P.	Perry	Wansacz
DiDonato	Kelly, J. B.	Petrarca	Wargo
Dietz	Kistler	Pievsky	Weidner
Dininni	Klingaman	Pitts	Westerberg
Doyle	Kolter	Polite	Whelan
Dreibelbis	Kowalyshyn	Pratt	Wilson
Eckensberger	Kusse	Prendergast	Wilt, R. W.
Englehart	Laudadio	Pyles	Wilt, W. W.
Fawcett	Laughlin	Rappaport	WorriLOW
Fee	Lederer	Ravenstahl	Wright
Fischer	Levi	Reed	Yahner
Flaherty	Lincoln	Renninger	Yohn
Foster, W.	Lynch	Renwick	Zearfoss
Fryer	Manderino	Richardson	Zwinkl
Gallagher	Manmiller	Rieger	
Gallen	McCall	Ritter	Fineman,
Garzia	McClatchy	Ross	Speaker

NAYS—24

Abraham	Halverson	McCue	Taddonio
Cole	Itkin	Mrkoncic	Taylor
Dombrowski	Kernick	O'Keefe	Trelo
Dorr	Knepper	Saloom	Whittlesey
Fisher	Lehr	Shuman	Zeller
Foster, A.	Letterman	Stapleton	Zord

NOT VOTING—8

Bellomini	LaMarca	Schweder	Toll
Hayes, D. S.	Rhodes	Sullivan	Wojdak

The majority required by the constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk return the same to the Senate with information that the House has passed the same without amendment.

Agreeable to order,

The House proceeded to third consideration of Senate bill No. 936, printer's No. 1302, entitled:

An Act amending the act of June 25, 1919 (P. L. 581, No. 274), entitled "First Class City Government Law," further providing for the borrowing of money.

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

The SPEAKER. This bill has been considered on three different days and agreed to and is now on final passage. The question is, shall the bill pass finally?

Agreeable to the provision of the Constitution, the yeas and nays will now be taken.

YEAS—163

Abraham	George	McGraw	Salvatore
Arthur	Giammarco	McIntyre	Scheaffer
Barber	Gillespie	McLane	Schmitt
Bennett	Gillette	Mebus	Scirica
Beren	Gleason	Menhorn	Seltzer
Berlin	Gleeson	Millanovich	Shane
Berson	Goodman	Miller, M. E.	Shelhamer
Bittle	Green	Milliron	Shelton
Blackwell	Greenfield	Miscevich	Shuman
Bonetto	Grieco	Moehlmann	Shupnik
Bradley	Gring	Morris	Smith, E.
Brandt	Hamilton, J. H.	Mullen, M. P.	Smith, L.
Brunner	Hammock	Mullen	Spencer
Burns	Haskell	Musto	Stahl
Butera	Hepford	Myers	Stout
Caputo	Hill	Novak	Taddonio
Cassar	Hopkins	O'Brien	Taylor
Cimini	Hutchinson, A.	O'Connell	Tayoun
Cohen	Irvig	O'Donnell	Thomas
Cole	Itkin	Oliver	Trello
Cowell	Johnson, J.	Pancoast	Turner
Davies	Katz	Parker, H. S.	Ustynoski
Davis, D. M.	Kelly, A. P.	Perri	Valicenti
DeMedio	Kelly, J. B.	Perry	Vann
Dicarlo	Kernick	Petrarca	Vroon
DiDonato	Kistler	Pievsky	Walsh, T. P.
Dininni	Klingaman	Poitte	Wansacz
Dombrowaki	Knepper	Pratt	Wargo
Doyle	Kolter	Prendergast	Weidner
Dreibelbis	Kowalshyn	Pyles	Whelan
Eckensberger	Laudadio	Rappaport	Wilson
Engelhart	Laughlin	Ravenstahl	Wilt, R. W.
Fawcett	Lederer	Reed	Worrilow
Fee	Letterman	Renninger	Wright
Fisher	Lincoln	Renwick	Yahner
Flaherty	Lynch	Richardson	Yohn
Foster, W.	Manderino	Rieger	Zord
Fryer	Manmiller	Ritter	Zwikel
Gallagher	McCall	Ross	
Garza	McClatchy	Ruggiero	Fineman, Speaker
Geesey	McGinnis	Ryan	
Geisler			

NAYS—31

Anderson, J. H.	Gallen	McCue	Stapleton
Crawford	Halverson	Miller, M. E., Jr.	Wagner
Cumberland	Hasay	Mrkonc	Westerberg
Deverter	Hayes, S. E.	Noye	Whittlesey
Dietz	Hutchinson, W.	O'Keefe	Wilt, W. W.
Dorr	Kusse	Pitts	Zearfoss
Fischer	Lehr	Saloom	Zeller
Foster, A.	Levi	Sirianni	

NOT VOTING—8

Bellommi	LaMarca	Schweder	Toll
Hayes, D. S.	Rhodes	Sullivan	Wojdak

The majority required by the constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the clerk return the same to the Senate with information that the House has passed the same without amendment.

HOUSE BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor and the same being correct, the titles were read as follows:

HOUSE BILL No. 652

An Act amending "The Insurance Department Act of one thousand nine hundred and twenty-one," approved May 17, 1921 (P. L. 789, No. 285), further providing for the insolvency of or the impairment of the reserves of an assessable mutual insurance company.

HOUSE BILL No. 653

An Act amending "The Insurance Department Act of

one thousand nine hundred and twenty-one," approved May 17, 1921 (P. L. 789, No. 285), altering the method of computation of unearned premium liability and reserve, the distribution of unallocated liability loss expense payments, the distribution of unallocated compensation loss expense payments, and removing a requirement, specifying certain information to be furnished in an annual report or statement.

HOUSE BILL No. 1254

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), further providing for exceptional children and reimbursements for certain special education services.

HOUSE BILL No. 1384

An Act amending the act of November 24, 1967 (P. L. 615, No. 277), entitled "An act changing the name of the Indiantown Gap Military Reservation," renaming the reservation as "Fort Indiantown Gap Military Reservation" and naming the Headquarters Building "Edward Martin Hall."

HOUSE BILL No. 1569

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177, No. 175), changing the status of the Pennsylvania Securities Commission.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 508

An Act amending the act of December 30, 1974 (No. 369), entitled "Capital Budget Act for Fiscal Year 1973-1974, Highway Project Itemization Supplement," further providing for a project in Allegheny County.

SENATE BILL No. 580

An Act amending the act of March 10, 1949 (P. L. 30, No. 14), entitled "Public School Code of 1949," further providing for general obligation bonds.

SENATE BILL No. 728

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

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

AMENDED SENATE BILL NONCONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 572

An Act amending the act of August 9, 1955 (P. L. 323, No. 130), entitled "The County Code," providing for annual assessments for district attorneys' associations.

And has appointed Messrs. Coppersmith, Lewis and Stauffer a committee of conference to confer with a

similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

**HOUSE INSISTS ON AMENDMENTS NONCONCURRED
IN BY SENATE**

Mr. IRVIS moved that the House insist upon its amendments nonconcurrent in by the Senate to SENATE BILL No. 572, printer's No. 1376, and that a Committee of Conference be appointed.

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

**APPOINTMENT OF COMMITTEE OF CONFERENCE
ON SENATE BILL No. 572**

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House: Messrs. DOYLE, ECKENBERGER and FISHER.

Ordered, That the clerk inform the Senate accordingly.

SENATE MESSAGE

**AMENDED SENATE BILL NONCONCURRED
IN BY SENATE**

The clerk of the Senate, being introduced, informed that the Senate has nonconcurrent in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 573

An Act amending the act of July 28, 1953 (P. L. 723, No. 230), entitled, as amended, "Second Class County Code," providing for annual assessments for district attorneys' associations.

And has appointed Messrs. Murphy, Ross and Stauffer a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

**HOUSE INSISTS ON AMENDMENTS NONCONCURRED
IN BY SENATE**

Mr. IRVIS moved that the House insist upon its amendments nonconcurrent in by the Senate to SENATE BILL No. 573, printer's No. 1359, and that a Committee of Conference be appointed.

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

**APPOINTMENT OF COMMITTEE OF CONFERENCE
ON SENATE BILL No. 573**

The SPEAKER. The Chair appoints as a Committee of Conference on the part of House: Messrs. DOYLE, ECKENBERGER and FISHER.

Ordered, That the clerk inform the Senate accordingly.

SENATE MESSAGE

**SENATE INSISTS ON AMENDMENTS NONCONCURRED
IN BY THE HOUSE**

The clerk of the Senate, being introduced, informed

that the Senate has insisted upon its amendments nonconcurrent in by the House of Representatives to **HOUSE BILL No. 796**, entitled:

An Act amending the act of January 19, 1968 (1967, P. L. 996, No. 443), entitled "The Land and Water Conservation and Reclamation Act," granting the Secretary of Environmental Resources the right to enter certain premises for the purpose of conserving and reclaiming land and water resources; providing for liens upon such land; providing for the promulgation of rules and regulations; and providing for rights of recovery for abatement of emergency conditions.

And has appointed Messrs. ROSS, MELLOW and HOLL a committee to confer with a similar committee of the House of Representatives, (if the House of Representatives shall appoint such committee) on the subject of the differences between the two Houses in relation to said bill.

**HOUSE INSISTS ON NONCONCURRENCE
IN SENATE AMENDMENTS**

Mr. IRVIS moved that the House insist upon its nonconcurrent in amendments made by the Senate to HOUSE BILL No. 796, printer's No. 2340, and that a Committee of Conference be appointed.

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

**APPOINTMENT OF COMMITTEE OF CONFERENCE
ON HOUSE BILL No. 796**

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House: Messrs. LAUDADIO, VALICENTI and HASKELL.

Ordered, That the clerk inform the Senate accordingly.

SENATE MESSAGE

**SENATE INSISTS ON AMENDMENTS NONCONCURRED
IN BY THE HOUSE**

The clerk of the Senate, being introduced, informed that the Senate has insisted upon its amendments nonconcurrent in by the House of Representatives to **HOUSE BILL No. 749**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes relating to breach of privacy of telephone communications.

And has appointed Messrs. HILL, MYERS and HAGER a committee to confer with a similar committee of the House of Representatives, (if the House of Representatives shall appoint such committee) on the subject of the differences between the two Houses in relation to said bill.

**HOUSE INSISTS ON NONCONCURRENCE
IN SENATE AMENDMENTS**

Mr. IRVIS moved that the House insist upon its nonconcurrent in amendments made by the Senate to HOUSE BILL No. 749, printer's No. 2050, and that a Committee of Conference be appointed.

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

APPOINTMENT OF COMMITTEE OF CONFERENCE
ON HOUSE BILL No. 749

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House: Messrs. RHODES, BERSON and HEPFORD.

Ordered, That the clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NONCONCURRED IN BY THE HOUSE

The clerk of the Senate, being introduced, informed that the Senate has insisted upon its amendments nonconcurring in by the House of Representatives to **HOUSE BILL No. 826**, entitled:

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for the satisfaction of requirement of intent when voluntary intoxication or drugged condition exists.

And has appointed Messrs. O'PAKE, AMMERMAN and ANDREWS a committee to confer with a similar committee of the House of Representatives, (if the House of Representatives shall appoint such committee) on the subject of the differences between the two Houses in relation to said bill.

HOUSE INSISTS ON NONCONCURRENCE
IN SENATE AMENDMENTS

Mr. IRVIS moved that the House insist upon its nonconcurrency in amendments made by the Senate to **HOUSE BILL No. 826**, printer's No. 2051, and that a Committee of Conference be appointed.

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

APPOINTMENT OF COMMITTEE OF CONFERENCE
ON HOUSE BILL No. 826

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House: Messrs. BERSON, ECKENBERGER and FISHER.

Ordered, That the clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED SENATE BILL NONCONCURRED
IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has nonconcurring in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 668

An Act amending the act of April 14, 1949 (P. L. 443, No. 73), entitled "An act providing for the publication of ordinances and resolutions of a legislative character of incorporated towns," further permitting advertisement of the title and summarization in lieu of the entire text of any proposed ordinance.

And has appointed Messrs. Orlando, Kelley and Stauffer a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

HOUSE INSISTS ON AMENDMENTS NONCONCURRED
IN BY SENATE

Mr. IRVIS moved that the House insist upon its amendments nonconcurring in by the Senate to **SENATE BILL No. 668**, printer's No. 1241, and that a Committee of Conference be appointed.

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

APPOINTMENT OF COMMITTEE OF CONFERENCE
ON SENATE BILL No. 668

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House: Messrs. FRYER, MORRIS and MEBUS.

Ordered, That the clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED SENATE BILL No. 669 NONCONCURRED
IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has nonconcurring in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 669

An Act amending the act of February 1, 1966 (1965, P. L. 1656, No. 581), entitled "The Borough Code," permitting advertisement of the titles and summarizations in lieu of the entire text of proposed ordinances.

And has appointed Mr. Kury, Mrs. Reibman and Mr. Stauffer a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

HOUSE INSISTS ON AMENDMENTS NONCONCURRED
IN BY SENATE

Mr. IRVIS moved that the House insist upon its amendments nonconcurring in by the Senate to **SENATE BILL No. 669**, printer's No. 1242, and that a Committee of Conference be appointed.

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

APPOINTMENT OF COMMITTEE OF CONFERENCE
ON SENATE BILL No. 669

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House: Messrs. FRYER, MORRIS and MEBUS.

Ordered, That the clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED SENATE BILL NONCONCURRED
IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has nonconcurring in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 670

An Act amending the act of June 24, 1931 (P. L. 1206, No. 331), entitled "The First Class Township Code," permitting advertisement of the titles and summarizations in lieu of the entire text of proposed ordinances.

And has appointed Messrs. Murphy, O'Pake and Stauffer a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

**HOUSE INSISTS ON AMENDMENTS NONCONCURRED
IN BY SENATE**

Mr. IRVIS moved that the House insist upon its amendments nonconcurrent in by the Senate to SENATE BILL No. 670, printer's No. 1243, and that a Committee of Conference be appointed.

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

**APPOINTMENT OF COMMITTEE OF CONFERENCE
ON SENATE BILL No. 670**

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House: Messrs. FRYER, MORRIS and MEBUS.

Ordered, That the clerk inform the Senate accordingly.

SENATE MESSAGE**AMENDED SENATE BILL NONCONCURRED
IN BY SENATE**

The clerk of the Senate, being introduced, informed that the Senate has nonconcurrent in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 671

An Act amending the act of August 9, 1955 (P. L. 323, No. 130), entitled "The County Code," permitting advertisement of the titles and summarizations in lieu of the entire text of proposed ordinances.

And has appointed Messrs. Arlene, Sweeney and Stauffer a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

**HOUSE INSISTS ON AMENDMENTS NONCONCURRED
IN BY SENATE**

Mr. IRVIS moved that the House insist upon its amendments nonconcurrent in by the Senate to SENATE BILL No. 671, printer's No. 1244, and that a Committee of Conference be appointed.

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

**APPOINTMENT OF COMMITTEE OF CONFERENCE
ON SENATE BILL No. 671**

The SPEAKER. The Chair appoints as a Committee of

Conference on the part of the House: Messrs. FRYER, MORRIS and MEBUS.

Ordered, That the clerk inform the Senate accordingly.

SENATE MESSAGE**AMENDED SENATE BILL NONCONCURRED
IN BY SENATE**

The clerk of the Senate, being introduced, informed that the Senate has nonconcurrent in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 707

An Act amending the act of May 1, 1933 (P. L. 103, No. 69), entitled "The Second Class Township Code," permitting advertisement of the titles and summarizations in lieu of the entire text of proposed ordinances.

And has appointed Messrs. Kury, Lynch and Stauffer a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

**HOUSE INSISTS ON AMENDMENTS NONCONCURRED
IN BY SENATE**

Mr. IRVIS moved that the House insist upon its amendments nonconcurrent in by the Senate to SENATE BILL No. 707, printer's No. 1245, and that a Committee of Conference be appointed.

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

**APPOINTMENT OF COMMITTEE OF CONFERENCE
ON SENATE BILL No. 707**

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House: Messrs. FRYER, MORRIS and MEBUS.

Ordered, That the clerk inform the Senate accordingly.

**HOUSE RESOLUTION INTRODUCED
AND REFERRED**

By Messrs. IRVIS, WOJDAK and BELLOMINI
(Concurrent) **RESOLUTION No. 189**

The General Assembly of the Commonwealth of Pennsylvania intends that the Department of Public Welfare be authorized to expend said already appropriated amount of money, to wit, \$5,094,000, for the purpose of developing, operating and purchasing services for the aging, including but not limited to homemaking services, protective care services and counseling services.

Referred to Committee on Rules.

**CONSIDERATION OF HOUSE BILL No. 1832
RESUMED**

The SPEAKER. The Chair recognizes the gentleman from Luzerne, Mr. O'Connell.

Mr. O'CONNELL. Mr. Speaker, I was in a brief discussion and I thought for a moment that we perhaps had this resolved, but I think there are further problems which should be discussed because some clarification is needed. As I understand this legislation--

The SPEAKER. Does the gentleman desire to make his observations when the bill is before the House on final consideration or does the gentleman intend to offer amendments?

Mr. O'CONNELL. No, Mr. Speaker, but I suggest that it be passed over for the time being until the problem is further discussed and resolved.

The SPEAKER. Is there any objection to passing over this bill for the 10th time?

HOUSE BILL No. 1832 PASSED OVER

The SPEAKER. This bill will be passed over.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The clerk of the Senate, being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 102

An Act amending the act of April 8, 1868 (P. L. 73, No. 37), entitled "An act to authorize the recorder of deeds in the several counties of this commonwealth to record the discharges of all honorably discharged officers and soldiers," providing for the confidentiality of records.

SENATE BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor and the same being correct, the title was publicly read as follows:

SENATE BILL No. 102

An Act amending the act of April 8, 1868 (P. L. 73, No. 37), entitled "An act to authorize the recorder of deeds in the several counties of this commonwealth to record the discharges of all honorably discharged officers and soldiers," providing for the confidentiality of records.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

BILL REMOVED FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.

Mr. IRVIS. Mr. Speaker, the Rules Committee has instructed me to move to remove the following bill from the table, and I so move:

Senate bill No. 1006, printer's No. 1183.

On the question,

Will the House agree to the motion?

Motion was agreed to.

RESOLUTION REPORTED AS COMMITTED

HOUSE RESOLUTION No. 189 (Concurrent)

By Mr. WARGO

The General Assembly of the Commonwealth of Pennsylvania intends that the Department of Public Welfare be authorized to expend said already appropriated amount of money, to wit, \$5,094,000, for the purpose of developing, operating and purchasing services for the aging,

including but not limited to homemaking services, protective care services and counseling services.

Reported from Committee on Rules.

HOUSE SCHEDULE

The SPEAKER. The Chair recognizes the majority leader.

Mr. IRVIS. Mr. Speaker, we shall be in session tomorrow morning at 9:30. At that time we will be prepared to take up House bill No. 1590, printer's No. 2391, for an amendment and possible passage; House bill No. 1832, printer's No. 2350, which was delayed in passage today; and then the committee of conference report on Senate bill No. 1. We expect to reach those bills in the early morning hours, so I would advise all members to be present promptly at 9:30.

Depending upon the report which I get from the Democratic caucus and the Republican caucus, tomorrow we shall also be taking up other committee of conference reports, some of which appear on page 4 of today's calendar. We shall be taking up bills on concurrence in Senate amendments, depending upon the reports I receive from both caucuses.

We shall also be considering whether or not we shall consider for final passage House bill No. 1723 and the committee of conference report on House bill No. 1333.

I would suggest, upon the declaration of the recess which will be made in about 3 minutes, that the Democratic members repair to the majority caucus room. We shall be discussing those items which we hope will be written into a committee of conference report on House bill No. 1333, and we shall be discussing the fee bill, House bill No. 1723.

Those discussions in both caucuses will be very important, for the result of those discussions will decide whether or not we are here on Thursday of this week, on Friday of this week, or whether or not we come back the following week or whether or not we are through for the calendar year 1975.

Now I address myself particularly to the Democrats, some of whom are not noted for their perfect attendance at caucuses; some of whom, a minute minority. I would urge you to be in caucus this afternoon because it will be necessary for us to have a rather lengthy caucus and it may even be a raucous one. I do not know.

I will not be able to keep you informed of the conditions of House bill No. 1333 and House bill No. 1723 in any other way unless you attend caucus. So I would urge you to be there on time and to be patient with us. We are trying to get you out of here as early as possible.

Mr. Speaker, pending any further business, I would ask that this House be declared in recess for a caucus until 4:30 p.m., without the necessity of the members returning to the floor, but that you keep the Chair open for any exigencies.

NO REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the minority leader.

Mr. BUTERA. Mr. Speaker, there is no need for a Republican caucus until such time that we are advised as to what the contents of House bill No. 1333 will be. If we find out today, we will try to notify our members at their respective offices.

RECESS

The **SPEAKER**. The Chair now declares the House in recess until 4:30 p.m.

AFTER RECESS

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

THE SPEAKER PRO TEMPORE (A. J. DeMedio) IN THE CHAIR**CALENDAR****TAX BILL ON SECOND CONSIDERATION**

Agreeable to order,

The House proceeded to second consideration of **Senate bill No. 509, printer's No. 1378**, entitled:

An Act amending the act of December 31, 1965 (P. L. 1257, No. 511), entitled "The Local Tax Enabling Act," further providing for exemptions and occupational privilege taxes, changing the rate limitation on wage or income taxes and further providing for collection at source of wage or income taxes and repealing occupation taxes based on a percentage or millage basis and making an editorial change.

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

Ordered, to be transcribed for third consideration.

BILLS AND RESOLUTIONS NOT CALLED UP

The **SPEAKER**. Remaining bills and resolutions on today's calendar are not called up.

WELCOMES

The **SPEAKER**. The Chair is pleased to welcome Mr. Clyde Holmes, president of the Forest County Taxpayers Association, who is here as the guest of the gentleman from Warren, Mr. Kusse.

The Chair also welcomes Mr. John Sopensky of Mechanicsburg, Pennsylvania, who is here as the guest of the gentleman from Cumberland, Mr. Scheaffer.

The Chair welcomes 120 seventh grade students from the Perkiomen Valley School District with their teachers, Mrs. Christine Palmer, Dick Weinstein, Jim Rembisz, and Tom Kopetskie. They are the guests of the gentleman from Montgomery, Mr. Pancoast.

ADJOURNMENT

Mr. **LAUDADIO** moved that this House do now adjourn until Wednesday, December 10, 1975, at 9:30 a.m., e.s.t.

On the question,

Will the House agree to the motion?

Motion was agreed to, and (at 4:35 p.m., e.s.t.) the House adjourned.