

Legislative Journal

WEDNESDAY, JUNE 15, 1977

Session of 1977

161st of the General Assembly

Vol. 1, No. 45

HOUSE OF REPRESENTATIVES

The House convened at 9:30 a.m., e.d.t.

THE SPEAKER (K. LEROY IRVIS) IN THE CHAIR

PRAYER

THE HONORABLE PHYLLIS T. KERNICK, member of the House of Representatives and guest chaplain, offered the following prayer:

Heavenly Father, look with grace and with love on the House of Representatives. Guide us during the trying weeks ahead and bless us all. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, approval of the Journal for Tuesday, June 14, 1977, will be postponed until printed.

LEAVES OF ABSENCE

The SPEAKER. The Chair recognizes the majority whip.

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

The SPEAKER. The Chair recognizes the minority whip.

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

The SPEAKER. The Chair thanks the gentlemen.

MASTER ROLL CALL RECORDED

The SPEAKER. The Chair announces to those members who are still not on the floor of the House that the Chair is about to take up the master roll call and will keep the master roll call open for several minutes.

The members will proceed to vote.

The following roll call was recorded:

YEAS—199

Abraham	Gallen	Manderino	Scanlon
Anderson	Gamble	Manmiller	Scheaffer
Armstrong	Garzia	McCall	Schmitt
Arthurs	Gatski	McClatchy	Schweder
Barber	Geesey	McGinnis	Scirica
Bellomini	Geisler	McIntyre	Seltzer
Beloff	George, C.	McLane	Shuman
Bennett	George, M.	Mebus	Shupnik
Berlin	Giammarco	Meluskey	Sirianni
Berson	Gillette	Milanovich	Smith, E.
Bittinger	Gleeson	Miller	Smith, L.
Bittle	Goebel	Milliron	Spencer
Borski	Goodman	Miscevich	Spitz

Brandt	Gray	Moehlmann	Stairs
Brown	Greenfield	Morris	Stapleton
Brunner	Greenleaf	Mowery	Stewart
Burd	Grieco	Mrkonic	Stuban
Burns	Halverson	Mullen, M. P.	Sweet
Butera	Hamilton	Mullen, M. M.	Taddonio
Caltagirone	Harper	Musto	Taylor, E.
Caputo	Hasay	Novak	Taylor, F.
Cassidy	Haskell	Noye	Tenaglio
Cessar	Hayes, D. S.	O'Brien, B.	Thomas
Cianciulli	Hayes, S. E.	O'Brien, D.	Trello
Cimini	Helfrick	O'Connell	Valicenti
Cohen	Hoeffel	O'Donnell	Vroon
Cole	Honaman	O'Keefe	Wagner
Cowell	Hopkins	Oliver	Wansacz
Davies	Hutchinson, A.	Pancoast	Wargo
DeMedio	Hutchinson, W.	Parker	Wass
DeVertter	Itkin	Petrarca	Weidner
DeWeese	Johnson	Piccola	Wenger
DiCarlo	Jones	Pievsky	White
Dietz	Katz	Pitts	Wiggins
Dininni	Kelly	Polite	Williams
Dombrowski	Kernick	Pott	Wilson
Donatucci	Klingaman	Pratt	Wilt
Dorr	Knepper	Prendergast	Wise
Doyle	Kolter	Pyles	Wright, D.
Duffy	Kowalyshyn	Rappaport	Wright, J. L.
Dumas	Laughlin	Ravenstahl	Yahner
Englehart	Lehr	Reed	Yohn
Fee	Letterman	Renwick	Zearfoss
Fischer, R. R.	Levi	Rhodes	Zeller
Fisher, D. M.	Lincoln	Richardson	Zitterman
Flaherty	Livengood	Rieger	Zord
Foster, A.	Logue	Ritter	Zwilk
Foster, W.	Lynch	Ruggiero	
Freind	Mackowski	Ryan	Irvis,
Fryer	Madigan	Salvatore	Speaker
Gallagher			

NAYS—0

NOT VOTING—1

Shelton

The SPEAKER. One hundred ninety-nine members having indicated their presence, a master roll is established.

HOUSE BILLS INTRODUCED AND REFERRED TO COMMITTEES

No. 1322 By Messrs. A.K. HUTCHINSON and PIEVSKY

A Supplement to the act of _____, (No. _____), entitled "An act providing for the capital budget for the fiscal year 1977-1978," *** and making an appropriation.

Referred to Committee on Appropriations.

No. 1323 By Messrs. A.K. HUTCHINSON and
PIEVSKY

An Act providing for the adoption of capital projects to be financed from current revenues of the General Fund, and making appropriations.

Referred to Committee on Appropriations.

No. 1324 By Messrs. O'KEEFE, TENAGLIO, GARZIA,
Mrs. HARPER, Messrs. RAVENSTAHL,
GIAMMARCO and SALVATORE

An Act amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, prohibiting the operation of motor vehicle gasoline dispensing equipment by certain persons.

Referred to Committee on Judiciary.

No. 1325 By Messrs. O'KEEFE, SPITZ, STAPLETON,
SALVATORE AND GARZIA

An Act amending "The Aeronautical Code," approved May 25, 1933 (P. L. 1001, No. 224), further providing for the regulation of air space; further relating to aircraft design; further regulating certain nonresidents and changing penalty provisions.

Referred to Committee on Transportation.

No. 1326 By Messrs. YAHNER, BRANDT, MORRIS,
ZELLER, SHUMAN, D. R. WRIGHT,
WENGER, W. W. FOSTER, STAIRS,
SWEET, BROWN, DeWEESE, COLE,
CALTAGIRONE and STUBAN

An Act to regulate the sale and distribution for agricultural purposes of ground limestone, burned and hydrated lime and related products in the Commonwealth of Pennsylvania; conferring powers and imposing duties on the Secretary of Agriculture; establishing fees; making an appropriation and prescribing penalties.

Referred to Committee on Agriculture and Rural Affairs.

No. 1327 By Messrs. BROWN, GIAMMARCO, POTT,
CIMINI, NOYE, SHUMAN, COWELL,
MILLER, BURD, GEESEY, KNEPPER,
GLEESON, Mrs. TAYLOR, Messrs.
FREIND, REED, HOPKINS, ZORD and
ZEARFOSS

An Act amending the "Public Welfare Code," approved June 13, 1967 (P. L. 31, No. 21), denying assistance to certain illegal aliens.

Referred to Committee on Health and Welfare.

No. 1328 By Messrs. BROWN, POTT, NOYE, SHU-
MAN, GOEBEL, ZEARFOSS, R. R.
FISCHER, FREIND, WILSON, HOPKINS
and STAIRS

An Act amending the "Civil Service Act," approved August 5, 1941 (P. L. 752, No. 286), further providing for the inclusion into the classified service of certain positions and requiring tests for certain employes within the Department of Transportation.

Referred to Committee on State Government.

No. 1330 By Messrs. ENGLEHART, VALICENTI,
PIEVSKY, TRELLO, McCALL, LETTER-
MAN, RAPPAPORT and KOLTER

An Act authorizing an employee to inspect certain personnel files of his employer.

Referred to Committee on Labor Relations.

No. 1331 By Messrs. A. K. HUTCHINSON and
PIEVSKY

An Act providing for the adoption of railroad branch line acquisition and rehabilitation capital projects to be financed from current revenues of the General Fund and making an appropriation.

Referred to Committee on Appropriations.

No. 1332 By Messrs. IRVIS, BUTERA, MANDERINO,
BERLIN, RYAN, WHITE, DiCARLO,
RICHARDSON, WARGO, SWEET,
GALLAGHER, DOYLE, RHODES, MIL-
LER, RAPPAPORT, COHEN, SELTZER,
RITTER, S. E. HAYES, O'DONNELL,
WILLIAMS, ITKIN, FEE, ENGLEHART,
LINCOLN, JOHNSON, OLIVER,
HOEFFEL, STAPLETON, D. R. WRIGHT,
Mrs. HARPER, Messrs. LETTERMAN,
CESSAR, Mrs. GILLETTE, Messrs. BER-
SON, MORRIS, BARBER, RIEGER,
KOWALYSHYN, MILLIRON, CASSIDY,
KOLTER, GOODMAN, BITTLE, COWELL,
PARKER, KNEPPER, POTT, WIGGINS,
DUMAS, RUGGIERO, Mrs. WISE, Messrs.
ZWIKL, MELUSKEY, BROWN, REED,
BORSKI, ZITTEMAN, LAUGHLIN and
DOMBROWSKI

An Act creating a Legislative Committee for Internships and Fellowships for the purpose of establishing a program of internships and fellowships in the House of Representatives; placing certain limitations upon such programs; and making an appropriation.

Referred to Committee on State Government.

No. 1333 By Messrs. RHODES, SCIRICA, BERSON,
IRVIS, DOYLE, PRATT, DeMEDIO,
MILLER, BITTINGER, KATZ, D. S.
HAYES, HOPKINS, D. M. FISHER,
SPENCER, WHITE, RICHARDSON,
HOEFFEL and WILLIAMS

An Act amending "The Administrative Code of 1929," approved April 9, 1929 (P. L. 177, No. 175), creating the Criminal Justice Planning Commission and prescribing its powers and duties.

Referred to Committee on Judiciary.

No. 1334 By Messrs. LOGUE, GEISLER, GAMBLE,
DUFFY, CAPUTO, FLAHERTY,
LAUGHLIN, PETRARCA, LIVENGOOD,
POTT, KNEPPER, PARKER, CESSAR,
ZORD and SALVATORE

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30, No. 14), authorizing emergency medical treatment under certain conditions and exempting financial responsibility.

Referred to Committee on Education.

No. 1335 By Messrs. IRVIS, WILLIAMS, DOMBROWSKI, GARZIA, ZWIKL, TENAGLIO, WHITE, RICHARDSON, COHEN, GREENFIELD, PETRARCA, STAIRS, SCHMITT, CIANCIULLI, BORSKI, M. M. MULLEN, BITTINGER, LIVENGOOD, REED, KNEPPER, DeWEESE and RHODES

An Act relating to rights and duties of landlords and tenants.

Referred to Committee on Business and Commerce.

No. 1336 By Messrs. STUBAN, ARMSTRONG, RENWICK, DeWEESE, HASAY, COLE, CALTAGIRONE, WENGER, BITTINGER, STEWART, BELOFF, SHUMAN, ZITTERMAN, Mrs. WISE and Mr. SWEET

An Act amending "The Game Law," approved June 3, 1937 (P. L. 1225, No. 316), authorizing the commission to purchase wildlife stamps, shoulder patches, decals and such other similar items and solicit funds to promote the cause of wildlife management.

Referred to Committee on Game and Fisheries.

No. 1337 By Messrs. DININNI, MANMILLER, REED and PICCOLA

An Act amending the "Pennsylvania Election Code," approved June 3, 1937 (P. L. 1333, No. 320), increasing the types of advertisements required to be reported to the opposing candidate and to the County Election Board.

Referred to Committee on State Government.

No. 1338 By Messrs. FREIND, LYNCH, DAVIES, BURD, ZEARFOSS and W. D. HUTCHINSON

An Act amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, providing the issuance of citations and summons in summary cases.

Referred to Committee on Transportation.

No. 1339 By Messrs. BUTERA, BURNS, HALVERSON, Mrs. HONAMAN, Messrs. W. D. HUTCHINSON, McCLATCHY, McGINNIS, PITTS, POLITE, PYLES, SPENCER, PARKER and DORR

An Act relating to Commonwealth budget procedures providing for sunset review, legislative audit and productivity review and making certain repeals.

Referred to Committee on Appropriations.

HOUSE RESOLUTIONS INTRODUCED AND REFERRED

By Messrs. PRATT, TAYLOR and ARTHURS

HOUSE RESOLUTION No. 114
(Concurrent)

The General Assembly of the Commonwealth of Pennsylvania directs the Joint State Government Commission to appoint a task force to conduct a comprehensive review of the structure, procedures, rules and regulations of the Bureau of Professional and Occupational Affairs of the Department of State for the purpose of developing recommendations for improvements in the current policies or law.

Referred to Committee on Rules.

By Messrs. IRVIS, MANDERINO, GREENFIELD, ENGLEHART, WARGO, GOODMAN, PRENDERGAST, PARKER, POTT, BURD, FREIND, LEVI, McCALL and B. F. O'BRIEN

HOUSE RESOLUTION No. 115

The Joint State Government Commission be directed to study the problems faced by new industries wishing to locate in Pennsylvania, particularly those that are caused by a lack of cooperation between units of local and State government.

Referred to Committee on Rules.

By Mr. YAHNER, Mrs. GEORGE, Messrs. D. R. WRIGHT, CALTAGIRONE, COLE, KLINGAMAN, STAIRS, SWEET, DeWEESE, BROWN, MORRIS, BRANDT, WENGER and THOMAS

HOUSE RESOLUTION No. 116

(Concurrent)

The General Assembly of the Commonwealth of Pennsylvania respectfully request the Congress of the United States to enact the "National Agricultural Land Policy Act" to enable the State of Pennsylvania and other states to act deliberately to preserve their agricultural industries.

Referred to Committee on Federal-State Relations.

SENATE MESSAGE

HOUSE BILL CONCURRED IN BY SENATE

The clerk of the Senate returned the following bill without amendment:

HOUSE BILL No. 350

An Act amending the act of April 9, 1929 (P. L. 177, No. 175), entitled "The Administrative Code of 1929" authorizing the Department of General Services and other administrative departments to permit any independent college or university and nonprofit fire rescue and ambulance companies to participate in purchase contracts entered into by the Commonwealth.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows was prepared for presentation to the Governor:

HOUSE BILL No. 350

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177, No. 175), authorizing the Department of General Services and other administrative departments to permit any independent college or university and nonprofit fire rescue and ambulance companies to participate in purchase contracts entered into by the Commonwealth.

Whereupon,

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

ANNOUNCEMENT HOUSE SCHEDULE

The SPEAKER. Before the Chair takes up today's calendar, let it make an announcement for those members who have been questioning our schedule.

It is the understanding of the Chair that the majority leader and the minority leader have agreed that we shall be in session tomorrow. There will be a voting session tomorrow morning, followed by caucusing, I assume, by both parties, but certainly by the Democratic Party on the matter of the budget, perhaps on the matter of taxes, certainly on the matter of school subsidies.

The Chair wishes to announce to all members quite clearly that the members are to come to Harrisburg next Monday prepared to stay a minimum of 4 days, with the very high probability of the fifth day and with the real possibility of the sixth.

The Chair wishes the members to know that inasmuch as the Chair is in control of things, which frequently does not happen, the House will devote itself next week almost entirely to solving the fiscal problems of this Commonwealth.

The Chair is advising the House that the House will be called into session promptly at 1 o'clock next Monday and the major fiscal bills will be called up for amendment and for final passage. The Chair trusts that each member understands that.

CALENDAR

HB 751 PASSED OVER

The SPEAKER. The Chair recognizes the gentleman from Philadelphia, Mr. Greenfield.

Mr. GREENFIELD. Mr. Speaker, the amendments have not been distributed, and I would ask for a hold on the bill at this time.

The SPEAKER. A hold or passing over temporarily?

Mr. GREENFIELD. I think we had better hold it, Mr. Speaker. We have not caucused on the bill, and I understand that that is the procedure the majority leader wishes to follow.

The SPEAKER. That is the procedure. The Chair recognizes that, having established that procedure. It is a shame the Chair has established procedures which it is now locked into, but we will pass over HB 751, PN 1017.

Mark it as having not been caucused on. Mark it to be caucused on.

STATE GOVERNMENT BILL ON THIRD CONSIDERATION

Agreeable to order,

The House proceeded to third consideration of **House bill No. 988, printer's No. 1153**, entitled:

An Act amending the act of December 22, 1959 (P. L. 1978, No. 728), referred to as the Pennsylvania Harness Racing Law further providing for the disposition of parimutuel pools.

On the question,

Will the House agree to the bill on third consideration?

Mr. COLE offered the following amendments:

Amend Sec. 1, page 1, line 15, by striking out "The first paragraph of section" and inserting Section

Amend Sec. 1 (Sec. 15), page 2, line 15, by striking out all of said line and inserting

(1) At the close of each of the racing days any permit holder shall be licensed to conduct harness racing in any calendar year within any school districts of the first class, the permit holder out of the amount retained on said day by said permit holder, shall pay, through the Department of Revenue into the State Treasury for credit to the State Harness Racing Fund, a tax of one and one-half per centum of the amount wagered each day, which tax is hereby imposed, and the permit holder shall pay the school district in which the harness horse race meeting is held a tax of four per centum of the amount wagered each day, which tax is hereby imposed for general school purposes and as to other permit holders, the permit holder during any year, out of the amount retained on said day by said permit holder shall pay, through the Department of Revenue into the State Treasury for credit to the State Harness Racing Fund a tax of five and one-half per centum of the amount wagered each day which tax is hereby imposed.

(2) In addition, each permit holder shall be allowed to retain the odd cents of all redistribution to be made on all mutuel contributions exceeding a sum equal to the next lowest multiple of ten, subject to a tax of fifty per centum of the total sum of such odd cents, and in school districts of the first class and counties of the third class subject to a tax of one per centum of the total deposits plus the breaks from the exacta, daily double, quinella and other wagering involving two horses each racing day and a tax of four per centum of the total deposits plus the breaks from the trifecta and other wagering involving more than two horses in one or more races each racing day and a tax of one per centum from regular wagers for any permit holder whose total deposits in its pari-mutuel pool averaged less than three hundred thousand dollars (\$300,000) a day for the previous meeting of the permit holder, and in counties of the fourth class, subject to a tax of the one per centum on the total deposits plus the breaks from the exacta, daily double, quinella and other wagering involving two horses each racing day and from the trifecta and other wagering involving more than two horses in one or more races each racing day which [tax is] taxes are hereby imposed and shall be paid by the permit holder to the Department of Revenue for credit to the Pennsylvania Sire Stakes Fund, which fund is hereby appropriated to the Pennsylvania Harness Racing Commission for distribution in accordance with the terms of this act.

On the question,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the gentleman from Adams, Mr. Cole.

Mr. COLE. Thank you, Mr. Speaker.

The SPEAKER. Will the gentleman yield?

The Chair recognizes the caucus chairman, Mr. Englehart. For what purpose does the gentleman rise?

Mr. ENGLEHART. Could I ask the gentleman, Mr. Cole, if it would not be smarter for me to offer the amendment that I have, which has been agreed to, because Mr. Cole's amendment contemplates the introduction of my amendment? Is that correct?

Mr. COLE. That is correct, Mr. Speaker.

AMENDMENT TEMPORARILY WITHDRAWN

The SPEAKER. Does the gentleman, Mr. Cole, temporarily withdraw his amendment?

Mr. COLE. Yes, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,
Will the House agree to the bill on third consideration?
Mr. ENGLEHART offered the following amendment:

Amend Sec. 1 (Sec. 15), page 2, line 14, by removing the colon after "holder" and inserting and except that in counties of the fourth class the amount distributed shall be less nineteen per centum of the total deposits plus the breaks from the exacta, daily double, quinella and other wagering involving two horses each racing day and from the trifecta and other wagering involving more than two horses in one or more races each racing day:

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

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

Mr. ENGLEHART. Mr. Speaker, the purpose of the amendment that I have just introduced is this: When we originally wrote HB 988 some months ago, it was contemplated that the Meadows Racetrack in Washington, Pennsylvania, would not be taking any additional money out of the pari-mutuel take. Since that time, certain developments have occurred with the Internal Revenue Service deducting from bets at racetracks, and they have found out that their handle is coming down and they are going to need a little extra money.

So the purpose of my amendment is to say that at Meadows, which is in a fourth class county, the pari-mutuel take will be increased by 1 percent on exacta, quinella and two-horse betting, and also by, I believe, 1 percent on triple betting, on three-horse betting. Under the regular bill it was 2 percent for all the rest of the tracks. It will now be 2 percent at all the tracks except Meadows, which will have a 1-percent increase.

On the question recurring,
Will the House agree to the amendment?

The following roll call was recorded:

YEAS—180

Abraham	Freind	Manderino	Scheaffer
Anderson	Fryer	Manmiller	Schmitt
Armstrong	Gallagher	McCall	Schweder
Arthurs	Gallen	McClatchy	Scirica
Barber	Gamble	McGinnis	Seltzer
Bellomini	Garzia	McIntyre	Shupnik
Beloff	Gatski	McLane	Sirianni
Bennett	Geesey	Meluskey	Smith, E.
Berlin	Geisler	Milanovich	Smith, L.
Berson	George, C.	Miller	Spencer
Bittinger	George, M.	Milliron	Stairs
Bittle	Giammarco	Miscevich	Stapleton
Borski	Gillette	Moehlmann	Stewart
Brandt	Goebel	Morris	Stuban
Brown	Goodman	Mowery	Sweet
Brunner	Gray	Mrkonic	Taddonio
Burd	Greenfield	Mullen, M. P.	Taylor, E.
Burns	Greenleaf	Musto	Tenaglio
Butera	Grieco	Novak	Thomas
Caltagirone	Halverson	Noye	Trello
Caputo	Hamilton	O'Brien, B.	Valicenti
Cassidy	Hasay	O'Brien, D.	Vroon
Cessar	Haskell	O'Connell	Wagner

Cianciulli	Hayes, D. S.	O'Donnell	Wansacz
Cimini	Hayes, S. E.	O'Keefe	Wargo
Cohen	Helfrick	Oliver	Wass
Cole	Hoefel	Pancoast	Weidner
Cowell	Honaman	Parker	Wenger
Davies	Hopkins	Piccola	White
DeMedio	Hutchinson, W.	Pievsky	Williams
DeVerter	Johnson	Pitts	Wilson
DeWeese	Jones	Polite	Wilt
DiCarlo	Katz	Pott	Wise
Dininni	Kelly	Pratt	Wright, D.
Dombrowski	Klingaman	Prendergast	Wright, J. L.
Dorr	Knepper	Pyles	Yahner
Doyle	Kowalshyn	Ravenstahl	Yohn
Duffy	Laughlin	Reed	Zearfoss
Dumas	Lehr	Renwick	Zeller
Englehart	Letterman	Richardson	Zitterman
Fee	Levi	Rieger	Zord
Fischer, R. R.	Livengood	Ruggiero	Zwikl
Fisher, D. M.	Logue	Ryan	
Flaherty	Lynch	Salvatore	Irvis,
Foster, A.	Mackowski	Scanlon	Speaker
Foster, W.	Madigan		

NAYS—14

Dietz	Kernick	Petraca	Spitz
Donatucci	Kolter	Ritter	Taylor, F.
Hutchinson, A.	Lincoln	Shuman	Wiggins
Itkin	Mebus		

NOT VOTING—6

Gleeson	Mullen, M. M.	Rhodes
Harper	Rappaport	Shelton

The question was determined in the affirmative and the amendment was agreed to.

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

Mr. COLE offered the following amendments:

Amend Sec. 1, page 1, line 15, by striking out "The first paragraph of section" and inserting Section

Amend Sec. 1 (Sec. 15), page 2, line 15, by striking out all of said line and inserting

(1) At the close of each of the racing days any permit holder shall be licensed to conduct harness racing in any calendar year within any school districts of the first class, the permit holder out of the amount retained on said day by said permit holder, shall pay, through the Department of Revenue into the State Treasury for credit to the State Harness Racing Fund, a tax of one and one-half per centum of the amount wagered each day, which tax is hereby imposed, and the permit holder shall pay the school district in which the harness horse race meeting is held a tax of four per centum of the amount wagered each day, which tax is hereby imposed for general school purposes and as to other permit holders, the permit holder during any year, out of the amount retained on said day by said permit holder shall pay, through the Department of Revenue into the State Treasury for credit to the State Harness Racing Fund a tax of five and one-half per centum of the amount wagered each day which tax is hereby imposed.

(2) In addition, each permit holder shall be allowed to retain the odd cents of all redistribution to be made on all mutuel contributions exceeding a sum equal to the next lowest multiple of ten, subject to a tax of fifty per centum of the total sum of such odd cents, and in school districts of the first class and counties of the third class subject to a tax of one per centum of the total deposits plus the breaks from the exacta, daily double,

quinella and other wagering involving two horses each racing day and a tax of four per centum of the total deposits plus the breaks from the trifecta and other wagering involving more than two horses in one or more races each racing day and a tax of one per centum from regular wagers for any permit holder whose total deposits in its pari-mutuel pool averaged less than three hundred thousand dollars (\$300,000) a day for the previous meeting of the permit holder, and in counties of the fourth class, subject to a tax of the one per centum on the total deposits plus the breaks from the exacta, daily double, quinella and other wagering involving two horses each racing day and from the trifecta and other wagering involving more than two horses in one or more races each racing day which [tax is] taxes are hereby imposed and shall be paid by the permit holder to the Department of Revenue for credit to the Pennsylvania Sire Stakes Fund, which fund is hereby appropriated to the Pennsylvania Harness Racing Commission for distribution in accordance with the terms of this act.

On the question,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the gentleman from Adams, Mr. Cole.

Mr. COLE. Thank you, Mr. Speaker.

Mr. Speaker, this amendment will give 1 percent of the 2-percent increase to the sire stakes in Pennsylvania. I think this amendment is very necessary to the bill if we are to continue to have a strong standardbred horse industry in Pennsylvania.

The surrounding states in the harness-racing field with the sire stakes have given Pennsylvania very strong competition. The breeders in the standardbred field are concerned about this, and 5 years from now it could be a possibility that they would no longer operate in Pennsylvania.

On two farms in my county, sales last year were over \$15 million. The breeding fees, et cetera, bring in very high sales taxes and revenues to the State of Pennsylvania. Also, if this amendment passes, 25 percent of this 1-percent total will go to our county fairs, and I think it is very vital to the interest of the agricultural industry that we have a strong county-fair revenue coming in. This 25 percent would go to the sire stakes for the county fairs and to the tracks. I would appreciate your support of the amendment.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Cambria, Mr. Englehart.

Mr. ENGLEHART. Mr. Speaker, I rise to oppose the gentleman's amendment.

The original purpose of HB 988, as well as HB 987 yesterday, was to try to provide some additional revenue to the racetracks in the form of larger purses for the horse owners and in more revenue to make their operation more successful. For that reason, we are proposing to increase the percentage taken from the bettors and divide it half to the owners of horses, who race their horses, in the form of purses and half to the tracks.

The reason the tracks are having trouble is that the only source of revenue they have is pari-mutuel betting. They pay higher taxes these days; they pay higher utility bills; they pay

more wages and higher wages to their employees.

Now if this amendment is adopted, this is what is going to happen: HB 988, as it is now written, would produce about \$3.4 million a year extra. As it is now written, \$1.7 million would go to the horse owners in the form of purses and \$1.7 million would be divided among the racetracks. If this amendment goes through, the arrangement will be considerably different — \$1.7 million will go to the owners of Pennsylvania bred horses; then half of what is left, or \$860,000, will go to the owners of all horses; and the track owners will be left with the final \$860,000. In other words, if this amendment goes in, three-quarters of the additional money will go to the owners of the horses and only one-quarter to the owners of the track.

Now we ask, is that fair? Let us compare the capital investment and the wages and the revenue coming from the racetrack itself as compared to what the owners do.

When you take the industry of harness racing as a whole in terms of employment of people, in generation of jobs, about 5 percent of the industry comes from the breeding of horses and 95 percent comes from the operation of the track.

In terms of capital investment, it is about the same way. The building of a racetrack is a multimillion-dollar thing, but it does not take a multimillion-dollar farm to breed standardbreds.

In terms of municipal and state revenue, the state gets about 90 percent of its revenue out of racing from the operation of the racetrack, taking their cut from the pari-mutuel pool. Local government gets most of its revenue from the racetrack. The racetrack is assessed as a commercial enterprise. They get real estate taxes from it. The people who go to the racetrack pay an admission tax to the local government.

From in the Liberty Bell Track, the Philadelphia School District gets the benefit from the racing in the pari-mutuel handle; *not from the breeding of horses.*

Now if the breeders produce about 5 percent of the capital investment in revenue in Pennsylvania and the racetracks 95 percent, it makes no sense to me to tell the breeders, we are going to give you 75 percent of the new money that comes in and the racetracks only 25.

The gentleman, Mr. Cole, said that your county fairs are going to get a benefit. This simply is not the fact. If his amendment goes in, three-quarters of the money raised is not going to go to the county fairs in any way. It is going to go to the owners of horses who race their horses here in Pennsylvania in the form of purses. The county fair will not get a nickel. You will say, well, it is going to attract a nice race to a county fair. Let us be realistic. People who own standardbred horses who want to race them in a \$50,000-sire-stakes race are not about to risk that horse and take him to a county fair to run on a half-mile track which is open 1 week out of the year. There is no way to maintain that track in good condition. The owner of that horse takes a terrible gamble that his horse will come up lame or break his leg.

In terms of races run by sire stakes, the average racetrack runs about 50 races a week. On an average, two of the 50 are run with sire stakes for the money that the gentleman is trying to get; the other 48 are regular races for all horses. Does it make any sense to take half of the money we are going to raise

and give it to two out of 50 races?

If this bill is going to do any good for the tracks and for Pennsylvania, we have to encourage better racing for all races in Pennsylvania to get more people to go there to bet more money and then the state gets more money. So I beg of you that we should not vote for this amendment.

Now you can also say, well, why do we not give the breeders something? I have been willing for the last 2 weeks—and I told the breeders this—to personally support or sponsor an amendment for them which would give them about \$800,000 out of this money. They said, no, that is not good enough. They say they cannot compete with New York.

Well, let me tell you what New York has done in the last year. New York's sire stakes program is now up to \$8 million; ours is about \$1 million. If we put this amendment in, it will be around \$2.5. New York has taken the sales tax off stud fees. They have taken the sales tax off the sale of yearlings and colts. They have taken the sales tax off the feed for these animals. Now there is no way in our budget crunch in Pennsylvania that we are ever going to be able to do that for the breeders of Pennsylvania. It is just too much. So even if we would do this, the people who own these stallions are going to take them right up to New York State anyway. As a matter of fact, the three major breeding farms in Pennsylvania have already bought acreage in both New York and New Jersey to take advantage of much better programs there. They have said we have done nothing for them for 7 years. That is true. It was not our fault or your fault or my fault. The fact remains that we just did not have the money to do it. Now we are saying to them, if you will be reasonable, we will increase the sire stakes by \$800,000 by a proper amendment to this bill. But, as I say, when I met with them, their answer was: You either give us half of this whole purse or we do not want anything, and we do not want anybody else to have anything.

Now, if we all take that attitude next week, this state is going to shut down on the 30th of June. Would it not be nice if we could sit here and say, well, if I do not get all of my money for mass transit, there is not going to be a state? Or if I do not get all of my money for school subsidies, there is not going to be a state?

Our job in politics is to try to compromise. I am still willing to offer an amendment to give them ½ percent or about \$800,000, but I think that that is all we can do in one fiscal year for them. I, therefore, ask that you vote "no" on this amendment.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Adams, Mr. Cole.

Mr. COLE. Thank you, Mr. Speaker.

I knew that Mr. Englehart was an expert in the racing field. Some of the objections he made to the amendment, I think, are very valid. For those reasons you should vote for the bill.

New York has just recently gone to \$8 million in the sire stakes. We cannot live with the \$1.3 million sire stakes in Pennsylvania. We now rank 6 out of the 7 largest states that have the sire stake purses. We were number one 5 years ago.

It is a matter of survival for the standard-bred horse industry in Pennsylvania. Five years from now, the world's largest farm, the Hanover Shoe Farms, will not be in Pennsylvania. That is

almost a fact, if this amendment does not help to relieve the situation. I would appreciate a "yes" vote on the amendment.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. CAPUTO. Mr. Speaker, I wonder if the gentleman, Mr. Cole, would agree to brief interrogation?

The SPEAKER. Will the gentleman, Mr. Cole, consent to interrogation?

Mr. COLE. Yes, Mr. Speaker.

The SPEAKER. The gentleman may proceed.

Mr. CAPUTO. Mr. Speaker, I do not have a copy of Mr. Cole's amendments so I would like to ask him: Does your amendment call for 1 percent of the raise that is in the bill?

Mr. COLE. Yes, of the total increase. It would be 50 percent, or 1 percent of the 2 percent.

Mr. CAPUTO. Mr. Speaker, I think in the amendment which just passed the House, the Meadows Racetrack, the racetrack in my area, receives a 1-percent increase rather than the 2-percent that has been granted to the rest of the tracks throughout the state. Is that correct?

Mr. COLE. That is my understanding, yes.

Mr. CAPUTO. Well, would your amendment have the effect of wiping out that 1-percent increase for that track?

Mr. COLE. I do not think so.

Mr. CAPUTO. Well, you told me you were getting 1 percent with your amendment?

Mr. COLE. Well, the Meadows is getting 1 percent. There is a 2-percent increase. We are going from 17 percent to 19 percent, which is a 2-percent increase.

Mr. CAPUTO. But that is not at the Meadows. That is at the other tracks but not at the Meadows. I thank the gentleman.

The SPEAKER. The Chair recognizes the gentleman, Mr. Caputo.

Mr. CAPUTO. I am not opposed to anything for the sire stakes or the object of Mr. Cole's amendment, the beneficiary of his amendment. But certainly it would seem to me that to adopt this amendment at this time would, in effect, wipe out whatever increase the Meadows Racetrack, the subject of the amendment just passed by this House, would have.

Under those circumstances, I must oppose the amendment and would ask my colleagues in the House to vote with me in opposing this amendment.

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

Mr. STUBAN. I rise in favor of the amendment.

There have been statements made here about the upkeep of harness racetracks. I happen to represent a district that has one of the finest fairs in the State of Pennsylvania. We maintain a racetrack yearlong. We maintain the stables yearlong. Harness racing had its beginning at the Pennsylvania State Fairs. I think to maintain the Pennsylvania State Fair and maintain harness racing in Pennsylvania, I would ask for a "yes" vote on this amendment.

The SPEAKER. The Chair recognizes the gentleman, Mr.

Fischer, but before the gentleman speaks, the Chair wants to explain.

Representative Salvatore has just approached the Chair. Apparently some members did not understand the reason the Chair called his name out.

The Chair wants it entered into the record that the Chair was teasing Mr. Salvatore. He was not taking, quote, "a cheap shot," which some of the members asked him about.

The Chair would under no circumstances—the Chair is very serious about this—at anytime take any kind of a cheap shot at any member on this floor.

The Chair reiterates what the Chair said when he was sworn in as Speaker. If you find the Chair doing something that you do not understand and do not agree with, you let me know.

The Chair apologizes to the gentleman, Mr. Salvatore. It was a mistake. The Chair was teasing the gentleman. It was not taken that way. The Chair regrets it.

The Chair recognizes the gentleman from Washington, Mr. Fischer.

Mr. R. R. FISCHER. Mr. Speaker, would the gentleman, Mr. Englehart, consent to interrogation, please?

The SPEAKER. Will the gentleman, Mr. Englehart, consent to interrogation?

Mr. ENGLEHART. Yes, Mr. Speaker.

The SPEAKER. The gentleman may proceed.

Mr. R. R. FISCHER. Mr. Speaker, could you tell me, with the addition of your amendment a few moments ago what this will mean then in light of Mr. Cole's amendment? As Mr. Caputo has mentioned, I would like to clearly understand how this would affect the Meadows Racetrack. Could you tell us then how your amendment affects the amendment that Mr. Cole is offering?

Mr. ENGLEHART. Yes, Mr. Speaker. The amendment that I introduced, which we all agreed to, gave the Meadows Racetrack an additional 1 percent of the pari-mutuel handle on what we call exotic betting. Now, if Mr. Cole's amendment is adopted, one-half of that will be taken away from the track and given to the owners of Pennsylvania bred horses.

Mr. R. R. FISCHER. His amendment is, then, just for a flat 1 percent, but it is for one-half of whatever the increase is? Thank you very much.

Mr. ENGLEHART. That is correct.

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

Mr. ENGLEHART. One brief reply to the gentleman, Mr. Stuban, from Columbia.

I recognize that the people who own the farms and who raise horses have an inflation problem just like the racetracks. My point is that under Mr. Cole's amendment, 75 percent of the additional revenue is going to them and only 25 percent to the tracks. I just cannot believe that their inflation problem requires that they get three-quarters of the pie instead of a reasonable amount which we have offered them.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. ZELLER. Mr. Speaker, with all fairness to the county fairs, and let me give you an example. Allentown has one of the largest fairs in the state. They have discontinued their races for the simple reasons, as Mr. Englehart mentioned, the length of the track, and the inability to be able to attract the top farms to bring their horses in. Therefore, it just was not profitable. Last year, I think they had 110 people sitting there watching the races. So, it just was not profitable. So, for the reasons Mr. Englehart mentioned, these are the reasons most county fairs are going to start phasing out horse racing.

Now if Mr. Stuban's area is holding on to the fairs, great. I think it is wonderful. I am all in favor of county fairs. I just want to remind the members of what is happening in my area.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—100

Anderson	Gatski	McGinnis	Sirianni
Armstrong	Geesey	Milanovich	Smith, E.
Bittle	George, C.	Miller	Smith, L.
Brandt	Gillette	Milliron	Spencer
Brown	Goebel	Miscevich	Spitz
Burd	Greenleaf	Moehlmann	Stairs
Burns	Grieco	Morris	Stuban
Butera	Halverson	Mowery	Taddonio
Caltagirone	Haskell	Mrkonic	Taylor, E.
Cassidy	Hayes, S. E.	Noye	Taylor, F.
Cessar	Helfrick	O'Connell	Thomas
Cimini	Honaman	Pancoast	Vroon
Cole	Hutchinson, W.	Petrarca	Wagner
Davies	Klingaman	Piccola	Wass
DeVerter	Kolter	Pitts	Weidner
Dietz	Lehr	Polite	Wenger
Dininni	Levi	Pratt	Wilson
Dorr	Lincoln	Pyles	Wilt
Flaherty	Livengood	Reed	Wright, D.
Foster, A.	Lynch	Ritter	Wright, J. L.
Foster, W.	Mackowski	Ryan	Yahner
Freind	Madigan	Scheaffer	Yohn
Fryer	Manmiller	Scirica	Zearfoss
Gallen	McCall	Seltzer	Zord
Garzia	McClatchy	Shuman	Zwilk

NAYS—95

Abraham	Fischer, R. R.	Laughlin	Rieger
Arthurs	Fisher, D. M.	Letterman	Ruggiero
Barber	Gallagher	Logue	Salvatore
Bellomini	Gamble	Manderino	Scanlon
Beloff	Geisler	McIntyre	Schmitt
Bennett	George, M.	McLane	Schweder
Berlin	Giammarco	Mebus	Shupnik
Berson	Goodman	Meluskey	Stapleton
Bittinger	Gray	Mullen, M. P.	Stewart
Borski	Greenfield	Mullen, M. M.	Sweet
Brunner	Hamilton	Novak	Tenaglio
Caputo	Hasay	O'Brien, B.	Trello
Cianciulli	Hayes, D. S.	O'Brien, D.	Valicenti
Cohen	Hoeffel	O'Keefe	Wansacz
Cowell	Hopkins	Oliver	Wargo
DeMedio	Hutchinson, A.	Parker	White
DeWeese	Itkin	Pievsky	Wiggins
DiCarlo	Johnson	Pott	Williams
Dombrowski	Jones	Prendergast	Wise
Donatucci	Katz	Rappaport	Zeller
Doyle	Kelly	Ravenstahl	Zitterman
Duffy	Kernick	Renwick	
Dumas	Knepper	Rhodes	Irvis,

Englehart Fee	Kowalyszyn	Richardson	Speaker
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NOT VOTING—5

Gleeson Harper	Musto	O'Donnell	Shelton
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The question was determined in the affirmative and the amendments were agreed to.

On the question recurring,

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

Bill as amended 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?

The SPEAKER. The Chair recognizes the gentleman from Fayette, Mr. Lincoln.

Mr. LINCOLN. Mr. Speaker, I rise to oppose this piece of legislation. I think that the arguments given by the sponsors are that we are protecting jobs of individuals who work at the tracks. We are going to make the tracks more competitive.

It is incredible to me that we could be taking money from the customer, so to speak, the bettor, placing it in the track owner's pot and pocket, and by doing so we are going to increase the beauty of going to the track; that we are going to make it look that much better for the bettor who is going to take home less money when he does happen to hit and get lucky and maybe have a ticket to cash, maybe one time in 10. I think that it is just an example of another industry wanting more. I do not see one thing in the amendment and one thing in the bill that is going to give anything back to the customer or the bettor.

I would urge you to consider that fact when you vote on this. I have not heard any information from the prime sponsor or anyone else as to the absolute necessity of increasing the revenues of the owners.

Remember, your constituents are the ones who go vote and bet, and that same voter is going to be getting less for his bet when he goes to the track if you vote for this bill. Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. GEORGE. Mr. Speaker, I wonder if Mr. Englehart would submit to an interrogation?

The SPEAKER. Will the gentleman, Mr. Englehart, consent to interrogation?

Mr. ENGLEHART. Yes, Mr. Speaker.

The SPEAKER. The gentleman may proceed.

Mr. GEORGE. Mr. Speaker, the moneys that are now supplied to most municipalities in Pennsylvania that have been having and continue to have problems as far as water supplies, and sometime ago it was the wisdom of this body to apply moneys to, in some way, remedy these problems, does this come out of this racing fund that we are talking about right now?

Mr. ENGLEHART. It comes out of the general pari-mutuel

racing fund, but not out of the moneys we are talking about in this House bill. In other words, if racing continues as is, the water and sewer money will still stay about the same.

Mr. GEORGE. Is there a specific formula for the funding on a certain amount or does it really relate to the fact that the more money that is made the more that is turned into the Department of Community Affairs?

Mr. ENGLEHART. The more money that is bet, the more money that is turned into Community Affairs, that is correct.

Mr. GEORGE. Where do these moneys come from, from whose percentage?

Mr. ENGLEHART. They were taken off the pari-mutuel pool before anyone gets anything. The state takes its share first.

Mr. GEORGE. So this bill in no way will prove to be a problem as far as the funding, and the same amount of money or an even greater amount of money will continue to come in so that people in Pennsylvania who are having problems with loss of water supplies can continue to operate?

Mr. ENGLEHART. The only way there will be less money available for that is if the people quit going to the racetrack and bet less money. The state share, I think, is 4¾ percent of the entire pari-mutuel pool.

Mr. GEORGE. With the formula that is suggested in this bill, is there any way that the people who go to the track and bet, in some way, will be losing something as far as their percentage of their wins?

Mr. ENGLEHART. There certainly is. They are going to lose 2 percent.

Mr. GEORGE. Then in essence the people of Pennsylvania, who not only look forward to but need the fund that is supplied by the first balance, in other words, the complete contingency, in some way they will hurt, is that right?

Mr. ENGLEHART. Well, the guy who goes and makes the bet is going to pay the bill. Our philosophy all along has been, if you want to bet on horseraces, you ought to pay a little more; you can afford 2 more percent.

Mr. GEORGE. I ask you this, not as a means of embarrassment because of the fact I think you know more about it than I, but my general concern again is for you to tell me, and I feel that you know, because it was just last year that it was the wisdom of this body to increase the percentage from 75 percent to a maximum of \$75,000 that would be made available, as long as moneys were in that program, to every county and every municipality in Pennsylvania. The truth of the matter is if it were not for this program, you would have thousands of people who would be without water in Pennsylvania today. With the rainfall and the change in the atmosphere and the fact that industry has greatly deteriorated our supply of water, this fund and this fund alone, I believe, is a principal fund that keeps not only the rural areas but the suburban areas legally and available—

The SPEAKER. Will the gentleman yield?

The gentleman may proceed.

Mr. GEORGE. I apologize. It is evident that my testimony is not very acceptable or I am not making much sense, so I will try to cut it down in this manner.

What I want to know—

The SPEAKER. The gentleman, Mr. George, is about to place an interrogation to the gentleman, Mr. Englehart.

The gentleman, Mr. George, may proceed.

Mr. GEORGE. Mr. Speaker, it is evident that I need someone to advise me also.

The SPEAKER. The Speaker advises the gentleman that through long acquaintance with the gentleman, Mr. Englehart, he assures him that Mr. Englehart is hearing each question that is being asked. You may place the question, and I am sure Mr. Englehart will understand it and will answer it for you. Place the question, Mr. George.

Mr. GEORGE. In the manner that I do, I am sure anyone can understand Mr. Englehart, and I know you will tell me the truth. Is there any possible way that what we intend to do with this bill will take away one nickel from the people of Pennsylvania who rely on this fund for water?

Mr. ENGLEHART. Mr. Speaker, I understand the gentleman's question. Whether or not HB 988 as amended or as unamended becomes law, I can assure him there will be no change in the number of dollars available for the purpose he speaks. This bill does not affect that fund.

Mr. GEORGE. I thank you very much.

HB 988 RECOMMENDED

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

Mr. ENGLEHART. Mr. Speaker, the vote on the amendment was quite close to show that it is a controversial matter.

I really honestly feel that the bill as now amended is not going to do the job that it was required to do. The racetracks are not going to get the help they need. The breeders and the owners of horses have gotten almost all the money. I think maybe, therefore, this matter should go back to the State Government Committee to give it another look. I therefore move that HB 988, as amended, be recommitted to the Committee on State Government.

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

The following roll call was recorded:

YEAS—109

Table listing names of members who voted 'YEAS' for HB 988, including Abraham, Arthurs, Barber, Bellomini, Beloff, Bennett, Berlin, Berson, Bittinger, Borski, Brunner, Burd, Caputo, Cassidy, Cianciulli, Cohen, Cowell, DeMedio, DeWeese, DiCarlo, Gallagher, Gamble, Gatski, Geisler, George, C., George, M., Giammarco, Gillette, Goodman, Gray, Greenfield, Hamilton, Hasay, Hayes, D. S., Hoeffel, Hutchinson, A., Hutchinson, W., Itkin, Johnson, Jones, Manderino, McGinnis, McIntyre, McLane, Mebus, Meluskey, Milliron, Mullen, M. P., Mullen, M. M., Musto, Novak, O'Brien, B., O'Brien, D., O'Keefe, Oliver, Petrarca, Pievsky, Pott, Pratt, Prendergast, Ruggiero, Scanlon, Schmitt, Schweder, Shupnik, Spitz, Stapleton, Stewart, Sweet, Taylor, F., Tenaglio, Trello, Valicenti, Wansacz, Wargo, White, Wiggins, Williams, Wise, and Wright, D.

Table listing names of members who were present or absent during the proceedings, including Dombrowski, Donatucci, Doyle, Duffy, Dumas, Englehart, Fee, Flaherty, Katz, Kelly, Klingaman, Kowalshyn, Laughlin, Letterman, Lincoln, Logue, Rappaport, Ravenstahl, Reed, Renwick, Rhodes, Richardson, Rieger, Ritter, Zeller, Zitterman, Zord, and Zwikl.

NAYS—85

Table listing names of members who voted 'NAYS' for HB 988, including Anderson, Armstrong, Bittle, Brandt, Brown, Burns, Butera, Caltagirone, Cessar, Cimini, Cole, Davies, DeVerter, Dietz, Diminni, Dorr, Fischer, R. R., Fisher, D. M., Foster, A., Foster, W., Freind, Fryer, Gallen, Garzia, Geesey, Goebel, Greenleaf, Grieco, Halverson, Hayes, S. E., Helfrick, Honaman, Hopkins, Kernick, Knepper, Kolter, Lehr, Levi, Lynch, Mackowski, Madigan, Manmiller, McCall, McClatchy, Milanovich, Miller, Misceovich, Moehlmann, Morris, Mowery, Mrkonic, Noye, O'Connell, Pancoast, Parker, Piccola, Pitts, Polite, Pyles, Ryan, Salvatore, Scheaffer, Scirica, Seltzer, Shuman, Sirianni, Smith, E., Smith, L., Spencer, Stairs, Stuban, Taddonio, Taylor, E., Thomas, Vroon, Wagner, Wass, Weidner, Wenger, Wilson, Wilt, Wright, J. L., Yahner, Yohn, and Zearfoss.

NOT VOTING—6

Table listing names of members who did not vote on HB 988, including Gleeson, Harper, Haskell, Livengood, O'Donnell, and Shelton.

The question was determined in the affirmative and the motion was agreed to.

The SPEAKER. The bill is so recommitted.

TRANSPORTATION BILLS ON THIRD CONSIDERATION

Agreeable to order,
The House proceeded to third consideration of House bill No. 664, printer's No. 1300, entitled:

An Act amending the "Pennsylvania Urban Mass Transportation Assistance Law of 1967" approved January 22, 1968 (P. L. 42, No. 8), providing for a definition of public highway.

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 roll call will now be taken.

YEAS—190

Table listing names of members who voted 'YEAS' for the transportation bill, including Abraham, Anderson, Armstrong, Arthurs, Bellomini, Gallagher, Gallen, Gamble, Garzia, Gatski, Manderino, Manmiller, McCall, McClatchy, McGinnis, Scanlon, Scheaffer, Schmitt, Schweder, and Scirica.

Beloff	Geesey	McIntyre	Seltzer
Bennett	Geisler	McLane	Shuman
Berlin	George, C.	Mebus	Shupnik
Berson	George, M.	Meluskey	Sirianni
Bittinger	Giammarco	Milanovich	Smith, E.
Bittle	Gillette	Miller	Smith, L.
Borski	Goebel	Milliron	Spencer
Brandt	Goodman	Miscevich	Spitz
Brown	Gray	Moehlmann	Stairs
Brunner	Greenfield	Morris	Stapleton
Burd	Greenleaf	Mowery	Stewart
Burns	Grieco	Mrkonc	Suban
Butera	Halverson	Mullen, M. P.	Sweet
Caltagirone	Hamilton	Mullen, M. M.	Taddonio
Caputo	Hasay	Musto	Taylor, E.
Cassidy	Haskell	Novak	Taylor, F.
Cessar	Hayes, D. S.	Noye	Tenaglio
Cianciulli	Hayes, S. E.	O'Brien, B.	Thomas
Cimini	Helfrick	O'Brien, D.	Trello
Cohen	Hoeffel	O'Connell	Valicenti
Cole	Honaman	O'Keefe	Vroon
Cowell	Hopkins	Oliver	Wagner
Davies	Hutchinson, A.	Pancoast	Wansacz
DeMedio	Hutchinson, W.	Parker	Wargo
DeVertter	Itkin	Petrarca	Wass
DeWeese	Johnson	Piccola	Weidner
DiCarlo	Jones	Pievsky	Wenger
Dietz	Katz	Pitts	Wiggins
Dininni	Kelly	Polite	Wilson
Dombrowski	Kernick	Pott	Wilt
Donatucci	Klingaman	Pratt	Wise
Dorr	Knepper	Prendergast	Wright, D.
Doyle	Kolter	Pyles	Wright, J. L.
Duffy	Kowalshyn	Rappaport	Yahner
Englehart	Laughlin	Ravenstahl	Yohn
Fee	Lehr	Reed	Zearfoss
Fischer, R. R.	Letterman	Renwick	Zeller
Fisher, D. M.	Levi	Rhodes	Zitterman
Flaherty	Lincoln	Rieger	Zord
Foster, A.	Logue	Ritter	Zwikl
Foster, W.	Lynch	Ruggiero	
Freind	Mackowski	Ryan	Irvis,
Fryer	Madigan	Salvatore	Speaker

NAYS—0

NOT VOTING—10

Barber	Harper	Richardson	White
Dumas	Livengood	Shelton	Williams
Gleeson	O'Donnell		

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 Armstrong, Mr. Livengood. For what purpose does the gentleman rise?

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

The SPEAKER. The gentleman will state it.

Mr. LIVENGOOD. Mr. Speaker, I was not in my seat at the time and would like to be recorded as voting "yes" on HB 664.

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

Agreeable to order,

The House proceeded to third consideration of **House bill No. 665, printer's No. 1301**, entitled:

An Act amending "The Pennsylvania Transportation Assistance Authority Act of 1967" approved January 22, 1968 (P. L. 27, No. 7), providing for a definition of public highway.

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?

The SPEAKER. The Chair recognizes the gentleman from Fayette, Mr. Lincoln.

Mr. LINCOLN. Mr. Speaker, could I interrogate someone? You are the prime sponsor and I will interrogate anyone that you designate.

The SPEAKER. If the Chair were on the floor, I would be able, I think, to address myself to this question. But the Chair recognizes the gentleman, Mr. Caputo.

Mr. Caputo, we are on page 12, HB 665, the bill which re-defines the term "public highway." The gentleman, Mr. Lincoln, is asking for the privilege of interrogating you.

The gentleman, Mr. Lincoln, may place the interrogation.

Mr. LINCOLN. Mr. Speaker, I vaguely remember the bill in committee and I am trying to put it into my head. Is this the bill that provides the implementing legislation for money which had already been provided in the capital budget in a previous year?

Mr. CAPUTO. Yes, Mr. Speaker, during the 1972-74 session a certain amount of money was placed in the capital highways budget. This money and the purposes of it and the purposes of the appropriation were unable to be carried through because of the definition of public highway. We had the past legislation include these particular four bridges because they are on state highways.

Prior to 1972-74 the state was only responsible for the maintenance of the surface. In order to repair these bridges, the by-ways, the sides and the supports—this money is already in the budget and this bill requires no additional appropriation—this bill transfers that money tagged in the 1972-74 session for the repair of these four particular bridges. We are asking the legislature to transfer it so it can be used for the purpose for which it was originally intended.

Mr. LINCOLN. Mr. Speaker, I thank the gentleman for the brief explanation.

I support the bill.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Shall the bill pass finally?

Agreeable to the provision of the constitution, the following roll call was recorded:

YEAS—192

Abraham	Gamble	McCall	Scheaffer
Anderson	Garzia	McClatchy	Schmitt
Armstrong	Gatski	McGinnis	Schweder

Arthurs	Geesey	McIntyre	Scirica
Bellomini	Geisler	McLane	Seltzer
Beloff	George, C.	Mebus	Shuman
Bennett	George, M.	Meluskey	Shupnik
Berlin	Giammarco	Milanovich	Sirianni
Berson	Gillette	Miller	Smith, E.
Bittinger	Goebel	Milliron	Smith, L.
Bittle	Goodman	Miscevich	Spencer
Borski	Gray	Moehlmann	Spitz
Brandt	Greenfield	Morris	Stairs
Brown	Greenleaf	Mowery	Stapleton
Burd	Grieco	Mrkonic	Stewart
Burns	Halverson	Mullen, M. P.	Stuban
Butera	Hamilton	Mullen, M. M.	Sweet
Caltagirone	Hasay	Musto	Taddonio
Caputo	Haskell	Novak	Taylor, E.
Cassidy	Hayes, D. S.	Noye	Taylor, F.
Cessar	Hayes, S. E.	O'Brien, B.	Tenaglio
Cianciulli	Helfrick	O'Brien, D.	Thomas
Cimini	Hoeffel	O'Connell	Trello
Cohen	Honaman	O'Keefe	Valicenti
Cole	Hopkins	Oliver	Vroon
Cowell	Hutchinson, A.	Pancoast	Wagner
Davies	Hutchinson, W.	Parker	Wansacz
DeMedio	Itkin	Petrarca	Wargo
DeVerter	Johnson	Piccola	Wass
DeWeese	Jones	Pievsky	Weidner
DiCarlo	Katz	Pitts	Wenger
Dietz	Kelly	Polite	White
Dininni	Kernick	Pott	Wiggins
Dombrowski	Klingaman	Pratt	Williams
Donatucci	Knepper	Prendergast	Wilson
Dorr	Kolter	Pyles	Wilt
Doyle	Kowalyszyn	Rappaport	Wise
Duffy	Laughlin	Ravenstahl	Wright, D.
Englehart	Lehr	Reed	Wright, J. L.
Fee	Letterman	Renwick	Yohn
Fischer, R. R.	Levi	Rhodes	Zearfoss
Fisher, D. M.	Lincoln	Richardson	Zeller
Flaherty	Livengood	Rieger	Zitterman
Foster, A.	Logue	Ritter	Zord
Foster, W.	Lynch	Ruggiero	Zwinkl
Freind	Mackowski	Ryan	
Fryer	Madigan	Salvatore	Irvis,
Gallagher	Manderino	Scanlon	Speaker
Gallen	Manmiller		

NAYS—0

NOT VOTING—8

Barber	Dumas	Harper	Shelton
Brunner	Gleeson	O'Donnell	Yahner

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.

Agreeable to order,

The House proceeded to third consideration of **Senate bill No. 145, printer's No. 145**, entitled:

An Act amending the act of January 22, 1968 (P. L. 27, No. 7), entitled "The Pennsylvania Transportation Assistance Authority Act of 1967" authorizing designator for certain members of the authority and further providing for staff of the governing body.

On the question,

Will the House agree to the bill on third consideration?

Mr. MANDERINO offered the following amendment:

Amend Title, page 1, line 25, by striking out "designator" and inserting designees

On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, this is a technical amendment. It amends the title, page 1, line 25, by striking out the word "designator" and inserts the word "designees". It should be made to avoid a possible defect in the bill.

On the question recurring,

Will the House agree to the amendment?

Amendment was agreed to.

The SPEAKER. Is the amendment agreed to, Mr. Manderino, as far as you know?

Mr. MANDERINO. There is no reason why it is not agreed to.

The SPEAKER. The Chair addresses itself to the majority leader, a query. Has this bill been caucused on? The Chair's calendar indicates it has not, but the Chair's calendar is not always accurate.

Mr. MANDERINO. My calendar is marked the same way. I do not believe it has been caucused on.

The SPEAKER. The Chair must assume that the bill has not been caucused on.

On the question,

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.

SB 518 PASSED OVER

The SPEAKER. On SB 518, PN 536, the Chair addresses a query to the majority leader again. The Chair's calendar is not marked on this bill. Has this bill, to the knowledge of the majority leader, been caucused on?

Mr. MANDERINO. My calendar is marked identical to yours.

The SPEAKER. The Chair thanks the gentleman. SB 518, PN 536 will go over for today.

INSURANCE BILLS ON THIRD CONSIDERATION

Agreeable to order,

The House proceeded to third consideration of **House bill No. 534, printer's No. 578**, entitled:

An Act amending "The Insurance Department Act of one thousand nine hundred and twenty-one" approved May 17, 1921 (P. L. 789, No. 285), providing for the licensing as insurance agents of certain nonresidents of this Commonwealth.

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 roll call will now be taken.

YEAS—184

Anderson	Gallen	McCall	Schweder
Armstrong	Gamble	McClatchy	Scirica
Arthurs	Garzia	McIntyre	Seltzer
Bellomini	Gatski	McLane	Shuman
Beloff	Geesey	Mebus	Shupnik
Bennett	Geisler	Meluskey	Sirianni
Berlin	George, C.	Milanovich	Smith, E.
Berson	George, M.	Milliron	Smith, L.
Bittinger	Giammarco	Miscevich	Spencer
Bittle	Gillette	Moehlmann	Spitz
Borski	Goebel	Morris	Stairs
Brandt	Goodman	Mowery	Stapleton
Brown	Gray	Mullen, M. P.	Stewart
Brunner	Greenfield	Mullen, M. M.	Stuban
Burd	Greenleaf	Musto	Sweet
Burns	Grieco	Novak	Taddonio
Butera	Halverson	Noye	Taylor, E.
Caltagirone	Hamilton	O'Brien, B.	Taylor, F.
Caputo	Hasay	O'Brien, D.	Tenaglio
Cassidy	Haskell	O'Connell	Thomas
Cessar	Hayes, D. S.	O'Keefe	Trello
Cianciulli	Hayes, S. E.	Oliver	Valicenti
Cimini	Helfrick	Pancoast	Vroon
Cohen	Hoeffel	Parker	Wagner
Cole	Honaman	Petrarca	Wansacz
Cowell	Hopkins	Piccola	Wargo
Davies	Hutchinson, A.	Pievsky	Wass
DeMedio	Itkin	Pitts	Weidner
DeVerter	Johnson	Polite	Wenger
DeWeese	Jones	Pott	White
DiCarlo	Katz	Pratt	Wiggins
Dininni	Kelly	Prendergast	Wilson
Dombrowski	Kernick	Pyles	Wilt
Dorr	Knepper	Rappaport	Wise
Doyle	Kolter	Ravenstahl	Wright, D.
Duffy	Kowalyszyn	Reed	Wright, J. L.
Dumas	Laughlin	Renwick	Yahner
Englehart	Lehr	Rhodes	Yohn
Fee	Letterman	Richardson	Zearfoss
Fischer, R. R.	Levi	Rieger	Zeller
Fisher, D. M.	Lincoln	Ritter	Zitterman
Flaherty	Livengood	Ruggiero	Zord
Foster, A.	Logue	Ryan	Zwikl
Foster, W.	Lynch	Scanlon	
Freind	Mackowski	Scheaffer	Irvis,
Fryer	Madigan	Schmitt	Speaker
Gallagher	Manmiller		

NAYS—9

Abraham	Hutchinson, W.	McGinnis	Mrkonic
Dietz	Klingaman	Miller	Salvatore
Donatucci			

NOT VOTING—7

Barber	Harper	O'Donnell	Williams
Gleeson	Manderino	Shelton	

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 Philadelphia, Mr. Cohen. For what purpose does the gentleman rise?

Mr. COHEN. I rise to a question of personal privilege. The SPEAKER. The gentleman will state it. Mr. COHEN. Mr. Speaker, on HB 534 my switch malfunctioned. I would like to be recorded in the affirmative. The SPEAKER. The gentleman's remarks will be spread upon the record.

Agreeable to order,

The House proceeded to third consideration of **House bill No. 859, printer's No. 1325**, entitled:

An Act amending "The Insurance Company Law of 1921" approved May 17, 1921 (P. L. 682, No. 284), further providing for the cancellation or termination of certain policies.

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?

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

Mr. KOWALYSHYN. Mr. Speaker, will the Chair have this bill, HB 859, passed over for the week?

The SPEAKER. Without objection, HB 859, PN 1325, is passed over for the week.

Mr. KOWALYSHYN. Along with the next bill.

The SPEAKER. The Chair thanks the gentleman.

HB 950, PN 1327, is passed over.

Mr. KOWALYSHYN. Mr. Speaker, I am sorry. As far as HB 859 is concerned, that is entirely up to the principal sponsor. I wanted to invite the attention of the Chair to HB 950, the next bill. I have no request as far as HB 859. The House may take action on it as far as I am concerned.

The SPEAKER. The Chair thanks the gentleman.

DECISION WITHDRAWN

The SPEAKER. The Chair withdraws its decision that HB 859, PN 1325, will go over in order.

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

Mr. CAPUTO. Mr. Speaker, I rise in opposition to the bill. On the calendar it explains the intent of this bill. It indicates that "This bill would amend the Insurance Code of 1921 by providing a 60-day period for insurance companies to cancel new workmen's compensation policies written by agents in the field. The insurer must give the insured 10 days advance notice in writing."

Mr. Speaker, it seems to me that the people of this state have become accustomed to being solicited by insurance agents and insurance salesmen who are seeking to write new business. I have no complaint whatsoever about that. It also seems to me that the day you come into agreement with the agent who solicited you or the person to whom you went to for coverage, that person having taken your premium and written up a contract, that you would go home assured that you were protected and covered.

I am opposed to any bill that would provide that you are not covered at the time you pay your money, and that would give the person who is holding your money 60 days in which to make up their minds whether they are going to cover you or not.

I am opposed to the rights of an insurance company to cancel after they have insured a person when they find that they are a bad risk. But certainly I think that the insurance companies have been protected in this state. In fact, I guess all of us have been subjected somewhat in getting that protection by the rates we pay. I certainly oppose giving them the additional advantage of taking a person's money, holding it for 2 months, and then telling the fellow he does not have any insurance and to go someplace else to look for it. I ask for a "no" vote on this bill.

The SPEAKER. The Chair recognizes the gentleman from Somerset, Mr. Halverson.

Mr. HALVERSON. Thank you, Mr. Speaker.

I would just like to explain to the members of the House what the need for this bill is. Back in, I believe it was, 1975, there was a lot of concern about insurance companies dumping workmen's compensation policies into the state fund. At that time we felt that corrective legislation was necessary and we passed a bill which provided that a workmen's compensation policy could not be canceled during its existence.

Now, in many areas of insurance, such as automobile insurance, fire insurance and homeowners insurance, the companies have a 60-day period at the initial outset, when the customer goes to their insurance agent to purchase insurance, to make an inspection of the particular risk and then within 60 days make a determination as to whether or not they will continue their insurance. That does not exist in workmen's compensation today. Today the law is that you cannot cancel a workmen's compensation policy unless it be for nonpayment of premiums.

The result is this—and I am an insurance agent and I can tell you first hand—the insurance companies simply are not taking workmen's compensation new business. They are not willing to gamble that that is going to be a bad risk or a good risk. The current setup does not allow them an opportunity to look at it. Therefore, they say just do not bother sending in the business.

I will bet you if you ask any insurance agent here—and we have many of them who are members of the General Assembly—they will tell you the same thing. The market on insurance is very restricted at the present time and in particular in workmen's compensation business. Therefore, in almost all respects most of the business is going into the state fund which is costing the taxpayers of Pennsylvania a lot of money. Therefore, I urge support of the bill.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Westmoreland, Mr. Schmitt.

Mr. SCHMITT. Mr. Speaker, in reference to the bill that is under consideration at the present time, I would just like to make the following points: I do not believe anyone here can accuse me of being a great defender of the insurance companies because I have fought them consistently for many years. But the point that—

The SPEAKER. It is exceedingly difficult for the Speaker to

hear what the gentleman is saying. Part of the problem is the noise level on the floor. I do not want the members to assume that the Chair is going to foreclose itself from calling names. The Chair is going to do that if necessary.

The gentleman may proceed.

MR. SCHMITT. Mr. Speaker, I am not standing here at this microphone, as most of the members will recognize, in defense of the insurance companies because certainly my record will show that I have consistently fought their rate increases and have tried to introduce good legislation to control the insurance companies. So I am not defending their position here.

I want to point out that the labor calendar shows a negative vote on this particular bill. I think it is because they are in error and do not understand the purpose of the bill.

The reason I am speaking in favor of the bill and have been a cosponsor is because I am interested in the consumers' end of the deal. I would like to make this point so that everyone understands clearly what the bill is all about.

Presently, without the benefit of this bill, an insurer can refuse to insure any company who comes to him saying that they are not interested in the risk and, as a result, that policy is dumped upon the state fund. The purpose of this bill is to give that insurance company an opportunity of over 60 days to study and analyze the quality of the risk they are taking. If they do not like the risk, then at that time, within that 60-day period, with a 10-day notice they can dump that policy on the state fund.

I think this is the part that is important because today they are arbitrarily canceling or refusing to write policies because they do not know the history of the company. The company may be a newly formed coal mine operator, for example, and none of the companies want to take the risk until they know what the experience will be. This bill gives them an opportunity, to get 60-days of experience before canceling out the policy. I think this inures to the benefit of the consumer. Therefore I ask for the support of the bill, in spite of the fact that the labor calendar indicates otherwise.

Thank you, Mr. Speaker.

On the question recurring,
Shall the bill pass finally?

Agreeable to the provision of the constitution, the following roll call was recorded:

YEAS—103

Abraham	George, M.	Manmiller	Schmitt
Anderson	Gillette	McClatchy	Scirica
Arthurs	Goebel	McGinnis	Seltzer
Bittle	Goodman	Mebus	Shuman
Borski	Grieco	Miller	Sirianni
Brandt	Halverson	Milliron	Smith, E.
Burd	Hamilton	Moehlmann	Smith, L.
Burns	Hasay	Mowery	Spencer
Butera	Haskell	Mrkonic	Taddonio
Cessar	Hayes, D. S.	O'Brien, B.	Taylor, E.
Cimini	Hayes, S. E.	O'Brien, D.	Taylor, F.
Cowell	Helfrick	O'Connell	Thomas
Davies	Honaman	Pancoast	Trello
DeVerter	Hopkins	Parker	Vroon
DiCarlo	Hutchinson, A.	Petrarca	Wagner
Dietz	Katz	Piccola	Wass
Dininni	Kernick	Pitts	Weidner

Dorr	Knepper	Polite	Wenger
Doyle	Kowalyszyn	Pott	Wilson
Fischer, R. R.	Lehr	Pratt	Wilt
Fisher, D. M.	Levi	Pyles	Wright, D.
Flaherty	Lincoln	Rappaport	Wright, J. L.
Foster, A.	Livengood	Reed	Yohn
Foster, W.	Lynch	Ryan	Zearfoss
Freind	Mackowski	Salvatore	Zord
Gallen	Madigan	Scheaffer	

NAYS—92

Armstrong	Fryer	McCall	Scanlon
Barber	Gallagher	McIntyre	Schweder
Bellomini	Gamble	McLane	Spitz
Beloff	Garzia	Meluskey	Stairs
Bennett	Gatski	Milanovich	Stapleton
Berlin	Geesey	Miscevich	Stewart
Berson	Geisler	Morris	Stuban
Bittinger	George, C.	Mullen, M. P.	Sweet
Brown	Giammarco	Mullen, M. M.	Tenaglio
Brunner	Gray	Musto	Valicenti
Caltagirone	Greenfield	Novak	Wansacz
Caputo	Greenleaf	Noye	Wargo
Cassidy	Harper	O'Donnell	White
Cianciulli	Hoeffel	O'Keefe	Wiggins
Cohen	Itkin	Oliver	Williams
Cole	Johnson	Pievsky	Wise
DeMedio	Jones	Prendergast	Yahner
DeWeese	Kelly	Ravenstahl	Zeller
Dombrowski	Klingaman	Renwick	Zitterman
Donatucci	Kolter	Richardson	Zwilk
Duffy	Laughlin	Rieger	
Dumas	Letterman	Ritter	Irvis,
Englehart	Logue	Ruggiero	Speaker
Fee	Manderino		

NOT VOTING—5

Gleeson	Rhodes	Shelton	Shupnik
Hutchinson, W.			

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.

GAME AND FISHERIES BILL ON THIRD CONSIDERATION

Agreeable to order,

The House proceeded to third consideration of **House bill No. 767, printer's No. 858**, entitled:

An Act amending the "Real Estate Tax Act Law" approved July 7, 1947 (P. L. 1368, No. 542), further extending the deadline for counties of the second class.

On the question,

Will the House agree to the bill on third consideration?

Mr. LAUGHLIN offered the following amendments:

Amend Title, page 1, line 28 by removing the period after "class" and inserting ; and providing an exemption for counties of the fourth class.

Amend Sec. 1 (Sec. 102), page 3, line 15 by removing the period after "1976" and inserting : Provided, further, That any county of the fourth class may, by resolution adopted by its commissioners, be exempt from collecting its delinquent taxes pursuant to the provisions of this act: Provided, however, That this exemption shall only be available for a six-year period im-

mediately following January 1, 1976 and the county commissioners shall by resolution, provide for the collection of delinquent taxes during this interim.

On the question,

Will the House agree to the amendments?

The SPEAKER. The Chair recognizes the gentleman from Beaver, Mr. Laughlin.

Mr. LAUGHLIN. Mr. Speaker, as Allegheny County is concerned with the situation relative to delinquent tax collections so is the county of Beaver, which I happen to come from. The amendment to this bill has been agreed to by the Allegheny County delegation. What it does is provide our commissioners with the same opportunity that Allegheny County has. I would ask the members to concur.

Thank you.

On the question recurring,

Will the House agree to the amendments?

Amendments were agreed to.

On the question,

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

Bill as amended 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 roll call will now be taken.

YEAS—189

Abraham	Gallen	Manderino	Scheaffer
Anderson	Gamble	Manmiller	Schmitt
Armstrong	Garzia	McCall	Schweder
Arthurs	Gatski	McClatchy	Scirica
Barber	Geesey	McGinnis	Seltzer
Bellomini	Geisler	McIntyre	Shuman
Beloff	George, C.	McLane	Shupnik
Bennett	George, M.	Mebus	Sirianni
Berlin	Giammarco	Meluskey	Smith, E.
Berson	Gillette	Milanovich	Smith, L.
Bittinger	Goebel	Miller	Spencer
Bittle	Goodman	Milliron	Spitz
Borski	Gray	Miscevich	Stairs
Brandt	Greenfield	Moehlmann	Stapleton
Brown	Greenleaf	Morris	Stewart
Brunner	Grieco	Mowery	Stuban
Burd	Halverson	Mrkonic	Sweet
Burns	Hamilton	Mullen, M. P.	Taddonio
Butera	Harper	Mullen, M. M.	Taylor, E.
Caltagirone	Hasay	Musto	Taylor, F.
Caputo	Haskell	Novak	Tenaglio
Cassidy	Hayes, D. S.	O'Brien, B.	Thomas
Cessar	Hayes, S. E.	O'Brien, D.	Trello
Cianciulli	Helfrick	O'Connell	Valicenti
Cimini	Hoeffel	O'Keefe	Vroon
Cohen	Honaman	Oliver	Wagner
Cole	Hopkins	Pancoast	Wansacz
Cowell	Hutchinson, A.	Parker	Wargo
Davies	Itkin	Petrarca	Wass
DeMedio	Johnson	Piccola	Weidner
DeVerter	Jones	Pievsky	Wenger
DiCarlo	Katz	Pitts	White
Dietz	Kelly	Polite	Wiggins

Dininni	Kernick	Pott	Williams
Dombrowski	Klingaman	Pratt	Wilson
Donatucci	Knepper	Prendergast	Wilt
Dorr	Kolter	Pyles	Wise
Doyle	Kowalyshyn	Rappaport	Wright, D.
Duffy	Laughlin	Ravenstahl	Wright, J. L.
Dumas	Lehr	Reed	Yahner
Fee	Letterman	Renwick	Yohn
Fischer, R. R.	Levi	Rhodes	Zearfoss
Fisher, D. M.	Lincoln	Richardson	Zitterman
Flaherty	Livengood	Rieger	Zord
Foster, A.	Logue	Ruggiero	
Foster, W.	Lynch	Ryan	Irvis,
Freind	Mackowski	Salvatore	Speaker
Gallagher	Madigan	Scanlon	

NAYS—6

DeWeese	Noye	Zeller	Zwikl
Fryer	Ritter		

NOT VOTING—5

Englehart	Hutchinson, W.	O'Donnell	Shelton
Gleeson			

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 lady from Allegheny, Mrs. Kernick. For what purpose does the lady rise?

Mrs. KERNICK. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The lady will state it.

Mrs. KERNICK. Mr. Speaker, would you please record me in the negative on HB 767.

The SPEAKER. The lady's remarks will be spread upon the record.

HB 792 RECOMMENDED

The SPEAKER. The Chair recognizes the gentleman from Elk, Mr. Renwick.

Mr. RENWICK. Mr. Speaker, I move that HB 792, PN 1304, be recommitted to the Committee on Game and Fisheries for further study and further amendments, et cetera.

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

The following roll call was recorded:

YEAS—197

Abraham	Gallagher	Manderino	Scheaffer
Anderson	Gallen	Manmiller	Schmitt
Armstrong	Gamble	McCall	Schweder
Arthurs	Garzia	McClatchy	Scirica
Barber	Gatski	McGinnis	Seltzer
Bellomini	Geesey	McIntyre	Shuman
Beloff	Geisler	McLane	Shupnik
Bennett	George, C.	Mebus	Sirianni
Berlin	George, M.	Meluskey	Smith, E.
Berson	Giammarco	Milanovich	Smith, L.

Bittinger	Gillette	Miller	Spencer
Bittle	Goebel	Milliron	Spitz
Borski	Goodman	Miscevich	Stairs
Brandt	Gray	Moehlmann	Stapleton
Brown	Greenfield	Morris	Stewart
Brunner	Greenleaf	Mowery	Stuban
Burd	Grieco	Mrkonic	Sweet
Burns	Halverson	Mullen, M. P.	Taddonio
Butera	Hamilton	Mullen, M. M.	Taylor, E.
Caltagirone	Harper	Musto	Taylor, F.
Caputo	Hasay	Novak	Tenaglio
Cassidy	Haskell	Noye	Thomas
Cessar	Hayes, D. S.	O'Brien, B.	Trello
Cianciulli	Hayes, S. E.	O'Brien, D.	Valicenti
Cimini	Helfrick	O'Connell	Vroon
Cohen	Hoeffel	O'Keefe	Wagner
Cole	Honaman	Oliver	Wansacz
Cowell	Hopkins	Pancoast	Wargo
Davies	Hutchinson, A.	Parker	Wass
DeMedio	Hutchinson, W.	Petrarca	Weidner
DeVerter	Itkin	Piccola	Wenger
DeWeese	Johnson	Pievsky	White
DiCarlo	Jones	Pitts	Wiggins
Dietz	Katz	Polite	Williams
Dininni	Kelly	Pott	Wilson
Dombrowski	Kernick	Pratt	Wilt
Donatucci	Klingaman	Prendergast	Wise
Dorr	Knepper	Pyles	Wright, D.
Doyle	Kolter	Rappaport	Wright, J. L.
Duffy	Kowalyshyn	Ravenstahl	Yahner
Dumas	Laughlin	Reed	Yohn
Englehart	Lehr	Renwick	Zearfoss
Fee	Letterman	Rhodes	Zeller
Fischer, R. R.	Levi	Richardson	Zitterman
Fisher, D. M.	Lincoln	Rieger	Zord
Flaherty	Livengood	Ritter	Zwikl
Foster, A.	Logue	Ruggiero	
Foster, W.	Lynch	Ryan	Irvis,
Freind	Mackowski	Salvatore	Speaker
Fryer	Madigan	Scanlon	

NAYS—0

NOT VOTING—3

Gleeson	O'Donnell	Shelton
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The question was determined in the affirmative and the motion was agreed to.

The SPEAKER. The bill is so recommitted.

BUSINESS AND COMMERCE BILLS
ON THIRD CONSIDERATION

Agreeable to order,
The House proceeded to third consideration of **House bill No. 613, printer's No. 669**, entitled:

An Act amending the "Savings Association Code of 1967" approved December 14, 1967 (P. L. 746, No. 345), providing additional investment powers increasing the mortgage lending powers of associations and providing for determination of liable interest on savings accounts and certificates.

On the question,
Will the House agree to the bill on third consideration?
Mr. BENNETT offered the following amendment:

Amend Sec. 1 (Sec. 902), page 3, line 2, by striking out "prin- ciple" and inserting principal

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

The SPEAKER. The Chair recognizes the gentleman from Mercer, Mr. Bennett.

Mr. BENNETT. Mr. Speaker, the amendment simply changes the spelling. It is a technical amendment of one word on page 3, line 2. It changes the word "principle."

On the question recurring,
Will the House agree to the amendment?
Amendment was agreed to.

On the question,
Will the House agree to the bill as amended on third consideration?
Bill as amended 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 roll call will now be taken.

YEAS—196

Abraham	Gallagher	Manderino	Scheaffer
Anderson	Gallen	Manmiller	Schmitt
Armstrong	Gamble	McCall	Schweder
Arthurs	Garzia	McClatchy	Scirica
Barber	Gatski	McGinnis	Seltzer
Bellomini	Geesey	McIntyre	Shuman
Beloff	Geisler	McLane	Shupnik
Bennett	George, C.	Mebus	Sirianni
Berlin	George, M.	Meluskey	Smith, E.
Berson	Giammarco	Milanovich	Smith, L.
Bittinger	Gillette	Miller	Spencer
Bittle	Goebel	Milliron	Spitz
Borski	Goodman	Miscevich	Stairs
Brandt	Gray	Moehlmann	Stapleton
Brown	Greenfield	Morris	Stewart
Brunner	Greenleaf	Mowery	Stuban
Burd	Grieco	Mrkonic	Sweet
Burns	Halverson	Mullen, M. P.	Taddonio
Butera	Hamilton	Mullen, M. M.	Taylor, E.
Caltagirone	Harper	Musto	Taylor, F.
Caputo	Hasay	Novak	Tenaglio
Cassidy	Haskell	Noye	Thomas
Cessar	Hayes, D. S.	O'Brien, B.	Trello
Cianciulli	Hayes, S. E.	O'Brien, D.	Valicenti
Cimini	Helfrick	O'Connell	Vroon
Cohen	Hoefel	O'Keefe	Wagner
Cole	Honaman	Oliver	Wansacz
Cowell	Hopkins	Pancoast	Wargo
Davies	Hutchinson, A.	Parker	Wass
DeMedio	Hutchinson, W.	Petrarca	Weidner
DeVertter	Itkin	Piccola	Wenger
DeWeese	Johnson	Pievsky	White
DiCarlo	Jones	Pitts	Wiggins
Dietz	Katz	Polite	Williams
Dininni	Kelly	Pott	Wilson
Dombrowski	Kernick	Pratt	Wilt
Donatucci	Klingaman	Prendergast	Wise
Dorr	Knepper	Pyles	Wright, D.
Doyle	Kolter	Rappaport	Wright, J. L.
Duffy	Kowalyszyn	Ravenstahl	Yahner
Dumas	Laughlin	Reed	Yohn
Englehart	Lehr	Renwick	Zearfoss
Fee	Letterman	Richardson	Zeller
Fischer, R. R.	Levi	Rieger	Zitterman
Fisher, D. M.	Lincoln	Ritter	Zord
Flaherty	Livengood	Ruggiero	Zwinkl
Foster, A.	Logue	Ryan	
Foster, W.	Lynch	Salvatore	Irvis,
Freind	Mackowski	Scanlon	Speaker

Fryer Madigan
NAYS—0
NOT VOTING—4
Gleeson O'Donnell Rhodes Shelton

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.

Agreeable to order,
The House proceeded to third consideration of **House bill No. 616, printer's No. 672**, entitled:

An Act amending the act of January 30, 1974 (P. L. 13, No. 6), referred to as the Loan Interest and Protection Law modifying the legislative statement as to residential mortgage interest rates.

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?

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

Mr. ZELLER. Mr. Speaker, I would like to interrogate the sponsor of the bill in regard to interest rates.

The SPEAKER. Will the gentleman, Mr. Bennett, stand for interrogation?

Mr. BENNETT. Yes, Mr. Speaker.

The SPEAKER. The gentleman may proceed.

Mr. ZELLER. Mr. Speaker, thank you.

Mr. Speaker, will this increase the interest rates to the buyer?

Mr. BENNETT. No, Mr. Speaker, it would not increase the interest rates to the buyer as noted in the act.

If the gentleman will direct his attention to line 4 on page 2 of the bill, the only change in it states that it "further finds." Those are the two words that are added.

The reason for the bill is that the Monthly Index of Long Term United States Government Bond Yields is what the Secretary of Banking uses to determine the rate of interest. I am sure everyone in this House knows that.

The problem, Mr. Speaker, is that the Federal Government has now found that they are no longer going to publish the Monthly Index of Long Term United States Government Bond Yields. So the language in the bill is directing the Secretary of Banking to further find that information. That is the exact intent of the bill.

Mr. ZELLER. In other words, it has nothing to do with the raising of interest rates to that person receiving a loan?

Mr. BENNETT. Absolutely none.

Mr. ZELLER. Thank you.

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

Mr. GEORGE. Just to speak a moment on the bill, sir.

The SPEAKER. The gentleman is in order and may proceed.

Mr. GEORGE. Let me say to each and every member of this House that I certainly am not an authority on banking laws, but as an individual who has spent every dollar he has ever made just to live, I certainly can read just from the bill that even though you might engage in a contract in a specific month when the index was at a specific amount, and then to hear the debate to say that the next month whenever the Secretary of Banking in his own discretion agrees that the rate has gone up, that it is not going to cost the consumers any more money, then I say this to the ladies and gentlemen of this House: It is about time that we start fixing the prices on every establishment in Pennsylvania, the bottle of catsup or a Band-Aid or everything else.

This bill is not going to do the consumers of Pennsylvania any good; it is going to cost them money. I could not care who believes me; I just hope that they will notice that I will certainly vote "no" on this bill.

On the question recurring,
Shall the bill pass finally?

Agreeable to the provision of the constitution, the following roll call was recorded:

YEAS—170

Abraham	Freind	Mackowski	Ruggiero
Anderson	Gallagher	Madigan	Ryan
Armstrong	Gallen	Manderino	Scanlon
Arthurs	Gamble	Manmiller	Scheaffer
Barber	Garzia	McCall	Schweder
Bellomini	Gatski	McClatchy	Scirica
Beloff	Geesey	McGinnis	Seltzer
Bennett	Geisler	McIntyre	Shuman
Berlin	George, M.	McLane	Shupnik
Berson	Giammarco	Mebus	Sirianni
Bittle	Goebel	Meluskey	Smith, E.
Borski	Goodman	Milanovich	Smith, L.
Brandt	Gray	Milliron	Spencer
Brunner	Greenfield	Miscevich	Spitz
Burd	Grieco	Moehlmann	Stairs
Butera	Halverson	Mowery	Stapleton
Caltagirone	Hamilton	Mullen, M. P.	Sweet
Caputo	Harper	Mullen, M. M.	Taddonio
Cassidy	Hasay	Musto	Taylor, E.
Cessar	Haskell	Novak	Thomas
Cianciulli	Hayes, D. S.	Noye	Trello
Cimini	Hayes, S. E.	O'Brien, B.	Valicenti
Cohen	Helfrick	O'Brien, D.	Vroon
Cole	Hoeffel	O'Connell	Wansacz
Cowell	Honaman	O'Keefe	Wargo
Davies	Hopkins	Oliver	Wass
DeMedio	Hutchinson, W.	Pancoast	Weidner
DeVerter	Itkin	Parker	Wenger
DiCarlo	Johnson	Piccola	White
Dietz	Jones	Pievsky	Wiggins
Dininni	Kelly	Pitts	Williams
Dombrowski	Klingaman	Polite	Wilt
Donatucci	Knepper	Pott	Wise
Dorr	Kolter	Pratt	Wright, D.
Doyle	Kowalyshyn	Prendergast	Yahner
Duffy	Laughlin	Pyles	Yohn
Dumas	Lehr	Rappaport	Zearfoss
Englehart	Letterman	Ravenstahl	Zitterman
Fee	Levi	Reed	Zord
Fisher, D. M.	Lincoln	Renwick	Zwinkl
Flaherty	Livengood	Richardson	
Foster, A.	Logue	Rieger	
Foster, W.	Lynch	Ritter	

Irvis,
Speaker

NAYS—25

Bittinger	Gillette	Mrkonic	Taylor, F.
Brown	Greenleaf	Petrarca	Tenaglio
Burns	Hutchinson, A.	Salvatore	Wagner
DeWeese	Katz	Schmitt	Wilson
Fischer, R. R.	Kernick	Stewart	Wright, J.L.
Fryer	Morris	Stuban	Zeller
George, C.			

NOT VOTING—5

Gleeson	O'Donnell	Rhodes	Shelton
Miller			

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.

Agreeable to order,

The House proceeded to third consideration of **House bill No. 631, printer's No. 697**, entitled:

An Act amending the "Banking Code of 1965" approved November 30, 1965 (P. L. 847, No. 356), further clarifying the definition of undivided profits providing for deposit insurance or a pledge of assets to secure deposits * * * and providing for monthly interest loans for individuals, partnerships and other unincorporated entities.

On the question,

Will the House agree to the bill on third consideration?

Mr. BENNETT offered the following amendment:

Amend Sec. 6 (Sec. 317), page 5, line 23, by inserting after "Law."

An institution which makes a charge permitted by this section may not also make a charge for the same transaction under any other statutory provision.

On the question,

Will the House agree to the amendment?

The SPEAKER. The Chair recognizes the gentleman from Mercer, Mr. Bennett.

Mr. BENNETT. Mr. Speaker, the amendment that I offered to HB 631 is an amendment that was requested by the majority leader. I offer it in my name and for his benefit.

I would like to explain to the members of the House what the amendment does. In section 317, if the members will follow, on page 5, line 23, there was a thought in the minds of some members that an institution that made a charge permitted by this section might in some way be able to add some kind of interest to the existing loan. Mr. Speaker, this language is to clarify that question. That is the purpose of the amendment, Mr. Speaker, and I would like to further state that the change that is made in section 317 of the bill refers to that seasonal-type borrower who now has a problem in getting the kinds of loans at the interest that he would like to get them. What section 317 does is to create a new section for that seasonal borrower, such as a farmer, perhaps a boat dealer, snowmobile dealer, or someone in that category who needs this particular section of the law.

I would ask for an affirmative vote on the amendment, Mr. Speaker.

On the question recurring,
Will the House agree to the amendment?

The following roll call was recorded:

YEAS—194

Abraham	Fryer	Mackowski	Scanlon
Anderson	Gallagher	Madigan	Scheaffer
Armstrong	Gallen	Manderino	Schmitt
Arthurs	Gamble	Manmiller	Schweder
Barber	Garzia	McCall	Scirica
Bellomini	Gatski	McClatchy	Seltzer
Beloff	Geesey	McGinnis	Shuman
Bennett	Geisler	McLane	Shupnik
Berlin	George, C.	Mebus	Sirianni
Berson	George, M.	Meluskey	Smith, E.
Bittinger	Giammarco	Milanovich	Smith, L.
Bittle	Gillette	Miller	Spencer
Borski	Goebel	Milliron	Spitz
Brandt	Goodman	Miscevich	Stairs
Brown	Gray	Moehlmann	Stapleton
Brunner	Greenfield	Morris	Stewart
Burd	Greenleaf	Mowery	Stuban
Burns	Grieco	Mrkonic	Sweet
Butera	Halverson	Mullen, M. M.	Taddonio
Caltagirone	Hamilton	Musto	Taylor, E.
Caputo	Harper	Novak	Tenaglio
Cassidy	Hasay	Noye	Thomas
Cessar	Haskell	O'Brien, B.	Trello
Cianciulli	Hayes, D. S.	O'Brien, D.	Valicenti
Cimini	Hayes, S. E.	O'Connell	Vroon
Cohen	Helfrick	O'Keefe	Wagner
Cole	Hoeffel	Oliver	Wansacz
Cowell	Honaman	Pancoast	Wargo
Davies	Hopkins	Parker	Wass
DeMedio	Hutchinson, A.	Petrarca	Weidner
DeVerter	Hutchinson, W.	Piccola	Wenger
DeWeese	Itkin	Pievsky	White
DiCarlo	Johnson	Pitts	Wiggins
Dietz	Jones	Polite	Williams
Dininni	Katz	Pott	Wilson
Dombrowski	Kelly	Pratt	Wilt
Donatucci	Kernick	Prendergast	Wise
Dorr	Klingaman	Pyles	Wright, D.
Doyle	Knepper	Rappaport	Wright, J. L.
Duffy	Kolter	Ravenstahl	Yahner
Dumas	Kowalshyn	Reed	Yohn
Englehart	Laughlin	Renwick	Zearfoss
Fee	Lehr	Rhodes	Zeller
Fischer, R. R.	Letterman	Richardson	Zitterman
Fisher, D. M.	Levi	Rieger	Zord
Flaherty	Lincoln	Ritter	Zwikl
Foster, A.	Livengood	Ruggiero	
Foster, W.	Logue	Ryan	Irvis,
Freind	Lynch	Salvatore	Speaker

NAYS—1

Taylor, F.

NOT VOTING—5

Gleeson	Mullen, M. P.	O'Donnell	Shelton
McIntyre			

The question was determined in the affirmative and the amendment was agreed to.

On the question,

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

Bill as amended 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 roll call will now be taken.

YEAS—189

Abraham	Gallagher	Manmiller	Scheaffer
Anderson	Gallen	McCall	Schmitt
Armstrong	Gamble	McClatchy	Schweder
Arthurs	Garzia	McGinnis	Scirica
Barber	Gatski	McIntyre	Seltzer
Bellomini	Geesey	McLane	Shuman
Beloff	Geisler	Mebus	Shupnik
Bennett	George, C.	Meluskey	Sirianni
Berlin	George, M.	Milanovich	Smith, E.
Berson	Giammarco	Miller	Smith, L.
Bittinger	Goebel	Milliron	Spencer
Bittle	Goodman	Miscevich	Spitz
Borski	Gray	Moehlmann	Stairs
Brandt	Greenfield	Morris	Stapleton
Brown	Greenleaf	Mowery	Stewart
Brunner	Grieco	Mullen, M. P.	Stuban
Burd	Halverson	Mullen, M. M.	Sweet
Burns	Hamilton	Musto	Taddonio
Butera	Harper	Novak	Taylor, E.
Caltagirone	Hasay	Noye	Tenaglio
Caputo	Haskell	O'Brien, B.	Thomas
Cassidy	Hayes, D. S.	O'Brien, D.	Trello
Cessar	Hayes, S. E.	O'Connell	Valicenti
Cianciulli	Helfrick	O'Keefe	Vroon
Cimini	Hoeffel	Oliver	Wagner
Cohen	Honaman	Pancoast	Wansacz
Cole	Hopkins	Parker	Wargo
Cowell	Hutchinson, A.	Petrarca	Wass
Davies	Hutchinson, W.	Piccola	Weidner
DeMedio	Itkin	Pievsky	Wenger
DeVerter	Johnson	Pitts	White
DiCarlo	Jones	Polite	Wiggins
Dietz	Kelly	Pott	Williams
Dininni	Klingaman	Pratt	Wilson
Dombrowski	Knepper	Prendergast	Wilt
Donatucci	Kolter	Pyles	Wise
Dorr	Kowalshyn	Rappaport	Wright, D.
Doyle	Laughlin	Ravenstahl	Wright, J. L.
Duffy	Lehr	Reed	Yahner
Dumas	Letterman	Renwick	Yohn
Englehart	Levi	Rhodes	Zearfoss
Fee	Lincoln	Richardson	Zitterman
Fischer, R. R.	Livengood	Rieger	Zord
Fisher, D. M.	Logue	Ritter	Zwikl
Flaherty	Lynch	Ruggiero	
Foster, A.	Mackowski	Ryan	Irvis,
Foster, W.	Madigan	Salvatore	Speaker
Freind	Manderino	Scanlon	

NAYS—8

DeWeese	Gillette	Kernick	Taylor, F.
Fryer	Katz	Mrkonic	Zeller

NOT VOTING—3

Gleeson	O'Donnell	Shelton
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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.

HB 949 PASSED OVER

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

Mr. BENNETT. Mr. Speaker, I would request, because of a possible amendment that may come to the next bill, that the Speaker pass over the bill. HB 949, would you pass that over, please?

The SPEAKER. HB 949 will be passed over in order.

JUDICIARY BILLS ON THIRD CONSIDERATION

Agreeable to order,

The House proceeded to third consideration of House bill 634, printer's No. 700, entitled:

An Act amending the "Adoption Act" approved July 24, 1970 (P. L. 620, No. 208), further providing for the granting of a final decree in adoption when no birth certificate or certification of registration of birth can be obtained.

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 roll call will now be taken.

YEAS—195

Table listing names of members who voted 'YEAS' for HB 949, including Abraham, Anderson, Armstrong, etc.

Table listing names of members who were present or voted on other bills, including Doyle, Duffy, Dumas, etc.

NAYS—1

Pievsky

NOT VOTING—4

Table listing names of members who did not vote, including Cianciullo, Gleeson, O'Donnell, Shelton.

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.

Agreeable to order,

The House proceeded to third consideration of House bill No. 1107, printer's No. 1328, entitled:

An Act providing for the custody of children.

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 roll call will now be taken.

YEAS—197

Table listing names of members who voted 'YEAS' for HB 1107, including Abraham, Anderson, Armstrong, etc.

Cimini	Hayes, S. E.	O'Connell	Vroon
Cohen	Helfrick	O'Keefe	Wagner
Cole	Hoeffel	Oliver	Wansacz
Cowell	Honaman	Pancoast	Wargo
Davies	Hopkins	Parker	Wass
DeMedio	Hutchinson, A.	Petrarca	Weidner
DeVerter	Hutchinson, W.	Piccola	Wenger
DeWeese	Itkin	Pievsky	White
DiCarlo	Johnson	Pitts	Wiggins
Dietz	Jones	Polite	Williams
Dininni	Katz	Pott	Wilson
Dombrowski	Kelly	Pratt	Wilt
Donatucci	Kernick	Prendergast	Wise
Dorr	Klingaman	Pyles	Wright, D.
Doyle	Knepper	Rappaport	Wright, J. L.
Duffy	Kolter	Ravenstahl	Yahner
Dumas	Kowalyshyn	Reed	Yohn
Englehart	Laughlin	Renwick	Zearfoss
Fee	Lehr	Rhodes	Zeller
Fischer, R. R.	Letterman	Richardson	Zitterman
Fisher, D. M.	Levi	Rieger	Zord
Flaherty	Lincoln	Ritter	Zwinkl
Foster, A.	Livengood	Ruggiero	
Foster, W.	Logue	Ryan	Irvis,
Freind	Lynch	Salvatore	Speaker
Fryer	Mackowski	Scanlon	

NAYS—1

McGinnis

NOT VOTING—2

O'Donnell Shelton

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.

Agreeable to order,

The House proceeded to third consideration of **Senate bill No. 163, printer's No. 165**, entitled:

An Act providing for the custody of children.

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 roll call will now be taken.

YEAS—196

Abraham	Gallagher	Manderino	Scheaffer
Anderson	Gallen	Manmiller	Schmitt
Armstrong	Gamble	McCall	Schweder
Arthurs	Garzia	McClatchy	Scirica
Barber	Gatski	McIntyre	Seltzer
Bellomini	Geesey	McLane	Shuman
Beloff	Geisler	Mebus	Shupnik
Bennett	George, C.	Meluskey	Sirianni
Berlin	George, M.	Milanovich	Smith, E.
Berson	Giammarco	Miller	Smith, L.
Bittinger	Gillette	Milliron	Spencer
Bittle	Gleeson	Miscevich	Spitz

Borski	Goebel	Moehlmann	Stairs
Brandt	Goodman	Morris	Stapleton
Brown	Gray	Mowery	Stewart
Brunner	Greenfield	Mrkonic	Stuban
Burd	Greenleaf	Mullen, M. P.	Sweet
Burns	Grieco	Mullen, M. M.	Taddonio
Butera	Halverson	Musto	Taylor, E.
Caltagirone	Hamilton	Novak	Taylor, F.
Caputo	Harper	Noye	Tenaglio
Cassidy	Hasay	O'Brien, B.	Thomas
Cessar	Haskell	O'Brien, D.	Trello
Cianciulli	Hayes, D. S.	O'Connell	Valicenti
Cimini	Hayes, S. E.	O'Keefe	Vroon
Cohen	Helfrick	Oliver	Wagner
Cole	Hoeffel	Pancoast	Wansacz
Cowell	Honaman	Parker	Wargo
Davies	Hopkins	Petrarca	Wass
DeMedio	Hutchinson, A.	Piccola	Weidner
DeVerter	Hutchinson, W.	Pievsky	Wenger
DeWeese	Itkin	Pitts	White
DiCarlo	Johnson	Polite	Wiggins
Dietz	Jones	Pott	Williams
Dininni	Katz	Pratt	Wilson
Dombrowski	Kelly	Prendergast	Wilt
Donatucci	Kernick	Pyles	Wise
Dorr	Klingaman	Rappaport	Wright, D.
Doyle	Knepper	Ravenstahl	Wright, J. L.
Duffy	Kolter	Reed	Yahner
Dumas	Kowalyshyn	Renwick	Yohn
Englehart	Laughlin	Rhodes	Zearfoss
Fee	Lehr	Richardson	Zeller
Fischer, R. R.	Levi	Rieger	Zitterman
Fisher, D. M.	Lincoln	Ritter	Zord
Flaherty	Livengood	Ruggiero	Zwinkl
Foster, A.	Logue	Ryan	
Foster, W.	Lynch	Salvatore	Irvis,
Freind	Mackowski	Scanlon	Speaker
Fryer	Madigan		

NAYS—1

McGinnis

NOT VOTING—3

Letterman O'Donnell Shelton

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.

BILLS PASSED OVER

The SPEAKER. HB 209, PN 1296, will go over. The Speaker's calendar is marked that it has not yet been caucused on.

Page 19. If the Speaker is in error on the marking, will the majority leader advise the Chair? The calendar has not been marked for 711, and the Speaker assumes that that means 711 has not been caucused on. 762 has not been caucused on, and 780 and 959 have not been caucused on. All of the bills on page 19, therefore, will go over in order.

On page 20, SB 156 — the Speaker's calendar is not marked but it indicates that it has not been caucused on. SB 156, PN 156, will go over in order. SB 513, PN 996 — will the House agree to the bill? Agreed to. This bill has been considered on three different days and agreed to. The question is—

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

Mr. POLITE. Mr. Speaker, we have not caucused on this bill, and I have an amendment coming.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Blair, Mr. Hayes.

Mr. S. E. HAYES. Mr. Speaker, if you would please, would you hold this bill so we can caucus on it and prepare an amendment?

The SPEAKER. The Chair retracts its announcement that the question before the House is, will the House agree to the bill? inasmuch as the Republicans have not caucused on it. Without objection, SB 513 will go over.

HB 555 TAKEN FROM TABLE

The SPEAKER. The Chair recognizes the majority leader.

Mr. MANDERINO. Mr. Speaker, I, at this time, move that HB 555, which was placed on the table for printing and which has been printed and distributed to the members, be removed from the table.

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

RECONSIDERATION OF VOTE ON HB 555

Mr. RYAN moved that the vote by which HB 555 entitled:

An Act requiring certain public buildings to use a coal or electric fired heating system; establishing a State Board on Public Heating; prohibiting certain conversions; granting certain powers and duties.

was agreed to as amended on Monday, June 13, 1977, be reconsidered.

Mr. GOODMAN seconded the motion.

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

The following roll call was recorded:

YEAS—188

Table listing names of members who voted 'YEAS' for HB 555, including Anderson, Armstrong, Arthurs, Bellomini, Beloff, Bennett, Berlin, Berson, Bittinger, Bittle, Borski, Brown, Brunner, Burd, Burns, Butera, Caltagirone, Caputo, Cassidy, Cessar, Cianciulli, Cimini, Cohen, Cole, and Cowell.

Table listing names of members who voted 'NAYS' for HB 555, including Davies, DeMedio, DeVerter, DeWeese, DiCarlo, Dietz, Dininni, Donatucci, Dorr, Doyle, Duffy, Englehart, Fee, Fischer, R. R., Fisher, D. M., Flaherty, Foster, A., Foster, W., Freind, Fryer, Gallagher, Gallen, Garzia, Hutchinson, W., Itkin, Johnson, Jones, Katz, Kelly, Kernick, Klingaman, Knepper, Kolter, Kowalyszyn, Laughlin, Lehr, Letterman, Levi, Lincoln, Livengood, Logue, Lynch, Mackowski, Madigan, Manderino, Manmiller, Parker, Petrarca, Piccola, Pievsky, Pitts, Pott, Pratt, Prendergast, Pyles, Rappaport, Ravenstahl, Reed, Renwick, Rhodes, Richardson, Ritter, Ruggiero, Ryan, Salvatore, Scanlon, Scheaffer, Wansacz, Wargo, Wass, Wenger, White, Wiggins, Williams, Wilson, Wilt, Wise, Wright, D., Wright, J. L., Yahner, Yohn, Zearfoss, Zeller, Zitterman, Zord, and Zwinkl.

NAYS—3

Table listing names of members who voted 'NAYS': Pancoast, Polite, Weidner.

NOT VOTING—9

Table listing names of members who did not vote: Abraham, Barber, Brandt, Dombrowski, Dumas, Gamble, Gatski, O'Donnell, Shelton.

The question was determined in the affirmative and the motion was agreed to.

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

Mr. RYAN offered the following amendments:

Amend Sec. 1, page 1, line 10 by striking out "publically" and inserting publicly

Amend Sec. 1, page 2, line 1 by inserting after "Heating."

For purposes of this act, "publicly owned building" means all buildings owned by the Commonwealth of Pennsylvania, any of its political subdivisions or an agency or authority of the Commonwealth or any political subdivision: Provided, however, That the provisions of this bill shall not apply to any type of resident housing constructed in whole or in part with Commonwealth or political subdivision funds or through any loans granted or guaranteed by the Commonwealth, political subdivision or agency thereof: And, provided further, That this definition shall not include any building financed in whole or in part with Federal funds.

Amend Sec. 3, page 2, line 23 by inserting after "BUILDINGS."

The board shall grant an automatic waiver of the provisions of this act for any publicly owned building proposed to be constructed which will use a heating system generated by the use of solar, nuclear or hydro-electric energy or any other non-fossil fuel burning system which is less expensive to install and operate than a coal burning system.

Amend Sec. 3, page 2, by inserting between lines 26 and 27

(d) The board shall not have the power to hire any independent staff. Any staff necessary for the operation of the board shall be obtained from existing staff resources shared equally by the Departments of Environmental Resources, Commerce and Labor and Industry.

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

The SPEAKER. The Chair wants to compliment the House for its behavior this morning. Let us continue that way. We are nearly done.

The Chair recognizes the minority whip.

Mr. RYAN. Mr. Speaker, if you will recall, when HB 555 was before us the other day, it was held over so that it could be put in print with three amendments or two amendments that had been adopted by the House.

At that same time Mr. Goodman and I had a discussion as to amendments that I would like inserted in the bill covering certain areas of the bill that I thought were deficient. Since that time, Mr. Speaker, I have prepared amendments, I have submitted them to the House and also have submitted them to Mr. Goodman, who advises me that they are acceptable, insofar as he is concerned, as agreed-to amendments.

Briefly, Mr. Speaker, the amendments that I understand will be agreed to define "publicly owned building" and will go a step further to take care of the problem of other fuels by adding,

The board shall grant an automatic waiver of the provisions of this act for any publicly owned building proposed to be constructed which will use a heating system generated by the use of solar, nuclear or hydroelectric energy or any other non-fossil fuel burning system which is less expensive to install and operate than a coal burning system.

They make a further amendment with respect to the objections raised by the creation of a new board to provide:

The board shall not have the power to hire any independent staff. Any staff necessary for the operation of the board shall be obtained from existing staff resources shared equally by the Departments of Environmental Resources, Commerce and Labor and Industry.

The SPEAKER. The Chair thanks the gentleman. The Chair apologizes to the gentleman. The Chair thought that the gentleman had concluded.

Mr. RYAN. I am sorry, Mr. Speaker. I had concluded but I was asked to also explain the definition of "publicly owned building", which is defined as follows:

For purposes of this act, "publicly owned building" means all buildings owned by the Commonwealth of Pennsylvania, any of its political subdivisions or any agency or authority of the Commonwealth or any political subdivision: Provided, however, That the provisions of this bill shall not apply to any type of resident housing constructed in whole or in part with Commonwealth or political subdivision funds or through any loans granted or guaranteed by the Commonwealth, political subdivision or agency thereof: And, provided further, That this definition shall not include any building financed in whole or in part with Federal funds.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Schuylkill, Mr. Goodman.

Mr. GOODMAN. Mr. Speaker, I will agree to the amendment.

The SPEAKER. The question recurs, will the House agree to the amendment?

The Chair recognizes the gentleman from Berks, Mr. Davies.

For what purpose does the gentleman rise?

Mr. DAVIES. Mr. Speaker, I would like to interrogate the maker of the amendments, Mr. Ryan, on one point.

The SPEAKER. Will the gentleman, Mr. Ryan, stand for interrogation?

Mr. RYAN. I will.

The SPEAKER. The gentleman, Mr. Ryan, indicates that he will stand for interrogation. The gentleman, Mr. Davies, may place that interrogation.

Mr. DAVIES. In the order of the things that you added, Mr. Speaker, which will be taken by exception, is there any particular reason or did I miss it that you might have overlooked windpower as one of those additional powers? I am glad you included solar and many of those. Is there any particular reason why you left that one out?

Mr. RYAN. No. If you look at the amendment, Mr. Speaker, I think windpower would be permissible—and perhaps we could harness some of it in this room—because we make reference hereto. If I may, I will read this: "The board shall grant an automatic waiver of the provisions of this act for any publicly owned building proposed to be constructed which will use a heating system generated by the use of solar, nuclear or hydroelectric energy or any other non-fossil fuel burning system", which I believe would include windpower.

Mr. DAVIES. Thank you.

The SPEAKER. The Chair recognizes the gentleman from Chester, Mr. Vroon.

Mr. VROON. Mr. Speaker, I would like to interrogate Mr. Ryan briefly, please.

The SPEAKER. Will the gentleman, Mr. Ryan, stand for interrogation?

Mr. RYAN. Yes, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Ryan, indicates that he consents to interrogation. The gentleman, Mr. Vroon, may place the interrogation.

Mr. VROON. Mr. Speaker, when you use the words "non-fossil fuel burning system", does this term include or exclude natural gas?

Mr. RYAN. I believe it puts it in.

Mr. VROON. It is not fossil fuel?

Mr. RYAN. That is right.

Mr. VROON. You do not think that it is?

Mr. RYAN. That is right.

Mr. VROON. It does?

Mr. RYAN. No, that would be a non-fossil fuel.

Mr. VROON. That would be non-fossil fuel. Okay. So that would be included in your description. If it is cheaper to use natural gas, then they would automatically be waived. Okay.

Now the thought being, naturally, that if we should produce some very low-cost natural gas in Pennsylvania, this would automatically be a waiver. Is that true?

Mr. RYAN. I believe that is true.

Mr. VROON. Very good. Thank you, sir.

On the question recurring,

Will the House agree to the amendments?

The following roll call was recorded:

YEAS—194

Abraham	Gallagher	Madigan	Scanlon
Anderson	Gallen	Manderino	Scheaffer
Armstrong	Gamble	Manmiller	Schmitt
Arthurs	Garzia	McCall	Schweder
Barber	Gatski	McClatchy	Scirica
Bellomini	Geesey	McGinnis	Seltzer
Beloff	Geisler	McIntyre	Shuman
Bennett	George, C.	McLane	Shupnik
Berlin	George, M.	Meluskey	Sirianni
Berson	Giammarco	Milanovich	Smith, E.
Bittinger	Gillette	Miller	Smith, L.
Bittle	Gleeson	Milliron	Spencer
Borski	Goebel	Miscevich	Spitz
Brown	Goodman	Moehlmann	Stairs
Brunner	Gray	Morris	Stapleton
Burd	Greenfield	Mowery	Stewart
Burns	Greenleaf	Mrkonic	Stuban
Butera	Grieco	Mullen, M. P.	Sweet
Caltagirone	Halverson	Mullen, M. M.	Taddonio
Caputo	Hamilton	Musto	Taylor, E.
Cassidy	Harper	Novak	Taylor, F.
Cessar	Hasay	Noye	Tenaglio
Cianciulli	Haskell	O'Brien, B.	Thomas
Cimini	Hayes, D. S.	O'Brien, D.	Trello
Cohen	Hayes, S. E.	O'Connell	Valicenti
Cole	Hoeffel	O'Keefe	Vroon
Cowell	Honaman	Oliver	Wagner
Davies	Hopkins	Pancoast	Wansacz
DeMedio	Hutchinson, A.	Parker	Wargo
DeVerter	Hutchinson, W.	Petrarca	Wass
DeWeese	Itkin	Piccola	Weidner
DiCarlo	Johnson	Pievsky	Wenger
Dietz	Jones	Pitts	White
Dininni	Katz	Polite	Wiggins
Dombrowski	Kelly	Pott	Williams
Donatucci	Kernick	Pratt	Wilson
Dorr	Klingaman	Prendergast	Wilt
Doyle	Knepper	Pyles	Wise
Duffy	Kolter	Rappaport	Wright, D.
Dumas	Kowalshyn	Ravenstahl	Wright, J. L.
Englehart	Laughlin	Reed	Yahner
Fee	Lehr	Renwick	Yohn
Fischer, R. R.	Letterman	Rhodes	Zeller
Fisher, D. M.	Levi	Richardson	Zitterman
Flaherty	Lincoln	Rieger	Zord
Foster, A.	Livengood	Ritter	Zwinkl
Foster, W.	Logue	Ruggiero	
Freind	Lynch	Ryan	Irvis,
Fryer	Mackowski	Salvatore	Speaker

NAYS—1

Mebus

NOT VOTING—5

Brandt	O'Donnell	Shelton	Zearfoss
Helfrick			

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

QUESTION OF PERSONAL PRIVILEGE

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, when the vote on the amend-

ment was taken, I was listening to a discussion among Mr. Ryan, Mr. Vroon and Mr. Goodman and forgot to vote. I would like to be recorded in favor of the Ryan amendment to HB 555.

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

On the question recurring,

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

Bill as amended 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?

The Chair recognizes the gentleman from York, Mr. Foster.

Mr. A. C. FOSTER. I simply wanted to state, Mr. Speaker, that I had prepared and circulated an amendment dealing with solar energy components in public buildings, but I am withdrawing that amendment because it is included in Mr. Ryan's amendment.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Schuylkill, Mr. Goodman, to speak on final passage.

Mr. GOODMAN. Mr. Speaker, I think that the interrogation that went on between Mr. Vroon and Mr. Ryan prior to the passage of that amendment was somewhat erroneous in that we have considered natural gas as a fossil fuel, not as a non-fossil fuel, and that the use of natural gas would not be covered under this—

The SPEAKER. Does the gentleman wish to further interrogate Mr. Ryan?

Mr. RYAN. Mr. Speaker, I am ready to concede.

The SPEAKER. Is that the request of the gentleman, Mr. Goodman?

Mr. GOODMAN. Well, I think Mr. Ryan will agree with what I said.

The SPEAKER. The Chair recognizes the minority whip.

Mr. RYAN. Mr. Speaker, at least I qualified my statement when I was under interrogation. I said I believe it to be. I now change that belief because in the meantime I made a phone call to the person who drafted the amendment who knows better than I, and I agree with Mr. Goodman that it is a fossil fuel, and I would not concede that point until the end.

The SPEAKER. Does the gentleman, Mr. Goodman, seek recognition on this point or on final passage?

Mr. GOODMAN. No, Mr. Speaker.

The SPEAKER. The question before the House is, shall the bill pass finally?

The Chair recognizes the gentleman from Chester, Mr. Vroon.

Mr. VROON. Yes. I rather dispute the findings that were just uttered because a lot of natural gas does not come from any fossil area at all. A lot of natural gas comes from subterranean sandy soil that has no evidence of fossils in it. I happen to know because I own some portions of these things.

I must say that at this point the correct answer to this question is, some is and some is not. Whether by definition a geol-

ogist will call it a fossil fuel is probably the determining factor. I would like to know particularly with respect to that part of the State that is under Lake Erie, because we are talking about drilling under Lake Erie and we may produce some very cheap natural gas there which we would like to use in public buildings. I know this is maybe not a popular subject to a lot of people here because you do not want us to drill under Lake Erie. Nevertheless, the facts remain: This area under Lake Erie may not be the fossil-type area.

Consequently, I would like to see this bill leave us open to the use of that natural gas so that we do produce it for public buildings, especially in the western part of the State where it will be nice and cheap and easy to get to, and a lot cleaner and a lot more expeditious all the way around, to heat buildings. I think some provision ought to be made for this in the bill. Clarification must be made.

The SPEAKER. The Chair recognizes the gentleman from Schuylkill, Mr. Goodman.

Mr. GOODMAN. Mr. Speaker, may I interrogate Mr. Ryan, please?

The SPEAKER. Will the gentleman, Mr. Ryan, stand for interrogation?

Mr. RYAN. Yes, I will.

The SPEAKER. The gentleman, Mr. Ryan, indicates that he will stand for interrogation. The gentleman, Mr. Goodman, may place the interrogation.

Mr. GOODMAN. Mr. Speaker, I would like to ask the gentleman, was it his intention to include natural gas to be covered under the provisions of this amendment?

Mr. RYAN. Mr. Speaker, it was my intention that because gas and oil were the two areas that were of particular concern to us in the latest and probably future energy crunches that these two items particularly be conserved, and it was for that reason that the amendment was drafted as it was, to encourage the use of coal where these other forms of energy, such as solar, nuclear, hydroelectric, windpower and the like were not available.

Now with particular respect to Mr. Vroon's question whether gas is or is not a fossil fuel, depending on its source, it may very well be that this is the type thing that could be left to the board to make a determination of and if in fact it is cheaper and it becomes plentiful, there is nothing to prevent the board from okaying that source of energy.

Mr. GOODMAN. I agree with the intent of the amendment by Mr. Ryan. I think the bill is ready to vote.

The SPEAKER. The Chair recognizes the gentleman from Montgomery, Mr. Mebus.

Mr. MEBUS. Mr. Speaker, when this bill was placed on the table the other day, I made contact with the Legislative Office of Research Liaison to see if they had done any work whatsoever in connection with this bill and, if so, what was the outcome of any investigation that they did.

I received a copy of a report that was prepared under the aegis of a Dr. Lawrence Eisenberg, who is the director of the Energy Center at the University of Pennsylvania. The document in question is quite lengthy and I would like to read, for

the benefit of the members, just the latter part, his conclusions, which I think you might find interesting.

Let me first express an opinion on my part, and then I would like to read the conclusions into the record. I think the intent of this bill is most meritorious and I am wholly in favor of it. The question is a matter of timing and whether or not we have the thing in proper order.

This is what the conclusions were that Dr. Eisenberg forwarded to LORL, the Legislative Office of Research Liaison:

... it is clear that the Bill, because of vagueness in definition and a general lack of appreciation of possible impacts, should be tabled at present. In some respects it is in conflict with the goals of the proposed National Energy Plan. Until the State develops a larger, more integrated energy policy that supports or extends National goals with due consideration for the special needs of Pennsylvania, well-meaning but fragmentary pieces of legislation such as this Bill should not be considered.

It is for that reason, Mr. Speaker, that I propose to vote in the negative, not because of the intent being wrong but rather it does not look like it is going to serve the intended purpose, though we may very well need something of this very nature a little bit later in history.

Thank you.

The SPEAKER. The Chair recognizes the gentleman from Chester, Mr. Vroon.

Mr. VROON. Mr. Speaker, I appreciate very much those comments which were just made to the House and I think that those comments together with the other facts that have been brought out here today say one thing — we are really not prepared to pass this kind of legislation at this time.

I want to do what is best for Pennsylvania just like the rest of you do, but I, for one, do not want to see us precluded from using natural gas if natural gas is cheaper for us to use in our public buildings. This bill is very vague on this. Also, in view of what I raised the other day as to the facility of storing coal, the ease of transportation, the complication involved in adapting burners to burn coal, and what was just said about the energy program of the President, I think this is premature.

MOTION TO RECOMMIT

Mr. VROON. Therefore, I, at this point, make a motion to recommit this bill to the Committee on Mines and Energy Management for further study and clarification.

The SPEAKER. It has been moved by the gentleman, Mr. Vroon, that HB 555 as amended be recommitted to the Committee on Mines and Energy Management.

On the question,

Will the House agree to the motion?

The SPEAKER. The Chair recognizes the gentleman, Mr. Goodman. Does the gentleman wish to speak on the motion?

Mr. GOODMAN. Yes, Mr. Speaker.

The SPEAKER. The Chair recognizes the gentleman.

Mr. GOODMAN. I oppose the motion. The Mines and Energy Management Committee reported out this bill. They had it under discussion on a number of occasions in committee meet-

ings. It has been on the calendar for 15 days; it has been on the table since Monday. I think the bill is in position to vote. We have made many conciliatory agreements to any reasonable objection that could possibly be raised, and I think the bill is ready to be voted as it is.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Cambria, Mr. Bittinger, to speak on the motion.

Mr. BITTINGER. If you will pardon the expression, Mr. Speaker, I think it is a pipe dream to think we might find inexpensive natural gas, and I oppose recommittal.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Philadelphia, Mr. Williams, to speak on the motion.

Mr. WILLIAMS. Mr. Speaker, I would like to oppose the recommittal motion for one basic reason. I do not know a lot about this bill as such, but I think I understand the basics. What concerns me is that last winter we had a crisis and this body was totally confused as to how we should respond to it, and actually we did very little that we could understand.

It was my observation and admonition at that point that this House needed to do some things that would focus this whole area to our attention so we could understand it and do something responsible. It seems to me that the observations made by Mr. Mebus, although they may be telling and correct, sort of beg the issue. I would like to have seen that he or we got that information well ahead of time, presented that to the committee, and all of that.

It seems that our approach is a reactive approach. The bill seeks to at least advance us in terms of policy in one direction, and everybody generally agrees with that. There may be some imperfections in that ideal and how it is going to work, but the main idea of this forces us, as a body, to begin to get down to the specifics of coal and its uses, which everybody in this country understands that we have a lot of resources of.

I just think that rather than recommit this bill, we should take one positive step that might require us to do some work so that we can get a policy in energy one day. And I think that the work of the committee of Mr. Goodman is at least a positive effort that might require some work of us as a follow-up, which we ought to do, but if we put it back on the table, 6 months from now we are going to be asking the same questions. For those reasons, Mr. Speaker, I oppose the recommittal motion.

The SPEAKER. The Chair recognizes the gentleman from Northumberland, Mr. Helfrick, to speak on the motion.

Mr. HELFRICK. Mr. Speaker, I must rise to oppose the recommittal motion. One of the prime reasons that this bill was introduced was to stop the conversions from coal to other fuel sources which were not available. Mr. Speaker, ironically, during the crisis we had last winter when we had a very great shortage of gas and a great shortage of oil, many state buildings and Federal buildings were converting from coal to natural gas and fuel oil. I think this is ridiculous that we should continue this practice.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Schuylkill, Mr. Klingaman, to speak on the motion of recommittal.

Mr. KLINGAMAN. Mr. Speaker, I rise to oppose the motion for recommittal, not only because of the importance of this measure to the economy of the area that I represent but also because of its contribution to the alleviation of the energy crisis that we experienced last winter. I therefore ask for a "no" vote on the recommittal motion.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

On the question recurring,

Will the House agree to the motion?

The following roll call was recorded:

YEAS—11

Beloff	Goebel	Parker	Shuman
Burd	Knepper	Piccola	Vroon
Dorr	Mebus	Pott	

NAYS—183

Abraham	Gallen	Manderino	Schmitt
Anderson	Gamble	Manmiller	Schweder
Armstrong	Garzia	McCall	Scirica
Arthurs	Gatski	McClatchy	Seltzer
Barber	Geesey	McGinnis	Shupnik
Bellomini	Geisler	McIntyre	Sirianni
Bennett	George, C.	McLane	Smith, E.
Berlin	George, M.	Meluskey	Smith, L.
Berson	Giammarco	Milanovich	Spencer
Bittinger	Gillette	Miller	Spitz
Borski	Gleeson	Milliron	Stairs
Brandt	Goodman	Miscevich	Stapleton
Brown	Gray	Moehlmann	Stewart
Brunner	Greenfield	Morris	Stuban
Burns	Greenleaf	Mowery	Sweet
Butera	Grieco	Mrkonc	Taddonio
Caltagirone	Halverson	Mullen, M. P.	Taylor, E.
Caputo	Hamilton	Mullen, M. M.	Taylor, F.
Cassidy	Harper	Musto	Tenaglio
Cessar	Hasay	Novak	Thomas
Cianciulli	Haskell	Noye	Trello
Cimini	Hayes, D. S.	O'Brien, B.	Valicenti
Cohen	Hayes, S. E.	O'Connell	Wagner
Cole	Helfrick	O'Donnell	Wansacz
Cowell	Hoeffel	O'Keefe	Wargo
Davies	Honaman	Oliver	Wass
DeMedio	Hopkins	Pancoast	Weidner
DeVertter	Hutchinson, A.	Petrarca	Wenger
DeWeese	Hutchinson, W.	Pievsky	White
DiCarlo	Itkin	Pitts	Wiggins
Dietz	Johnson	Polite	Williams
Dininni	Jones	Pratt	Wilson
Dombrowski	Katz	Prendergast	Wilt
Donatucci	Kelly	Pyles	Wise
Doyle	Kernick	Rappaport	Wright, D.
Duffy	Klingaman	Ravenstahl	Wright, J. L.
Dumas	Kolter	Reed	Yahner
Englehart	Kowalshyn	Renwick	Yohn
Fee	Laughlin	Rhodes	Zearfoss
Fischer, R. R.	Lehr	Richardson	Zeller
Fisher, D. M.	Levi	Ritter	Zitterman
Flaherty	Lincoln	Ruggiero	Zord
Foster, A.	Livengood	Ryan	Zwinkl
Foster, W.	Logue	Salvatore	
Freind	Lynch	Scanlon	Irvis,
Fryer	Madigan	Scheaffer	Speaker
Gallagher			

NOT VOTING—6

Bittle Mackowski Rieger Shelton
Letterman O'Brien, D.

The question was determined in the negative and the motion was not agreed to.

On the question recurring,
Shall the bill pass finally?

The SPEAKER. The Chair recognizes the gentleman from Delaware, Mr. Garzia, to speak on the final question before the House, shall the bill pass?

Mr. GARZIA. Mr. Speaker, may I interrogate Mr. Goodman, please?

The SPEAKER. Will the gentleman, Mr. Goodman, stand for interrogation?

Mr. GOODMAN. Yes, I will, Mr. Speaker.

The SPEAKER. The gentleman, Mr. Garzia, may proceed.

Mr. GARZIA. Back home we have the Transco Gas Company that wants to build a plant in my district. This company makes synthetic gas. Will this synthetic gas be considered fossil fuel or nonfossil fuel? How does that affect your bill?

Mr. GOODMAN. I would say nonfossil fuel. That would not be allowed to be used under the provisions of this act.

Mr. GARZIA. I do not quite understand your answer, Mr. Speaker. If this plant is built—there is probably an abundance of natural gas in the area for industrial use and, I assume, home use, and probably for the Philadelphia Electric Company use, so there will probably be enough of it—and if this becomes plentiful and the school district wants to build a school in our district, will they be forced then to use coal or can they be exempt and go to this synthetic gas?

Mr. GOODMAN. They can be exempt if they are granted a waiver. But when you say that there is an abundance of natural gas, that is certainly something new because there has been a shortage. We just went through a winter that those who were using natural gas could not get it, let alone new customers.

Mr. GARZIA. This synthetic gas will be made from naphtha which is a biproduct of crude oil. That is why it is called synthetic gas. No one has mentioned that here today.

Mr. GOODMAN. It would not be allowed to be used under the provisions of this act unless the waiver is granted.

Mr. GARZIA. Unless they get a waiver? And you say that we are in that corridor where we can get a waiver pretty easily?

Mr. GOODMAN. I am saying that you can get a waiver from the use of coal in the Philadelphia air curtain because of environmental reasons.

Mr. GARZIA. Okay. That is all I have, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

PARLIAMENTARY INQUIRY

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

Mr. POTT. Thank you, Mr. Speaker.

Mr. Speaker, I have a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. POTT. Mr. Speaker, since section 3 of the bill creates a state board of public heating, I question, Mr. Speaker, whether

this creation of the board will require an expenditure of state funds to process these applications. Therefore, Mr. Speaker, my parliamentary inquiry is: Should HB 555 have a fiscal note attached?

The SPEAKER. The Chair advises the gentleman from Allegheny County that he has not really stated a parliamentary inquiry; he is stating a question on the application of the rules. His inquiry should be directed to the Chairman of the Appropriations Committee.

The Chair recognizes the gentleman, Mr. Pievsky, who yields to the gentleman, Mr. Goodman. The gentleman, Mr. Goodman, will reply to the gentleman, Mr. Pott's interrogation.

Mr. GOODMAN. To answer the gentleman's question, the bill was in the Appropriations Committee, was reported out of the Appropriations Committee, and has a fiscal note attached.

The SPEAKER. Does the gentleman, Mr. Pott, understand the reply?

Mr. POTT. My bill book, Mr. Speaker, did not have a fiscal note. The gentleman from Cambria has just given me the fiscal note.

The SPEAKER. The Chair understands the problem the gentleman has. The Chair has never been able to resolve that mechanical problem for the benefit of the members and hopes to eventually. But the Chair assures the gentleman that the bill does have a fiscal note attached.

Mr. POTT. Thank you, Mr. Speaker.

On the question recurring,
Shall the bill pass finally?

Agreeable to the provision of the constitution, the following roll call was recorded:

YEAS—186

Abraham	Fryer	Manderino	Scheaffer
Anderson	Gallagher	Manmiller	Schmitt
Armstrong	Gallen	McCall	Schweder
Arthurs	Gamble	McClatchy	Scirica
Barber	Garzia	McGinnis	Seltzer
Bellomini	Gatski	McIntyre	Shupnik
Beloff	Geesey	McLane	Sirianni
Bennett	Geisler	Meluskey	Smith, E.
Berlin	George, C.	Milanovich	Smith, L.
Berson	George, M.	Miller	Spencer
Bittinger	Giammarco	Milliron	Spitz
Bittle	Gleeson	Miscevich	Stairs
Borski	Goodman	Moehlmann	Stapleton
Brandt	Gray	Morris	Stewart
Brown	Greenfield	Mrkonc	Stuban
Brunner	Greenleaf	Mullen, M. P.	Sweet
Burns	Grieco	Mullen, M. M.	Taddonio
Butera	Halverson	Musto	Taylor, E.
Caltagirone	Hamilton	Novak	Taylor, F.
Caputo	Harper	Noye	Tenaglio
Cassidy	Hasay	O'Brien, B.	Thomas
Cessar	Haskell	O'Brien, D.	Trello
Cianciulli	Hayes, D. S.	O'Connell	Valicenti
Cimini	Hayes, S. E.	O'Donnell	Wagner
Cohen	Helfrick	O'Keefe	Wansacz
Cole	Hoeffel	Oliver	Wargo
Cowell	Honaman	Pancoast	Wass
Davies	Hopkins	Parker	Weidner
DeMedio	Hutchinson, W.	Petrarca	Wenger
DeVerter	Itkin	Pievsky	White
DeWeese	Johnson	Pitts	Wiggins
DiCarlo	Jones	Polite	Williams

Dietz	Katz	Pott	Wilson
Dininni	Kelly	Pratt	Wilt
Dombrowski	Klingaman	Prendergast	Wise
Donatucci	Knepper	Pyles	Wright, D.
Dorr	Kolter	Rappaport	Wright, J. L.
Doyle	Kowalyszyn	Ravenstahl	Yahner
Duffy	Laughlin	Reed	Yohn
Dumas	Lehr	Renwick	Zearfoss
Englehart	Letterman	Rhodes	Zeller
Fee	Levi	Richardson	Zitterman
Fischer, R. R.	Lincoln	Ritter	Zord
Fisher, D. M.	Livengood	Ruggiero	Zwinkl
Flaherty	Logue	Ryan	
Foster, A.	Lynch	Salvatore	Irvis,
Foster, W.	Madigan	Scanlon	Speaker
Freind			

NAYS—12

Burd	Hutchinson, A.	Mebus	Piccola
Gillette	Kernick	Mowery	Shuman
Goebel	Mackowski	Mrkonic	Vroon

NOT VOTING—2

Rieger	Shelton
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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.

BILLS REPORTED FROM COMMITTEES

HB 1196, PN 1585 (Amended) By Mr. MISCEVICH

An Act amending the "Public Utility Law," approved May 28, 1937 (P. L. 1053, No. 286), further providing for refunds.

Mines and Energy Management.

SB 119, PN 119 By Mr. VALICENTI

An Act amending the act of July 14, 1971 (P. L. 221, No. 43), entitled "An act regulating the time of payment of wages and earnings of railroad employees" providing for administration of the act by the Department of Labor and Industry and for civil penalties.

Labor Relations.

BILL REREPORTED FROM COMMITTEE

SB 271, PN 477 By Mr. VALICENTI

An Act amending the act of July 14, 1961 (P. L. 637, No. 329), entitled "Wage Payment and Collection Law" amending and adding definitions; providing for the payment and collection of fringe benefits and wage supplements; requiring employers to notify their employes of the amount of fringe benefits and wage supplements due to their employes; permitting persons separated from their employment to have their final wage payments mailed to them; reaffirming the right of private individuals to institute criminal prosecutions under the act and permitting such prosecutions to be instituted by labor organizations and by the persons to whom any type of wages is due; permitting the assignment of claims for unpaid wages to and imposing the duty to prosecute such assigned claims on the Secretary of Labor and Industry; exempting the secretary from payment of filing fees and posting of bonds; providing for increase in liquidated damages; and providing for criminal penalties.

Rereported from Committee on Labor Relations.

REMARKS STRICKEN

The SPEAKER. The Chair, for the benefit of the members, is announcing that the calling of the name of Mr. Salvatore and the remarks of the Chair thereto are to be stricken from the record so they do not appear in the permanent record of the House.

And the Chair's moment of jollity with the gentleman, Mr. Shuman, will likewise be stricken from the official record so that it cannot be used to unduly embarrass him. Of course, it is not the point of the Chair to embarrass any member.

Therefore, without objection, those two colloquies will be stricken from the official record.

Does the gentleman from Lehigh, Mr. Zeller, desire recognition?

Mr. ZELLER. Mr. Speaker, I appreciate what you just did. That is what I was going to ask you, especially on the last episode.

Thank you.

ANNOUNCEMENTS

RULES COMMITTEE MEETING

The SPEAKER. The Chair recognizes the majority leader for purposes of the announcement.

Mr. MANDERINO. Mr. Speaker, the first announcement—and I hope it is not a surprise to the members of the Rules Committee—I need to have a Rules Committee meeting immediately upon the declaration of the recess and the caucus or the adjournment and the caucus.

I would like to have a Rules Committee meeting at 12 o'clock. There are two or three bills that are in the Rules Committee which we must report to the floor. We would hope to have them in a position for a vote next week. There will be a very short meeting of the Rules Committee at 12 noon.

DEMOCRATIC CAUCUS

Mr. MANDERINO. The members should take the opportunity between 12 and 1 o'clock to have their lunch.

At 1 o'clock, I would like to have a caucus of the Democratic members which will last most of the afternoon. We would hope to caucus on bills that are on third consideration and in a position to be voted so that we can run as many of those tomorrow morning beginning at 9:30 as we can, so that next week we can devote to the budget.

So, Mr. Speaker, what I am announcing is a Democratic caucus at 1 o'clock, a Rules Committee meeting at 12, and after any announcements by the minority side, I would think that this House would then adjourn until tomorrow morning at 9:30.

The SPEAKER. The Chair thanks the gentleman.

REPUBLICAN CAUCUS

The SPEAKER. The Chair recognizes the gentleman, Mr. Hayes, for purposes of an announcement.

Mr. S. E. HAYES. Thank you, Mr. Speaker.

There will be a very important Republican caucus beginning

at 2 p.m. We will discuss those bills which are to be voted tomorrow and also the fiscal plan for 1977-78.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

INTERROGATION

Mr. RICHARDSON requested and obtained unanimous consent to interrogate Mr. Manderino.

Mr. RICHARDSON. Mr. Majority Leader, I would like to know if you can give us the posture of the House for the rest of this week for the members.

We are quite concerned about the school crisis in the city of Philadelphia as well as the budget. We would like to have some idea as to whether or not we are also going to be in on Friday.

We now only have 15 days, according to the calendar, to the 30th of this month, and we must pass a budget by the 30th. I would just like to know whether or not there are any plans for us to be in session the rest of this week to continue our fight to try and pass a budget before the 30th?

Mr. MANDERINO. Mr. Speaker, it is the intention of the majority leader to operate this House tomorrow for the running of bills in the morning, for additional caucuses in the afternoon on the budget. It is my intention next week, beginning on Monday, to begin running the budget, the nonpreferreds, the school subsidy bills and perhaps tax measures if they become necessary.

Mr. RICHARDSON. I have one further question, Mr. Speaker: If you plan to adjourn tomorrow, Thursday, is it possible—we have been in session since January 4 of this year—since we are coming towards the end of the fiscal year, June 30, that perhaps it might be advisable, if it is necessary, because of the importance and the seriousness of the Philadelphia crisis, that we be in also on Friday and until we pass the budget?

I know that might cause some discord with some of the members, but I do feel that since January we have had a lot of problems here in the House, and it would seem to me that our responsibility would be to do everything that is necessary to pass the budget before the 30th.

I just want to know why we cannot be in on Friday to deal with other matters that are on the calendar so that we can get down with the business at hand.

Mr. MANDERINO. Mr. Speaker, if the gentleman was here yesterday—and I assume that he was—I announced yesterday that next week, beginning Monday, we will be in session through Friday and Saturday and Sunday if necessary to get the job done.

Mr. RICHARDSON. Well, I guess I am just saying that we are losing 1 day in between all that, and I was just raising that question.

I would just like to make a statement, if I can, Mr. Speaker, following my line of interrogation.

The SPEAKER. The gentleman is in order and may proceed.

Mr. RICHARDSON. Mr. Speaker, I just think that right now we are probably in one of the most serious crises that this state has faced since 1973 with the possibility of not being able to pass a budget.

It would seem to me that we should be doing everything that is necessary. A group of freshman legislators and some others yesterday made a request that we be in session, Mr. Speaker, until such time that we pass the budget in this session for the fiscal year 1977-78.

What I would like to do then, if there are not going to be any moves made to be in on Friday, is to make a motion tomorrow that we do be in on Friday and finish up whatever other bills are on the calendar and also move to take up whatever other business is necessary.

I feel the crunch coming around the Philadelphia school question as well as the budget, and I think there are many questions and many serious issues that need to be discussed.

We should not want to leave this House without being able to inform our constituents exactly what our plans are. Next week starts another week, but it would seem to me that we still have some days remaining in this week, so tomorrow, if there are not any plans to be in on Friday, I am going to so move and ask the members of this House to vote with me to be in until such time as we get around to taking care of some very serious business. I do not think we can delay any longer. We have delayed too long.

Thank you.

The SPEAKER. The Chair thanks the gentleman.

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

Mr. MISCEVICH. Mr. Speaker, there have been some comments made that we will be here Friday, Saturday and Sunday of next week. I want to know how serious this is because—

The SPEAKER. Will the gentleman yield?

Those members who are leaving the floor of the House, will you please leave as quietly as possible? The gentleman is addressing a query to the Chair and the Chair is barely able to hear it.

Would you restate the query, please?

Mr. MISCEVICH. There have been some statements made by the majority leader on two occasions that we will be here next week through Friday, Saturday and Sunday. This is very important to the members, especially those of us who need to arrange for housing for that week and to know how much clothing we need to bring with us. We would like a definite statement as to whether we are, in fact, going to be here a whole week.

The SPEAKER. The Chair does not presume to answer for the majority leader who is quite capable of answering for himself, but the Chair would tell the gentleman, in all seriousness, the Chair has made a reservation for at least 5 days next week. The Speaker has informed his family that he expects to be here solidly next week. And the Chair, having been here 18 years and faced these crises before, in all seriousness, fully anticipates that it is going to take at least 5 days and it may take 6 for us to enact what we must.

I do not think the announcements are to be taken lightly. Sometimes they are, but not this time. I think you gentlemen would be well advised to come prepared to stay throughout the week.

Mr. MISCEVICH. Mr. Speaker, we are not taking it lightly.

We are, in fact, willing to be here for the week. It is just that we must prepare ourselves accordingly.

The SPEAKER. The Chair recognizes that. The Chair knows the gentleman personally and knows of his devotion to his duty and is not implying that there is any unwillingness. The Chair is really answering, through the gentleman, all the members within the hearing of the Chair's voice, that it is the Chair's opinion that this House will be in session 5 full days next week.

Mr. MISCEVICH. I thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Greene, Mr. DeWeese.

Mr. DeWEESE. Mr. Speaker, I would just like to assert my support for the circumspection and the perspicacity of Mr. Richardson's remarks.

I think it would be somewhat imprudent for us to come back next week Monday through Friday or Saturday or Sunday if we, indeed, did not think very seriously about staying this week. A 15-day limit is rather severe, and I just want to assert my support for Mr. Richardson's remarks.

Thank you, Mr. Speaker.

The SPEAKER. The Chair thanks the gentleman.

The Chair recognizes the gentleman from Cambria, Mr. Bittinger. For what purpose does the gentleman rise?

Mr. BITTINGER. If I understood correctly, Mr. Richardson had placed a motion on the floor, did he not?

The SPEAKER. That is not the recollection of the Chair, Mr. Bittinger. As the Chair recollects it, Mr. Richardson placed in the record his objections to our going home on Thursday and his request that we remain on Friday, but the Chair does not recall that any motion was placed.

Mr. BITTINGER. I am advised he said he would place it tomorrow. I apologize.

WELCOMES

The SPEAKER. The Chair welcomes to the floor of the House as the guest of the Lehigh County delegation a recent graduate of Lehigh University. His name is Mr. Jim Ritter.

He is, however, I am told, not related to the Honorable Jim Ritter of Lehigh County. At the risk of being chastised again, the Chair would observe that it is not aware whether or not that is an announcement of regret or whether it is an announcement of pride.

We thank you for being in attendance. We congratulate you and trust you will have learned a little more about the practical functioning of your government through your visit.

The Chair has the very great honor of presenting to the House and to the members of the General Assembly Sister Martha McAndrew and Sister Magdalena. Both of the Sisters are from Scranton.

They are the guests of the Lackawanna County delegation and, I might add, the guests of each and every member of the House of Representatives.

Will the Sisters please rise to be recognized?

The Chair is delighted to welcome the Sisters to the hall of the House, and, to the Chair's recollection, this is the first time since kindergarten that the Chair has had an opportunity to invite Sisters to rise, although Sisters frequently instructed the Chair to sit down. That was in earlier days.

ADJOURNMENT

Mr. ARMSTRONG moved that this House do now adjourn until Thursday, June 16, 1977, at 9:30 a.m., e.d.t.

On the question,

Will the House agree to the motion?

Motion was agreed to, and (at 11:57 a.m., e.d.t.) the House adjourned.